



David M. Kochanski

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Mr. Kochanski is a commercial lawyer who concentrates his practice on real estate transactions. He has been elected as a fellow in the American College of Real Estate Lawyers. He focuses on structuring and implementing the acquisition, development, financing and disposition of real estate including apartment complexes, undeveloped land, finished lots, office buildings, shopping centers and industrial, warehouse and flex properties. During the early 1990's and beginning again in 2008, a substantial amount of his practice has revolved around distressed and non-performing assets representing both debtors and secured parties. Representative clients include national and regional homebuilders, developers and other real estate owners and operators. He is an agent for Fidelity National Title Insurance Company, Lawyers Title Insurance Corporation, and Chicago Title Insurance Company, and also represents those companies together with Old Republic National Title Insurance Company in prosecuting and defending title insurance claims, recoupment and resolving sophisticated title issues.

Representative transactions include acquisition and financing of super regional shopping malls, numerous multi-state apartment complexes, office projects and a major combined hotel and office building property. Mr. Kochanski has prepared homeowner's association documents for numerous developments, including a 5,000 unit mixed residential and commercial planned unit development, and reciprocal construction easements and operating

PRACTICE AREAS

Commercial Real Estate Closings

Condominium and Homeowner's Associations

Distressed Assets

Financing

Green Building and Sustainable Design

Real Estate

Real Estate Tax Planning

Residential Real Estate Settlements

Title Dispute Resolution

Title Insurance and Escrow Services

Transactions (Acquisitions and Dispositions)

EDUCATION

University of Maryland School of Law, Baltimore, Maryland, 1973, J.D.

University of Maryland, 1969, B.A.

David M. Kochanski (Continued)

agreements for regional and local shopping centers and office parks. He represents clients in conventional and conduit loan transactions, synthetic leasing, bond financing and defeasances, negotiates construction and development agreements and financing, and supervises, structures and consults in complex real estate litigation. Often he finds himself involved in economic development transactions like obtaining Federal, state and local economic development bonds for a \$55,000,000 distribution facility for FedEx Ground Systems. His practice includes consumer and commercial lending transactions, real estate closings, and state and federal regulatory compliance including RESPA, TILA and consumer protection. He concentrates a substantial portion of his practice in structuring the mitigation and avoidance of transfer and recordation taxes, mortgage taxes, income taxes, and the preparation and issuance of legal opinions.

Mr. Kochanski was Chair of the Maryland State Bar Real Property, Planning and Zoning Section, the Firm's Real Estate Department, the Montgomery County Bar Real Estate Section and is an active participant in the District of Columbia Bar Real Estate Section. He is a member of several standing committees of the American Bar Association Real Property Trust and Estate Law Section. He has been appointed to the Maryland State Legislature's Commission to Study the Title Insurance Industry in Maryland. He is the Firm's Opinions Shareholder and a member of the steering committee for the nationally recognized Maryland State Bar Association Opinion Project. He regularly lectures on various continuing legal education topics for numerous organizations, has been an Instructor at Montgomery College, an Adjunct Professor at the University of Maryland and is on the Legal Professionalism Faculty for the Maryland State Bar Association. He has published in the Maryland Bar Journal, structures intricate and creative tax influenced transactions, and lectures and writes extensively on like kind exchanges. He often testifies as an expert witness in both real estate and ethics matters, and serves as a Chair for Maryland Peer Review

**BAR & COURT
ADMISSIONS**

District of Columbia

Maryland

U.S. District Court for the
District of Maryland

U.S. Supreme Court

**HONORS &
AWARDS**

Chambers USA

Best Lawyers in America
for Maryland and the
District of ColumbiaWho's Who in American
Law

David M. Kochanski (Continued)

Panels.

In more than thirty-five years of practice Mr. Kochanski has advised clients in a wide range of business matters including real estate finance for lenders and borrowers, commercial, industrial, residential, retail and mixed use developments, condominium projects, construction and architect agreements, real estate litigation, workouts, title and survey matters. He serves as an Advisory Board Member of the Maryland Institute for the Continuing Professional Education of Lawyers and has chaired their programs in Homebuilding, Like Kind Exchanges and panels for the Advanced Real Property Institute. He is also a regular faculty member for Lorman Education Services, National Business Institute and Half Moon Seminars.

NEWS

David Kochanski elected to the Maryland State Bar Association's Board of Governors

Shulman Rogers Has Thirteen Attorneys Named to the 2009 Super Lawyers Listing for Washington, D.C.

PUBLICATIONS

Like Kind Exchange, Maryland Bar Journal

Homebuilding, Maryland Institute for the Continuing Professional Education of Lawyers

SEMINARS & SPEAKING ENGAGEMENTS

Lecturer, Continuing Legal Education Topics, Lorman, NBI, MICPEL, and Half Moon

Instructor, Montgomery College

Adjunct Professor, University of Maryland, University College

Lecturer and Planning Committee, Advanced Real Property Institute

Speaker, Maryland Land Title Association

Legal Professionalism Faculty, Maryland State Bar Association

Lecturer and Author, Like-Kind Exchanges

CASE STUDIES

Burtonsville Towne Center project

David M. Kochanski (Continued)

PROFESSIONAL & COMMUNITY AFFILIATIONS

American College of Real Estate Lawyers Fellow

Maryland State Bar, Real Property, Planning and Zoning Section, Past Chair

Maryland State Bar Association's Opinion Project Member - Steering Committee Co-Chair - Real Estate Matters

Montgomery County Bar Association, Real Estate Section, Past Chair

American Bar Association, Real Property Trust and Estate Law Section Committee Member

District of Columbia Bar, Real Estate Section Member

Maryland Peer Review Panels, Chair

Maryland Institute for Continuing Professional Education of Lawyers, Advisory Board Member and Lecturer

Chair, Homebuilding and Like-Kind Exchanges Programs, Panel Chair, Advanced Real Property Institute