



Thomas J. Kelleher, Jr.

Senior Partner

THOMAS J. KELLEHER, JR. is a Senior Partner for Smith, Currie & Hancock LLP. He graduated *cum laude* from Harvard University and graduated from the University of Virginia School of Law.

He served in the U.S. Army from 1968 through 1973 including positions as the Assistant Chief and Instructor in the Procurement Law Division at the U.S. Army Judge Advocate General's School, Charlottesville, Virginia.

Tom has extensive government and construction contract experience on the spectrum of issues involving bidding, changes, differing site conditions, delays, and terminations. He has represented clients on hospital projects, airport facilities, research laboratories, convention facilities, prisons, federal and state courthouse and office complexes, and resort hotels and has practiced before the various federal government boards of contract appeals, as well as federal and state courts. In addition, he has represented clients in mediations, as well as arbitration proceedings.

Due to his extensive experience in Federal Government contracting, Tom served as Chair of the Federal Acquisition Regulation Committee for the Associated General Contractors of America, Inc. ("AGC") from 1999-2003 and remains active in the leadership of that committee. In addition, he is also a member of the AGC's Corps of Engineers Committee, Naval Facilities Engineering Command Committee, Governmental Affairs Committee, and Contract Documents Committee.

He is a member of the Virginia Bar and Georgia Bar and is a member of the American Bar Association. He is also a Fellow of the American College of Construction Lawyers.

Tom has lectured in the field of construction and Federal Government contracts for various trade associations. Since its inception in 1987, he has been the principal editor of the firm's construction law newsletter, *Common Sense Contracting*. He is the senior editor of Smith, Currie's *Federal Government Construction Contracts – A Practical Guide for the Industry Professional, Second Edition*, *Common Sense Construction Law – Fourth Edition*, and also authored the AGC's *Federal Government Contractor Ethics and Compliance Programs – Toolkit and Guidance*.

Previously, he has written for the U.S. Army *Procurement Legal Service*; has been a contributor to the American Bar Association's annual publication entitled *Developments in Government Contract Law*; has written Briefing Papers entitled *Inspection Under Fixed-Price Construction Contracts* and *Inspection Under Fixed-Price Construction Contracts/Edition II*; Construction Briefings entitled *Preparing & Settling Construction Claims*, *Construction Acceleration Claims*, and *Time*

tjkelleher@smithcurrie.com

2700 Marquis One Tower
245 Peachtree Center Avenue NE
Atlanta, GA 30303

TEL: (404) 582-8016

FAX: (404) 688-0671

Areas of Practice

- Construction Law
- Government Contracts
- Litigation

Education

- Harvard University (A.B., cum laude, 1965)
- University of Virginia School of Law (J.D., 1968)

Bar and Court Admissions

- Virginia, 1968
- Georgia, 1975

Memberships

- State Bar of Georgia, Member
- Virginia State Bar, Member
- American Bar Association, Public Contract Law Section, Member
- Creator and editor of the firm's construction law newsletter, "Common Sense Contracting"

Extension Provisions In Construction Contracts; has served as co-editor of the 1985 and 1986 editions of the *Yearbook of Construction Articles* for Federal Publications, Inc.; and has co-authored *Wiley Construction Law Update*, Wiley Law Publications (1992-1999) and *Construction Litigation: Practice Guide with Forms*, Aspen Law Publication. Tom has been a speaker for Federal Publications, Inc. for over 10 years on its Concentrated Course in Government Contracts program. Tom also received the 2010 "President's Coin Award" from the Associated General Contractors of America for extraordinary service to the Association and the construction industry.

Articles & Publications

- *Federal Government Construction Contracts - A Practical Guide for the Industry Professional, Second Edition*, senior editor, John Wiley & Sons, 2010.
- *Federal Government Contractor Ethics and Compliance Programs – Toolkit and Guidance*, The Associated General Contractors of America, 2009.
- *Common Sense Construction Law - Fourth Edition*, senior editor, John Wiley & Sons, 2009.
- *Common Sense Contracting*, principal editor, 1987-present.
- *Writer and lecturer on construction law and federal government contract law for Federal Publications, Inc.*
- "Preparing and Resolving Construction Claims/Edition II," *Construction Briefings, Second Series, No. 2000-2*, co-author, West Group, February, 2000.
- "Developments in Federal Construction Contracts," co-author, John Wiley & Sons' *Construction Law Update*, 1992-1999.
- "Inspection Under Fixed-Price Construction Contracts/Edition II," *Briefing Papers, No. 96-7*, co-author, Federal Publications, Inc., June, 1998.
- "Time Extension Provisions in Construction Contracts," *Construction Briefings, Second Series, No. 98-3*, co-author, Federal Publications, Inc., February, 1998.
- *Construction Litigation, Practice Guide with Forms*, co-author, Aspen Law & Business, 1994.
- "Preparing and Settling Construction Claims," *Construction Briefings, No. 83-12*, co-author, Federal Publications, Inc., December, 1983.
- "Inspection Under Fixed Price Construction Contracts," *Briefing Papers, No. 76-6*, co-author, Federal Publications, Inc., December, 1976.

Classes & Seminars Taught

- Instructor, Assistant Chief, Procurement Law Division, The Judge Advocate General's School, U.S. Army, 1970 - 1973
- Speaker, Concentrated Course in Government Contracts, Federal Publications Seminars LLC