



Jeffrey Michael Cohen

SHAREHOLDER

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Overview

Jeffrey Michael Cohen specializes in trials and appeals of matters involving insurance coverage, insurance bad faith, and complex commercial disputes. He has appeared as counsel in more than 100 reported appellate decisions.

Jeffrey has been board certified as an expert in Civil Trial Law by The Florida Bar since 1983 and was among the first group of Florida lawyers to receive that recognition. Today, he is one of approximately 200 Florida lawyers who has maintained that distinction for more than 30 years.

An internationally recognized teacher of trial advocacy, Jeffrey was recently invited to serve on the faculty of the South Eastern Circuit Bar Mess Foundation Advanced International Advocacy Course at Oxford University's Keble College in Oxford, England. There, he taught barristers from all over the world. The weeklong program is the most demanding and intensive advocacy course in the U.K.

Jeffrey is also an adjunct professor of trial skills at the University of Miami School of Law and a regular faculty member of the National Institute for Trial Advocacy. He serves on the faculty of the Advanced Trial Advocacy Seminar presented by the Trial Lawyers Section of The Florida Bar. In addition, he frequently publishes and lectures on matters pertaining to insurance law and trial advocacy. He is co-chair of the Bad Faith Subcommittee of the ABA Insurance Coverage Litigation Committee.

Experience

- Insurance related matters, including insurance coverage, bad faith litigation, and the defense of insureds at the request of their carriers.
- Represented financial institutions in asset recovery, loan workouts, and the defense of lender liability claims.
- Real property disputes, including easements, title issues, foreclosures, and specific performance.
- Professional liability and medical-related matters.
- Litigated disputes related to probate, trust, guardianship, and fiduciaries.

- Business torts and commercial disputes.

All Insights

04.24.2016	Sloppy Claims Handling Exposes Insurer to Bad Faith Claims
04.07.2016	Avoiding Bad Faith Claims in Catastrophic Losses
12.22.2015	To Stay or Not to Stay ... That Is the Question
09.27.2015	When is a Vehicle Not a "Vehicle"?
06.14.2015	Florida Federal Court Limits First Party Bad Faith Claims
12.21.2014	Florida Courts Offer Different Opinions on "Policy Conditions"
07.07.2014	Eleventh Circuit Maps a Route Around Four Corners
03.06.2013	The Use and Misuse of Expert Testimony in Bad Faith Actions
01.01.2013	Responding to Claims for Liability Coverage - A Decision Tree for Insurers
06.11.2012	Florida Supreme Court Rejects Common Law First Party Bad Faith Cause of Action
02.06.2012	Florida Legislature Rejects Bill Restricting Bad Faith Suits Against Insurers
11.14.2011	Changes to Florida's Mediation Rule Will Affect Insurers
09.08.2011	Liability Insurers Will Face Enhanced Exposure From New Medicare Requirements in January 2012
07.25.2011	The "In Fact" Exclusion of a D&O Policy Does Not Require Exhaustion of Appellate Remedies
06.21.2011	Recent Florida Decision Requires Insurers to Provide "Mediation Notice" to Policyholders in Disputed Property Claims
03.24.2011	An Update On Top-Down Discovery In Actions Alleging 'Institutional Bad Faith'
07.26.2010	Florida Changes Procedures for Civil Remedy Notices

03.01.2009	Snatching Defeat From The Jaws of Coverage; An analysis of Issues Arising from Post-Loss Policyholder Mendacity
03.01.2009	The Bad Faith Set Up - Doin' It and Dodgin' It
03.09.2008	Snatching Defeat From The Jaws Of Coverage
03.01.2007	Your Cheatin' Heart Will Tell on You
11.30.2006	A Lot of No Evidence is Still No Evidence
06.01.2006	Recovery of extra-contractual ('consequential') damages in first - party bad faith cases
01.31.2005	Declaratory Relief: The Antidote to Bad Faith

All News

07.09.2018	Super Lawyers Honors 81 Carlton Fields Attorneys on 2018 Florida "Super Lawyers" and "Rising Stars"
08.27.2017	Jeffrey Michael Cohen Served on the Faculty of the Advanced International Advocacy Course at Oxford University's Keble College
08.15.2017	78 Carlton Fields Attorneys Named "Best Lawyers in America"
06.23.2017	Florida Super Lawyers Ranks 92 Carlton Fields Attorneys as 2017 "Super Lawyers" and "Rising Stars"
03.12.2017	Jeffrey Michael Cohen Presents: The Bad Faith Trial From Complaint to Verdict

Recognition

- AV Rated by Martindale-Hubbell
- Listed as a Top Lawyer in *South Florida Legal Guide*
- Listed in *Who's Who in American Law*
- Listed in *Florida Monthly – Florida's Best Lawyers*
- Listed in *The Best Lawyers in America*, Commercial Litigation, Insurance Law (2005-2020)
- Selected for inclusion in *Florida Super Lawyers* (2017-2018)
- Board Certified by The Florida Bar in Civil Trial Law

Professional & Community Involvement

- The Florida Bar
 - Board of Legal Specialization and Education
 - Past Chair, Board of Legal Specialization and Education (two terms)
 - Past Chair, Civil Trial Law Certification Committee (three terms)
 - Past Chair and Member, Grievance Committees (two terms)
 - Faculty Member, Trial Lawyers Section Advanced Trial Advocacy Program (2005-present)
- American Bar Association
 - Co-Chair, Bad Faith Subcommittee of the Insurance Coverage Litigation Committee of the Section of Litigation
- Dade County Bar Association
 - Past Director
 - Chair, Professional Arbitration Committee
 - Chair, Judicial Poll Committee
- National Institute for Trial Advocacy
 - Faculty Member, teaches national courses for lawyers in Deposition Skills and Trial Advocacy (1995-present)
- University of Miami School of Law
 - Adjunct Professor of Trial Skills, teaches courses in Pre-Trial Civil Litigation, Pre-Trial Criminal Litigation and Trial Advocacy (1988-present)
- Nova Southeastern University Shepard Broad College of Law
 - Adjunct Professor of Law, teaches courses in Intensive Trial Advocacy and Advanced Intensive Trial Advocacy
- Appointed by the governor of Florida to serve as special assistant state attorney to the Leon County grand jury in Tallahassee, Florida
- Appointed to serve as special assistant state attorney in Dade County for public corruption cases
- Appointed to the Dade County Alliance for Ethical Government

Speaking Engagements

- "Spring Break Trial Clinic," University of Florida College of Law, Gainesville, FL (March 2017).
- "The Bad Faith Trial From Complaint to Verdict," ABA Section of Litigation's Insurance Coverage Litigation CLE Seminar, Tucson, AZ (March 4, 2017).
- "Making It All Go Away – How to Settle the Contested Coverage Case," ABA Insurance Coverage Litigation Committee CLE Seminar, Tucson, AZ (March 3, 2016).
- "The Right and Duty to Settle: Bad Faith and Negligence Exposure Associated With Third-Party Claim Handling," ABA Insurance Coverage Litigation Committee CLE Seminar, Tucson, AZ (March 5, 2015).

- "Success in Insurance Coverage Mediation: Yesterday, Today and Tomorrow," ABA Insurance Coverage Litigation Committee CLE Seminar, Tucson, AZ (March 7, 2014).
- "Expert Witnesses – Can't Live With 'Em, Can't Live Without 'Em," ABA Section of Litigation's Insurance Coverage Litigation CLE Seminar, Tucson, AZ (March 1, 2013).
- "The Perfect 10 – Invaluable Tips for Litigating Your Insurance Coverage Case," ABA Section of Litigation's Insurance Coverage Litigation Committee CLE Seminar, Tucson, AZ (March 1-3, 2012).
- "Building Trial Skills: Florida," Faculty Member for the National Institute for Trial Advocacy (NITA) yearly seminar, Fort Lauderdale, FL.
- "Institutional Bad Faith – Putting the Insurer's Practices and Procedures on Trial," ABA Section of Litigation, Insurance Coverage Litigation Committee's Annual CLE Conference (2011).
- "The Bad Faith Set-Up: Doin' It and Dodgin' It," ABA Section of Litigation, Insurance Coverage Litigation Committee's Annual CLE Conference (2009).
- "Oops! Loss of Coverage for Failure of Policy Conditions," ABA Section of Litigation, Insurance Coverage Litigation Committee's Annual CLE Conference (2008).
- "Cross Examination and Impeachment," Advanced Evidence CLE Seminar of The Florida Bar (2007).
- "Advanced Trial Advocacy" seminar sponsored by the Trial Lawyers Section of The Florida Bar and the Faculty Member, University of Florida College of Law (2006-present).
- "Honesty Is the Best Policy [If There's Money in It] – Fraud, Misrepresentation and Collusion in the Insurance Context," ABA Section of Litigation Annual Meeting, Insurance Coverage Litigation Committee (2007).
- "Recovery of Extra-Contractual (consequential) Damages in First-Party Bad Faith Cases," ABA Section of Litigation Annual Meeting, Insurance Coverage Litigation Committee (2006).
- "Anatomy of the Board of Legal Specialization and Education," concerning the history and future of certification of legal experts, ABA National Roundtable on Legal Specialization (2005).
- "Declaratory Relief – The Antidote for Bad Faith," ABA Section of Litigation, Insurance Coverage Litigation Committee's Annual CLE Conference (2005).
- "Relationship Between Fidelity Bonds, Directors and Officers Policies, and Errors and Omissions Policies," Fidelity Law Association Annual Meeting (2003).
- "Practicing With Professionalism," The Florida Bar Seminars (on numerous occasions).

Credentials

EDUCATION

- Columbia Law School (J.D., 1965)
- Colgate University (A.B., 1962)

COURT ADMISSIONS

- United States Supreme Court
- U.S. Court of Appeals, Fifth Circuit
- U.S. Court of Appeals, Eleventh

BAR ADMISSIONS

- Florida

BOARD CERTIFICATIONS

- Civil Trial Law

Circuit

- U.S. District Court, Middle District of Florida
- U.S. District Court, Northern District of Florida
- U.S. District Court, Southern District of Florida
- Florida State Courts

Background

- Division Chief, Dade County Public Defender's Office
- Major Crimes Prosecutor, Dade County State Attorney's Office

Areas of Focus

PRACTICES

- Appellate & Trial Support
- Life, Annuity, and Retirement Litigation
- Life, Annuity, and Retirement Solutions
- Litigation and Trials
- Property & Casualty Insurance
- Title Insurance

INDUSTRIES

- Banking, Commercial, and Consumer Finance