



BRAD C. FRIEND
Associate

Practice Concentration & Experience

Brad Friend focuses on construction law and government contracts with extensive experience in highway construction disputes, commercial general liability and builders' risk insurance, claim preparation and litigation, design-build contracts, state and federal bid protests, mechanic's liens, performance and payment bond issues, and contract drafting.

Brad also has experience in commercial and general litigation including employment law, bankruptcy, lease agreements and landlord-tenant disputes, secured transactions, business formation, environmental law, real estate, zoning, and post-judgment collection. Brad has successfully represented both small and large contractors on complex legal matters through mediation, settlement negotiations, full trial preparation and litigation in state and federal courts.

Recent matters Brad has handled include:

- Lead Counsel in case involving damage to sewer pipes in the District of Columbia;
- Lead Counsel on several bid protests before the GAO;
- Co-Counsel in arbitration of a contract dispute involving trans-continental oil pipeline;
- Assisted in the preparation of two multi-million dollar global impact and delay claims for a large highway contractor against a State Department of Transportation;
- Lead Counsel in defending a contractor for alleged damages and delays relating to termination;
- Lead Counsel in defending a contractor against a Surety regarding a takeover agreement;
- Assisted in the preparation of two multi-million dollar global impact and delay claims for a large highway contractor against a State Department of Transportation;
- Assisted in complex bid protest issues, including preparation of bid protests under the Virginia Public Procurement Act and Federal Law;
- Co-counsel to prepare a Mistake-In-Bid claim relating to a U.S. Embassy project;
- Lead Counsel to challenge the timeliness of claim notice before an Administrative Law Judge on a Federal project;
- Co-counsel litigating against a State Department of Transportation, including discovery preparation, conducting depositions and preparation for mediation and trial;
- Co-counsel to defend a contractor in litigation alleging defective work relating to a roof collapse;
- Lead Counsel against a third-party inspection firm for delays to a construction project;
- Lead Counsel for the defense of a contractor against the alleged breach of waste pit agreement; and
- Co-counsel to defend a contractor against alleged defective work and delay damages arising out of the renovation of a State Capitol building.

Education

West Virginia University College of Law (J.D., 2003)
University of Florida (B.A., with honors, 1999)

Licenses & Admissions

Commonwealth of Virginia
Commonwealth of Pennsylvania
District of Columbia
State of Maryland
State of West Virginia
U.S. District Court for the Eastern District of Virginia
U.S. Court of Appeals for the Fourth Circuit
U.S. Bankruptcy Court for the Eastern District of Virginia
U.S. District Court for the District of Maryland

Professional Affiliations

Virginia Bar Association
District of Columbia Bar Association
Maryland Bar Association

Publications & Presentations

Bailey v. Norfolk and Western Railway Co.: Creating a 'Collateral Victim' Doctrine Under the West Virginia Human Rights Act, 106 W.Va. L. Rev. 417 (2004).

The EPA's New Effluent Guidelines for Construction Sites: Troubled Waters for Contractors and Developers, Virginia Bar Association News Journal, Vol. 37, No. 2, 20-21, Summer 2010.

Presenter and Co-Author, American Recovery and Reinvestment Act: Impact to the Commonwealth and Virginia Construction Lawyers, 31st Annual Virginia State Bar Construction & Public Contracts Law Section CLE, Charlottesville, Virginia, November 2010.