

Joshua W. 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

Firm Leadership:

- Leader, Bankruptcy & Restructuring Practice

Experience

No aspect of this advertisement has been approved by the highest court of any state. Prior results do not guarantee a similar outcome.

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

Practices & Industries

Bankruptcy & Restructuring

Complex Commercial Litigation

Litigation

Real Estate Litigation

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

Education and Credentials

Education

Benjamin N. Cardozo School of Law, J.D., *magna cum laude*, 1994, Moot Court Honor Society, 1992-1994 (editor, 1993-1994)

University of Pennsylvania, B.A., 1990

Admissions

State of Connecticut

State of New York

U.S. District Court, District of Connecticut

U.S. District Court, Southern District of New York

U.S. District Court, Eastern District of New York

U.S. District Court, Northern District of Illinois

Affiliations

Connecticut Bar Association, Commercial Law and Bankruptcy Section

American Bar Association

American Bankruptcy Institute

Turnaround Management Association, Connecticut Chapter, Past President, Past Chairman

Recognition and Community

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Recognitions

Selected as Bankruptcy and Creditor Debtor Rights/Insolvency and Reorganization Law Lawyer of the Year for the New Haven Metro Area by *The Best Lawyers in America* (Woodward/White, Inc.), 2025

Chosen for inclusion in *The Best Lawyers in America* (Woodward/White, Inc.) for Bankruptcy and Creditor Debtor Rights/Insolvency and Reorganization Law, 2023-2027

Selected to the list of Connecticut *Super Lawyers*®, Bankruptcy, 2007, 2009-2010, 2013-2026

Community Involvement

New Haven Road Race, Board of Directors

Insights

FERC/Bankruptcy Court Concurrent Jurisdiction
April 2, 2020

Buyer Beware: The Bits And Bytes Could Get You
January 16, 2017

News

Financial Impact of COVID-19 Revives Day Pitney's Bankruptcy and Restructuring Group
April 21, 2020

Josh Cohen Recognized at CTTMA & IFA Northeast Meeting
July 16, 2018

87 Day Pitney Lawyers Named to 2016 Super Lawyers List
November 10, 2016

Day Pitney Real Estate Team Represents Purchaser in Acquisition and Financing of One Atlantic Street
September 29, 2016

91 Day Pitney Lawyers Named to 2015 Super Lawyers List
October 30, 2015

Eighty-Four Day Pitney Attorneys Recognized by Super Lawyers for 2014
November 3, 2014

Eighty-eight Day Pitney Attorneys Recognized by *Super Lawyers* for 2013
October 22, 2013

In The Media

Joshua Cohen Speaks on Commercial Real Estate Challenges at Connecticut TMA Panel
May 21, 2026

Bankruptcy in 2026 to Be Guided by Policy Change, Fraud Scrutiny
Bloomberg , January 2, 2026

Law Firms are Staffing Up on Bankruptcy Lawyers in Anticipation of a Post-COVID-19 Boom
ABA Journal, July 28, 2020

Oil & Gas Bankruptcies May Hit Snags Amid FERC Turf War
Law360, July 9, 2020

FERC Rebuke Won't Be Last Word In PG&E Power Deals Fight
Law 360, June 11, 2019

PG&E's Ch. 11 Brings Rift With FERC Over Power Deals
Law360, January 29, 2019

Views from the Bench – 11th Annual Credit & Bankruptcy Symposium
May 5, 2017

Retail Pressures That Doomed Sports Authority May Spread to Wholesale, Real Estate in 2017
TheStreet.com, November 28, 2016

Strategic Alternatives For and Against Distressed Businesses, 2016 Edition
Thomson/Reuters/West, April 18, 2016

Hospitality and the Tax Man: Historical Hospitality Tax Issues in Distress
April 16, 2016

Joshua W. Cohen: Behind the Scenes
Journal of Corporate Renewal, July 24, 2015