

## Adam Robertson

### Shareholder

#### **PRACTICE EMPHASIS:**

Litigation: Construction, Commercial, Employment & Labor, Real Estate

#### **EDUCATION:**

J.D., University of Houston Law Center, 2014  
Order of Barristers  
Editor-in-Chief, *Journal of Consumer & Commercial Law*  
B.A., *magna cum laude*, Saint Edward's University, 2010

#### **ADMITTED:**

State Bar of Texas

#### **COURT ADMISSIONS:**

U.S. District Court, Southern and Eastern Districts of Texas  
U.S. Court of Appeals, Fifth Circuit



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#### **Profile:**

Adam Robertson is a seasoned litigator with a practice focused on construction, business, and real estate disputes. He regularly represents clients in defects claims, schedule delays, warranty issues, payment disputes, lien actions, and claims involving changes in scope of work. His real estate practice encompasses disputes over boundaries, easements, partitions, adverse possession, good faith claims for mineral rights, restrictive covenants, and lease agreements. Adam also has significant experience with corporate transactions involving breaches of fiduciary duty, non-compete agreement violations, trade secret misappropriation, and other business torts.

Using his experiences from his diverse litigation background, Adam regularly advises his clients on best business practices and proactive contractual provisions to mitigate or avoid legal liabilities. He aims to understand each client's unique business objectives and challenges to provide tailored guidance.

Adam joined the firm in 2020, and also proudly serves as a coach for the University of Houston Law Center's Alternative Dispute Resolution Team and the University of Houston Law Center's Mock Trial Team.

#### **Professional Recognition:**

"Texas Rising Star," as presented by Super Lawyers, a Thomson Reuters Business, in Texas Monthly, Construction Litigation, since 2023

Best Lawyers: Ones to Watch® in America, since 2022, Construction Law and Litigation - Construction  
The Best Lawyers in Texas ® by Woodward/White Inc. "Ones to Watch" in Litigation – Construction, 2022  
Houston's Top Lawyers – Construction, *Houstonia Magazine*, 2019 & 2022

#### **Affiliations:**

Texas Bar Foundation, *Fellow*  
State Bar of Texas, *Construction Law Section, Consumer and Commercial Law Section and Litigation Section*  
Houston Bar Association, *Construction Law Section and Commercial and Consumer Law Section*  
American Subcontractors Association – Houston Chapter, *Golf Committee*  
Houston Young Lawyers Association  
Golf Course Builders Association of America  
Greater Brazos Valley Builders Association

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### Representative Experience:

- Represented subcontractor in payment dispute concerning multi-year construction project for a chemical plant, obtained a multi-million dollar award in favor of client
- Defended company in employment discrimination lawsuit, his motion for summary judgement resulted in all claims dismissed
- Represented corporation in declaratory judgment dispute concerning easement rights. Based on legal analysis, and no compensation, negotiated realy resolution in which client's property rights were confirmed
- Represented and defended various corporations, companies and respective board of directors and members in litigation involving asset seizure, property disputes, breaches of contract, and declaratory judgments.
- Represented non-profit seeking conveyance of commercial property. As second chair, obtained a favorable trial verdict mandating conveyance and awarding attorneys' fees.
- Represented business owner in an eminent domain proceeding and obtained a substantially higher compensation than originally offered.
- Represented a corporation in federal court seeking damages under the Texas Fraudulent Transfer Act. With a pending dispositive motion, obtained a favorable early resolution that included recovering attorneys' fees.
- Defended commercial association and board of directors in a contract dispute. Obtained a favorable summary judgment that was upheld on appeal.
- Represented non-profit corporation in a contract enforcement dispute. As first chair, obtained declaratory judgment, injunctive relief enforcing the contract.
- Represented trustees in a breach of fiduciary duty dispute. As second chair, obtained declaratory judgment and injunctive relief that prevented the misappropriation of trust funds.
- Represented real estate developer in a land-use dispute involving a mixed-use project. As second chair, obtained a favorable temporary injunction and award of attorneys' fees that forced early resolution.
- Defended non-profit corporation and directors in a defamation lawsuit. His summary judgement motion was granted and upheld on appeal.
- Defended national amusement park in a federal lawsuit that focused on operating procedures and premises liability disputes. As second chair, obtained a defense jury verdict.
- Defended industrial general contractor in a complex premises liability dispute. Obtained favorable jury verdict for an amount significantly less than pre-trial offers and demands.
- Defended transportation broker in a negligent contracting dispute in federal court. Successfully negotiated a voluntary dismissal all claims with no consideration tendered.
- Defended Fortune 50 Company in numerous lawsuits involving transportation logistics in both federal and state court that resulted in summary judgments and favorable resolutions via negotiations.

### Speeches and Publications:

- "Mind the Gap: How the One-Satisfaction Rule and Settlement Credits Can Impact Your Case," AM Monthly Law Alert, May 2024
- "Texas Supreme Court Reminds Employers Why Documentation is Key to Defeating Discrimination Lawsuits," AM Monthly Law Alert, April 2024
- "The New FHWA Greenhouse Gas Emissions Rule," AM Monthly Law Alert, March 2024
- "Working at the Top of Your License: Best Practices for Implementing AI in Legal Practice," Andrews Myers Litigation Development, February 2024
- "Understanding Change Orders, Prompt Payments, and the Effects of Houst Bill 3485," ASA Houston Monthly Lunch, February 2024
- "The FTC Proposes Ban on Noncompete Agreements," GCBAAs Earth Shaping News, Winter Edition, 2022
- "Top Causes for Construction Disputes in 2022 and What's in Store of 2023," GCBAAs Earth Shaping News, Winter Edition, 2022
- "OSHA's Summer of Heat," GCBAAs Earth Shaping News, Summer 2022
- "How will OSHA Enforce COVID-19 Safety Under the General Duty Clause?," GCBAAs Earth Shaping News, Spring Edition, 2022
- "Risk Management and Construction Law," Guest Lecturer – Texas A&M University Construction Science Program, Spring 2022
- "Mitigating Risks Associated with Price Escalations," GCBAAs Earth Shaping News, Fall Edition, 2021

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*Speeches & Publications (Cont'd)*

"Using Employee Contracts to Stabilize the Construction Workforce," GCBAE Earth Shaping News, Summer Edition, 2021

"Waste Management of Texas, Inc. v. Stevenson: Temporary Laborers- Are They Employees or Independent Contractors? It Depends," AM Monthly Law Alert, June 2021

"Employers Faced with Surge in Unemployment Fraud," AM Monthly Law Alert, April 2021

"Can you Pick & Choose Which Disputes Go to Arbitration," AM Monthly Law Alert, February 2021

"Understanding the Importance of a Golf Course Construction Agreement," GCSAA Conference & Tradeshow, February 2021