

Kenton Andrews

Senior Counsel

PRACTICE EMPHASIS:

Construction law; labor and employment law; commercial litigation

EDUCATION:

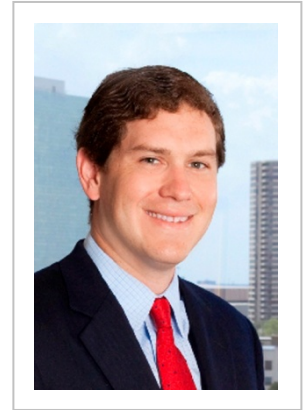
J.D., South Texas College of Law, 2009
B.A., University of Tennessee, 2005

ADMITTED:

State Bar of Texas

COURT ADMISSIONS:

U.S. District Court, Eastern and Southern Districts of Texas



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Profile:

Kenton Andrews' practice focuses on dispute resolution, contract negotiation and litigation of construction related issues. He has significant experience representing clients' interests dealing with commercial, industrial and government projects - including procurement issues, bid protests and administrative appeals in the public sector. In addition to his construction practice, Kenton also routinely represents clients' interests in other commercial disputes, employment related disputes arising from non-competition agreements and breach of fiduciary duties.

Professional Recognition:

"Texas Rising Star," *Texas Monthly*, 2015 - Present

Affiliations:

State Bar of Texas
Houston Bar Association, Construction Law Section
Houston Young Lawyers Association
Construction Financial Management Association
Associated Builders and Contractors
The Associated General Contractors of America

Representative Experience:

- Successfully argued bid solicitation errors and deficiencies in a bid protest regarding a \$40 million dollar public works project on behalf of a contractor who was denied consideration in the bid solicitation and award process, resulting in a rebidding of the project
- Led contract negotiations for general contractors involved in various mixed use developments, hotels and historic preservation projects
- Defended multi-family developer in the arbitration of a multi-million dollar dispute regarding the construction and design of a luxury high rise project
- Prevailed at trial on behalf of a pipeline supplier that was awarded all damages, attorneys' fees and interest
- Defended electrical subcontractor against consequential damages claim in excess of \$1 million.
- Defended individuals against misappropriation of trade secrets, breach of employment and violation of non-competition claims brought by former oil and gas services employer.

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Representative Experience (Cont'd)

- Represented a general contractor against a demand from a County to perform work pursuant to a developer's bond on a project that had been complete for at least five years.
- Assisted in defense of general contractor, individual owners, and surety in the arbitration of a multi-million dollar breach of contract case relating to work on a power plant retrofit project, resulting in client's successful recovery of damages and attorney's fees.
- Defended a local developer against breach of contract and quantum merit claims from a regional energy services provider.
- Prepared and filed a multimillion dollar mineral lien against a multi-county pipeline project in East Texas on behalf of a national pipeline contractor.
- Defended client in lawsuit by former healthcare based employer seeking an injunction to restrict competition nationwide.
- Led a quasi-governmental entity's effort to comply with Texas' open record laws.
- Advise clients regarding their contractual rights and interest while bidding and performing work on government owned construction projects.
- Advise clients on their rights and interests during contract negotiations.

Speeches and Publications:

"City of Houston Changes the Rules on Bid Protest Procedures," AM Monthly Law Alert, March 2017

"City of Houston's 'Developer Bond' Requirements," AM Monthly Law Alert, November 2016

"Recent Court of Appeals Decision Makes Recovering Attorneys' Fees More Difficult," AM Monthly Law Alert, May 2016

"Texas' 84th Legislative Session – Summary of Construction Related Bills," ASHRAE Dallas Chapter seminar, January 2016

"Federal Circuit Court finds Government has duty of good faith and fair dealing," AM E-Newsletter, March 2014

"Stuck in the Middle: A General Contractor's Unique Position in Drafting Liability for Consequential and Liquidated Damages," State Bar of Texas Construction Law Journal, Volume 11, Number 1

"Complex Pipeline Projects Within Mineral Lien Affidavits," Houston Construction News, May 2012

"Primer on Funds Control Programs for Subcontractors" MCA Houston Presentation, June 2014