

## Scott McKaig

### Shareholder

#### **PRACTICE EMPHASIS:**

Commercial real estate; corporate transactions

#### **EDUCATION:**

J.D., *cum laude*, Stetson University College of Law, 2012

Stetson Law Review

M.B.A., Stetson University, 2012

B.S., *cum laude*, University of Florida, 2009

#### **ADMITTED:**

State Bar of Texas



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#### **Profile:**

Scott McKaig's practice is devoted to commercial real estate and commercial transactions. His real estate practice covers all aspects of the process of buying, owning, developing, financing, leasing, and selling commercial real estate, as well as entity formation, organizational structuring, and guidance in connection with the same. He often takes a team-based approach with his clients to tackle the numerous legal and business matters and obstacles relating to various development projects, so that his clients do not just know what is being recommended, but why. Scott also has significant experience in negotiating and drafting public and private easements.

#### **Affiliations:**

State Bar of Texas

Real Estate Council of Austin

Urban Land Institute

ICSC

National Association of Industrial and Office Properties (NAIOP)

Association of Real Estate Professionals

#### **Professional Recognition:**

Listed in Best Lawyers: Ones to Watch® in America for Corporate Law and Real Estate Law, Since 2023

#### **Representative Experience:**

- Represented Sysco Corporation and its affiliates with numerous leasing (as both landlord and tenant) and easement matters, as well as numerous dispositions of various real estate assets.
- Represented Virgata Property Company in the acquisition, development, leasing, and sale of a major development in Friendswood, Texas
- Represented D. R. Horton in connection with the development of numerous residential subdivisions in the Greater Houston Metropolitan Area
- Assisted a Houston-based developer with the development and construction financing for a high-rise hotel and residential condominium on the San Antonio Riverwalk
- Represented numerous clients in easement disputes and easement negotiations with various municipalities and private utility and pipeline companies
- Represented various clients with Texas business entity conversions, formations, and terminations

*Representative Experience (Cont'd)*

- Assisted with multiple real estate due diligence reviews on merger & acquisition matters valued at more than \$20 Million
- Represented the Marcel Group in the acquisition, development, financing, leasing, and sale of various multi-tenant commercial facilities across the Greater Houston Area
- Represented the sellers of approximately 306 acres of land in southwest Houston to The University of Texas. The sale was named by Houston Business Journal as HBJ's Deal of the Year winner for Education in 2016
- Represented numerous clients with acquisitions, sales, and internal buy-outs of their partnership and corporate interests of various types of entities
- Assisted in representation of a client in the acquisition and takeover of a division of an existing business, valued at over \$6 Million
- Assisted with numerous diligence reviews on corporate mergers and acquisitions matters
- Assisted DC Partners in connection with the development and financing (including equity financing through the EB-5 program) of Astoria, Arabella and Marlowe, three high-rise condominiums in Houston, Texas. The Arabella project was named by Houston Business Journal as HBJ's Deal of the Year winner for Residential Real Estate in 2015
- Assisted in representation of a client in the acquisition of over 40 acres of improved property as part a bankruptcy proceeding, valued at over \$20 Million
- Represented a California client in the acquisition of various sole-tenant properties across Texas

**Speeches and Publications:**

- "What are Series LLCs, and Should you Use Them in Texas?" AM Monthly Law Alert, May 2023
- "Negotiating a Subordination Agreement with a Tenant's Lender," AM Monthly Law Alert, May 2021
- "Lease Forbearance Considerations," AM Monthly Law Alert, July 2020
- "Important Considerations for Landlords on Rent Deferment Requests," AM Law Alert, May 2020
- "Frequently Asked COVID-19 Questions in the Real Estate Market," AM Law Alert, March 2020
- "Texas' New Crop of Tenants (CBD Oil Merchants)," AM Law Alert, June 2019
- "Time is of the Essence with Opportunity Zone Investments," AM Law Alert, September 2018
- "Negotiating Pipeline Easements in Texas," AM Law Alert, May 2018
- "New Disclosure Rules for Selling Interests in a Contract to Purchase New Property," AM Law Alert, October 2017
- "Landlords be Sure to Perfect Your Contractual Landlord's Lien," AM Law Alert, June 2017
- "Parents Beware! Think Twice Before Co-Signing Your Child's Apartment Lease," AM Law Alert, January 2017
- "One Million Dollars or (\$1,000,000)," AM Law Alert, June 2016