

Real Estate Solutions

Dispute and Litigation Advisory for Real Property Valuation

The complexity and size of today's real estate markets for investment, finance, development and operations mean that disputes will inevitably arise. FTI Consulting Real Estate Solutions professionals provide clients with valuable insight and clarity, assisting with every phase of the dispute resolution process, starting from early case assessment, pre-litigation strategy and discovery to forensics, analytics, litigation/mediation consulting, expert testimony and trial in both federal and state courts.

AWARDS & ACCOLADES

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**LEXOLOGY
INDEX**

Lexology Index's Consulting
Experts Guide

**MANAGEMENT
CONSULTED**

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How We Help

With real estate valuation professionals possessing the requisite combination of expert witness credentials, real-world experience and industry-recognized designations (MAI, CRE and FRICS), we are well-positioned to help clients unravel challenging business issues and resolve disputes in a cost-effective and expedient manner.

Dispute Advisory Expertise

We advise clients on real estate matters in a variety of contexts:

- Bankruptcy/Foreclosure
- Breaches of Contract/Fiduciary Duty
- Claims of Lender Liability
- Claims of Loss/Profit
- Eminent Domain/Inverse Condemnation
- Environmentally Impaired Properties
- Fraud Claim Matters
- Lease Disputes/Rent Resetting
- Marriage Dissolution
- Partnership/Shareholder Disputes
- Property Taxation
- Rent Arbitration
- Right-of-Way
- Stigma and Detrimental Conditions
- Tenant-Landlord Disputes
- Value Diminution

Property Types

We have deep expertise across an array of property types:

- Cell Tower
- Condominium and Co-op
- Data and Call Center
- Hospital
- Hotel, Resort, Casino and Gaming
- Housing: Senior, Student and Military
- Industrial and Flex
- Large-Scale Land Development and Master-Planned Communities
- Marina
- Mixed-Use Development
- Office
- Parking
- Retail
- Self-Storage
- Single- and Multi-Family Rental and Apartment
- Sports Club
- Timeshare

Representative Engagements

Kandi Arnhold, et al. v. The United States, In The United States Court of Federal Claims, No. 19-1407L

FTI Consulting was retained to develop a retrospective value before taking, and value after taking, of the fee simple interest on twenty-five properties located in Coupeville, Wash. The appraisal report was intended to assist counsel and the client in response to an Inverse Condemnation action filed by the client against the United States Navy under the “Taking Clause” of the Fifth Amendment to the U.S. Constitution. In addition, FTI Consulting prepared a rebuttal report and provided deposition testimony.

TBG Funding LLC v. Kenwood Commons, LLC, et al., Supreme Court of the State of New York County of Albany, Index No. 902353-19

FTI Consulting was retained to develop a retrospective value of the fee simple interest of a vacant, 75.51-acre land parcel located in Albany, N.Y. The appraisal report was intended to assist counsel and the client in response to a deficiency claim stemming from TBG’s loan to Kenwood Commons LLC. In addition, FTI Consulting prepared a rebuttal report and provided court testimony.

Boster Associates Limited v. Dynamic Finance Corporation et al., Superior Court of the State of California for the County of Los Angeles, Case No. BC488552

FTI Consulting was retained to develop a market value of the fee simple interest of a vacant, 359.68-acre land parcel located in De Luz, Calif. Our experts were also retained to develop a retrospective value of the fee simple interest of a vacant, 86.17-acre land parcel located in Temecula, Calif. The appraisal reports were intended to assist counsel and the client in response to a partnership dispute. In addition, FTI Consulting prepared a rebuttal report and provided deposition testimony.

Brickchurch Enterprises, Inc., Debtor. United States Bankruptcy Court Eastern District of New York, Chapter 11, Case No. 8-22-70914-ast

FTI Consulting was retained to develop a retrospective value of the fee simple interest of two ultra-luxury residential homes located in the Village of Southampton, N.Y. The appraisal report was intended to assist counsel and the client in response to a foreclosure proceeding. In addition, FTI Consulting prepared a rebuttal report and provided deposition and court testimony.

Atlas MF Mezzanine Borrower, LLC v. Macquarie Texas Loan Holder, LLC, KKR REPA AIV-2, LP, and KRE LRP Osprey Venture, LLC, Superior Court of the State of New York County of New York, Index No. 651657/2017

FTI Consulting was retained to develop a retrospective value of the leased fee interest of a multifamily portfolio of 11 properties located in Texas. The appraisal report was intended to assist counsel and the client in response to a foreclosure proceeding. In addition, FTI Consulting prepared a rebuttal report and provided deposition and court testimony.

96 Wythe Acquisition LLC, Debtor. United States Bankruptcy Court Southern District of New York, Chapter 11, Case No. 21-22108 (RDD)

FTI Consulting was retained to develop a market value of the leased fee interest of The Williamsburg Hotel, located in Brooklyn, N.Y. The appraisal report was intended to assist counsel and the client in response to a foreclosure proceeding. In addition, FTI Consulting prepared a rebuttal report and provided deposition and court testimony.

Bank of America, N.A. v. Stonestreet Hospitality Realty Company, LLC, Superior Court Judicial District of New London at New London, Docket Nos.: KNL-CV-16-6026981-S

FTI Consulting was retained to develop a retrospective value of the leased fee interest of a 176-room hotel located in Uncasville, Conn. The appraisal report was intended to assist counsel and the client in response to a foreclosure proceeding. In addition, FTI Consulting prepared a rebuttal report and provided deposition and court testimony.

MARK DUNEC

Senior Managing Director,
Co-Leader of Real Estate Valuation Services
+1 347.407.4272
mark.dunec@fticonsulting.com

GREG GOTTHARDT

Senior Managing Director,
Co-Leader of Real Estate Valuation Services
+1 213.452.6323
greg.gotthardt@fticonsulting.com

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