



James J. O'Shea

Partner



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James J. O'Shea is a partner in the Litigation Practice. He focuses his practice in the areas of commercial litigation, debtor and creditor rights, estate litigation, insurance defense and personal injury.

PRACTICE AREAS

- Litigation
- Commercial Litigation
- Insurance Litigation
- Personal Injury Defense
- Products Liability Litigation
- Professional Liability
- Bankruptcy & Creditors' Rights
- Construction

REPRESENTATIVE MATTERS

- Assisted in the successful defense of the Officers and the Directors/Member Managers of a multi-national business at trial in the United States Bankruptcy Court, Northern District of Illinois, on breach of fiduciary claims seeking in excess of \$3 million.
- Represented multiple businesses and individual shareholders in partnership disputes and dissolution proceedings in Courts throughout New York State.
- Represented various municipalities in multi-year tax certiorari actions.
- Obtained summary judgment for a regional business relating to the defense of a personal injury claim brought in Westchester County.
- Represented multiple business entities in defense of personal injury claims.
- Obtained in excess of \$1 million in a judgment for a national business entity as a result of a business partner's breach of contract.
- Represented a banking institution in the prosecution of its fraudulent conveyance claims, leading to a recovery in excess of \$300,000.
- Represented numerous Estate Administrators and Power of Attorneys against breach of fiduciary claims.
- Represented an individual on various personal injury claims, obtaining a recovery in excess of \$250,000.
- Assisted in obtaining a "no cause" verdict for a regional hospital on trial for alleged medical malpractice claims.

REPORTED DECISIONS

- *In re Hall*, 2014 WL 4796929, No. 14-30050 (Bankr. N.D.N.Y. 2014)

RECOGNITIONS AND HONORS

- Selected, Upstate New York Super Lawyers - Rising Star (2016-2018)
- [Empire State Counsel, New York State Bar Association \(2013\)](#)

PROFESSIONAL AND COMMUNITY ACTIVITIES

- Secretary, Bishop Grimes Jr./Sr. High School, Board of Trustees
- Chair, Bishop Grimes Jr./Sr. High School, Athletics Committee
- Member, New York State Academy of Trial Lawyers
- Member, Empire State Counsel, New York State Bar Association
- Member, New York State Bar Association
- Member, Northern District of New York Federal Court Bar Association
- Member, New York State Bar Association, Young Lawyers, Federal and Commercial Litigation Sections
- Member, Onondaga County Bar Association
- Member, Mac's Hoops for Hope, Board of Directors
- Member, Associated Builders & Contractors - Empire State Chapter
- Volunteer Coach, Bishop Grimes Jr./Sr. High School Boys' Basketball

SPEAKING ENGAGEMENTS

- Hancock Estabrook Sixth Annual Advisors to Small Business Symposium (June 2018)
- Hancock Estabrook Fifth Annual Advisors to Small Business Symposium (June 2017)
- Estate & Long Term Care Planning Breakfast Club, "Hot Topics in Long-Term Care Planning: An Interactive Discussion" (May 2014)
- New York Association of Long Term Care Administrators Seminar, "Health Care Update & Best Practices: Summary of Collections Proceedings" (December 2011)

EDUCATION

- University at Buffalo Law School, J.D., *cum laude*, 2009
 - Recipient, Harold A. Dautch Memorial Scholarship
 - Concentrations in finance-transactions and International Law
- Northeastern University, B.S., *cum laude*, 2006
 - Visiting Scholar, London School of Economics
 - Youth Diplomat, National Youth Diplomacy Mission to China

ADMISSIONS

- New York
- United States Court of Appeals (Second Circuit)

- United States District Court (NDNY)
- United States District Court (WDNY)