



Construction Team



Jones Walker LLP Construction Practice

Effective Legal Counsel: Every Day. Every Project.

From project conception to completion, Jones Walker's team of more than 30 construction attorneys delivers comprehensive legal services to clients throughout the construction industry. Our national footprint, the depth and breadth of our team, and the scale of the projects on which we have worked enable us to provide effective counsel on virtually every issue our clients may face, at every step in the process.

Construction Counsel: Minimizing Risk and Seizing Opportunities

Our practice is built on a strong foundation, and our work is designed to support our clients' overall business strategies. We act as key members of project teams to help them overcome obstacles and achieve near and long-term goals. Our skilled construction attorneys and litigators draw on their extensive experience to negotiate and draft design and construction contracts that appropriately allocate risks and help clients avoid misunderstandings with vendors, providers, and government agencies over the lifetime of a project.

Dispute Resolution: Keeping Projects on Track

When conflicts do arise, we apply all of our resources in defense or pursuit of our clients' interests. Our construction litigation team includes trial lawyers with decades of experience litigating billions of dollars in construction disputes in state and federal courts, in arbitration, and before administrative and industry panels worldwide. We have won numerous court victories and have successfully prepared and presented government claims. Members of our team are also highly trained and registered mediators and arbitrators, and several serve as neutrals for the American Arbitration Association.

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The team is highly capable and experienced. Their knowledge of the material and ability to make recommendations that are timely, clear, and concise is spot-on.

— Chambers USA

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Recognized for Quality and Performance

- Ranked by **U.S. News – Best Lawyers®** as a National Tier 1 “Best Law Firm” in the Litigation – Construction practice area
- Listed in **The Best Lawyers in America®** in the areas of Construction Law and Litigation – Construction
- Recognized nationally and regionally by **Chambers USA – America's Leading Lawyers for Business** in the area of Construction Law
- Recommended by **Legal 500 US** in the area of Real Estate - Construction (including construction litigation)
- Listed in **The International Who's Who of Business Lawyers**
- Listed in **The International Who's Who of Construction Lawyers**
- Listed in **Super Lawyers** in the areas of Construction Litigation and Government Contracts

Industry-Focused Legal Advice

We excel at handling large-scale construction and infrastructure projects across industries as diverse as energy, natural resources, healthcare, retail, and education. The types of infrastructure projects include:

- Aerospace
- Airports
- Chemical plants
- Copper/gold mines
- High-rise office and residential buildings
- Hospitals
- Hotels
- Industrial plants
- Modular
- Petrochemical
- Pipelines
- Power plants
- Refineries
- Resorts
- Shipbuilding
- Stadiums
- Transportation: Highways & Transit
- Tunnels
- Universities
- Wastewater treatment facilities

Our client list includes professionals, small and large developers, and major corporations representing all sectors of the industry:

- Architects and designers
- Builders
- Construction managers
- Contractors and large subcontractors
- Federal contractors
- Private and public owners
- Program managers
- Suppliers

Public Procurement

Major construction projects often have a significant governmental component. We have deep familiarity with US and international procurement and government contracting regulations, and regularly help contractors, developers, and municipalities negotiate and close agreements that involve economic development funding, tax incentives, and public-private partnerships. We also advise on environmental regulation and permitting, real estate, finance, government relations, labor and employment, and other areas of law that come into play when planning and executing projects.

Professional and Industry Leadership

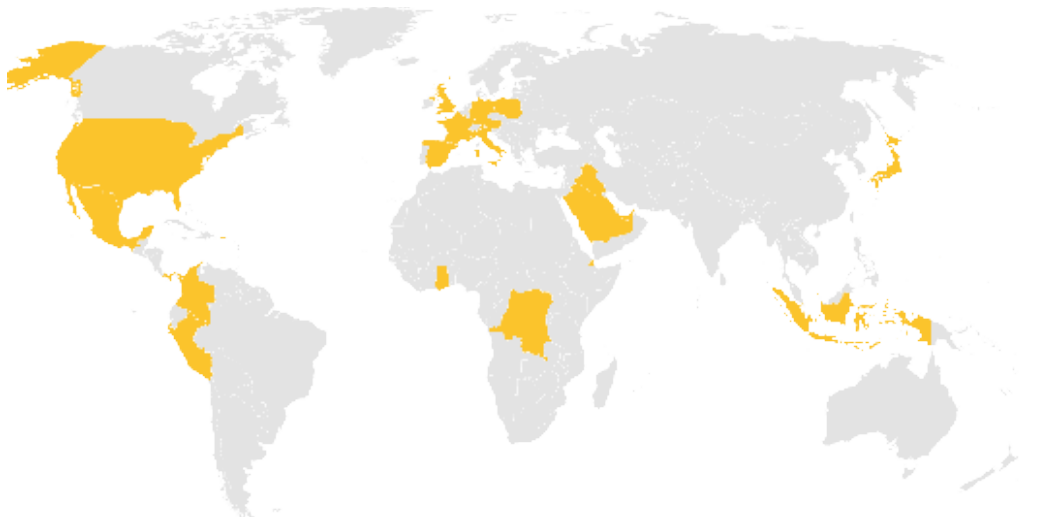
As boots-on-the-ground lawyers, we bring clients real-world insights into emerging trends. Some members of our team have trained and practiced in construction and design-related disciplines prior to entering the practice of law and are actively involved in legal and trade organizations such as:

- Associated General Contractors
- American Institute of Architects
- American Society of Civil Engineers
- American Clean Power Association
- American Road and Transportation Builders Association
- Design Build Institute of America
- National Association of Clean Water Agencies
- American College of Construction Lawyers
- ABA Forum on Construction Law
- International Bar Association

Our attorneys have authored papers and articles in journals such as **AGC Constructor Magazine**, **ASCE Journal**, **Transportation Builder Magazine**, **Construction Law Update**, **The Construction Lawyer**, **World Arbitration**, **Construction ADR**, and **Mediation Report**. We are regular presenters at local and national conferences and events, speaking on construction law issues that affect the industry, including claims, claim avoidance, commissioning, damages, indoor air quality, public and private works acts, and public bid law.

Extensive Global Reach

Our representation is as geographically broad as it is diverse. We are familiar with ICC, LCIA, and ICDR, as well as FDIC form contract documents. Our construction team is often called upon to represent clients across the United States, Europe, Asia, South America, and Africa. Recently, we have had projects in Saudi Arabia, Peru, Guam, Poland, Japan, Mexico, Puerto Rico, and the Democratic Republic of the Congo.



Experience Highlights

Represent a multibillion dollar petrochemical facility. The industrial complex will produce polyethylene, polypropylene, polymer and ethylene glycol once it is fully constructed and operational. We represent the owner in all of its contract drafting and negotiations with the various EPC contractors, which include some of the world's largest, most sophisticated entities. This high profile project is in the early stages of its construction.

Represent a government contractor in dispute with the Army Corps of Engineers relating to improvements to a major interstate in Los Angeles. The Corps terminated the contract for default asserting that our client could not complete the project by the contractually-required completion date. We are appealing the termination with the Armed Services Board of Contract Appeals challenging the wrongful termination and seeking compensable time extensions.

Represent the general contractor constructing a cogeneration facility for a large petrochemical plant. We have made claims for delay totaling more than \$21 million in addition to nearly \$8 million in an unpaid contract balance, and we are also defending against a \$26 million counterclaim by the owner. The matter is further complicated by the downstream claims against the client's general contractor by subcontractors ranging from \$5 million to \$7 million related to allegations of delay and productivity losses.

Represent an owner of a new \$9.2 billion, state of the art, renewable energy complex. The facility will produce green hydrogen, renewable diesel, sustainable aviation fuels, as well as bio-plastic feedstocks, which will be constructed in Louisiana and also includes carbon capture and sequestration. The project is in its early stages, and we will review and negotiate an engineer procure and construct (EPC) contract, along with other matters as they arise.

Advised a global corporation on the successful design, development, and construction of a state-of-the-art \$1 billion processing facility. We assisted a global owner in development and construction of its greenfield hot briquetted iron (HBI) facility in Corpus Christi, Texas. We assisted the project with developing, zoning, tax credit issues, drafting its EPC contracts, and real-time construction issues. When four significant disputes arose, we assisted the client in resolving two disputes and arbitrating two other disputes before the ICC.

Advised a shipyard company on billion-dollar expansion projects. We represented an international ship builder on issues and disputes arising in connection with several major contracts with the US Coast Guard and in the acquisition of over \$5 billion in surface assets that, taken together, has more than doubled the size of the shipyard and increased employment.

Experience Highlights continued

Represented Fortune 100 Global equipment manufacturer on a \$1.2 billion data center design build project for the US NSA.

Substantial claims with the Government were resolved fairly early, but major disputes of over \$150 million remained amongst more than 10 contractors and suppliers that were ultimately resolved in mediation and arbitration.

Helped a global, US-based company build an overseas copper refining facility. We worked with our client's Japanese EPC contractor to negotiate contracts for the design and construction of a smelter in Indonesia to produce pure copper from copper concentrate, which included expanding and building a port, rail lines, electrical facility, and wastewater facility.

Represent a large Spanish contractor who is the design-build contractor on the I-77 corridor expansion project. This project includes the construction of toll roads, road expansion, and bridges on the major interstate surrounding Charlotte, North Carolina. We are counsel on a significant dispute with the major subcontractor concerning delays and inefficiencies with claims totaling over \$105 million USD in dispute and is pending before the American Arbitration Association (AAA).

Prosecuted multiple breach of contract disputes for a mechanical contractor. We represented our client in connection with its work for an international contractor on a \$1.9 billion greenfield fertilizer plant, obtaining a \$10.2 million ICC arbitration award and a \$62.5 million jury verdict on their behalf.

Represented one of North America's largest civil works contractors. We advised our client on a dispute in connection with a \$130 million highway and bridge design-build project in North Carolina. The matter involved complex design issues that resulted in millions of dollars in additional design and construction costs and delay.

Pursued and defended multiple claims on industrial project. We represented the owner of the project with respect to extra cost and delay claims arising out of contractor failures to timely complete the project. We defended against contractor counterclaims for breach of contract, failure to grant extensions of time, and failure to approve change orders in multiple ICC arbitration proceedings.

Involvement with billions of dollars of renewable energy projects, including offshore wind. Our team represents various developers, designers, and contractors on billions of dollars of renewable energy projects, including international offshore wind projects and over \$5 billion worth of land-based wind projects and transmission lines.



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