



Jason L. Richey

Partner

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OVERVIEW

Jason Richey's legal practice is concentrated in the areas of dispute resolution with an emphasis on construction and engineering industry, complex commercial disputes, energy disputes and state and local bid protests. For almost a quarter century, Jason has focused his energy on winning litigations, arbitrations and mediations for his clients. During this time, he has worked on local engagements as well as matters in over 35 different states, Asia, Africa, Europe, Australia and South America representing companies both large and small. The firm has recently engaged Jason to lead our construction practice group in the Americas.

Construction & Engineering: Jason has worked on disputes and contracts involving multi-million and billion dollar construction projects, including material handling systems, petrochemical, methane, LNG, polypropylene, polyethylene (low and high density), ammonia and urea plants, transportation (rail, road and air), power generation (including coal fired power plants), health care, civil construction, airports and sewage treatment plants.

Complex Commercial: Jason's experience in commercial litigation has occurred through his work in representing World Wrestling Entertainment, Inc., PPG Industries, Inc. and other commercial clients. This work has involved dealing with breach of contract, real estate, Article 2 of the Uniform Commercial Code (sale of goods), civil rights, tort, consumer protection act, employment, defamation and wrongful death litigations and arbitrations.

Energy: Jason has been at the forefront of dealing with dynamic legal issues involved in the wind and solar industries in both dispute resolution and contract drafting. Additionally, he has been involved in disputes regarding oil and gas pipelines, off shore oil and gas rigs (FPSOs), welding issues, pipelines, mid-stream processing and the supply of line heaters and separators.

Bid Protests: Jason has a unique focus on bid protest related to state and local government contracts throughout the country. Perhaps no practitioner in the country has been involved in handling bid protests in as many jurisdictions as Jason and his team.

Above all else, Jason, a former NCAA wrestler, prides himself on his (i) hard work ethic, (ii) ability to provide cost effective legal services to clients no matter how small or large the legal matter; and (iii) overall determination to bring his clients' legal matters to a successful conclusion.

PROFESSIONAL / CIVIC ACTIVITIES

- Listed in *Pittsburgh Magazine* in 2019 as a Top Attorney in Pittsburgh
- Selected for inclusion in the 2019, 2018, 2017, 2016, 2015, 2014 and 2013 edition of Pennsylvania Super Lawyers
- Listed in *Philadelphia* magazine in 2006, 2007 and 2008 as a Pennsylvania Super Lawyers Rising Star
- Certified Arbitrator for the American Arbitration Association (AAA); Attended the AAA University for Arbitrators
- Member of AWEA

SPEAKING ENGAGEMENTS

- “Common Contractual and Legal Issues Arising Under EPC Contracts for Onshore and Offshore Oil & Gas Projects” presented at Joint Marsh/K&L Gates Seminar - EPC Contracting Issues in the Oil and Gas Industry, Houston, TX (2015).
- “Not All Construction Damage Recoveries Are Created Equal” presented at the Construction SuperConference, San Francisco, CA (2010).
- “Sale of Goods Battle of the Forms Under UCC and CISG – A Practical Perspective”, Presentation for the ACC of Western Pennsylvania (2010).
- “International Arbitration – Know What You Are Getting Into,” presented at the Engineer's Society of Western Pennsylvania, Pittsburgh, PA (2010).
- “Allocating Risk in Today's Marketplace” presented at the Construction SuperConference, San Francisco, CA (2007).
- “The Effective Expert Witness – What Compels an Arbitrator, Judge and/or Jury” presented at the Construction SuperConference, San Francisco, CA (2007).
- “Contractor Strategies for Dealing with the Financially Troubled Project” presented at the Construction SuperConference, San Francisco, CA (2005).
- “Legal Causation” presented at the Association for Advancement of Cost Engineering, Washington, D.C. (2005).

ADDITIONAL BACKGROUND

RECENT PUBLISHED COURT OPINIONS

- *Campfield v. State Farm Mutual Automobile Insurance Company*, 532 F.3d 1111 (10th Cir. 2008).
- *World Wrestling Entertainment, Inc. v. Bozell*, 142 F. Supp. 514 (S.D.N.Y. 2001).
- *Bass v. World Wrestling Entertainment, Inc.*, 129 F. Supp.2d 491 (E.D.N.Y. 2001).

- USA Cable v. World Wrestling Entertainment, Inc., No. Civ. A. 17983, 2000 WL 875682 (Del. Ch. Ct. June 27, 2000).

EDUCATION

- J.D., The Ohio State University Moritz College of Law, 1996
- B.A., Allegheny College, 1993 (*magna cum laude*; Phi Beta Kappa, three-time NCAA Academic All American Wrestler)

ADMISSIONS

- Bar of Pennsylvania
- United States Court of Appeals for the Tenth Circuit
- United States Court of Appeals for the Third Circuit
- United States District Court for the District of Colorado
- United States District Court for the Western District of Pennsylvania

THOUGHT LEADERSHIP POWERED BY HUB

- 2 November 2015, EPC Contracting Issues in the Oil & Gas Industry (*Presentations*)

OTHER PUBLICATIONS

- *Termination for Convenience Clause: A Powerful Weapon in Contract Disputes* (2007).
- Co-Author, *Waiving Good-Bye to Consequential Damages: Drafting Effective Waivers in Today's Marketplace* (2007).
- "Proving Cause and Effect in Construction Cases," presented at the *Association for the Advancement of Cost Engineering*, 14 June 2004
- "Recovering Construction Contract Damages Using the Total Cost Method, the Modified Total Cost Method, or the Abandonment of Contract/Cardinal Change Doctrines," presented at the 'Contractor's' Construction Superconference, 12-13 December 2002
- "Pennsylvania Construction Payment Remedies," prepared for one-day K&L Gates Seminar, 3 October 2001.
- Co-author, "Change Orders Can Create Unexpected Costs," *Construction Law and Business* (2001).

AREAS OF FOCUS

- Construction and Infrastructure

- Complex Commercial Litigation and Disputes
- Construction and Infrastructure Dispute Resolution
- Government and Public Procurement
- Government Contracts and Procurement Policy
- International Arbitration
- K&L Gates Trial Academy
- Liquefied Natural Gas
- Offshore Construction
- Offshore Wind Energy
- Oil and Gas
- Power
- Rail and Roads
- Renewables
- Water and Wastewater