



Real Estate Litigation

Contentious issues can arise in even the most carefully managed real estate portfolios. Our real estate litigation team has the market understanding to offer legal advice about those issues that reflect our clients' business needs.

When issues arise, we can identify and execute the most advantageous business-oriented solutions, either by pursuing or defending litigation or arbitration proceedings or through other alternative dispute resolution methods, such as mediation or negotiations.

In addition to their acute dispute resolution function, our real estate litigators fulfill an advisory role in relation to both high value and complex transactional work and day-to-day portfolio management issues, ranging from covenant and/or rights disputes on city center development sites to landlord and tenant issues such as the enforcement of tenant repair obligations.

CAPABILITES

We advise clients on the complete range of cases in the Real Estate sector including:

- Investment and development risk management/elimination
- Sale disputes
- Development disputes
- Landlord and tenant disputes
- Litigation arising out of the termination of Real Estate contracts
- Possession actions
- Property based insolvency issues
- Enforcement of security
- Freezing injunctions
- Enforcement of trust obligations
- A range of tenant breach issues

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Publications

ASTM E1527 to clarify PFAS risks for commercial real estate purchasers and lenders

5 October 2021

Considered the gold standard for environmental due diligence, ASTM E1527 is relied on by prospective purchasers of real property who are seeking protection from CERCLA liability for pre-existing contamination.

Coronavirus and the US commercial real estate sector

13 March 2020

Considerations on the impact of COVID-19 on commercial real estate agreements already in place.

New California laws make potentially costly changes to Civil Discovery Act

17 December 2019

The changes are sure to affect all California litigants and civil litigators starting in 2020.
