BORAH GOLDSTEIN ALTSCHULER NAHINS AND GOIDEL, P.C. is a mid-sized law firm located in the heart of New York City's Tribeca neighborhood. The firm provided comprehensive representation to property owners in complex real estate litigation and transactions for over four decades. Our attorneys are recognized in the industry for their extensive knowledge of rent regulation including rent stabilization, rent control, affordable housing, and regulatory agreements by owners. We have an extensive practice in New York City housing court and before the New York State Division of Housing and Community Renewal ("DHCR").

Practice Areas:

- Residential and Commercial Non-Payment and Holdover Proceedings
- **State Court Litigation**
- Administrative Proceedings
- Collections
- Due Diligence

- Residential and Commercial Leasing
- **Real Estate Transactions**
- Loft Law
- Violation Removal
- Estate Planning
- Bankruptcy

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COOPERATIVE & CONDOMINIUM LAW



CONTACTS: MICHAEL R. NERENBERG, ERIC M. GOIDEL

The Firm serves as counsel to more than one hundred forty cooperative & condominium developments, from small brownstones to developments with thousands of units. Through its unique subsidiary Director ProtectorTM we work closely with other professionals engaged by boards, including managing agents, engineers, accountants and insurance brokers; representing our clients proactively to assure that boards and buildings can obtain maximum legal protection. If matters turn adversarial, the firm is well equipped to provide litigation services. We also serve as the transfer agent for many of the cooperatives that we represent and file and foreclose upon liens for unpaid condominium common charges.

REAL ESTATE TRANSACTIONS

CONTACTS: MICHAEL R. NERENBERG, ERIC M. GOIDEL

The firm represents sellers and purchasers in connection with the acquisition or sale of apartment buildings, commercial buildings and shopping centers, including sale/leasebacks and 1031 exchanges. The transactional department also handles mortgage financings and refinances, as well as the preparation of cooperative and condominium offering plans to be submitted to the New York State Attorney General. We also represent individual sellers and purchasers of cooperative and condominium units.

COMMERCIAL AND RESIDENTAL LEASING

CONTACTS: MICHAEL R. NERENBERG, ERIC M. GOIDEL

The firm represents landlords in connection with the leasing of shopping centers, taxpayers, office buildings and residential apartment buildings and has negotiated major leases with nationally and regionally recognized retailers, financial services institutions, restaurant chains, religious institutions and hospitals. As the firm has also represented major tenants, it recognizes the need for a respectful give and take in lease negotiations that will assist the parties in arriving at a win-win transaction; thereby promoting a long term landlord-tenant relationship. We also review the commercial leases and apartment leases in connection with due diligence services required by purchasers of commercial and mixed use properties.

FEDERAL BANKRUPTCY CASES

CONTACTS: MYRON I. ALTSCHULER, JEFFREY C. CHANCAS

APPELLATE LITIGATION

CONTACTS: ROBERT D. GOLDSTEIN, DAVID B. ROSENBAUM, PAUL N. GRUBER

Our firm has an active appellate practice before the various Appellate Terms, Appellate Divisions, the New York State Court of Appeals and the United States Court of Appeals for the Second Circuit. We have been on the cutting edge of appellate law in the areas of rent regulation, non-primary residence, breach of lease, and lease interpretation.

ESTATE PLANNING, PROBATE & TRUST ADMINISTRATION, ESTATE LITIGATION & ELDER LAW

CONTACT: MICHAEL R. NERENBERG

The Firm has a vibrant practice in estate planning and litigation, probate and trust administration, and elder law. This practice area includes counseling clients and preparing wills, trusts, advance planning directives and other devices to provide planning for estate tax reduction and charitable giving, asset protection and succession (protecting assets from creditors and planning for the orderly transition of a business to the next generation) and special needs individuals (planning for loved ones with mental or physical disabilities).

COLLECTION/JUDGMENT ENFORCEMENT

CONTACTS: MARK KRASSNER, ROBERT D. GOLDSTEIN

A team of experienced attorneys concentrate in enforcing money judgments obtained in Landlord-Tenant summary proceedings, Civil Court proceedings and Supreme Court actions. Services include locating and restraining bank accounts, garnishing the wages of judgment debtors, conducting supplementary proceedings in order to locate assets and commencing contempt proceedings against a recalcitrant debtor. If in a summary proceeding, a money judgment has not been obtained simultaneously with a possessory judgment, the department can commence a separate collection action.

RESIDENTIAL NON PAYMENT & HOLDOVER PROCEEDINGS CONTACTS: TODD I. NAHINS, STEPHEN C. SHULMAN, CARLOS PEREZ-HALL, JEFFREY H. SEIDEN, GREGORY G. VAIL

- Violation of Certificate of Occupancy
- Non-Primary Residence
- Objectionable Conduct/ Nuisance
- Illegal Alterations
- Illegal Sublet

- Warranty of Habitability
- Section VIII Housing
- Short Term Rentals

COMMERCIAL NON PAYMENT & HOLDOVER PROCEEDINGS

CONTACTS: MYRON I. ALTSCHULER, DAVID B. ROSENBAUM

The firm has a sophisticated commercial landlord-tenant practice representing landlords in the enforcement of commercial leases including:

- Rent/Additional Rent Collection
- Yellowstone Injunctions
- Illegal Sublet
- Escalation Clauses
- Conditional Limitations
- Non Conforming Use of Premises

VIOLATION REMOVAL

CONTACT: DAVID B. CABRERA

The Office of Administrative Trials and Hearings (OATH), formerly ECB, Department of Buildings (DOB), and Criminal Court.

ADMINISTRATIVE PROCEEDINGS

CONTACTS: ROBERT D. GOLDSTEIN, DAVID B. CABRERA

The Firm's Administrative/Rent Regulatory Division appears in a range of rent regulatory matters before a variety of administrative agencies. We have an extensive practice representing property owners before the New York State Division of Housing & Community Renewal (DHCR), as well as matters before the Department of Housing Preservation and Development (HPD), the New York State Division of Human Rights (DHR), and New York City Commission on Human Rights (NYCCHR). Services in this area include:

- DHCR Proceedings & Appeals
- Rent Regulatory Issues & Litigation
- Affordable Housing & Tax Benefit/Credit Compliance
- Demolition Applications & Proceedings
- Mitchell-Lama & Public Housing Programs

- Certificate of No Harassment Applications
- Due Diligence for Buyers, Sellers & Lenders
- MCI Rent Increase Applications
- Rent Registration
- Short Term Rental (Airbnb)
- Illegal Occupancies

SUPREME COURT LITIGATION

CONTACTS: ROBERT D. GOLDSTEIN, MYRON I. ALTSCHULER, DAVID R. BRODY

Our Supreme Court division handles complex actions in law and equity affecting real property and landlord/tenant disputes, including:

- Breach of Contract
- Lien Law Disputes
- Actions to Rescind/Reform Leases
- General Commercial Litigation
- Yellowstone Injunctions

- Construction Claims & Disputes
- Collection Actions
- Foreclosures
- Fraud Actions Trusts & Estate Litigation
- Declaratory & Injunctive Relief

- Ejectment Actions
- Human Rights Violations/ ADA Litigation

LOFT LAW

CONTACT: DAVID R. BRODY

Attorneys in this department actively practice before the New York City Loft Board representing owners on legalization, coverage and deregulation issues, claims of harassment and fixture sales. Additionally, we provide cutting edge legal counsel to owners and developers interested in converting loft buildings to residential use. This includes expertise in all applicable rent regulatory, zoning issues, and transactional issues, and construction law. Where warranted, the firm litigates before the New York City Loft Board and the New York State Supreme Court and where appropriate, negotiates settlements ("buy-outs"). Loft Law work has contributed to a significant practice before other regulatory agencies, including the Department of Buildings and the Board of Standards and Appeals, as well as litigation related to eminent domain takings.

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