

## Howard A. Nagelberg

### Partner

Howard concentrates his practice in the representation of public and private companies in the real estate and financial services industries. He has substantial expertise in the representation of real estate investment trusts (REITs), both in the transactional and corporate contexts. In addition to working with senior management of his clients, Howard also works closely with the directors of those companies, so as to facilitate their interaction with senior management and the discharge of their responsibilities. Howard's clients also include real estate developers, lenders, contractors, lessors, brokers, syndicators, investors, insurers, technology providers, broker-dealers and investment managers, with particular experience in joint ventures and other co-investment structures. Howard also has expertise in international real estate transactions, both in the representation of U.S. interests overseas in their development and investment activities, and in the representation of foreign interests investing in U.S. projects, as well as representing business organizations in which the respective principals have included both domestic and foreign interests.

In addition to his law practice, Howard teaches two courses at Northwestern University School of Law, and works with various organizations on a pro bono basis, including Writers Theatre of Glencoe, Illinois, which he serves as outside corporate and real estate counsel.

Howard has received recognition by a number of publications and organizations, including Chambers U.S.A.; Best Lawyers in America; Illinois Law and Politics; Who's Who Legal U.S.A.; Who's Who Legal Illinois; Leading Lawyers Network; and numerous real estate-specific publications.

### Representative Clients

- First Industrial Realty Trust
- KLC Capital Investments
- Odyssey Homes
- Pacific Office Properties Trust
- Priority Capital Group, LLC



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### Practices

- Corporate and Securities
- Real Estate

### Education

- University of Chicago Law School, J.D., 1973
- University of Michigan, B.A., *with honors*, 1969

### Bar & Court Admissions

- State of Illinois

- The Shidler Group

## Representative Matters

- First Industrial Realty Trust Joint Ventures with CalSTRS

Represented First Industrial in the formation of four joint ventures with CalSTRS, including three joint ventures for an aggregate investment of \$1.8 billion in U.S. real estate and a \$285 million joint venture for real estate investment in Canada; and in the negotiation of several subscription debt facilities with WestLB AG, New York branch, including two multicurrency facilities totaling \$950 million.

- The Shidler Group/Pacific Office Properties Trust Reverse Merger

Represented The Shidler Group in connection with the formation of a new public west coast-focused office properties REIT in a "reverse merger" transaction involving the contribution of The Shidler Group's western U.S. office building portfolio to a newly created operating partnership subsidiary of Pacific Office Properties Trust and the assumption of indebtedness in excess of \$750 million.

- European Operating Platform

Headed up a team that created a European operating platform for a public U.S. real estate company having operations and investment activities in Belgium, France, Germany and the Netherlands, as well as financial and managerial operations in Luxembourg. The project involved cross-border tax strategy in each of the countries of interest for the client and its institutional co-investors, as well as legal engineering in the areas of corporate matters, employment and real estate law, and supervised coordination of local counsel in each EU country of interest.

- Canadian Investment Banking Firm

Represented Canadian investment banking firm in connection with cross-border investments in the United States, including timeshare projects in California, Nevada and Hawaii

- Broker-Dealer

Counsel to FINRA-licensed broker-dealer engaged in structuring and raising non-listed REIT equity equivalents for listed REITs.

- AMEX Investment Management Company

Engaged as corporate counsel to AMEX investment management company.

## News

- Eighteen BFKN attorneys named 2012 Super Lawyers and Rising Stars (January 2012)
- Barack Ferrazzano Kirschbaum & Nagelberg ranked #1 Illinois Real Estate Firm by 2011 Chambers USA (June 2011)
- Eighteen BFKN attorneys named Top 5% in Illinois by Leading Lawyers (April 2011)

- Seventeen BFKN attorneys named 2011 Super Lawyers and Rising Stars (January 2011)
- Thirteen BFKN attorneys named 2010 Leading Lawyers (July 2010)
- Fifteen BFKN attorneys named 2010 Super Lawyers and Rising Stars (January 2010)
- Barack Ferrazzano Kirschbaum & Nagelberg ranked #1 Illinois Real Estate Firm again by 2009 Chambers USA (July 2009)
- Thirteen BFKN attorneys named 2009 Leading Lawyers (February 2009)
- Barack Ferrazzano ranked #1 in Illinois Real Estate by 2008 Chambers USA (July 2008)

### **Articles and Publications**

- Representing Purchasers in Portfolio Transactions, The ACREL Papers, Fall, 1999
- Associate Editor, University of Chicago Law Review (1971-1972)

### **Professional Activities and Honors**

- Northwestern University School of Law, William M. Trumbull Adjunct Professor of Law, Real Estate Transactions (Fall Semester Lecture Class) and Advanced Real Estate Transactions (Spring Semester Seminar Class), 1999 - present; voted Outstanding Adjunct Professor 2004, 2005 and 2007
- Member, American College of Real Estate Lawyers (ACREL)
- Member, American Land Title Association (ALTA)
- Member, National Association of Real Estate Investment Trusts (NAREIT)