



Brett A. Margolin, PhD, Principal, LECG

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SUMMARY

A principal at LECG, Brett A. Margolin provides economic analyses in commercial litigation. He has particular expertise in the application of business valuation principles and economic theory in corporate governance and bankruptcy matters, including fair value analyses in appraisal actions and solvency analyses in fraudulent conveyance and preference actions. His practice also encompasses the evaluation of lost profits, price erosion, and reasonable royalty damages, with specific application to intellectual property matters. Dr. Margolin has testified in a number of state and federal jurisdictions, including the Delaware Court of Chancery.

EDUCATION

PhD, Economics, George Mason University, 1998
BS, Economics, University of Delaware, 1993

PRESENT POSITION

LECG, Principal, 2006 to present

OTHER POSITIONS HELD

LECG, Managing Economist, 2003 to 2006
Center for Forensic Economic Studies, Senior Economist, 1999 to 2003
PricewaterhouseCoopers, Senior Associate, 1997 to 1999
Hickling Lewis Brod, Senior Consultant, 1997
George Mason University, Instructor, 1997
Office of the Secretary of State, State of Delaware, Analyst, 1991 to 1993

HONORS

George Mason University, Mary and Gordon Cain Fellow, 1995 to 1997
Participant, Policy Analysis Workshop, Center for Market Processes, Fairfax, VA, 1995

PUBLICATIONS

1. "MMM-MMM Good: *VFB v. Campbell Soup* and the Solvency of Publicly Traded Debtors," Vol. 27, No. 10 *American Bankruptcy Institute Journal*, December 2008.
2. "Solvency, the Adjusted Balance Sheet Test, and the Unfortunate Paris Hilton," Vol. 26, No. 5 *American Bankruptcy Institute Journal*, June 2007.



3. "The Economics of Delaware Fair Value" (with Samuel J. Kursh), Vol. 30, No.2 *The Delaware Journal of Corporate Law*, Winter 2005.
4. "Lost Profit Damages: Beware the Demand Curve's Slippery Slope," American Bar Association's *Intellectual Property Newsletter*, Winter 2003.
5. "Unclaimed Property Audits: Statistical Approach May Be Best Attack," *The Legal Intelligencer*, April 5, 1999; *Corporate Controller*, September/October 1999.
6. "An Economic Analysis of the Brokerage Contract," Dissertation, George Mason University, accepted March 1998.
7. "Labor-Leisure-Lobby" (with Edward Lopez), working paper.
8. "Exploring the 'Small Wonder' of Delaware's Preeminence in the Market for Corporate Charters: An Economic and Empirical Analysis of Delaware's Experience," Undergraduate Thesis, University of Delaware, accepted May 1993.

PRESENTATIONS

1. *Lost Profit Damages: Beware the Demand Curve's Slippery Slope*, (approved for New York and Virginia Continuing Legal Education Credits) Thelen Reid & Priest, LLP, November 17, 2005.
2. *Ethics of Expert Management: View from the Best Seat in the House*, (approved for Delaware Continuing Legal Education Credits) Delaware Trial Lawyer's Association 2005 Annual Convention, June 10, 2005.
3. *The Economics of Delaware Fair Value*, International Society for New Institutional Economics, October 2, 2004.
4. *The Economics of Delaware Fair Value*, (approved for Delaware Continuing Legal Education Credits) *The Delaware Appraisal Statute: Financial and Legal Issues and What Needs Fixing*, sponsored by the Corporation Law Section of the Delaware State Bar Association, April 20, 2004.
5. *Topics in Valuation: Delaware Fair Value, Introduction to Valuation, and Introduction to Financial Statements*, (approved for Delaware Continuing Legal Education Credits) In-House CLE Seminar, Ashby & Geddes, Wilmington, Delaware, October 3, 2003.
6. *Fundamental Economics of Patent Infringement Damages: What IP Counsel Should Know about Demand*, (approved for Pennsylvania Continuing Professional Education Credits) PricewaterhouseCoopers Litigation Forum, Philadelphia, Pennsylvania, July 23, 1999.
7. *Personal Injury Damages: Tools of the Trade*, (approved for Pennsylvania Continuing Legal Education Credits and Pennsylvania Continuing Professional Education Credits), PricewaterhouseCoopers Litigation Forum, July 10, 1999.

ACTIVITIES

Board Member, Bernard and Ruth Siegel Jewish Community Center, Wilmington, Delaware, 2005 to present

Board Member, Milton and Hattie Kutz Home, Wilmington, Delaware, 2006 to present



SELECTED VALUATION EXPERIENCE

Dr. Margolin has performed valuation analyses in a variety of litigation and consulting contexts, including appraisal and fiduciary actions in corporate governance litigation, and preference, fraudulent conveyance, and plan confirmation actions in bankruptcy proceedings. Representative interests and industries valued include:

Interests

Enterprise
Common equity
Preferred equity
General and limited partnerships

Master limited partnership
Debt
Leases
Intellectual property and other intangible assets

Industries

Manufacturing

Apparel
Construction materials
Consumer products
Food and beverage
Machine parts
Paper and allied products
Textiles

Technology

Biomedical and pharmaceutical
Electrical components
Internet operations
Software development
Telecommunications instruments

Services

Distribution and logistics
Financial processing
Management consulting
Mortgage brokerage
Trucking

Other

Energy
Entertainment
Lodging
Property development and management
Retailing