

Madalyn S. Kinsey

Indianapolis, IN

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PARTNER

Overview

After more than 40 years of practicing law, both in private practice and serving as in-house counsel for two large money center banks, Madalyn has acquired a heightened sensitivity to client service as well as an understanding of the financial industry.

Madalyn focuses her practice on commercial real estate transactions and the representation of financial institutions in a wide variety of commercial lending transactions. She assists bank clients in structuring complex financing, resolving issues pertaining to taking real estate as collateral, and the recovery of problem commercial loans. Her experience includes the representation of lenders in asset-based lending, middle-market lending, large corporate and commercial syndications, floor plan financing, aircraft financing, construction financing, loans to ESOP's, bond financing, letters of credit, real estate acquisition financing, loan participations, mortgage warehouse financing, agricultural lending, and loans that are part of commercial mortgage backed securities and defeasance transactions. She also represents clients in work-outs and restructurings.

Madalyn's clients include a variety of financial institutions across the country as well as commercial real estate companies and investors involved in the purchase, sale, management, and leasing of industrial and commercial properties and multi and single family projects.

In addition to her passion for law, Madalyn is also passionate about the arts. Prior to law school she studied journalism and vocal performance, and appeared in twelve operas while studying voice at Indiana University's prestigious music school. Madalyn is a published author of three mystery novels and one book of humorous essays. Outside the office she frequently takes in live musical and theatre performances, and enjoys classic movies and hiking.

SERVICES

Banking & Finance

Bankruptcy & Creditors' Rights

Commercial Lending

Real Estate, Zoning & Public Finance

EDUCATION

Indiana University School of Law, J.D., 1979, *with honors*

Indiana University
Bloomington, B.A., 1976

ADMISSIONS

California

Illinois

Indiana

Experience

Represented a Participant Lender in a \$50M Construction to Permanent Loan of an Apartment Building

Represented the Senior Lender and Bond Purchaser in a \$20M Low Income Housing Tax Credit Bond Issuance for Public Housing

Represented the Seller in Extensive Negotiations of a Commercial Property that is Subject to a Remediation Plan

Represented the Tenant in a 10-year Lease of a Store to be Used as a Restaurant and Batsu Comedy Club

Represented the Purchaser of a Large Pharmacy Store Chain in a 1031 Tax Exchange

Successfully Represented the Seller of a Brownfields Property that was Subject to an Environmental Restrictive Covenant

Membership & Involvement

- Member: Executive Women in Finance; Indy Commercial Real Estate Women (Indy CREW)
- Fellow and State Chair: American College of Mortgage Attorneys
- Instructor: Annual RMA Lending School
- Indianapolis Bar Association: Chair of Grievance Committee; Past Treasurer; Past Chair of the Business Section; Former Board Member
- Distinguished Fellow and Former Board Member: Indianapolis Bar Foundation
- The Fishers Historical Society: Board Member
- Former Chair: Community Organizations Legal Assistance Project (COLAP)

Honors

- Selected to the Indiana Super Lawyers list: 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2022
- Selected to *The Best Lawyers in America*® in Banking & Finance Law: 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2022, 2023
- Selected to *The Best Lawyers in America*® in Real Estate Law: 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2022, 2023

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Firm News

41 Amundsen Davis Attorneys Recognized by *Best Lawyers in America*© 2023
Firm News, August 18, 2022

6 Amundsen Davis Attorneys Included on 2022 Indiana Super Lawyers and Rising Stars Lists
February 24, 2022

34 Amundsen Davis Attorneys Recognized by *Best Lawyers in America*© 2022
August 19, 2021

Attorney Madalyn S. Kinsey Joins Amundsen Davis's Financial Services Practice in Indianapolis
November 3, 2020

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