

Colby M. Binford

Senior Counsel

PRACTICE EMPHASIS:

Construction; Real Estate; Commercial Litigation

EDUCATION:

J.D., University of Houston Law Center, 2018
Dean's Merit Scholar
Houston Business and Tax Law Journal, Editor-In-Chief
B.A., Sam Houston State University, 2014

ADMITTED:

State Bar of Texas

COURT ADMISSIONS:

U.S. District Court, Southern District of Texas



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Profile:

Colby Binford's practice focuses on construction law, litigation, and alternative dispute resolution. He represents general contractors, subcontractors, and small and mid-sized companies in a variety of construction and business related disputes. Colby represents a wide group of clients across several industries, including real estate development, property management, construction and design. Colby serves as outside general counsel for multiple property management companies. He has represented clients in over 200 bench trials, multiple jury trials, and several arbitrations in the course of his career.

Prior to joining Andrews Myers, Colby practiced commercial and real estate litigation with a boutique business litigation firm in Houston, Texas. He also served as a judicial intern to the Honorable Larry Weiman in the 80th Civil District Court.

Professional Recognition:

Houston's Top Lawyers – Construction, *Houstonia Magazine*, 2022
The Chamberlain, Hrdlicka, White, Williams & Aughtry Writing Award for the Distinguished Paper in Corporate Governance

Affiliations:

Houston Bar Association, Construction Law Section, Litigation Section
State Bar of Texas
Houston Young Lawyers Association
American Bar Association, Forum on Construction Law and Young Lawyers Division
Houston Apartment Association
NAIOP Commercial Real Estate Development Association
University of Houston Law Center Young Alumni Committee
Institute of Real Estate Management (IREM), Houston Chapter
Associated General Contractors of America, Houston Chapter

Representative Experience:

- Represented a construction company in arbitration awarding client all damages as well as most attorneys' fees and interest totaling \$1,012,896.66 while Respondents were awarded \$0 on their \$2,600,000.00 counterclaim.
- Represented a construction company in arbitration awarding client all damages and attorneys' fees totaling \$5,191,199.95 while Respondents were awarded \$0 on their \$3,000,000.00 counterclaim.

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Representative Experience (Cont'd)

- Obtained a Rule 12(b)(6) Motion to Dismiss in favor of a national property management company in the Southern District of Texas.
- Successfully represented owners and national property management companies in multiple complaints with U.S. Department of Housing and Urban Development, the Texas Workforce Commission and the City of Fort Worth Fair Housing Department.
- Successfully defended a wrongful death case in favor of a national property management company.
- Defended Fortune 500 property management in personal injury claims.
- Defended national electric company in personal injury claims.
- Represented numerous general contractors, subcontractors and suppliers in collection claims with Chapter 28 and foreclosure of mechanic's and materialman's liens.
- Represented numerous national property management companies with vendor disputes in both federal and state courts.
- Successfully represented an individual in the Southern District of Texas on Fair Credit Reporting Act and Fair Debt Collection Practices Act claims.
- Defended national owners and property management companies in numerous residential and commercial lawsuits involving breach of contract allegations, business related tort claims, DTPA claims and discrimination claims.
- Defended several property management companies and real estate developers in state court for environmental crimes.
- Represented numerous Original Equipment Manufacturers in breach of contract and collection claims.
- Represented construction clients with OSHA investigations.

Speeches and Publications:

"Working at the Top of Your License: Best Practices for Implementing AI in Legal Practice," AM Litigation Development Presentation, February 2024

"Can You Restrict a Consumer's Review Without Repercussions?," AM Monthly Law Alert, June 2022

"Certified Apartment Manager Legal Responsibility," Houston Apartment Association Seminar, 2021

"The Fair Housing Act," Houston Apartment Association, 2021

"Leasing 101," Houston Apartment Association Presentation, 2018 – 2021

Client and Association Seminars on issues related to lease negotiations, the Fair Housing Act, the Americans with Disabilities Act, and other federal and state statutes and regulations