



Mark A. Limardo

*Partner*

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Mark delivers practical tax planning across a broad spectrum of industries and transactions. Mark counsels public and private companies on mergers and acquisitions (domestic and cross-border), start-ups, joint ventures, capital market / financing transactions, real estate acquisitions and dispositions and other business dealings in which tax considerations play an important role.

Mark is also experienced in the use of federal and state tax credits as a source of tax-advantaged equity (alone or in conjunction with tax-exempt bonds), including opportunity zones, low-income housing tax credits (LIHTC), historic tax credits (HTC), and new markets tax credits (NMTC). He has worked on all sides of these transactions, representing developers (private and non-profit), tax credit investors, syndicators, community development entities (CDEs), consultants and lenders.

As part of his community development practice, Mark assists non-profit entities on a broad range of issues including corporate governance, real estate development (either on their own or in conjunctions with a for-profit partner) and unrelated business taxable income (UBTI).

Mark is a frequent lecturer at business and legal seminars.

#### Services

- Tax
- Real Estate
- Affordable Housing & Community Development
- Real Estate Tax Incentive Programs
- Not-for-Profits

#### Education

- University of Michigan Law School (J.D., 1986)
- University of Virginia (B.A., 1983)

#### Accolades

- Awarded *Deal of the Year* and *Activist Campaign of the Year* by The Deal for representation of George Feldenkreis in his nomination of directors and successful unsolicited acquisition of Perry Ellis.

#### Matters

No matters.

## Previous Experience

- *Going Private Transaction* – Represented buyer group in a “going private” transaction (valued at approximately \$437 million) for Perry Ellis, Inc., providing domestic and international tax planning on all aspects of the transaction.
- *Private Equity Investment* – Represented founder group of Torchy’s Tacos in connection with minority equity investment by General Atlantic in the restaurant chain.
- *Cross-Border Business Combination* – Represented I.D. Systems, Inc. in connection with its tax-free combination with Pointer Telocation Ltd, an Israel company, in a transaction valued at approximately \$140 million.
- *Complex Like-Kind Exchange* – Represented owner group in connection with the sale of a long-held property (valued well in excess of \$440 million) to a publicly-traded REIT, using a structure allowing each owner group member to elect to receive sales proceeds in cash and/or REIT securities, re-invest sales proceeds in a like-kind exchange under Section 1031 of the Internal Revenue Code, and/or maintain a continuing interest in the property through joint venture to develop the property with the REIT.
- *Development of Luxury Condo Project* – Represented developer in connection with a joint venture for the ground-up development of a high-rise condominium project in NYC’s Financial District, with equity partners based in China and Italy.
- *New Markets Tax Credits* – Represented private college in connection with acquisition of satellite campus, financed with innovative use of new markets tax credits (NMTCs).
- *Historic Tax Credits* – Represented developer in connection with repositioning of historic theater, financed with a combination of new markets and historic (rehabilitation) tax credits.
- *Low-Income Housing Tax Credits* – Represented not-for-profit developer in connection with development of various properties, financed with low-income housing tax credits (LIHTCs).