

# BRAD C. FRIEND

## PARTNER



### Professional Accolades

Best Lawyers® in America, Construction Law Category, 2023 – 2026

### Education

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



Brad's practice focuses on construction law litigation, claim preparation, and dispute resolution. Brad has over twenty years' experience in representing clients in connection with complex construction disputes in multiple jurisdictions. As lead counsel, Brad has represented clients in multi-million dollar construction disputes involving a broad range of issues. Brad's

extensive construction litigation experience includes highway and commercial construction disputes, delay and disruption claims, geotechnical issues and differing site conditions, wastewater treatment facilities, dam construction, bridge construction and design issues, environmental and erosion control issues, HVAC and electrical systems, drywall and interior finishes, concrete issues, commercial general liability and builders' risk insurance, state and federal bid protests, claim preparation, mechanic's liens, performance and payment bond issues, and contract drafting.

Brad has represented both large and small prime contractors, subcontractors and owners in complex construction litigation from the claim preparation stage through the discovery process and trial. Brad has extensive litigation and trial experience in state and federal courts. Brad has also successfully represented clients in mediations and arbitrations, and negotiated settlements of complex construction disputes.

### Licenses & Admissions

Commonwealth of Virginia  
Commonwealth of Pennsylvania  
District of Columbia  
State of Maryland  
State of West Virginia  
State of Iowa  
U.S. District Court for the Eastern District of Virginia  
U.S. District Court for the Western 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  
U.S. District Court for the District of Columbia  
U.S. Court of Appeals for the Federal Circuit

### 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.

Co-author of chapter on "Changes and Extra Work" in the *Virginia Construction Law Deskbook*.



## Brad has recently handled the following construction disputes:

- Multi-million dollar litigation against state DOT involving delay and disruption claims in connection with construction of interstate highway;
- Multi-million dollar litigation involving storm drainage and site work issues on federal military base;
- Mediation of multi-million dollar dispute involving construction of airport hangar;
- Multi-million dollar litigations involving construction of turbines and hydro-electric plants in California and Pennsylvania;
- Multi-million dollar arbitration involving construction of wastewater treatment plant in the District of Columbia;
- Multi-million dollar arbitration involving construction of transcontinental oil pipeline;
- Multiple bid protests before the GAO;
- Litigation relating to validity of citations for alleged safety violations;
- Litigation involving construction of bio-retention ponds;
- Litigation and arbitration involving termination and damage to sewer line;
- Multi-million dollar litigation involving construction and collapse of green-roof;
- Claim preparation for two multi-million dollar global impact and delay claims against a state DOT;



- Claim preparation for multi-million dollar dispute involving installation of storm drainage on federal military base;
- Claim preparation for multi-million dollar dispute involving construction of roads on federal military base;
- Multi-million dollar litigation involving construction of state capitol building;
- Arbitration involving construction of HVAC and electrical facilities at nuclear power plant;
- Multiple litigations involving defective equipment at wastewater treatment plants in the District of Columbia and Virginia;
- Litigation involving differing site condition for dam construction project;
- Litigation involving defects to bridge beam for bridge construction project;
- Litigations involving differing site conditions due to increased rock quantity and hardness of rock;
- Preparation and litigation of numerous mechanics' liens; and
- Litigation involving lining of existing sewer pipe in the District of Columbia.



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