

Peter Fabbrucci

Director

Peter Fabbrucci is a Director with Coherent Economics with more than a decade of experience developing compelling insights from quantitative analysis and qualitative research across matters concerning damages, valuation, real estate, bankruptcy and restructuring, securities, tax and accounting, and corporate transactions.

EDUCATION

TUCK SCHOOL OF BUSINESS, Dartmouth Hanover
NH Master of Business Administration
General Management

DARTMOUTH COLLEGE, Hanover NH
Bachelor of Arts, *magna cum laude*
Economics

PROFESSIONAL EXPERIENCE

COHERENT ECONOMICS, Chicago IL
Director, 2024 – Present

ANALYSIS GROUP, INC., Boston MA
Vice President, 2020 – 2024
Manager, 2016 – 2019
Associate, 2013 – 2015
Associate Intern, 2012

BRUNE & RICHARD, LLP, New York NY
Paralegal, 2009 – 2011

MACQUARIE CAPITAL ADVISORS, New York NY
Investment Banking Associate, 2007 – 2008

DRESDNER KLEINWORT, New York NY
Investment Banking Analyst, 2006



SELECTED CASE WORK

Damages and Valuation

Assessed railroad company's damages exposure from train derailment and subsequent burn-off of chemical spill with respect to evacuation costs, diminution in property values, lost business income, lost agricultural yields, healthcare monitoring and treatment costs, and decline in prices of company's bonds under Section 11 of the Securities Act.

Estimated rescission damages and lost profits of 3D photography business in relation to allegations that franchisor breached implied covenant of good faith by competing directly with franchisees.

Estimated lost profits associated with manufacturing contracts for radar and other defense technologies in Eastern Europe.

Estimated damages associated with municipal bond originations allegedly lost due to defamation.

Assessed diminution in value of structured finance advisory firm allegedly caused by defamation in context of divorce proceeding.

Estimated damages associated with a breach of fiduciary duty claim concerning a non-traded real estate investment trust (REIT) advisory firm.

Evaluated commercial prospects and market value of developer of mercury emissions abatement products for use in coal-fired power plants.

Real Estate

Applied the Penn Central test to evaluate economic impact, frustration of distinct investment-backed expectations, and just compensation associated with regulatory taking that temporarily deprived real estate developers of their right to convert properties from affordable housing to market-rate housing.

Estimated the value of land underlying a Cuban seaport confiscated by the Castro regime to derive damages pursuant to the Helms-Burton Act.

Assessed financing, surety bonds, due diligence, and investor disclosures concerning renovation of landmark New York City ferry terminal funded with capital sourced through EB-5 Immigrant Investor Program.

Examined bidding behavior in presence of right of first refusal (ROFR), hotel portfolio premia, and mezzanine debt terms in estimating damages associated with hotel operator's lost opportunity to acquire 35 hotels throughout the Midwest United States.

Assessed the diminution in value of Wisconsin cranberry bogs allegedly caused by agricultural cooperative's auctions of cranberry concentrate.



Evaluated commercial real estate market and but-for terms of bridge and construction loan financing absent delays in rezoning of a mixed-use development project in New York City.

Bankruptcy and Restructuring

Developed long-term forecast of Puerto Rico's GNP and evaluated "threshold cost" of electricity in relation to electric utility's debt restructuring.

Estimated the current value of bonds that the Republic of Peru had issued in the 1970s to citizens in exchange for expropriated landholdings.

Evaluated competing methods for recalibrating Argentina's GDP to a new base year in the context of determining Argentina's payments to bondholders under GDP-linked warrants issued pursuant to debt restructuring.

Applied balance sheet test, cash flow test, and capital adequacy test in evaluating solvency of major U.S. pharmaceutical company and legality of cash distributions made to stockholders.

Securities and Trading

Evaluated trading activities and phone records of purported co-conspirators alleged to have artificially inflated prices of exchange of futures for physical (EFP) trades in West Coast spot market for gasoline blend stock to increase prices received under floating price contracts.

Examined investment bank's trading activities in relation to allegations of manipulating electricity price indices in western U.S. markets to favor swap positions.

Assessed impact of alleged misstatements in offering materials of residential mortgage-backed securities (RMBS) on performance of underlying loans through econometric comparison to performance of benchmark loans.

Assessed impact of alleged misstatements in RMBS offering materials on securities' credit ratings.

Evaluated various RMBS underwriters' due diligence practices in relation to industry custom and practice.

Addressed factors that typical RMBS investors viewed as material prior to the 2007–2008 financial crisis.

Evaluated terms on which U.S. government extended funding to a large insurer through a series of transactions during the 2007–2008 financial crisis.

Assessed principal-agent relationship between an investor and broker in the secondary market for life insurance policies and estimated ill-gotten returns.

Tax and Accounting

Assessed alter ego claim by examining (i) Moroccan hotel manager's capitalization, solvency, intercompany loans, and intercompany cash transfers,



and (ii) industry custom and practice concerning lease agreements, management contracts, net working capital, and spending on furniture, fixtures, and equipment.

Evaluated economic substance of multinational conglomerate's internal transactions concerning insurance businesses that yielded a claimed \$1.8 billion tax benefit in relation to U.S. Generally Accepted Accounting Principles (U.S. GAAP), tax accounting standards, and Statutory Accounting Principles.

Assessed related-party transaction that triggered earn-out provision following paddle board manufacturer's acquisition under U.S. GAAP revenue recognition principles.

Determined economic and accounting rates of return of leading credit card issuer in the context of antitrust allegations of supra-competitive profits.

Evaluated profit-based allocation among major tobacco companies of settlement payments owed to U.S. states and territories.

Evaluated arm's-length royalty rates associated with major medical device manufacturer's intellectual property under "comparable profit" and "comparable uncontrolled transaction" transfer pricing methods.

Assessed dynamic competition and useful life of intellectual property in technology markets in evaluating arm's-length royalty rates applicable to products of major software company.

Corporate Transactions

Evaluated likelihood with which secondary market trade of pre-IPO software company's shares would have closed but-for alleged interference.

Examined feasibility of auctioning a joint venture in the automotive data industry upon the joint venture's dissolution.

Assessed investment bank's "dual-track process" to either sell or IPO a mobile technology company in relation to industry custom and practice.