

HERRICK

— *Does That*

Real Estate Finance

WHO WE ARE

For nearly a century, lenders have relied on Herrick for practical, business-minded legal counsel on complex real estate finance transactions. Based in New York and active nationwide, we represent lenders and other capital providers across virtually every asset class, with the depth and experience to handle both domestic and cross-border matters. Our partner-led approach, combined with the agility of a mid-sized platform, allows us to deliver high-level execution while remaining closely aligned with our clients' objectives.

Herrick offers lenders and other capital providers a true one-stop shop for real estate finance representation.

Why Clients Choose Herrick

- Leader for mid-market \$20 to \$350 million deal size.
- Lean, highly responsive team led by senior partners with a pragmatic focus and a sophisticated and creative transactional approach delivered in a cost-efficient manner.

Core Strengths

- Represent regional and national banks, debt funds, alternative lenders, private credit and family offices.
- Structuring and documenting construction, acquisition, mezzanine, leverage, bridge and permanent loans.
- Full diligence capabilities, including zoning, condo, insurance, construction, state and federal tax, and real estate tax incentives.
- Extensive experience with complex borrower organizational structures, joint ventures, preferred equity and ground leases.

Mezzanine Lending & Preferred Equity

- Represent senior and mezzanine lenders across the full lifecycle of mezzanine financing.
- Represent preferred equity and other stakeholders in joint venture agreements.
- Negotiating intercreditor and recognition agreements.
- UCC foreclosure strategy and enforcement planning.

Leveraged Lending & Secondary Market Transactions

- Deep experience with multi-tier capital stacks.
- Note-on-Note, financing lines and master repurchase facilities for single and multi-asset transactions.
- Loan acquisitions and sales.
- Structuring of co-lender agreements, participation agreements and A/B note structures for lead and participant lenders.
- Enforcement counseling.

Workouts & Restructuring

- Partner with secured lenders, mezzanine lenders and preferred investors on all aspects of the workout, restructuring, forbearance and pre-litigation planning.
- Decades of experience in real estate enforcement litigation and intercreditor disputes.

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