



Kyle E. Hart

Shareholder



Practice Areas

- Construction
- Commercial Litigation
- Arbitration
- Mediation
- Surety Claims
- Bidding Disputes
- Insurance Coverage of Construction Claims
- Design Professional Liability
- Non-Compete and Trade Secret Claims
- Patent Infringement

Representative Cases

Obtained verdicts or awards of \$30 million, \$26 million, \$8.8 million, \$8.5 million, \$7.5 million, \$3.5 million, \$2.6 million, \$1.4 million, \$1.2 million and \$807,000; settled cases for \$29 million, \$24 million, \$16 million and \$6 million

Experienced in construction litigation, commercial litigation and patent litigation

Over 75 reported/published court decisions; over 100 arbitration awards

Publications

Co-Lecturer, "Construction Law from A to Z," American Subcontractors Association of Minnesota

Author, "Liquidated Damages," *Construction Business Handbook*

Author/Lecturer, "Learn to Draft a Workable Arbitration Agreement," Arbitration of Commercial, Construction, Employment, Securities and Labor Disputes, Minnesota Institute of Legal Education

Author/Lecturer, "Arbitration Law," Minnesota Institute of Legal Education

Author/Lecturer, "Mechanics Lien Law and Strategies in Minnesota," National Business Institute

Co-Author, "Claims Against Construction Managers, Design Professionals, General Contractors, and Design-Builders," Proving and Pricing Construction Claims

"Fiduciary Duties in Cost-Plus Contracting," 1 *Construction Law and Business*, No. 4, p.13

Co-Author, "Enforceability of Arbitration Provisions," *Construction Law Handbook*

Author/Lecturer, "The Industry Reacts to A201," American Bar Association Forum on the Construction Industry, Las Vegas, Nevada

Author/Lecturer, "Bad Faith Litigation," Minnesota Institute of Legal Education

Author/Lecturer, "Construction Law: New Developments," *Minnesota Law and Politics*

Author/Lecturer, "Remedies for Disappointed Bidders," Public Construction Seminar, Minnesota Institute of Legal Education

Co-Author, "Midwest Region," *Wiley Construction Law Update*

Author/Lecturer, "Bid Protests," Public Construction Seminar, Minnesota Institute of Legal Education

Author/Lecturer, "Protective Devices: The Unpaid Supplier Syndrome," Mechanic's Liens and Payment Bonds Seminar, Minnesota Institute of Legal Education

Author/Lecturer, "Bad Faith Surety Law," Minnesota Institute of Legal Education

Author/Lecturer, "Copyright of Plans and Specifications," Construction Institute-1993 Seminar, Minnesota Institute of Legal Education

Author/Lecturer, "CGL Policies-From "A" to "Z"," Minnesota Institute of Legal Education

Contributing Author, "Fifty State Construction Lien & Bond Law," *Wiley Law Publications*

Co-Author, "Recent Developments on Surety Law," 1992 *Wiley Construction Law Update*

Author/Lecturer, "Bonds, Liens & Insurance," Federal Publications in San Diego, California; Orlando, Florida; Las Vegas, Nevada; Seattle, Washington; and New Orleans, Louisiana

Author/Lecturer, "Surety Bonds," Minnesota Institute of Legal Education

Author/Lecturer, "Arbitration of Construction Disputes," Minnesota Institute of Legal Education

Author/Lecturer, "The Use of RICO in Construction Litigation," Fifth Annual Construction Institute Seminar, Minnesota Institute of Legal Education

Author/Lecturer, "Inspection, Acceptance and Warranties," Advanced Workshop Series in Highway Contracting, Minnesota Department of Transportation

Author/Lecturer, "Specific Third-Party Claims," Construction Litigation: The Claims of Third Parties Seminar, Minnesota Institute of Legal Education

Professional Organizations and Achievements

Member, Minnesota State Bar Association, Construction Law Section

Member, American Bar Association, Forum on the Construction Industry

**Arbitrator Experience, Construction Industry Panel of Arbitrators,
American Arbitration Association**

Editorial Advisory Board, Construction Law and Business

Fellow, American College of Construction Lawyers

AV Preeminent (highest) rated by Martindale-Hubbell

Band 1 (highest) rating in Construction by Chambers USA

Leading attorney in the field of Construction Law by Who's Who

Selected for "Best Lawyers in America," Construction

Selected as "Best Lawyer" in Minneapolis, Construction

Minnesota "Super Lawyer," Construction Law

Minnesota Top 100 "Super Lawyers"

Education

- B.A., Colgate University, 1981
- J.D., Case Western Reserve University School of Law, 1984
- Managing Editor, *Case Western Law Review*, 1983-1984

Admissions

- United States Court of Federal Claims
- United States Court of Appeals, Eighth Circuit
- United States District Court, District of Minnesota
- Minnesota Supreme Court