



Kevin P. Walsh
Of Counsel

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With an emphasis on construction law and commercial litigation, Kevin Walsh represents a variety of clients in the construction and real estate industries. He provides general contractors, design builders, subcontractors, architects, engineers, private owners and governmental entities with a wide range of legal services, including contract drafting and negotiation; dispute avoidance and mitigation; mediation, litigation and arbitration; and appeals. Kevin's litigation experience ranges from relatively small disputes to multimillion-dollar claims in state courts, federal courts and arbitration. Recent engagements include arbitrating a termination dispute involving a construction project on the Big Island of Hawaii; defending a local engineering firm against contract claims in the U.S. District Court for the Eastern District of Virginia; pursuing mechanic's lien claims on behalf of a subcontractor for work performed on a gold mine in Colorado; representing a Denver-based brewery concerning alleged construction defects in its new packaging and warehousing facility; and drafting contracts for a large general contractor on construction projects nationwide.

Kevin currently serves as an adjunct professor at the University of Colorado's College of Engineering & Applied Science, where he teaches a course on the legal aspects of construction.

Prior to joining Brownstein, Kevin was an associate principal at The Holt Group.

Practices

Construction, Litigation, Commercial Litigation

Representative Matters

- Negotiated execution of \$2 million unit price agreement for heavy civil construction company covering its construction of extensive road subgrade at a large mining operation.
- Successfully obtained release of multiple mechanics' liens resulting from general contractor's default on large residential development.

Community

Co-Coach, University of Denver Sturm College of Law, International Arbitration Team, 2010 - present

Publications & Presentations

- Speaker, American Society of Civil Engineers, Construction Institute Summit, Anaheim, CA, March 2017
- Panelist, University of Colorado Law School, Construction Law Conference, Boulder, CO, May 2016
- Speaker, University of Colorado, School of Architecture, The Business of Architecture, Fall 2015 – Present
- Author, "Identifying and Mitigating the Risks Created by Problematic Clauses in Construction Contracts," J. Leg. Aff. Dispute Resolut. Eng. Constr., Feature, © 2017 American Society of Civil Engineers.
- Co-Author, with L. Tyrone Holt, Esq., "3AM Nightmares – Mistakes Attorneys Make in Complex Litigation and How to Deal with Them," ABA Forum on Construction, Midwinter Meeting, January 2015.
- Co-Author, with L. Tyrone Holt, Esq., "What to Do (and What Not to Do) to Maximize the 'Promise' of Arbitration," ABA Forum on Construction, Fall Meeting, October 2015.
- Co-Author, with L. Tyrone Holt, Esq., "Getting The Arbitration Process You Want: Predictability, Efficiency and Economy in Commercial Arbitration," Ohio State Bar Association, Advising Corporate Directors and

Officers Seminar, Columbus, OH, May 2014.

- Co-Author, with L. Tyrone Holt, Esq., “Demystifying the Arbitrator’s Expectations: Best Practices for Promoting Efficiency and Economy in Arbitration,” ABA Forum on Construction, Midwinter Meeting, Paradise Island, Bahamas, January 2014.
- Contributing Author, “Chapter 32: The Design Professional’s Perspective on ADR,” Construction ADR Handbook, ABA Publications, Inc. (2014).
- Expecting the Unexpected, Co-author, *Law Week Colorado*, November 19, 2018
- Identifying and Mitigating the Risks Created by Problematic Clauses in Construction Contracts, Author, *American Society of Civil Engineers Journal of Legal Affairs and Dispute Resolution in Engineering and Construction*, 2017

Education

- J.D., 2010, DePaul University College of Law
- B.A., 2006, University of Colorado

Admissions

- Colorado
- Supreme Court of Colorado
- U.S. Court of Appeals, Tenth Circuit
- U.S. District Court, District of Colorado

Recognition

Colorado Super Lawyers, Rising Stars, 2018-2019

Membership

Regional Director, Rocky Mountain Region, Society of Construction Law North America