SHERWOOD D. KELLEY

FINANCIAL, BANKING & REAL ESTATE EXPERT WITNESS

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PROFESSIONAL BACKGROUND

Mr. Kelley has extensive experience as a forensic consultant and Expert Witness in investment banking, commercial finance, market conditions, real estate lending, institutional and private (hard money) loans, loan placement, underwriting, processing, title, and damages calculations.

EXPERT WITNESS & LITIGATION EXPERIENCE

Mr. Kelley is a Principal in Calinvest OmniCapital, LLC, a California- based investment banking firm (www.calinvest.net). Mr. Kelley's Expert Witness opinions are grounded in real transactional experience. He has served as forensic consultant and Expert Witness in 36 engagements in the last 30 years. He has qualified and testified in the Superior Courts of Ventura, Los Angeles and Santa Barbara Counties. Experience includes: 7 trials, 12 depositions, 6 motions for summary judgment and 4 arbitrations. Engagements have been with major law firms in California, Washington, Arizona, Texas and Nevada.

AREAS OF EXPERTISE

- Duty of care and standard of care; damages calculations and net present value (NPV)
- Hard-money lending policies, standards, customs and practices
- Commercial loan underwriting and credit customs and practices
- Residential and commercial real estate construction financing
- Capital adequacy and construction loan disbursements
- Bankruptcy, workouts, foreclosure, and bank/broker procedures
- Breach of fiduciary duty, negligence and fraud
- *Quantum meruit* as applied to finance
- Title insurer roles and responsibilities
- Federal Rules of Civil Procedure 26 and 702; Daubert
- Current market conditions for equity and debt

EDUCATION, LICENSURE & ADDITIONAL BACKGROUND

A.B., Biology/Chemistry, Lafayette College, Pennsylvania; MBA, Finance, Boston University Questrom School of Business; California Real Estate Broker License since 1996. Prior to moving to California, Mr. Kelley was an investment banker with major international firms on Wall Street and abroad. Mr. Kelley is fluent in Spanish.