

# RORY O'BRYAN



HARRISON  MOBERLY, LLP

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317-639-4511

## PRIMARY PRACTICE

Commercial real estate transactions, financing, workouts & foreclosures, partnerships, limited liability companies, tax deferred exchanges, and real estate, eminent domain, title insurance and other commercial litigation and appeals.

## EXPERIENCE

For over 45 years, Mr. O'Bryan has represented real estate developers, owners and investors, financial institutions, small and large companies and individuals in buying, selling, leasing and financing all types of commercial properties, both inside and outside Indiana. Mr. O'Bryan also is a Certified Mediator.

## EDUCATION

Indiana University, A.B., 1969; Indiana University School of Law, J.D., summa cum laude, first in class, 1972; Order of the Coif; Indiana Law Journal, Note Editor.

## BAR ADMISSION

Indiana; U.S. District Courts for the Southern and Northern Districts of Indiana.

## ASSOCIATIONS:

Member, Indiana, Indianapolis, and American (Section of Real Property, Probate and Trust Law; Business Law Section; Taxation Section) Bar Associations; Fellow, Indiana Bar Foundation; American College of Real Estate Lawyers. **Past Associations:** Director (1995 - 2001) and Chair (1998) of the Board of Directors of the International Association of Attorneys and Executives in Corporate Real Estate; Member, Indiana Association of Realtors® Commercial Real Estate Forms Committee (1996-1997); Counsel to Indiana Commercial Board of Realtors®, 1994-1997.

## TEACHING

Adjunct Professor of Law, Indiana University Michael S. Maurer School of Law, 1998 – Present (Courses: Real Estate Finance; Real Estate Development; Real Estate Transactions; Transactions Drafting).

## EXPERT WITNESS/CONSULTANT (5 yr. History)

*Fred C. Johnson and C. Fred Johnson v. Cohen & Malad, LLP, et al.*, Marion Superior Court Cause No. 49D13-0901-CT-001245 (2010); *Marsh Supermarkets, LLC v. Roche Diagnostics Operations, Inc.*, Hamilton Superior Court Cause No. 29D03-0812-PL-1481 (2011); *Jerome Dahm v. Mike's Car Wash, Inc., et al.*, Hamilton Superior Court Cause No. 29D03-1009-PL-1268 (2012); *Flynn Creek Partners, LLC v. Metro Holdings One, LLC, et al*, Hendricks Superior Court Cause No. 32D04-1204-PL-039 (2013).

## HONORS AND AWARDS

Indianapolis *Best Lawyers* Real Estate Law “Lawyer of the Year” for 2012; Best Lawyers in America, 1995 – 2018; Chambers USA, America’s Leading Lawyers for Business, 2003 – 2018; Indiana Superlawyers, 2004-2018; Top Real Estate Lawyer in Indianapolis, *Indianapolis Monthly*, 1993.

## REPRESENTATIVE PUBLICATIONS & SEMINARS

*Town of Ellettsville v. Joseph V. DeSpirito: What are the Limits on Amending Plats, Declarations/CCRs or Easements Without the Landowner’s Consent?*, ICLEF Advanced Issues in Real Estate, 2017; *Mortgages: Legislative Pre-Emption of Merger Doctrine*, ABA Probate & Property, May-June 2013; ICLEF Indiana Annual Real Estate Institute, 2010 -2012 (various topics); *Update on Ethical Considerations for Real Estate Lawyers*, Indianapolis Bar Association, 2009, 2014; *Encyclopedia of Indiana Real Estate Forms 2d*, Indianapolis Bar Association, 2006; *Drafting and Negotiating Commercial Leases in Indiana*, NBI, 2002; *Partnerships, LLCs and LLPs in Indiana*, Lorman, 2002; *Claims Arising Under Title Insurance Policies: Practice and Procedures*, ICLEF, 1998; *Real Estate Options and Rights May be Invalidated by Rule Against Perpetuities*, *The Indiana Lawyer*, 1997.