

## **CERTIFICATIONS**

Certified Public Accountant  
Juris Doctor  
Certified Fraud Examiner

## **EDUCATION**

Juris Doctor  
*Loyola University of Chicago School of Law, 1987*  
Bachelor of Science in Accountancy  
*University of Illinois, 1980*

## **RANGE OF EXPERIENCE**

Mr. Gould has developed successful litigation strategies and provided investigative and consulting services and expert witness testimony in a variety of litigated matters. These include assisting counsel with claims involving commercial litigation, shareholder dissent and oppression actions, matrimonial dissolution, business interruption claims, merger and acquisition disputes and professional liability matters. He has extensive experience performing business valuations, calculating financial damages and performing forensic accounting and analysis. He has provided discovery assistance and assisted counsel with drafting and reviewing complaints, depositions, interrogatories and affidavits. He has provided litigation consulting services to counsel in a variety of industries including manufacturing, distribution, construction, financial services, professional service corporations and real estate. Mr. Gould designs and presents continuing education programs for the American Institute of Certified Public Accountants, the Illinois CPA Society, the Chicago Bar Association and law firms.

## **PROFESSIONAL AND BUSINESS HISTORY**

Gould & Pakter Associates, LLC  
*Partner, 2004 to present*  
Russell Novak & Company, LLP  
*Partner, 1998 to 2004*  
Rome Associates LLP  
*Partner, 1996 - 1998*  
Altschuler, Melvoin and Glasser  
*Senior Staff Accountant to Senior Manager, 1984 - 1996*  
Peat Marwick & Mitchell  
*Staff Accountant to Senior Staff Accountant, 1980 - 1984*

## **PROFESSIONAL ORGANIZATION MEMBERSHIPS AND ACTIVITIES**

- American Institute of Certified Public Accountants
- Illinois CPA Society (*Member of Board of Directors, Member and Prior Chair of the Consulting Executive Committee, Member of Business Valuation Special Interest Group, Member of 2001 through 2004 Business Valuation Conference Task Force*)
- Association of Certified Fraud Examiners
- American Bar Association
- Illinois State Bar Association
- Chicago Bar Association
- American Society of Appraisers (*Candidate Member*)
- Financial Consulting Group, L.C.

## **SPECIFIC SERVICES AND EXPERIENCE**

### **BUSINESS VALUATIONS**

*Mr. Gould provides business valuation and business consulting services to trial lawyers and the clients they represent. He performs business valuations for estate and gift tax purposes, matrimonial dissolution proceedings, shareholder dissent and oppression actions and in conjunction with the preparation of buy/sell agreements.*

- Performed the valuation of a \$50 million manufacturer and distributor of premium hot and cold appetizers, finger foods, caramel-based products and frozen ice cream in connection with the consolidation of the minority shareholders and purchase of key officers' life insurance.
- Performed the valuation of the common and preferred stock of a \$100 million distributor of plumbing, heating, ventilation and air conditioner parts and equipment for estate and gift tax purposes.
- Performed the valuation of a \$180 million manufacturer of specialized clothing, linings and fabrics for estate and gift tax purposes.
- Performed the valuation of a mortgage banker with a loan-servicing portfolio in excess of \$1 billion for matrimonial dissolution purposes.
- Performed the valuation of manufacturers, distributors, professional service organization, real estate holding companies and other privately held corporations for matrimonial dissolution purposes.
- Performed the valuation of a vocational technical institute to determine the fair value of a minority interest in a shareholder dissent matter.
- Performed a valuation of a specialty product manufacturer that was allegedly forced into bankruptcy due to the misrepresentation by its corporate counsel client in a legal malpractice matter.

**SPECIFIC SERVICES AND EXPERIENCE (continued)**

**ECONOMIC DAMAGES**

*Mr. Gould provides consulting and expert witness testimony for trial lawyers to assist them with damages measurement and financial analysis. He specializes in lost profit calculations, breach of contract damage measurements and professional liability claims. His experience includes trial testimony and alternative dispute resolution.*

- Assisted counsel in an International Chamber of Commerce Arbitration representing a Fortune 500 client in determining the damages sustained by its European supplier in a breach of contract action. Responsible for preparing a damage model calculating the supplier's lost profits, analyzing the opposing expert's damage calculation, assisting with cross-examination of the opposing expert and providing testimony at the Arbitration.
- Assisted counsel in determining Plaintiffs' estimated damages and Defendants' profits attributable to the Defendants' illegal copying, displaying and preparation of derivative works based on Plaintiffs' artwork, architectural work and technical drawings. Damages approximated \$15 million.
- Assisted counsel in calculating lost profits in an action alleging breach of express warranties and breach of implied warranty of fitness for purpose arising from the deficiencies in the machinery purchased from a supplier of machine material handling equipment. Responsible for preparing a damage model calculating the buyer's lost profits, analyzing the opposing expert's damage calculation and assisting counsel with the deposition of the opposing expert.
- Investigated and analyzed a minority shareholder's damages arising from his purchase of the minority interest by the controlling shareholder in a shareholder dissent matter.
- Assisted an insurance company in evaluating a business interruption claim submitted by a professional service corporation. The claim alleged lost billable income and out-of-pocket costs associated with planned partners' retreat.
- Assisted counsel in calculating lost profits and costs sustained by a limited partnership in a dispute over air rights resulting in its inability to develop certain parcels of land. Damages approximated \$20 million.
- Assisted counsel in a litigated matter representing investors in six failed leasing limited partnerships. Responsible for preparing trial binders, conducting fraud investigations and consulting on professional liability issues. Damage claims exceeded \$60 million.

**SPECIFIC SERVICES AND EXPERIENCE (continued)**

**FORENSIC ACCOUNTING & ANALYSIS**

*Mr. Gould provides forensic accounting and analysis to corporate clients, trial lawyers and their clients and governmental entities. He performs forensic accounting analyses to assist in locating unreported or hidden assets, determining the reasonableness of contract and/or project related costs, investigating claims of misappropriation or determining the source of funds used to acquire assets.*

- Traced the source of funds used to establish investment and brokerage accounts and to purchase certain business investments and real estate holdings during the pendency of a long-term marriage to determine the character of those assets for matrimonial dissolution purposes.
- Investigated and analyzed the investment activity of a \$50 to \$75 million investment portfolio to assist counsel in determining the propriety of the investment manager's portfolio reporting, management and segregation of funds and assets.
- Investigated and analyzed international real estate holdings and transactions. Responsible for coordinating U.S. and international consultants and experts and preparing a pre-trial summary and valuation of assets totaling \$40 to \$50 million.
- Performed a special-purpose examination of the books and records of the Board of Election Commissioners. Engaged to perform specific procedures and report findings to Chief Judge of Circuit Court of Cook County.
- Investigated and analyzed project costs for allowability, allocability and reasonableness to assist a governmental entity in determining reimbursable and privatized operational costs.
- Assisted counsel in the U.S. Bankruptcy Court (Western District of New York) in developing the objections of creditors and other interested parties in connection with the Court's denial of post petition financing sought by the debtor-in-possession.

**ADDRESSES AND PUBLICATIONS**

*"Damages: Shareholder Dispute"*, presented at the Illinois CPA Society's Litigation Support Conference - 2004

*"Understanding The Use of Forensic Accounting to Trace Funds in Marital Dissolution Matters"*, presented at 2004 American Bar Association Section of Family Law Fall Committee & Continuing Legal Education Conference - 2004

*"Preparing To Buy Or Sell A Closely Held Business"*, presented on behalf of Lorman Educational Services - 2004

*"Understanding Financial Statements- A Financial (Mis)Statement Case Study"*, presented at Chicago Bar Association Continuing Legal Education Forum - 2004

*"Business Valuations: The Income Approach and How to Challenge It"*, presented to the DuPage County Bar Association Family Law Section – 2004

*"Common Mistakes in Divorce Valuations"*, presented to the Cook County Bar Association Family Law Section – 2004

*"The Use of Forensic Accounting to Trace Funds in Dissolution of Marriage Cases"*, presented at the Illinois CPA Society's Fraud Conference – 2003

*"Understanding Financial Statements"*, presented at Chicago Bar Association Continuing Legal Education Forum - 2003

*"Hot Topics and Current Trends in Business Valuation"*, presented at the Illinois CPA Society's Business and Technology Solutions Show – 2002

*"Understanding Business Valuation"*, presented at the Illinois CPA Society North Shore Chapter's Education Forum – 2001

*"Practicing Your Skills as a Financial Expert Witness: A Mock Trial "*, presented at Loyola University School of Law for Illinois CPA Society - 2001

*"Financial Statements - What They Can and Can't Tell You"*, presented at Office of the Inspector General – Chicago Public Schools – 2000

*"Valuation Issues in Divorce Settings"*, presented for American Institute of Certified Public Accountants: Certificate of Educational Achievement Program – 1999

*"Financial Statements - What They Can and Can't Tell You"*, presented at Chicago Bar Association Continuing Legal Education Forum - 1999

**ADDRESSES AND PUBLICATIONS (continued)**

*“Unraveling the Mystery of Partnership – Firm Financial Reports: What to Look for in the Numbers!”*, presented to Young Lawyers Section of the Chicago Bar Association – 1998

*“Review of Expert Reports of Lost Profits in Commercial Litigation”*, presented to D’Ancona & Pflaum - 1998

*“Financial Statements - What They Can and Can’t Tell You”*, presented at Chicago Bar Association Continuing Legal Education Forum - 1998

*“The CPA - Valuator - Expert Witness”*, presented for American Institute of Certified Public Accountants: Certificate of Educational Achievement Program – 1998

*“The Mechanics of Quality Report Writing”*, presented for American Institute of Certified Public Accountants: Certificate of Educational Achievement Program - 1998

*“Hot Topics and Current Trends in Business Valuation”*, presented at the Illinois CPA Society’s Business and Technology Solutions Show - 1998

*“Due Diligence: Make or Break Considerations in Evaluating Companies in the Plumbing Industry”*, presented at the Plumbing Industry Mergers and Acquisition Forum - 1998

*Review of Expert Reports in Labor Litigation*”, presented to Laner Muchin Dombrow Becker Levin Tominberg, Ltd. - 1998

*“Fraud and the Audit Process”*, presented at Rome Associates LLP Audit Department Training - 1998

*“The Financial Shenanigans of Confree Manufacturing”*, presented at LaSalle Bank N.A. - 1998

*“Introduction to Financial Analysis”*, presented at CNA Insurance Systems and Financial Training Forum - 1998

*“Advanced Financial Analysis: Business Valuations”*, presented at CNA Insurance Systems and Financial Training Forum - 1997

*“Financial Statements - What They Can and Can’t Tell You”*, presented at Chicago Bar Association Continuing Legal Education Forum - 1997

*“The CPA - Valuator - Expert Witness”*, presented for American Institute of Certified Public Accountants: Certificate of Educational Achievement Program - 1997

*“The F Word Is Now Acceptable - A Look at SAS No. 82 - Considering Fraud in a Financial Statement Audit”*, presented at Illinois CPA Society Annual Financial Institutions Conference - 1997

**ADDRESSES AND PUBLICATIONS (continued)**

*“Non-Traditional Services - Consulting, Litigation and Assurance Services”*, presented at Rome Associates LLP Audit Department Training - 1997

*“How Expense Reduction Services Can Bring Value to Your Clients”*, presented at National Council of Philippine American Canadian Accountants Annual Convention - 1997

*“Four Phases of a Fraud Audit”*, presented at National Council of Philippine American Canadian Accountants Annual Convention - 1997

*“Finding the Pot of Gold Through Discovery: Personal Income Tax Returns”*, presented at Young Lawyers Section of The Chicago Bar Association Continuing Legal Education Forum - 1997

*“Intermediate Financial Analysis”*, presented at CNA Insurance Systems and Financial Training Forum - 1997

*“Introduction to Financial Analysis”*, presented at CNA Insurance Systems and Financial Training Forum - 1997

*“Accounting for Impairment of Long-Lived Assets”*, presented for Illinois CPA Society at Dean Witter Annual Account Update - 1996

*“Using and Misusing Financial Statements - Can You Trust the Financial Information you are Given?”*, presented at Chicago Bar Association Continuing Legal Education Forum - 1996

*“The CPA - Valuator - Expert Witness”*, presented for American Institute of Certified Public Accountants: Certificate of Educational Achievement Program - 1996

*“How Accountants Can Work with Lawyers and Mediators to Help Settle Business Disputes”*, presented at Illinois CPA Society Midwest Accounting and Business Management Show - 1996

*“Fraud Auditing and Forensic Accounting”*, presented at Philippine Certified Public Accountants of Greater Chicago chapter meeting - 1996

*“Quality Assurance: Maximum Effectiveness at Minimum Cost”*, presented at Illinois CPA Society Midwest Accounting and Business Management Show - 1995

*“Practical Applications of Valuation Theory”*, presented at the Illinois CPA Society’s Annual Divorce Conference - 1995

*“Taxation and Accounting Issues of Divorce and Separation”*, presented on behalf of Illinois CPA Society Continuing Professional Education Program - 1995

*“Expert Witness Testimony: How to Help Your Client”*, presented at the Illinois CPA Society’s Annual Divorce Conference - 1994

**ADDRESSES AND PUBLICATIONS (continued)**

*“Point/Counterpoint: The Business Valuation Process”*, presented at the Illinois CPA Society’s Midwest Accounting Show - 1994

*“Getting the Financial Edge”*, presented at Chicago Bar Association Continuing Legal Education Forum - 1994

*“Tips for Effective Case Administration, Deposition and Testimony”*, presented at the Illinois CPA Society’s Annual Divorce Conference - 1993

*“Business Valuations for Attorneys”*, presented at Chicago Bar Association Continuing Legal Education Forum - 1993

*“Understanding Financial Statements: Uses and Application, Principles and Practices and Terminology and Fundamentals”*, presented at Chicago Bar Association Continuing Legal Education Forum - 1992