

# Construction Law **OVERVIEW**



## About Kegler Brown's Construction Law Practice Area

Any construction project is a "problem in progress." What separates successful owners, contractors and subcontractors from the others is their ability to effectively manage those problems.

Knowing this, can there be any doubt that one of the most important qualities to look for in a construction lawyer is problem-solving experience?

The ability to understand the exciting, yet complex nature of today's construction industry, to anticipate potential obstacles and to effectively solve problems sets the construction law attorneys at Kegler, Brown, Hill & Ritter apart.

At Kegler Brown, our representation as general counsel for numerous international construction trade associations, including the American Subcontractors Association (ASA), the Association of the Wall and Ceiling Industry (AWCI), Ceilings and Interior Systems Construction Association (CISCA) and the National Ground Water Association (NGWA), has provided unparalleled experience and has placed our attorneys on the cutting edge of industry developments.

Whether representing contractors, subcontractors, owners or design professionals, our ability to navigate the maze of complex legal issues involved with major construction projects, from start to finish, has enabled our attorneys to successfully:

- serve as project counsel on Ohio's largest highway, school, stadium and arena projects
- negotiate and draft well-accepted trade association contract documents
- write and pass important legislation such as the Prompt Payment Act and Fairness in Construction Contracting Act
- win the landmark competitive bidding case in Ohio
- establish the Spearin doctrine in Ohio
- defend and prosecute complex multi-million dollar claims in all venues on a regular basis

At Kegler Brown, we believe understanding the law also means understanding the entire construction process — from design and bid to punchlist — which is why we provide services in all aspects of construction law, including bids, contracts, mechanic's liens, mediations, arbitrations and litigation of claims.

Not only do we provide outstanding legal counsel in a timely and cost-effective manner, we also advise our clients on the impact changes in the construction industry will have on their operations. We know our client's business, help define and pursue their objectives, recommend preventive measures and add real value to their efforts. Because our first order of business is knowing yours.

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## What We Do

Kegler, Brown, Hill & Ritter's construction law practice provides experience in all aspects of construction law, including:

- Bidding
  - Responsibility
  - Responsiveness
  - Mistaken Bids
  - Conditional Bids
  - Injunctions
- Construction Contracts
  - Review and revision of AIA, AGC, ConsensusDOCS and other trade association forms
  - Design-Build, Construction Manager, Architect, Contractor and Subcontractor Agreements
  - Purchase Orders
  - Special clauses such as No Damage for Delay and Contingent Payment
- Claims
  - Differing Site Conditions
  - Defects
  - Defaults and Performance Bond Claims
  - Delays and Disruptions
  - Change Order Disputes
  - Equitable Adjustments
  - Liquidated Damages

## Our Team

Practice Area Chair: Don Gregory, *Director*

- Timothy A. Kelley, *Associate*
- Mike Madigan, *Associate*
- Rusty Schuermann, *Director*
- Eric Travers, *Director*
- Tamara Tackett, *Paralegal*