

Bradley D. Kaplan

Partner



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Practices/Industries

- Hospitality
- Real Estate
- Real Estate Finance
- International

Education

Indiana University
(B.A., Economics, 1983)
Capital University Law School
(J.D., 1986)



Overview

An active member of both the Illinois and Ohio Bars, Brad uses a creative approach to assisting clients with hospitality, real estate, and business matters. He provides counsel to owners, operators, and receivers of hotel, office, multifamily, and industrial properties with their real estate, finance, leasing, construction, and organizational challenges, as well as business clients including IT consultants, manufacturers, distributors, and lenders. Specifically, he assists hotel/hospitality clients with acquisitions and sales, and by negotiating and drafting hospitality, purchase, sale, financing, leasing, construction, franchise, management, and food and beverage agreements. He also serves as general counsel and national real estate counsel to several domestic and internationally based public and privately held companies who rely on him for guidance as they undertake projects across the country.

Brad represents foreign businesses doing business in the United States and U.S. businesses doing business abroad, and is a former Chairman of World Services Group, an international consortium of legal and other professionals. Brad is also a member of Counselors of Real Estate, an international organization of real estate professionals. He has achieved the highest rating, AV Preeminent[®], from Martindale-Hubbell[®]. Brad is also a frequent speaker and writer on internet and social media issues.

Experience

- Engaged to provide advice and counsel on the ownership and management structure of the hotel component of a mixed use project for a major Big 10 university.
- Extensive experience negotiating, drafting, and managing all legal aspects of hospitality, commercial/industrial, and residential real estate projects.
- Experienced at providing legal counsel to domestic and international manufacturing concerns doing business in the United States.
- Representation of a Chicago Top 50 Residential Real Estate Developer in connection with all aspects of the development of condominium, townhouse, and commercial projects, and general counsel business issues.
- Has represented international companies doing business in the United States as general counsel and national leasing counsel.
- Experienced in Brownfield and Greenfield development projects for commercial, industrial, and residential projects.
- Represents several national not-for-profit entities with regard to their Midwest legal needs.
- Represents closely held manufacturing concerns in all aspects of their operations, finance, and general corporate matters, including industrial revenue bond financings.

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Experience (Cont)

- Experienced in TAX increment financings and new market tax credit financings and structures.
- Represents international manufacturing and construction companies as United States general counsel.
- Experience with purchase, finance, construction finance, liquor permits, and refinance of both full service and limited service hotels.

Presentations

- “PPP Loan Forgiveness – Some Answers, Difficult Questions,” Ulmer Webinar (May 2020)
- “Important Recent PPP Updates, New Rules and Deadlines—The Latest Information,” Ulmer Webinar (May 2020)
- “Hotel Financing Structures and Options in the Hospitality Industry Upswing: Leveraging CMBS Capital Market Financing, Preferred Equity, Tax Credit Funds and EB-5 Financing,” Webinar, Legal Publishing Group of Strafford Publications (September 2014)

Publications

- “Economic Aid Act - PPP Loan Program Reopened and Expanded,” Ulmer & Berne LLP *Client Alert* (January 2021)
- “The CARES Act Update - PPP Flexibility Act of 2020,” Ulmer & Berne *Client Alert* (June 2020)
- “The CARES Act Update - Safe Harbor Materially Revised,” Ulmer & Berne LLP *Client Alert* (May 2020)
- “PPP New Safe Harbor - SBA Publishes Important Updates to FAQ and New May 18, 2020 Deadline,” Ulmer & Berne LLP *Client Alert* (May 2020)
- “The CARES Act Update – Paycheck Protection Program: Expanded SBA 7(a) Emergency Loans for Small Businesses Suffering COVID-19 Related Economic Injury,” Ulmer & Berne LLP *Client Alert* (April 2020)
- “The CARES Act – Paycheck Protection Program: Expanded SBA 7(a) Emergency Loans for Businesses,” Ulmer & Berne LLP *Client Alert* (March 2020)
- “SBA COVID-19 Economic Injury Disaster Loans and More,” Ulmer & Berne LLP *Client Alert* (March 2020)

Involvement

Professional Affiliations

- Counselors of Real Estate
- American Bar Association
- Illinois Bar Association
- Chicago Bar Association
- Ohio State Bar Association
- Cincinnati Bar Association
- Kentucky Bar Association

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Involvement (Cont)

Professional Affiliations (Cont)

- World Services Group (*Chairman, 2012-2013*)

Community Involvement

- Jewish Cemeteries of Greater Cincinnati (*President, Executive Committee, and Board of Trustees*)
- Anti-Defamation League (*Board of Trustees, Ohio/Kentucky/Allegheny Regional Office*)

Honors & Distinctions

Honors

- AV Preeminent Peer Review Rated – Martindale-Hubbell

Certifications

- State of Ohio – Former Licensed Title Insurance Agent

Admissions

- State of Ohio
- State of Illinois
- State of Kentucky
- U.S. District Court, Northern District of Illinois
- U.S. District Court, Eastern District of Kentucky