

Daniel Bachrach

Partner

dbachrach@foley.com

Orlando

407.244.3261



Dan Bachrach is a partner and business lawyer, and his practice focuses on the condominium, resort and hospitality industry, including residential, commercial and mixed-use condominiums, timeshare, private residence clubs, fractional projects and travel packages.

Dan's experience includes structuring and development of condominiums, cooperatives, and vacation ownership projects, as well as preparation of legal and registration documents for such projects. He has worked with and advised many of the significant and globally recognized developers and management companies in the vacation ownership industry. Dan has also assisted clients in complying with multijurisdictional regulations.

In the hotel area, Dan has negotiated hotel management agreements, franchise agreements, residential marketing license agreements, technical services agreements, and several related agreements, including celebrity chef agreements, shared easements, and license agreements. He has also assisted clients in preparing form management agreements.

Dan has a broad range of experience related to consumer finance and privacy laws, including the Real Estate Settlement Procedures Act (RESPA), the Truth in Lending Act (TILA), the Gramm-Leach-Bliley Act, the Fair Credit Reporting Act, the Fair Debt collection Practices Act and the Equal Credit Opportunity Act.

Dan is a former registered lobbyist on behalf of the American Resort Development Association (ARDA)-Florida, Florida's trade organization for the timeshare, resort, and leisure industry.

Representative Experience

Condominium, Condominium Hotel, and Master Planned Communities Experience

Dan has extensive experience representing clients in the structuring and development of condominiums, master-planned communities, townhome developments, branded residences, condominium hotels, and

cooperatives, as well as the preparation of legal and registration documents for such projects. Dan has also assisted clients in complying with multijurisdictional regulations such as the Interstate Land Sales Full Disclosure Act (ILSA) and state-subdivided land sales laws.

Hotel Experience

Dan also has a wide range of experience in the acquisition, disposition, and receiverships of hotels, resorts, branded mixed-use hotels, residences, and condominium hotel projects. In this area, Dan has negotiated hotel management agreements, technical services agreements, license agreements, franchise agreements, condotel rental program agreements, and several related agreements, including celebrity chef agreements, restaurant agreements, marketing agreements, and shared easements.

Timeshare Experience

Dan regularly represents clients in structuring and developing timeshare projects, vacation ownership projects, and travel clubs, as well as preparing legal and registration documents for such projects. He has worked with and advised many of the significant and globally recognized developers and management companies in the vacation ownership industry. Dan has also assisted clients in complying with the many varying state regulations. In addition, he has been actively involved in the drafting and negotiation of statutes, amendments, and administrative rules and regulations affecting the timeshare industry.

Awards and Recognition

- Peer review rated as AV Preeminent®, the highest performance rating in the Martindale-Hubbell® Peer Review Ratings™ system
- Recognized as an *Orlando Business Journal* 2022 ‘Power Player’ for helping grow and innovate the way business is done throughout metro Orlando
- Selected for inclusion in the 2019 *Florida Trend’s* Legal Elite list
- Recognized by the *Legal 500* in real estate (2010-2011)
- Florida Super Lawyers® (2010-2013)
- *The Best Lawyers in America*© in the fields of Real Estate Law (2013-2024) and Leisure and Hospitality Law (2016-2024)
- Named Best Lawyers® 2020 Leisure and Hospitality Law “Lawyer of the Year” in Orlando – this is awarded to one sole lawyer per practice area and region

Affiliations

- Member of the International Society of Hospitality Consultants (ISHC)
- Former Chair of the Timesharing and Interval Uses Committee of the American Bar Association’s Real Property Trust and Estate Law Section
- Former vice president of the Orlando Museum of Art Acquisition Trust
- Former trustee of the Orlando Museum of Art
- Former chair of the board of trustees of Trinity Preparatory School in Winter Park

- Member of the Florida and American Bar Associations

Presentations and Publications

Dan is co-author of two chapters of an ABA/ARDA digest and analysis of U.S. timeshare law, as well as the co-author of a chapter entitled, "Specific Types of Condominiums," of the Third Edition of the *Florida Condominium Law and Practice*, published by the Florida Bar. He is a frequent lecturer at hospitality conferences.

Languages

- Spanish (fluent)

Sectors

- Energy
- Hospitality & Leisure
- Oil & Gas
- Racial Justice & Equity
- Renewables

Practice Areas

- Consumer Law, Finance & Class Action Group
- Corporate
- Real Estate

Education

- University of Florida College of Law (J.D., with honors, 1996)
 - Member and senior student works editor, *University of Florida Law Review*
- Emory University (B.A., cum laude, 1993)