Richard W. Foltz, Jr.

Senior Attorney

Philadelphia

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Rich is a seasoned practitioner with wide ranging experience. While emphasizing technical and engineering issues, Rich has developed vast experience in tort, intellectual property and construction contract litigation, and regularly counsels clients in the construction and government contract areas.

OVERVIEW

Rich is a fellow of The Pepper Center for Public Service. The Pepper Center draws on the talents of the firm's retired partners and senior attorneys to wrestle with tough problems facing our communities. Through the Center, these attorneys study, analyze, and work to resolve problems that affect the lives of people in our communities.

Rich's practice has been varied, with an emphasis on technical and engineering issues, and he has developed experience in tort, intellectual property and construction contract litigation. He also has significant experience counseling in the construction and government contracts areas. Rich has lectured on construction law and litigation topics at many seminars and industry association meetings.

Rich has substantial experience in the representation of contractors on stadiums, chemical process and power generating facilities.

REPRESENTATIVE MATTERS

- Prosecuted claims and defended counterclaims associated with the construction of a 200 MW electrical generating facility in southeastern Massachusetts.
- Prosecuted claims and defended counterclaims and lien awards on behalf of an EPC contract associated with the construction of concrete foundations at a new greenfield construction of an artificial ammonia plant in Wyoming.
- Prosecuted claims and defended counterclaims on behalf of a contractor against a pipeline developer.
- Prosecuted more than $30 million of claims and defended $60 million counterclaim on behalf of major Chicago general contractor, along with pass through claims of six contractors.
- Represented major oil refinery in connection with claims arising out of storm water and ground water handling during an environmental remediation project.
- Prosecuted claims and defended counterclaims for the electrical contractor arising out of construction of Lincoln Financial Field.

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- Prosecuted claims and defended counterclaims by the concrete contractor arising out of construction of Citizens Bank Park.
- Represented a coke facility in connection with construction claims and property damage associated with earth movement and water infiltration.

AWARDS

- *Best Lawyers in America®:* Construction Law (2021-2027)
- Rated AV Preeminent by *Martindale-Hubbell*®
- *Legal 500 United States:* 2014

TOP AREAS OF FOCUS

- Construction
- Government Contracts + National Security
- International Construction Projects

ALL AREAS OF FOCUS

- Construction
- Energy Construction
- Government Contracts + National Security
- International Construction Projects

PROFESSIONAL/COMMUNITY INVOLVEMENT

- Board Member and Fundraising Chair, Legal Clinic for the Disabled
- Editor of *constructlaw.com*, a blog discussing recent trends in construction law and construction litigation

EDUCATION AND CERTIFICATIONS

EDUCATION

- Temple University Beasley School of Law, J.D., *magna cum laude*, 1980, editor, *Temple Law Review*
- Lehigh University, B.S., *cum laude*, 1977, engineering physics

BAR ADMISSIONS

- Pennsylvania

COURT ADMISSIONS

- U.S. Court of Appeals, Sixth Circuit
- U.S. Court of Appeals, Federal Circuit
- U.S. Court of Appeals, Third Circuit
- U.S. District Court, Eastern District of Michigan
- U.S. District Court, Eastern District of Pennsylvania

- U.S. District Court, Western District of Michigan

SPEAKING ENGAGEMENTS

- Speaker, “The Future of Construction Law,” ABA Forum on Construction Law 2023 Annual Meeting, April 14, 2023.