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Area of Practice

Banking and Secured Lending.

Representative Work

David represents conventional, equity and mezzanine lenders, pension funds and merchant bankers in the structuring and securitization of loan transactions and has extensive experience in the financing of a wide range of commercial interests. His experience with lending transactions includes advising lenders in respect of local and multi-jurisdictional corporate loans, mortgage loans, corporate bonds, and convertible loans, mezzanine loans, loan syndications and participations and loan restructurings. He has extensive experience advising lenders in respect of various real estate sectors and First Nations lands.

Recent examples of David's representative work experience include:

- \$375,000,000 loan to refinance existing shopping centre financing.
- \$125,000,000 loan to assist in the acquisition of commercial real estate and provide operating and construction facilities.
- \$80,000,000 loan for the construction of residential/commercial/retail construction project.
- \$80,000,000 multi-currency, operating loan, term loan (including swap facility) to finance Canadian and US Dollar accounts receivable.
- \$50,000,000 loan for the acquisition of hotel properties in multiple Canadian jurisdictions.
- \$45,000,000 multi-currency, operating loan (including swap facility) to finance Canadian and US Dollar accounts receivable and inventory.

Profile

David is a member of the firm's Commercial Lending, Corporate & Commercial Law, Commercial Real Estate and Insolvency & Restructuring Groups.

David obtained his Bachelor of Laws degree from the University of British Columbia in 1972. He co-edits and contributes to the *Annotated Real Estate Lending Precedents* for the Continuing Legal Education Society of B.C. He also authored *Equity Mortgages* for The Canadian Institute (1994).

David spent five years as a senior officer of a commercial real estate lender, including two years at the head of its special loans group.

* David W. Kington Law Corporation

Memberships & Associations

Member, Law Society of British Columbia (1974)

Member, Banking, Insolvency and Real Property Sections of the Canadian Bar Association, BC Branch

Co-chair and lecturer, *From the Ground Up: Financing Commercial Real Estate*, Continuing Legal Education Society of BC