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October 31, 2024

John M. Nolan  
Chair, Member Selection Committee  
c/o American College of Real Estate Lawyers  
220 N. Market Street, Suite 100  
Frederick, MD 21701

**Re: *Nomination of Brian Lichter as a Fellow of The American  
College of Real Estate Lawyers***

Dear Mr. Nolan:

I am pleased to second Brian Lichter as a Fellow of The American College of Real Estate Lawyers. I have known Brian since he was a summer associate at my firm, worked with him continuously through the time that he became a partner, and since he became the head of Davis Polk's Real Estate practice, have had the pleasure of being opposite him on several transactions. I can say without hesitation that in the 20 years I have known Brian, he has continuously demonstrated the highest level of professional skill. While he is an extremely practical lawyer (and therefore incredibly effective for his clients), he is also drawn to the intellectual side of the practice -- he is often curious about the "why" of a given resolution, and not just the "how." I have also seen him speak at UJA-Federation events and moderate industry panel discussions. I believe that his speaking engagements and general level of engagement in real estate industry events are indicative of the level of commitment he will demonstrate as a Fellow of the College, as well as manifesting the College's general commitment to giving back to the community at large.

I have received and reviewed the Proposal for Membership submitted by Michael Werner and certify that Brian Lichter satisfies the criteria for selection to the College as set forth in Section 4 of the Guidelines for Regular Member Selection. In my opinion and to my knowledge, the Nominee satisfies ACREL's Statement of Professionalism and exemplifies the standards of professional integrity and civility as provided in the Guidelines. I am not (a) in the same firm, business entity, faculty or other organization as the Nominee, (b) related by birth or marriage to the Nominee, or (c) a current Governor or member of the Member Selection Committee of the College. Neither the nominee nor his employer regularly employs or retains me or my law firm, and I have no business relationships with the nominee.

I highly recommend Brian for membership into the College.

Sincerely,



Janice Mac Avoy

JM:hw