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Education, Certifications & Honors

Georgetown University
*Bachelor of Science
Business Administration*

Certified Public Accountant (CPA)
Licensed in Virginia

Certified Valuation Analyst (CVA)

Professional Associations

American Institute of Certified
Public Accountants (AICPA)

Association of Certified
Fraud Examiners (CFE)

Greater Washington Society
of Certified Public Accountants

National Association of Certified
Valuators and Analysts (NACVA)

Kenneth P. Metcalfe

Co-Chief Executive Officer

Ken is a CPA, CVA and a forensic accounting expert with over 37 years of experience in a variety of industry sectors.

Ken has provided testimony at trial or arbitration in litigations on over 40 occasions, delivered depositions on over 40 occasions and has given concurrent expert witness testimony (hot-tubbing) on two occasions. He has helped resolve disputes in excess of US\$7.5 billion on projects valued at over US\$18 billion. He has testified on damages issues in federal and state courts and in arbitrations, and also assisted counsel and clients in numerous extensive settlement negotiations, as well as in mediation.

Ken has worked on client projects throughout Asia, Europe, North America and South America. He has assisted clients from a variety of sectors, including biotechnology, buildings, defense, industrial, infrastructure, manufacturing, oil and gas, power and utilities, technology, and telecommunications, with significant experience in the nuclear energy and associated regulated industries.

Ken has analyzed accounting and economic damages-related issues in various types of disputes, including breach of contract, terminations, fraud investigations, patent infringement, and trade secret misappropriations. His economic damages work has addressed increased costs, lost profits, price erosion, cost of capital, and lost value, including the valuation of lost royalties. Ken has also performed detailed forensic analyses and historical cost and financial statement reconstructions and has advised clients on evaluating the economics related to significant alternative investments.

Ken holds a BS in Business Administration and is a Certified Public Accountant (CPA), a Certified Valuation Analyst (CVA), and an Associate Certified Fraud Examiner. He is a member of the American Institute of Certified Public Accountants (AICPA), the National Association of Certified Valuators and Analysts (NACVA), the Association of Certified Fraud Examiners (ACFE), the Greater Washington Society of Public Accountants, and the Virginia Society of Certified Public Accountants.

Representative Example Matters

Spent Nuclear Fuel - Ken has represented approximately 20 nuclear utilities related to the alleged breach of contract by the Department of Energy and its obligation to accept spent nuclear fuel from U.S. commercial nuclear reactors. Ken has testified in several of those matters to date in the Court of Federal Claims, with cumulative damages initially awarded of over a quarter billion dollars in those matters.

Business Consulting - Ken led a team retained by Paul Volcker and the Independent Committee of Eminent Persons to assist in the oversight of the extensive, multi-year effort investigating and analyzing dormant accounts in numerous Swiss banks of victims of Nazi persecution.

Accounting Firm Independence and Accounting Malpractice - Ken was one of the consulting team leaders assisting former U.S. Comptroller General, Charles Bowsher, in the detailed review of several large accounting firms' systems, practices, procedures and controls relating to independence. In addition, Ken has provided forensic and other consulting services in numerous matters related to allegations of accounting malpractice.

Virginia Society of Certified
Public Accountants

Fraud Investigations - Ken has headed consulting teams in numerous matters in which he and his teams have performed detailed forensic analyses to investigate alleged fraudulent activities. Clients in this area have included major U.S. and international financial institutions, as well as U.S. and international government agencies.

Lectures and Seminars

Ken has lectured on various economic damages-related issues. His audiences have included graduate students, as well as numerous attorneys, project owners, contractors, and others in multiple forums, including the American Bar Association and the Forbes Conference. He has also been a guest lecturer on damage claim issues at Stanford University's School of Engineering.

Publications

US Contractors Spur Nuclear Construction
Financial Times (November 27, 2008)