



Partner

Robert E. McPeak

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Areas of Practice

Real Estate & Land Use

Energy, Environment &
Natural Resources Law

Construction Law & Litigation

Business Entities &
Transactions

Bar Admissions

Nevada

Court Admissions

U.S. District Court, District of
Nevada

U.S. Bankruptcy Court,
District of Nevada

U.S. Court of Appeals, Ninth
Circuit

Education

J.D., Boston University School
of Law, cum laude, 2003
(Concentration in Business
Organizations and Finance
Law with Honors)

A.B., with distinction,
University of Michigan, 2000

Professional Background

Robert E. McPeak practices primarily in commercial real estate, project finance, and business transactions. Mr. McPeak's expertise is recognized in Chambers USA, *The Best Lawyers in America*[®] and *Mountain States Super Lawyers*. He has also received the AV Preeminent[®] Peer Review Rating[™] (the highest rating available) from Martindale-Hubbell. Mr. McPeak co-chairs McDonald Carano's Energy, Environment & Natural Resources Law Practice.

"He is intelligent, thorough and ensures our interests are protected." "He has both knowledge and vast experience across the state, is very responsive and takes things very seriously." "He has knowledge beyond his years, particularly on development projects, and is highly regarded."

– Ranked "Up and Coming" in Real Estate Law, *Chambers 2020, 2021*

Mr. McPeak's broad-based real estate practice encompasses every phase of property acquisition, financing, development, management, leasing, and sales. His experience extends across all commercial property types, including core retail, office, industrial, multifamily, planned communities, condominiums, mixed-use developments, casinos, hotels, and time-share projects. Mr. McPeak is also experienced with real property tax appeals.

Mr. McPeak represents:

- Local, regional and national developers in connection with construction and development agreements and other project documents, including CC&Rs, reciprocal easement agreements, shared-entry arrangements, and joint venture agreements;
- Buyers and sellers in the negotiation and closing commercial real estate transactions (including options and rights of first refusal/ rights of first offer);
- Landlords and tenants in the negotiation and preparation of retail, office, industrial, and ground leases, with tenant-improvement matters, and in the resolution of lease disputes;
- Borrowers, guarantors and lenders in commercial real estate loan transactions, including loan origination and documentation, financing opinion letters, note acquisitions, workouts, receiverships and foreclosures;
- Real estate brokers, property managers and receivers.

Mr. McPeak advises Nevada corporations, limited liability companies and partnerships and their shareholders, members, managers, and partners on matters of entity formation, governance and ongoing operations, including commercial credit and equipment finance.

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Mr. McPeak regularly represents developers and tax equity investors in connection with project development, permitting and finance of renewable energy projects throughout Nevada.

Mr. McPeak negotiates and drafts construction contracts on behalf of owner-developers and contractors, as well as landlords and tenants in connection with tenant build-outs and improvements. He has experience with custom documents, AIA documents, and ConsensusDocs.

Renewable Energy and Project Finance

- Nevada counsel for the tax equity investor in connection with the successful closing of its investment in a 250 MW solar photovoltaic generating facility located in Clark County, Nevada
- Nevada counsel for the tax equity investor in connection with the successful closing of its investment in a 179 MW solar photovoltaic generating facility located in Clark County, Nevada
- Nevada counsel for the developer in connection with a tax equity investment in a 20 MW solar photovoltaic generating facility located in Churchill County, Nevada
- Nevada counsel for the tax equity investor in connection with the successful closing of its investment in a 24 MW geothermal plant located in Churchill County, Nevada
- Represented the developer in connection with development and construction permitting of a 14 MW solar photovoltaic generating facility located in Henderson, Nevada
- Represented the developer, as local counsel, in connection with the financing of a 70 MW solar PV generation project, the financing of a 20 MW utility-scale solar power project, and the financing of and title issues with 5 MW solar project

Commercial Real Estate and Finance

- Represented a Las Vegas-based industrial developer in connection with site acquisition, development, leasing and disposition of multiple industrial and logistics-focused projects in Henderson, Las Vegas and North Las Vegas, Nevada
- Represented the buyer in connection with the acquisition and financing of multiple Class A office buildings in Las Vegas, Nevada
- Represented a buyer in the \$46 million acquisition of two single-tenant NNN-leased outpatient medical facilities in Clark County, Nevada and the assumption of the existing CMBS loan
- Represented an investment management firm in the acquisition, financing and disposition of multiple unit value-add apartment complexes in Las Vegas, Nevada
- Represented a global investment manager in nationwide leasing matters for a start-up healthcare portfolio company, including the negotiation of master construction and architectural contracts
- Represented a major telecommunications company in the lease of a 104,000 square-foot facility in Las Vegas, Nevada
- Represented borrowers, guarantors and lenders in commercial real estate

Offices

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