



CONSTRUCTION LAW PRACTICE GROUP

Intensely driven by contracts, performance standards and regulatory oversight, the construction industry is one of the thorniest to navigate from a legal perspective.

The Barber Law Firm Construction Law Practice Group delivers specific expertise in managing risks and protecting the interests of anyone encountering construction law — from builders to subcontractors to owners.

PUBLISHING AND PRESENTATIONS

Our attorneys are recognized not only in the courtroom but by our peers. The Construction Law Practice Group's attorneys regularly lead continuing legal education classes, and frequently write and present on trends, caselaw and best practices. Refer to our web site for background materials and upcoming presentations.

- Clear As Mud: An Update on CGL Policies article by Cynthia W. Kolb, 2011
- CLE Presentation, Micheal L. Alexander, Do We Have Full Coverage? Will My CGL Policy Leave Me Exposed?, 2011
- Publication in June 2010, Arkansas Business, Cynthia W. Kolb, Outlining Risks in Commercial General Liability (CGL) Policies
- Construction Law: A Blueprint for Managing Risks, CLE presentation by members of the Construction Law Practice Group, 2010

SERVICES

The Construction Law Practice Group represents and counsels clients around the state and across the country — keeping clients informed of construction industry pitfalls in an effort to prevent a construction issue from becoming a legal issue. When mediation, arbitration or litigation becomes necessary, the Barber Law Firm has a track record as trial lawyers who aggressively represent their clients and produce favorable results. Barber attorneys deliver experience across the gamut of construction-related legal matters, including:

- Construction Defect Claims
- American Institute of Architects (AIA) Contracts
- Lien Issues, including
 - Mechanic's Liens
 - Materialman's Liens
 - Lien of Architect, Surveyor, Engineer, Appraiser, Landscaper, Abstractor or Title Insurance Agent
 - Lis Pendens Notices
- Arbitration of claims pursuant to both the American and Arkansas Arbitration Acts including those specifically applying the Construction Industry Arbitration Rules and Mediation Procedures
- Subrogation Claims

- Mediation of Claims
- Property Tax Assessment Appeals and Representation before Board of Equalization
- Defenses Specific to Construction Lawsuits
 - Statutes of Repose
 - Waiver of Subrogation in AIA Contracts
- Landlord/Tenant Issues:
 - Unlawful Detainers
 - Writs of Possession
- Real Estate
 - Mineral Rights
 - Quiet Titles
 - Administrative Hearings before the Arkansas Real Estate Commission
 - Representation of Real Estate Agents with Regard to Errors & Omissions Litigation
- Construction Contract Claims
- Land Use
- Zoning Disputes
- Construction Accidents
- Coverage Issues with regard to Commercial General Liability Policies
- Civil Litigation

CLIENT EXPERIENCE

Our client experience ranges from national corporations dealing with complex litigation to Arkansas businesses addressing issues with liens, breaches of contract, landlord/tenant law and general civil litigation. Clients we represent include:

- Residential and Commercial Construction Companies
- Crane Companies
- Plumbers
- Electricians
- Elevator and Escalator Manufacturers
- Automatic Door Companies
- Real Estate Agents
- Real Estate Agencies
- Roofing Companies
- Property Development Corporations
- Commercial Tenants
- Mining Companies
- Window Manufacturing Companies
- Grocery Stores
- Residential and Commercial Contractors
- Concrete Pumping Companies
- Building Supply Companies
- Architects
- Drafting and Design Companies
- Engineers





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TEAM

R. KEN MCCULLOCH

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Mr. McCulloch joined the firm in 1988 and leads the Construction Law Practice Group. He specializes in construction defect claims, civil litigation, including products liability, premises liability, personal injury, appellate practice, and employment discrimination defense. His practice includes the defense of lender liability and a focus on defense of professional liability claims for attorneys. Mr. McCulloch earned his J.D. from the University of Arkansas School of Law in January 1988.

MICHEAL L. ALEXANDER

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Mr. Alexander joined the firm in 1980. His experience is based on extensive client work in the areas of construction issues, personal injury, property damage, insurance claims, workers' compensation and employment discrimination. Mr. Alexander received his J.D. Degree from the University of Arkansas at Little Rock William H. Bowen School of Law in 1980.

PERRY L. WILSON

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Mr. Wilson concentrates his practice in the areas of construction law, business and corporate law and commercial litigation. Mr. Wilson also serves as legal counsel for a number of businesses in Arkansas. Prior to joining the firm, Mr. Wilson graduated from the University of Arkansas at Little Rock William H. Bowen School of Law, clerked in the Arkansas Supreme Court, and served as Deputy Prosecuting Attorney for the Sixth Judicial District of Arkansas.

T. KENT SMITH

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Mr. Smith joined the firm in 2008 and concentrates his practice in the areas of construction law, general civil litigation, personal injury defense and insurance defense. He graduated from the University of Arkansas at Little Rock William H. Bowen School of Law in 1997. Prior to joining the firm, Mr. Smith served as a Deputy Prosecuting Attorney for the Sixth Judicial District of Arkansas.

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