



Talor I. Bearman

Partner

Nashville
+1.615.780.6754

Talor.Bearman@klgates.com

OVERVIEW

Talor Bearman is a partner in the firm's Construction and Infrastructure practice group. He has experience drafting a wide variety of construction agreements and litigating complex commercial disputes with a concentration in construction matters. Talor represents owners, general contractors, EPC contractors, subcontractors, suppliers, and design professionals in all aspects of construction. Talor is often called upon to draft construction agreements for various project types and delivery methods, such as design/build, design/bid/build, modular, and pre-fabricated construction.

Talor provides services for clients across a multitude of industries, including: healthcare, energy, hospitality, retail, manufacturing, multi-family, higher education, and residential construction. His experience includes representation in both state and federal courts, as well as domestic and international arbitration proceedings. In his two most recent trials, Talor successfully represented an owner of a hospital in a federal court bench trial and a modular construction supplier in a state court jury trial.

Talor is a member of the Tennessee Association of Construction Counsel, the Associated General Contractors of Middle Tennessee, and the American Bar Association's Construction Forum. For the last two years, Talor has been asked to present a webinar to construction attorneys across the country on the use of "Termination for Convenience" clauses in construction contracts.

PROFESSIONAL BACKGROUND

Prior to joining the firm, Talor served as an associate at a full-service law firm where he focused his practice on complex commercial litigation and construction disputes.

ACHIEVEMENTS

- 2018 Pro Bono Service Award, Tennessee Supreme Court
- 2019 Pro Bono Service Award, Tennessee Supreme Court
- Graduate of the Nashville Bar Foundation Leadership Forum

- 2021 Graduate of the Associated General Contractors of Middle Tennessee's Construction Leadership Program
- 2022-2023 Super Lawyers - Mid-South Rising Stars, Construction Litigation

PROFESSIONAL / CIVIC ACTIVITIES

- Tennessee Bar Association
- Nashville Bar Association
- American Bar Association
- Tennessee Association of Construction Counsel
- The Associated General Contractors of Tennessee

SPEAKING ENGAGEMENTS

- "Structuring Construction Contracts: Termination for Convenience vs. Termination for Cause" presented on Strafford Live CLE Video Webinar (2022, 2023)
- "Boilerplate Language in Construction Contracts: Avoiding Unintended Consequences" presented on Strafford Live CLE Video Webinar (2023)

EDUCATION

- J.D., Vanderbilt Law School, 2013
- B.S., Vanderbilt University, 2006 (*summa cum laude*)

ADMISSIONS

- Bar of Tennessee
- United States District Court for the Eastern District of Tennessee
- United States District Court for the Middle District of Tennessee
- United States District Court for the Western District of Tennessee

OTHER PUBLICATIONS

- "Intercepting Licensing Rights: Why College Athletes Need a Federal Right of Publicity," *Vanderbilt Journal of Entertainment & Technology Law*, 2012

NEWS & EVENTS

- 2 January 2024, K&L Gates Names Nearly 30 Partners, Government Affairs Advisors Across Firm
- 16 November 2021, Nashville Bar Association's Business Law Institute, hosted by the Nashville Bar Association

AREAS OF FOCUS

- Construction and Infrastructure
- Appellate Litigation
- Commercial Disputes
- Construction and Infrastructure Dispute Resolution
- International Arbitration

INDUSTRIES

- Energy

REPRESENTATIVE EXPERIENCE

- Successfully defended Fortune 500 company at federal trial of alleged breaches of an asset purchase agreement related to a hospital facility's compliance with Medicare and Medicaid conditions of participation based on life safety code compliance.
- Drafted bespoke manuscript agreement for the pre-fabricated construction of a storefront for international retailer.
- Drafted turnkey supplier agreement for the construction of biological manufacturing facility.
- Negotiated terms of AIA agreement on behalf of casino owner for large scale renovations.
- Represented contractor in Hong Kong International Arbitration of multi-million dollar payment dispute.
- Represented general contractor in construction defect dispute regarding installation of masonry at a public university.
- Represented general contractor in arbitration of construction defect claim related to balcony railing installation at a multi-unit apartment building.
- Represented general contractor in construction defect claim related to defective masonry installation at a multi-unit apartment building.

- Represented general contractor in construction defect claim related to installation of the waterproofing of concrete balconies at a multi-unit apartment complex.
- Represented company in dissolution of real estate development limited liability company that led to client obtaining ownership of over one million dollars of assets.
- Represented CEO and owner of technology company in shareholder derivative lawsuit related to alleged breaches of fiduciary duty.
- Represented minority shareholder in squeeze-out from closely held family corporation.
- Advised client regarding the appropriate process for recording and perfecting mechanic's lien.
- Represent general contractor in contract dispute with owner regarding payment for construction of new Nashville hotel.
- Represent commercial tenant in contract dispute with owner/designer.
- Represented client on appeal regarding a real property dispute over the title for ownership of an easement formerly owned by the Metropolitan Government of Nashville.
- Represented commercial landlord in lease dispute with tenant related to covenant of quiet enjoyment and rental payments.