

In The News

Akerman Lawyers William Bernfeld and Taila Martin Discuss Lender Options for Commercial Real Estate Loan Defaults

August 24, 2021

Real Estate partner [William Bernfeld](#) and special counsel Taila Martin wrote a practice note for Lexis-Nexis examining commercial real estate loan defaults and remedies in California. They discuss lender options when a borrower defaults under loan documents, helping lenders choose between accelerating and restructuring a loan, with an emphasis on the impact of California's one form of action rule. They also detail California's one-action rule and anti-deficiency rules and outline important considerations for lenders bringing an action under an environmental indemnity.

“Borrowers should be mindful that a lender is unlikely to engage in workout discussions after declaring an event of default,” Bernfeld and Martin write. “It is in the interest of the borrower to keep open lines of communication with the lender or service prior to declaration of an event of default.”

[Click here to view this news.](#)

Related People

William J. Bernfeld

Related Work

Real Estate

Related Offices

Los Angeles
New York