

JONATHAN J. STRAW

PARTNER



Professional Accolades

Super Lawyers™ – Rising Star –
Virginia and Washington, D.C.,
2016, 2017, 2018, 2019, 2020
(Construction Litigation and
Government Contracts)

Education

Western State University College of Law
(J.D., 2010) Law Review and Moot Court
Missouri State University (M.A., 2003)
Missouri State University (B.A., 2001)

Licenses & Admissions

Commonwealth of Virginia
State of Maryland
District of Columbia
U.S. Court of Appeals for the Fourth Circuit
U.S. District Court for the Eastern and
Western Districts of Virginia
U.S. Court of Federal Claims
U.S. District Court for the District
of Columbia

Professional Affiliations

Virginia State Bar, Construction Law & Public
Contracts Section Board of Governors
American Bar Association, Forum on the
Construction Industry
American Road and Transportation Builders
Association



Jon Straw focuses on construction law and government contracts with experience in claim preparation, litigation, arbitration, mediation arising from changes, delays, and payment disputes. Jon has successfully represented and assisted prime contractors, subcontractors and public and private owners in both state and federal courts and before arbitration panels. Coming from a family of design professionals and problem solvers, Jon

has a unique enthusiasm for construction.

Recent types of projects and locations:

- U.S. Department of Commerce, Office and Research Facility, Hawaii
- U.S. Department of Transportation, Air Traffic Control Tower and Office Building, Nevada
- U.S. Department of Defense Projects, OCONUS
- U.S. General Services Administration, Building Security Improvements, D.C. and Maryland
- Various Underground Cabling Projects, Virginia
- Electric Substation and Switchyard, Manitoba
- Hydro-Electric Power Generation Plant, Pennsylvania
- 12-mile Highway Connector, North Carolina
- Hydro-Electric Pumped-Storage Plant, California
- Wastewater Treatment Plant, Virginia
- U.S. Air Force Base Housing Development, Missouri
- Transcontinental Oil Pipeline, Midwestern United States
- U.S. Army Base Housing Development, Georgia
- Potable Water Pipeline, Virginia
- IDIQ U.S. Department of Defense Contract, South Carolina

Jon has a concrete foundation in advocacy with a thorough understanding and proven ability to use all available means of persuasion to solve problems for clients. Before practicing law, he worked on several political fundraising and grassroots issue campaigns for corporate and association clients by crafting and delivering targeted persuasive messages. His training and experience are well-suited to analyzing and simplifying complex construction matters while understanding the interests of all parties involved to effectively and efficiently advocate for clients.



Some of Jon's recent construction and government contracts experience includes:

- Several appeals of claims before the Armed Services Board of Contract Appeals and General Services Board of Contract Appeals;
- Delay and damages claim preparation for a U.S.-based contractor constructing a 230 kV switchyard near Winnipeg, Manitoba;
- Co-counsel for an ENR Top 10 civil contractor in litigation over changes and delays arising from construction of a new 130 MW hydroelectric facility valued at over \$500 million;
- Defending a large, multi-state prime contractor against several claims by subcontractors for payment, delay, acceleration, and defective work;
- Representing a general contractor in litigation over the upgrade of a wastewater treatment plant serving a population of more than 22,000 in Virginia;
- Defending an ENR Top 10 civil contractor in a claim for extra work from a housing redevelopment at Whiteman Air Force Base, Missouri;
- Representing a prime contractor in an International Chamber of Commerce arbitration involving a \$100 million dispute arising from a cost reimbursable contract for the construction of a portion of a transcontinental oil pipeline;
- Representing a general contractor in business formation and contractor licensure in the Commonwealth of Virginia;

- Co-counsel for an ENR Top 10 civil contractor in a \$21.5 million claim against the U.S. Army Corps of Engineers on a design-build project in the Southeast U.S.;
- Representing a pipeline contractor in claims by and against a subcontractor for defective work and extra work in litigation in Fairfax County, Virginia;
- Co-counsel for one of the five largest U.S. defense contractors in resolving a procurement dispute arising from the pursuit of a multi-million dollar IDIQ contract from the U.S. Department of Defense;
- Co-counsel for an ENR Top 10 civil contractor in the construction of a \$90 million hydro-electric power pumped-storage facility and related claims by and against a public entity in the Southwestern United States;
- Counsel for an ENR Top 10 design-build contractor in the construction of a \$120 million technologically complex office building in Virginia;
- Assisting a subcontractor in the successful arbitration of a claim for extra work arising from the construction of a commercial office building;
- Assisting in the successful appeal of a contracting officer's denial of a claim by an ENR Top 10 Contractor involving over \$7 million before the Armed Services Board of Contract Appeals;
- Representing several general contractors and subcontractors in Miller Act bond claims for public infrastructure and building projects throughout the Mid-Atlantic region; and
- Representing a non-profit organization in the successful completion of a major building project managing both the contractors and the financing process for the owner.

Publications & Presentations

Author, Construction & Government Contracts Law Blog, www.HeavyConstructionLaw.com (2015 – Present).

Author of a monthly column for *Roads & Bridges Magazine*

That's Not My Job: Or Is It? The Breadth and Limits of Scope and Incorporation Clauses, 37th Annual Virginia State Bar Construction & Public Contracts Law Section CLE, Charlottesville, Virginia, November 2016.

Got Paid? – The Federal and State “Little” Miller Acts, ARTBA Webinar, July 28, 2015.

Fauquier County 2015 Construction Law Seminar, Warrenton, Virginia, May 6, 2015.

Fairfax County 2014 Construction Law Seminar, Fairfax, Virginia, December 4, 2014.

ARTBA 2014 Transportation Construction Law and Regulatory Forum: DBE Compliance and Case Law, ARTBA Headquarters, Washington, D.C., June 11, 2014.

Design-Build Contracting: Risks & Rewards for the Public Owner, City of Springfield, Missouri, April 17, 2014.

County of Fairfax Virginia 2012 Construction Law Seminar: Changes, Scheduling, A/E Liability, and Surety Issues, Fairfax, Virginia, March 2012.

When is Arbitration a Tribunal under 28 U.S.C. § 1782?, American Bar Association, Section of Litigation, Alternative Dispute Resolution Committee Newsletter, Fall 2011.

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.

Contractor Licensure is Unnecessary for Certain Construction Managers Under California Business & Professions Code Sections 7026 and 7031: *Fifth Day, LLC v. Bolotin*, 172 Cal. App. 4th 939 (2009), 38 W. St. U. L. Rev. 121 (2010).



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