



Reginald M. Jones

Partner

REGGIE JONES is a Partner in the Atlanta office of Smith, Currie & Hancock LLP. Reggie has a national construction and government contracts practice, which includes assisting clients with risk management, claims avoidance, the preparation and negotiation of front end contract documents, practical construction project documentation and the resolution of both public and private construction and construction-related claims. He has successfully represented owners, construction managers,

architects, engineers, EPC contractors, general contractors, subcontractors, sureties and professional liability carriers in federal and state courts, the various boards of contract appeals, arbitration and mediation. He has represented clients on projects such as levees, airports, convention centers, casinos, hotels, museums, FBI field headquarters, power, petrochemical and process plants, water filtration and water treatment plants and highway and bridge construction. He has extensive experience in federal, state and local bid protests, challenging federal terminations for default, surety bond (payment and performance bond) and subcontractor default insurance policy issues as well as coverage issues arising under builder's risk, comprehensive general liability insurance and E&O policies. Reggie is licensed to practice law in Georgia, Virginia and Washington, D.C.

As one of his primary areas of interest, Reggie has concentrated on the law of delay, acceleration and inefficiency claims. In 2001, he published an article entitled *Lost Productivity: Claims for the Cumulative Impact of Multiple Change Orders*, in the American Bar Association's Public Contract Law Journal. In 2003, he published an article entitled *Update on Proving & Pricing Inefficiency Claims* in the ABA Forum on the Construction Industry's The Construction Lawyer. In 2004, Reggie published an article in The Procurement Lawyer on the *Eichleay* formula, which analyzes the current state of the law with respect to unabsorbed home office overhead. Reggie has taught numerous seminars in Las Vegas, Washington, D.C., New York, San Francisco and Atlanta for Federal Publications Seminars, LLC, CMAA, AACE, the annual Construction Superconference, CLE International, the Georgia Institute of Technology and Southern Polytechnic Institute.

Reggie received his Bachelor of Arts degree from the College of William & Mary in 1991. After college, Reggie served nearly five years on active duty in the United States Army. He spent the first half of his tour as a tank platoon leader in the First Armored Division in Mannheim, Germany. During the second half of his tour, he served as a Logistical Operations Officer in the 28th Transportation Battalion with the last six months spent in Hungary, Croatia and Bosnia-Herzegovina. Reggie received his law degree *cum laude* from the University of Georgia. While attending the

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Areas of Practice

- Construction Law
- Government Contracts

Education

- The College of William and Mary (B.A., International Studies, Aide to the President of the College, Benjamin Stoddard Ewell Award for Outstanding Leadership, Senior Class President, 1991)
- University of Georgia School of Law (J.D., cum laude, Law Review, 1999)
- University of Georgia Law Review (1997 - 1998)

Bar and Court Admissions

- Georgia, 1999
- Virginia, 2000
- District of Columbia, 2002
- U.S. Court of Appeals 6th Circuit, 2000
- U.S. District Court Northern District of Georgia, 1999
- U.S. District Court Middle District of Georgia, 2000
- U.S. District Court Eastern District of Virginia, 2004
- U.S. District Court Western District of Virginia, 2004
- U.S. Court of Federal Claims, 2007

Memberships

- Construction Management Association of America, South

University of Georgia, Reggie was on the Editorial Board of the *Georgia Law Review*.

Reggie was born and raised in Alexandria, Virginia. He is married and has two sons. In 2005, he was recognized for his *pro bono* work as the owner's representative during the renovation of the International Women's House, a battered women's shelter that focuses on the needs of the refugee and immigrant community in the Atlanta metropolitan community. International Women's House recognized him as Board Member of the Year in 2007 and he now serves as the Chair-Elect of the Board of Directors. Reggie is an ordained Elder in the Presbyterian Church, U.S.A. and is also active in U.S. Masters Swimming and USA Triathlon.

Articles & Publications

- "Recovering Extended Home Office Overhead: What is the State of Eichleay," *40 The Procurement Lawyer* 8, Fall 2004
- "Update on Proving and Pricing Inefficiency Claims," *23 The Construction Lawyer* 19, Summer, 2003
- "Lost Productivity: Claims for the Cumulative Impact of Multiple Change Orders," *31 Public Contract Law Journal* 1, Fall, 2001
- "CGL Coverage in Construction Contracts," *Retail Construction Magazine, Journal of Architecture, Design, Construction & Facilities Operation*, November/December, 2003
- "Bad Air (Mold, Fungus) in HVAC Systems Can Mean Liability for Retailers, Builders," *Retail Construction Magazine, Journal of Architecture, Design, Construction & Facilities Operation*, Late Summer, 2002
- "The Ups & Downs of Fast-Track Construction, 3 Retail Operations & Construction," *The Journal of Retail Construction, Renovation & Maintenance* 55, March, 2001

Representative Matters

- *Appeal of Kostmayer Construction, LLC*, ASBCA No. 55053, 2008 WL 2345883. May 30, 2008.
(Overturning a default termination and converting it to a termination for convenience.)

Classes & Seminars Taught

- Construction Delay, Acceleration and Inefficiency Claims, Federal Publications Seminars, LLC (New York, Las Vegas, & Washington, D.C.), 2003 - Present
- Collaboration: The Key to Resolving Claims and Avoiding Disputes, CMAA Spring Leadership Forum (Philadelphia), 2006
- Challenging or Obtaining Recognition of Expert Testimony in Construction Cases, AACE International 50th Annual Meeting, (Las Vegas), 2006
- Construction Risk Roulette: The Construction Manager's Role in Improving

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- Atlantic Chapter, Member
- American Bar Association, 2002 – 2004, Operations Division Co-Chair, Section of Public Contract Law
- American Bar Association, Member, Forum on the Construction Industry
- American Bar Association, Member, Litigation Section
- Georgia Bar Association, 1999 – Present, Member
- Atlanta Bar Association, 1999 – Present, Member, Construction Law Section
- Virginia Bar Association, Member, Construction Law Section
- Washington, D.C. Bar Association, Member

Professional Activities

- Special Recognition Award for Outstanding Legal Services, International Women's House (a battered women's shelter), 2005

Noteworthy

- AV Peer Review Rating from Martindale-Hubbell
- Recognized as an Up-and-Coming Individual in Construction by Chambers USA The Client's Guide, 2006 & 2007
- Recognized as a Rising Star by Georgia Super Lawyers, 2005
- Meritorious Service Medal, United States Army, 1996
- Omicron Delta Kappa, 1990 - Present
- Languages: German



Everyone's Odds of Winning, The Construction Superconference, Andrews Conferences, Inc. (San Francisco), 2005

- Anticipating and Avoiding Disputes Through Construction Contract Negotiation, Retail Construction Expo, Retail Construction Magazine, (Atlanta), 2003
- Pricing & Proving Cumulative Impact Claims, The "Contractors" Construction Superconference, Andrews Conferences, Inc. (San Francisco), 2002
- Cumulative Impact Claims, Federal Publications Seminars, LLC (Las Vegas, Washington, D.C. & Atlanta), 2002
- Lost Productivity Claims, CLE International (Atlanta), 2002
- Guest Lecturer, Construction Law Seminar, College of Architecture, Georgia Institute of Technology, 2002

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Other Experience

- United States Army, Captain, 1991 - 1996