JOSHUA R. COHEN

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CURRENT EMPLOYMENT:

Cohen Rosenthal & Kramer LLP
Cleveland, Ohio (December 2002--present)
Partner (December 2002 – present)
Practicing in the areas of plaintiff's commercial litigation, complex civil litigation, securities brokerage arbitrations, professional negligence, and class actions.

FORMER EMPLOYMENT:

Gary, Naegele & Theado
Cleveland, Ohio
Principal (March 2001–November 2002)
Practiced in the areas of plaintiff's commercial litigation, complex civil litigation, and class actions.

Kohrman, Jackson & Krantz P.L.L.
Cleveland, Ohio
Associate (August 1984–December 1995)
Partner (January 1996–February 2001);
Practiced in the areas of commercial civil litigation, complex civil litigation, and class actions.

BAR ADMISSIONS:

State of Ohio (1984)
U.S. District Court for the Northern District of Ohio (1985)
U.S. Sixth Circuit Court of Appeals (1988)
U.S. Supreme Court (1998)
U.S. Fifth Circuit Court of Appeals (2004)
U.S. Second Circuit Court of Appeals (2014)
U.S. District Court for the Southern District of Ohio (2015)
U.S. District Court for the Eastern District of Michigan (2016)

PROFESSIONAL HONORS:

av rating by Martindale Hubbell
Ohio *Super Lawyers* (2010-12, 2015-19)

EDUCATION:

UNDERGRADUATE
1981, B.A.(with high honors)
University of Texas
Austin, Texas
Dean's List; Junior Fellows;
Phi Beta Kappa

LEGAL
1984, J.D. (with honors)
University of Texas School of Law
Austin, Texas

PROFESSIONAL ASSOCIATIONS:

Cleveland Metropolitan Bar Association
Ohio State Bar Association

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NOTABLE CASES:

Beder v. Cleveland Browns, Inc. – Lead plaintiffs' counsel in class action brought by season ticket holders against NFL team after its relocation to another city. Case resulted in $3-million settlement, the first ever in a class action brought against a professional sports franchise.

City of Cleveland v. Ameriquest Mtg. Sec. – Counsel for City of Cleveland in lawsuit against investment banking firms relating to subprime mortgage foreclosure crisis

Lesser v. Burry – Lead plaintiffs' counsel in litigation brought by policyholders against insurance-company insiders in connection with attempted sale of company. Case included legal malpractice claims against company's attorney relating to the transaction. Litigation resulted in settlements totaling more than $12 million.

Ross v. Cafaro – Counsel for partner in litigation against majority owner of real estate partnership. Case resulted in settlement of $11,225,000, the largest civil settlement in Ohio in 2001, according to *Ohio Lawyer's Weekly*

Coles v. Cleveland Bd. of Educ. – Lead plaintiffs' counsel in successful constitutional challenge to Board of Education's practice of opening public meetings with sectarian prayer.

Fornshell v. FirstMerit Corporation – Counsel for Receiver in lawsuit against national bank for its alleged role in $60 million Ponzi Scheme. Case resulted in settlement of more than $10 million for aggrieved investors..

SELECTED DECISIONS:

- *Baker v. BP Am.*, 749 F. Supp. 840 (N.D. Ohio 1990)
- *Beder v. Cleveland Browns*, 114 Ohio Misc. 2d 26 (2001)
- *Beder v. Cleveland Browns*, 129 Ohio App. 3d 188 (1998)
- *Binder v. Cuyahoga Cty.*, 2016 IER Cases 426827, 2016-Ohio-8305
- *Clark v. STRS.*, 2018 Employee Benefit Cases 428159, 2018-Ohio-4680
- *Cole v. Mileti*, 133 F.3d 433 (6th Cir.1998)
- *Coles v. Board of Educ.*, 171 F.3d 369 (6th Cir. 1999)
- *Figley v. Merrill Lynch*, 1999 NASD Arb. LEXIS 483 (1999)
- *Fine v. America Online*, 139 Ohio App. 3d 133 (2000)
- *First Nat. Supermarkets v. Merrill Lynch*, 104 Ohio App. 3d 289 (1994)
- *Fornshell v. FirstMerit Corporation*, 2006 WL 3545134 (N.D. Ohio 2006)
- *In re Revco Sec. Litig.*, Fed. Sec. L. Rptr., ¶97809 (N.D. Ohio 1993)
- *Ladanyi v. Merrill Lynch*, 2001 NASD Arb. LEXIS 1680 (2001)
- *Lesser v. Burry*, 132 Ohio App. 3d 319 (1999)
- *Mentor Lagoons v. Rubin*, 31 Ohio St. 3d 256 (1987)
- *Merrill Lynch v. Stark*, 65 Ohio St. 3d 312 (1992)
- *Obenauf v. CIDCO Inv.*, 54 Ohio App. 3d 131 (1990)
- *Rockman Trust v. Fahnestock*, 2002 NASD Arb. LEXIS 544 (2002)
- *Simmons-Harris v. Zelman*, 234 F.3d 945 (6th Cir. 2000) (*amicus curiae*)
- *State ex rel. Sun Newspapers v. Bd. of Educ.*, 76 Ohio App. 3d 170 (1991)
- *Sullins v. Raycom Media*, 41 Media L. Rptr. 2567, 3023-Ohio-3530

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MEDIA:

Cleveland vs. Wall Street (2010)
Documentary film featured at 2010 Cannes International Film Festival

"Cuyahoga County could owe millions of dollars to employees ...,"
Cleveland Plain Dealer (Dec. 1, 2017)

"The lawyer who sued Wall Street,"
Cleveland Plain Dealer (Nov. 16, 2011)

"Gunning for Goliath,"
Cleveland Scene (Nov. 24, 2010)

"Cleveland vs. Wall Street: the subprime scandal ...,"
Le Monde (Aug. 17, 2010)

"Evergreen trust sues attorney, law firm,"
Akron Beacon Journal (Dec, 12, 2009)

"Developer accused of cheating investors blames lawyers' advice,"
Cleveland Plain Dealer (Jul. 19, 2008)

"Cleveland sues 21 banks over subprime mess,"
Cleveland Plain Dealer (Jan. 11, 2008)

"Cleveland sues banks over foreclosures,"
USA Today (Jan. 11, 2008)

"Suit says Laurel School knew former teacher was a danger,"
Cleveland Plain Dealer (Mar. 18, 2003)

"Accounting firm pulled into divorce,"
Cleveland Plain Dealer (Sept. 9, 2002)

"Modell to pay ticket-holders $3 million,"
Cleveland Plain Dealer (July 21, 2001)

"Deal averts Medical Mutual trial ...,"
Cleveland Plain Dealer (Aug. 5, 1999)

"Every fan meet Howard Beder,"
Cleveland Plain Dealer Sunday Magazine (Mar. 21, 1999)

"Policyholders, Blues officers in settlement,"
Cleveland Plain Dealer (Nov. 14, 1997)

"Mileti owes money for movie loan,"
Cleveland Plain Dealer (Feb. 14, 1996)

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PUBLICATIONS: *Mortgage and Asset Backed Sec. Litigation Handbook*
(Co-author of chapter on "Suits by Municipalities)

"Was It *Wuerth* It? – The Supreme Court Restricts Legal Malpractice Liability, but at a Potential Cost,"
Cleveland Metropolitan Bar Journal (Nov. 2012)

"City of Cleveland vs. Deutsche Bank Trust Co: A Preliminary Overview,"
Legal Times (Feb. 2008)

SPEAKING ENGAGEMENTS: "Stockbroker Malpractice,"
Ohio Association of Justice Litigation Seminar

International Municipal Lawyers Association Annual Conference
(Miami 2009)

"Public Nuisance: Beyond Lead Paint,"
Northwestern University Third Annual Civil Justice Symposium

ACI National Subprime Litigation and Enforcement Forum
(New York – October 2008)

"Public Nuisance Litigation – The State's New Regulator,"
American Bar Association National Meeting
(New York – August 2008)

"Complex Civil Litigation and Class Actions,"
New Lawyer Training – Cleveland Bar Association
(Cleveland – February 2006)