

# Adam Lewis

SHAREHOLDER

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Adam Lewis is an accomplished trial lawyer who focuses his practice on construction, real estate law and complex commercial disputes. He routinely represents international engineering, infrastructure and heavy civil construction clients, real estate investment trusts (REIT), real estate private equity firms and real estate lenders in high-stakes litigation, trial work, claims resolution and risk management.

Utilizing his litigation background, Adam also drafts and negotiates construction contracts that meet the strategic objectives of his clients while minimizing potential risks and disputes.

Adam has extensive trial, arbitration and appellate experience in state, federal and international forums. In addition to construction and real estate development disputes, his commercial litigation experience includes the representation of leading businesses in banking, contract, business tort, trade secret and intellectual property matters.

Adam has also handled a wide array of disputes for clients nation-wide, defending against claims asserted under the Fair Credit Reporting Act (FCRA), the Real Estate Settlement Procedures Act (RESPA), the Fair Debt Collection Practices Act (FDCPA), as well as various state and federal law claims.

## Education

- Southern Methodist University (B.A., 2006)
- Washington University in St. Louis School of Law (J.D., *cum laude*, 2010)

## Bar Admissions

- Colorado, 2010

## Court Admissions

- U.S. Court of Appeals for the Tenth Circuit
- U.S. District Court, District of Colorado
- U.S. Bankruptcy Court, District of Colorado

## Capabilities

- Construction
- Real Estate
- Commercial Litigation
- Litigation
- Real Estate Litigation
- Consumer Financial Services Litigation

## Memberships

- Colorado Bar Association – Former Young Lawyers Division Executive Council Member
- Boulder County Bar Association – Young Lawyers Division Co-Chair, 2011–2013
- American Bar Association

## Recognition

- Selected for inclusion in *Best Lawyers in America*® for Construction Law, 2025-2026
- Named one of *Best Lawyers: Ones to Watch*® in America in:
  - Commercial Litigation, 2023-2024
  - Real Estate Law, 2022-2024
- *Colorado Super Lawyers*, “Rising Stars” – Business Litigation, 2017 – 2020
- Washington University Journal of Law and Policy – Associate Editor
- Imagine! Colorado – Volunteer

# Matters

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## Construction Claim Litigation

- Three-week 2025 federal jury trial for international oil and gas refinery contractor in United States District Court for District of Montana against top 5 global oil company on a dispute relating to a \$160 million refinery turnaround mechanical construction project. Jury verdict awarded client \$64 million in damages and rejected refinery owner’s consequential damages counterclaim; pending judgment for additional interest, Montana Prompt Payment Act Penalties, attorney fees and expenses.
- Four-week 2024 federal jury trial for international highway engineering client in United States District Court for District of Colorado against design-build contractor on a dispute relating to a \$500 million 13-mile highway expansion project. Jury verdict awarded client \$5.25 million in damages and rejected the entirety of the defendant’s \$260 million in counterclaims; judgment pending for additional interest, attorney fees, and expenses.
- Represented major general infrastructure contractor on regional highway and light rail project in state court trial; obtained judgment on fraud and veil-piercing claims against subcontractor.
- Obtained a favorable resolution for the developer of a multi-family, “high rise” construction project in the prosecution of error and omission claims against a project architect and structural engineer.
- Obtained a favorable resolution for the developer of a multi-family, “high-rise” construction project in defense of delay claims asserted by a general contractor.
- Represented Fortune 500 Company in ICC arbitration relating to a South American mining dispute.

## Complex Civil Litigation

- Represented client in landmark 2016 eminent domain case before the Colorado Supreme Court establishing that the Colorado Department of Transportation lacked condemnation authority to take client U-Haul’s property. The holding established that CDOT’s Chief Engineer acted without condemnation authority after 1994, when

Colorado's Transportation Commission unlawfully delegated its condemnation power.

- Obtained a \$7.75 million Judgment and Permanent Injunction on trademark, copyright, cyber-squatting and deceptive trade practice claims for the family-owned international distributor of Salba™ registered varieties of organic chia seeds.
- Prosecution and defense of post-acquisition "earn-out" disputes in federal, state and arbitration forums, including recent successful defense of international company in federal court where court rejected plaintiffs' \$34 million damages model and struck their expert witness and expert report.
- Ongoing representation of international luxury hotel and resort company in litigation, contract and advisory matters.
- Represented a number of National Banking Associations and lenders in defense of federal claims and appeals.

### **Construction Contract Document Drafting, Negotiation and Review**

- Ongoing representations of international engineering and construction, global alternative investment, healthcare, manufacturing, infrastructure, real estate investment trust (REIT) and real estate private equity, and real estate lending clients in drafting and negotiating design, construction, EPC, development and construction management agreements