



Amanda Fitzgerald

Counsel

Albany

P: 518.429.4283

afitzgerald@barclaydamon.com

Education

- Suffolk University Law School, *Magna Cum Laude*, JD
- Boston University, BS

Practices & Industries

- Financial Institutions & Lending
- Public Finance
- Real Estate
- Tax Credits

Admitted to Practice

- New York

Biography

Having grown up in a family-owned business, Amanda learned the practical realities of what it takes to run a successful enterprise early on, and she applies this knowledge as well as insights from obtaining a business degree to help clients with large, complex deals. When working on difficult transactions, she blends years of business acumen with her legal skills to deliver results that align with the client's most important business objectives.

Amanda works with state and local issuers in connection with tax-exempt bond financing, routinely handling the due diligence and closing processes. In this realm, Amanda advises issuers and borrowers on use of tax-exempt funded projects and post-issuance tax compliance. Amanda applies her finely tuned analytical and organizational skills and business street-smarts to finding creative solutions in the midst of intense negotiating and transactional situations.

Amanda regularly represents industrial development agencies (IDA) and local development corporations (LDC) in connection with straight-lease transactions. She drafts documents to accommodate the many different permutations these deals can have, and, as a result, Amanda has a keen sense of the many intricacies that appear, allowing her to identify and solve problems early on in the transaction process. Amanda also advises her IDA and LDC clients on day-to-day compliance issues. She stays up to date on the ever-changing regulatory landscape to quickly inform and assist her clients when a new statute or regulation is announced.

Amanda's practice also includes commercial real estate, where she has participated in deals including the acquisition of hundreds of parcels of land for both large commercial developers and large solar energy development companies. She uses her business background to strategically negotiate deal terms on behalf of her

client and to provide a business client with the desired information and end result.

Bar Associations

- New York State Bar Association

Selected Memberships & Affiliations

- Barclay Damon's Women's Forum

Representative Experience

- Served as tax counsel for the New York State Housing Finance Agency's issuance of \$209,640,000 Affordable Housing Revenue Bonds, 2021 Series D, E, and F.
- Served as tax counsel for the Dormitory Authority of the State of New York's \$335,230,000 School Districts Revenue Bond Financing Program, Series 2021A–C.
- Served as tax counsel for the Dormitory Authority of the State of New York's \$28,185,000 InterAgency Council Pooled Loan Program Revenue Bonds, Series 2021A.
- Served as tax counsel for the Suffolk County Economic Development Corporation's issuance of \$35,655,000 Revenue Bonds, Series 2021 (St. Johnland Assisted Living, Inc. Project).
- Served as special counsel to a borrower for a low-income-housing tax-credit transaction to build a senior-living facility in Western New York.
- Served as bank counsel for Citizens Bank, N.A. in connection with its \$50.52 million mortgage to Jewish Home of Rochester in connection with its \$7.45 million loan to Jewish Home of Rochester Senior Housing, Inc.
- Served as underwriter's counsel to RBC Capital Markets as the underwriter for the issuance of the Albany County Airport Authority's \$22.54 million Airport Revenue Bonds, Series 2018.
- Serves as IDA general counsel for Onondaga County Industrial Development Agency.
- Served as purchaser's counsel for the purchase of student housing projects in Utica, New York.
- Served as purchaser's counsel to a NY private-equity firm in its purchase of a multi-million solar facility.
- Served as general outside counsel to a hydroelectric power project owner and developer regarding the \$80 million acquisition of several hydroelectric facilities located on Maine's Kennebec River. Handled real property title issues, obtaining necessary approvals of the assignment of US Federal Energy Regulatory Commission (FERC) and state

regulatory licenses, and labor union issues as well as the pre-closing investigatory process with regard to potential environmental and regulatory issues and post-closing issues with management companies.

Prior Experience

- Hiscock & Barclay, LLP, Associate
- Coughlin & Gerhart, LLP, Associate
- New Leaf Legal, Intern
- Greater Boston Legal Services, Intern and CORI Advocate
- Harlem and Jervis Law Office, Intern

Selected Community Activities

- Springbrook Foundation, Board Vice President and Secretary

Selected Honors

- *Best Lawyers: Ones to Watch in America*®: Banking and Finance Law, 2024–2025; Public Finance Law, 2023–2025; Real Estate Law, 2024–2025; Tax Law, 2024–2025
- *City & State New York*, Albany 40 Under 40, 2024
- Selected to *Super Lawyers* Upstate New York Rising Stars: Government Finance, 2019–2024

Selected Speaking Engagements

- NYS Economic Development Council, 2024 Fall IDA Academy, "IDA Case Studies and Best Practices – Part I – Housing," Moderator and Presenter
- NYS Economic Development Council, Virtual Fall IDA Academy, "Active Legislation Update and Review"

Selected Alerts & Blog Posts

- Expanded Prevailing Wage Requirements in NYS FY2020-21 Enacted Budget
- Executive Order Allows Remote Attendance at NYS Public Meetings
- Predicting Credit Risk of Colleges and Universities: Brand and Reputation Count
- Request for Grant Applications for Higher Education Capital Matching Grant Program Posted on DASNY'S Website

- Appellate Division Overturns Lower Court Decision in Article 78 Proceeding and Finds Rational Basis for Industrial Development Agency's Denial of Financial Assistance for Retail Project