

Development & Construction

At the national, regional and local levels, Masuda Funai advises on complex and extensive real estate development and construction projects. Our clients include domestic and international businesses, commercial developers, equity investors and construction and permanent lenders which require cost-efficient solutions to timely delivery of projects within budget. Our firm offers both the knowledge and experience needed to navigate the hurdles encountered by our clients in turning visions into reality.

Our in-depth understanding of the national real estate market, coupled with extensive specialized industry know-how, aids us in helping our clients identify and maximize opportunities. Our attorneys are involved in structuring, negotiating and financing development projects across all asset classes, ranging from residential and retail, to office and mixed-use, to resort and recreational developments. We work hand-in-hand with our clients through all phases of development, from acquisition and initial planning, to public and agency approvals and permitting, to construction and final use.

We are very proud of our involvement, typically on behalf of not-for-profit and tax exempt entities, in affordable housing projects incorporating a variety of financing options such as low-income housing, new markets, historic rehabilitation and energy tax credits, facade easements and other tax-advantage incentives. We also advise on federal grants, U.S. Department of Housing and Urban Development loan guaranties, tax increment financings, enterprise zone funds, redevelopment agreements and tax abatements.

Our firm provides both the depth and breadth of experience and expertise in construction law needed to provide counsel on all aspects of a construction project. We advise on everything from entity structure, to land use, to permitting. We negotiate construction-related contracts such as prime, construction, design/build, architect/engineer, construction management and subcontractor agreements. We also work with our clients to make sure they are properly insured and/or bonded and to avoid mechanics lien issues.

In the event a dispute should arise, our real estate litigators focus on swift and productive resolution through mediated or informal negotiations, which can frequently occur even while construction is still ongoing. Both in and out of court, we defend our client's rights in the full array of construction litigation ranging from bid protests, to labor and prevailing wage claims, to defective work claims, to delay, disruption and acceleration matters. We also advocate our client's rights on all claims related to professional and other liability, as well as regarding mechanics liens, stop notices and bond issues.