



Benjamin R. Kuhn, Partner
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Ben focuses his practice on real estate development, land use and zoning matters. Ben regularly represents clients in connection with the acquisition, financing, development, construction, marketing, sale, and management of real property. He also assists clients with the formation and negotiation of partnerships, limited liability companies, and other business organizations for real estate investors. Ben regularly represents and assists property owners and developers before local government planners, governing boards, planning boards, and boards of adjustment in connection with zoning, site plan, and variance related matters, and during all permitting and enforcement stages of development, including real estate and land use litigation.

Ben is the founding member and current board member of the Real Estate Lawyers Association of North Carolina, the largest active trade association dedicated to advocating on behalf of real estate attorneys and our clients across the state.

Experience Highlights

Represent developers acquiring property for the development of high profile commercial projects in Raleigh, Wake County and across North Carolina.

Work on rezoning cases for property owners and developers to increase density and/or permit uses not previously allowed by existing zoning.

Regularly represent clients in contested variance matters and land use related disputes including litigation before local boards and in courts across North Carolina.

Represent interest groups in support of and in opposition to rezoning cases, and/or special or conditional use permit applications.

Experience representing clients in title and easement disputes including quiet title actions.

Represent homeowners associations and property owners in connection with HOA and related property and land use disputes.



Areas of Focus

Acquisition, Ownership & Development
Administrative/Regulatory
Appellate
Land Use, Zoning & Development
Leasing
Professional Licensing Boards
Real Estate Finance
Title Curative Work
Title Insurance/Real Property Litigation

Education

Temple University School of Law, JD 1996
University of North Carolina, Charlotte, BA 1992

Admissions

North Carolina 1997
Virginia 2019
United States District Court – Eastern, Middle and Western Districts of North Carolina
United States Circuit Court of Appeals – 4th Circuit

Professional Affiliations

NC Bar Association- Real Estate, Zoning & Land Use and Real Property Sections; Consumer Protection Attorney 2005-19
Wake County Bar Association
Tenth Judicial District Bar Association
Wake County Real Property Lawyers Association - Member, Past President 2013
Real Estate Lawyers Association of North Carolina - Founding Member, Board of Directors 2010-16, Past President 2011-12

Honors & Awards

AV Preeminent® Peer Rating by Martindale-Hubbell®
Best Lawyers in America® listed in Real Estate Law since 2013, Real Estate Litigation and Land Use & Zoning since 2020
"Power List" 2022 Real Estate Law, NC Lawyers Weekly magazine
Super Lawyers NC lists since 2017 - Real Estate
Super Lawyers Top 100 NC Lawyers list 2022-24
Legal Elite - Business North Carolina magazine since 2020
Adam W. Foodman Leadership Award 201 - Real Estate Lawyers Association of North Carolina Lawyers Association
Wake County Real Property Lawyers Association - 2013 Leadership Award