

GENE R. KOHUT

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EDUCATION

University of Detroit, School of Law
J.D. (1991)
Western Michigan University
B.A. – Finance (1988)

RELATED EXPERIENCE

2004 - PRESENT

Chapter 7 Panel Trustee – U.S. Bankruptcy Court Eastern District of Michigan

Liquidated numerous assets and managed business operations in over 25,000 Chapter 7 cases.

Chapter 11 Trustee/Liquidating Trustee/Disbursing Agent – U.S. Bankruptcy Court Eastern District of Michigan

Managed various business operations at direction of U.S. Bankruptcy Court; collaborated in the preparation of court required operating reports and plan of reorganization and liquidation; industry experience in manufacturing, construction, real estate development, restaurant and hospitality; marinas; gas stations, retail and health care.

Court Appointed Receiver

Provided business operation, asset liquidation, dispute resolution, asset management, and asset preservation and security on behalf of the court, lenders, equity partners, and investors; experience in the following industries: real estate development, property management, storage facilities, gas stations, trucking, construction, retail and health care.

Chief Restructuring Officer

Fulfilled duties of Chief Executive Officer and member of the Board of Directors of operating companies in chapter 11. Provided certain supporting services including full financial oversight, weekly and monthly budget and actual reporting, interfaced and negotiated with key constituencies, reviewed operation structure for expense reductions, provided reporting and testimonial support as required by the Bankruptcy Court, and provided certain supporting services related to asset sale of the Debtor.

Assignee for the Benefit of Creditors

Coordinated the wind down of insolvent businesses through assignment of assets and subsequent liquidation.

Interim Business Manager/Crisis Manager/Chief Restructuring Officer

Direct business operations on interim basis through corporation/member resolution and provide independent analysis of viability, workout, turnaround, and reorganization. Industry experience in retail; manufacturing; restaurant and hospitality and health care.

Plan Administrator

Administrator of Pension Plan [Collaborated on the preparation of 5500s, overall administration and termination of pension plan]

Panel Receiver for the SEC's Collection Unit

Serve as receiver in securities fraud cases with parallel federal criminal and SEC civil enforcement actions.

TEACHING AND LECTURE EXPERIENCE

2007 - PRESENT

University of Detroit-Mercy School of Law

Instructor – Bankruptcy

[Developed syllabus and overall course structure, and administered all grades.]

American Bankruptcy Institute

Lecturer - Finding Assets and the Role of the Trustee; Retirement Planning in Bankruptcy

[Collaborated on written materials and participated in moderated discussion]

Federal Bar Association

Lecturer – Receiverships, ABCs, and Related Bankruptcy Issues, Including Operating Chapter 7s

[Collaborated on written materials and participated in moderated discussion]

National Business Institute

Lecturer – Undisclosed Assets in Bankruptcy

[Prepared written materials and moderated discussions]

National Business Institute

Lecturer – Nuts and Bolts of Bankruptcy Law

[Prepared written materials and moderated discussions]

Michigan Credit Union League

Lecturer – BAPCPA (The Bankruptcy Abuse Prevention and Consumer Protection Act of 2005)

[Collaborated on written materials and participated in moderated discussion]

OTHER EXPERIENCE

2010 - PRESENT

[Receivership Software System]

Consultant to Software Company in development of receivership software capable of managing accounts and providing customized reporting.

PUBLICATIONS

Banking on Liability: Claims Against Ponzi Scheme Professionals

Authored: *"The Law Neither Persecutes Nor Pardons Every Professional Who Worked With The Ponzi Debtor"*
American Bar Association – Commercial and Business Litigation Section (November 21, 2013)

MEMBERSHIPS

- [State Bar of Michigan]
- [Federal Bar Association]
- [United States District Court, EDM and WDM]
- [United States Bankruptcy Court, EDM and WDM]
- [United States Court of Appeals, 6th Circuit]
- [National Association of Bankruptcy Trustees]
- [American Bankruptcy Institute]
- [Consumer Bankruptcy Association]
- [Turnaround Management Association]
- [National Association of Federal Equity Receivers]