



Max J. Burbach

Shareholder
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Max Burbach works closely with real estate developers, owners, investors, landlords, and tenants in the acquisition, financing, development, sale and leasing of commercial, retail, office and industrial properties. Max's experience and practical approach enables him to efficiently negotiate and draft complex transaction documents and implement solutions "on the fly" to help clients resolve problems and achieve goals.

Max also represents lenders in the preparation and negotiation of credit facilities, promissory notes, security and collateral documents, and ancillary loan documents. Max is a Fellow of the American College of Real Estate Lawyers and has been selected by his peers for inclusion in *The Best Lawyers in America*® 2011-2021 for his work in Banking and Finance Law and Real Estate Law. He is also listed in *Chambers USA: America's Leading Lawyers for Business* (Chambers & Partners Publishing).

Experience

- Representation of shopping center and mixed-use developers in site acquisition, ECRs, financing, leasing, pad site sales and sale of projects
- Representation of clients in build to suit and sale/leaseback transactions

SERVICES

Real Estate
Banking and Commercial Lending

EDUCATION

J.D., Creighton University, 1992
(magna cum laude)

- Student Articles Editor, Creighton Law Review, 1991-1992

B.S., University of Nebraska - Omaha, 1988

- Criminal Justice

ADMISSIONS

State of Nebraska

Max J. Burbach

- Negotiation of industrial and office leases for national clients
- Representation of borrowers in negotiating and finalizing commercial and real estate loans, work-outs, deed-in-lieu of foreclosure, forbearance agreements, and settlement of guaranty liabilities
- Representation of landowners in negotiating leases and licenses with wind energy developers and cell tower developers
- Negotiating and drafting condominium documents, operation and easement agreements, restrictive covenants, and easements
- Representation of lenders in agricultural and commercial loans
- Representation of lenders and borrowers in private financing transactions

Publications

Property Managers and Landlords—Preventative Steps for Coronavirus
03.17.2020

Selected Issues in Commercial Leasing
04.05.2018

Liability of Landowner When Tree Falls Onto Adjoining Landowner's Property
03.16.2016

Title Insurance: An Overview
09.15.2014

Reminder: Deadlines for Like Kind Exchanges Started After October 17, 2013
01.10.2014

Selected Issues in Commercial Leasing
08.05.2013

A Brief Overview of Easements
03.19.2012

Speaking Engagements

Digging Deep - Legal and Dirt Issues in Real Estate Due Diligence
Webinar, 09.24.2019

Max J. Burbach

Honors & Awards

The Best Lawyers in America®, Banking and Finance Law and Real Estate Law, 2011-2021
Chambers USA, Real Estate Law, 2013-2020
Fellow, American College of Real Estate Lawyers

Community & Professional

Nebraska and American Bar Associations
Member, CRE Summit Steering Committee
Member, Ground Leasing Committee of the ABA-RPTE Law Leasing Group
Omaha I-80 Cosmopolitan Club