



Joshua Cohen

Partner

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OVERVIEW

Joshua "Josh" Cohen, a bankruptcy and restructuring attorney with a national practice, represents secured and unsecured creditors, creditors' committees, buyers and sellers of assets, trustees and receivers in bankruptcy cases, receivership cases and out-of-court workouts and restructurings. He has extensive experience handling complex Chapter 11 cases. Josh also handles creditors' rights and real estate litigation matters.

Clients rely on Josh as trusted advisor for business issues, such as:

- Bankruptcy
- Receiverships
- Workouts
- Distressed business and asset transactions
- Creditors' rights litigation
- Real estate litigation
- Lender liability litigation
- Commercial contract disputes
- Fraud litigation

Josh serves as chair of the firm's Bankruptcy and Restructuring practice group.

EXPERIENCE

Counsel to title insurance company in connection with multijurisdictional lien priority and title insurance coverage issues in the Chapter 11 bankruptcy cases of Lehman Brothers Holdings Inc. and its related companies

Counsel to loan seller in claw back and indemnity litigation arising out of the Chapter 11 bankruptcy

cases of Lehman Brothers Holdings Inc. and its related companies

Counsel to secured lender in complex lien-priority litigation in commercial real estate bankruptcy in the United States Bankruptcy Court for the Eastern District of New York

Counsel to state agency as secured lender in complex real estate bankruptcy pending in the United States Bankruptcy Court for the District of Delaware

Counsel to creditors and other claimants in Lehman Brothers SIPC and bankruptcy proceedings

Counsel to largest unsecured creditor (and member of the Official Committee of Unsecured Creditors) in the Chapter 11 bankruptcy of Coudert Brothers LLP

Counsel to estate-retained professionals in the bankruptcy cases of Refco, New York Racing Association, Feders, Boston Generating Company and Global Geophysical Services, Inc.

Counsel to receiver of complex intellectual property company appointed by Delaware Chancery Court to implement merger and acquisition strategies and financial stabilization

Represents receiver in business failure of large retail oil company

Represents Foreign Bankruptcy Trustee in ancillary bankruptcy proceeding, worldwide asset investigations and fraud litigation

Counsel to various creditors in commercial airline reorganizations/liquidations, including Delta Air Lines, Northwest Airlines and ATA

Represents agencies of the State of Connecticut as secured lender and issuer of bonds in workouts and receiverships of nursing home networks, hospitals and educational facilities

Counsel to Official Committee of Unsecured Creditors in Chapter 11 bankruptcy case of Spring Air Partners North America, Inc., in the United States Bankruptcy Court for the Southern District of New York

Co-counsel to ad hoc committee and Official Committee of Unsecured Creditors in Chapter 11 bankruptcy case of failed hedge fund in the United States Bankruptcy Court for the District of Connecticut

Significant experience representing both buyers and sellers of distressed assets in context of business bankruptcy proceedings and receiverships

SERVICES

BANKRUPTCY AND RESTRUCTURING

COMPLEX COMMERCIAL LITIGATION

LITIGATION

INDUSTRIES

REAL ESTATE LITIGATION

INSIGHTS

FERC/BANKRUPTCY COURT CONCURRENT JURISDICTION

Co-author, April 2, 2020, *Day Pitney Alert*

VIEWS FROM THE BENCH – 11TH ANNUAL CREDIT & BANKRUPTCY SYMPOSIUM

Moderator, May 5, 2017

BUYER BEWARE: THE BITS AND BYTES COULD GET YOU

Co-author, January 16, 2017, *ABI Bankruptcy Litigation Committee Newsletter*

STRATEGIC ALTERNATIVES FOR AND AGAINST DISTRESSED BUSINESSES, 2016 EDITION

Co-author, April 18, 2016, *Thomson/Reuters/West*

HOSPITALITY AND THE TAX MAN: HISTORICAL HOSPITALITY TAX ISSUES IN DISTRESS

Speaker, April 16, 2016, Washington DC

NEWS

LAW FIRMS ARE STAFFING UP ON BANKRUPTCY LAWYERS IN ANTICIPATION OF A POST-COVID-19 BOOM

Quoted, July 28, 2020, *ABA Journal*

OIL & GAS BANKRUPTCIES MAY HIT SNAGS AMID FERC TURF WAR

Quoted, July 9, 2020, *Law360*

FINANCIAL IMPACT OF COVID-19 REVIVES DAY PITNEY'S BANKRUPTCY AND RESTRUCTURING GROUP

Featured, April 21, 2020, *Day Pitney Announcement*

FERC REBUKE WON'T BE LAST WORD IN PG&E POWER DEALS FIGHT

Quoted, June 11, 2019, *Law 360*

PG&E'S CH. 11 BRINGS RIFT WITH FERC OVER POWER DEALS

Quoted, January 29, 2019, *Law360*

EDUCATION AND CREDENTIALS

EDUCATION

Benjamin N. Cardozo School of Law, J.D., 1994

University of Pennsylvania, B.A., 1990

ADMISSIONS

State of Connecticut

State of New York

AFFILIATIONS

Connecticut Bar Association

American Bar Association

American Bankruptcy Institute

Turnaround Management Association

RECOGNITION AND COMMUNITY

RECOGNITION

Chosen for inclusion in *The Best Lawyers in America* (Woodward/White, Inc.) for Bankruptcy and Creditor Debtor Rights/Insolvency and Reorganization Law, 2023-2024

Selected to the list of Connecticut *Super Lawyers* (Thomson Reuters), Bankruptcy, 2007, 2009-2010, 2013-2022

No aspect of these advertisements has been approved by the highest court of any state. See [Awards Methodology](#).

COMMUNITY

New Haven Road Race, Board of Directors