



Cassidy R. Rosenthal

Title: Member

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Cassidy Rosenthal is a construction attorney who works with owners, contractors, subcontractors and designers throughout all phases of construction projects and equipment procurement. She assists clients with balancing the needs of growing businesses while providing measurable risk mitigation through building and managing legal teams across the firm's practice areas. She helps clients navigate complex construction projects from concept to completion including advising on all facets of commercial construction projects such as data centers, manufacturing facilities, food and beverage facilities, distribution centers, schools and universities, transportation initiatives and airports. She regularly counsels clients on the best delivery method for their projects, whether it be design-build, design-bid-build, EPC or construction management. Cassidy collaborates daily with clients' senior executives to deliver key results tied to their contracts, projects, construction manuals, corporate policies and disputes. She has litigated and arbitrated disputes with successful jury and arbitrator awards that included recovery of attorney's fees. She has also served as outside general counsel for clients and non-profits.

Cassidy is a leader both at the firm, serving as Stites & Harbison's Lexington Office Executive Member, and in the community, currently serving as immediate past-Chair of Commerce Lexington. She is a Fellow of the American College of Construction Lawyers and currently serves on the Governing Committee of the American Bar Association's Forum on Construction Law.

CAPABILITIES

Practice Areas

- Airport Law
- Business Litigation
- Construction
- Data Center Service Group
- Drafting, Reviewing & Negotiating Construction Contracts
- Litigation & Appeals
- Manufacturing
- Public Private Partnerships (P3)

BAR ADMISSIONS

- Kentucky
- Ohio
- Texas
- U.S. Court of Appeals for the 6th Circuit
- U.S. District Court for the Eastern District of Kentucky
- U.S. District Court for the Western District of Kentucky

RECENT NEWS, ARTICLES & SPEAKING ENGAGEMENTS

- Kentucky Tax Incentives for Qualified Data Centers *with Holly A. Couch* Stites & Harbison Client Alert, December 6, 2024
- Recent Developments in Attorney-Client Privilege
Speaker, 2024 Construction Law Institute, Lexington, KY, October 17, 2024
- Plenary Five - Recent Developments in Attorney-Client Privilege, Especially Involving In-House Counsel
Speaker, ACCL 35th Annual Meeting, Carlsbad, CA, February 23, 2024
- Message from the Outgoing Board Chair
Business Focus, Official Publication of Commerce Lexington, Inc., January 2024
- Message from the Incoming Board Chair
Business Focus, Official Publication of Commerce Lexington, Inc., January 2023
- Legal Services: Managing a full docket
By Shannon Clinton, *The Lane Report*, November 16, 2022
- Shining a Light on the Construction Issues Keeping In-House Counsel Up At Night
Forum on Construction Law 2022 Annual Meeting, New York, NY, May 4-7, 2022
- The Art of Hot Tubbing
panel member, ABA Forum on Construction Law 2021 Fall Meeting, October 2021
- Lexington legal firms tackle the pandemic pivot
by Greg Paeth, *The Lane Report*, October 29, 2021
- Winter Warm-Up: A Forum Fireside Virtual Construction Conference
Conference Co-Chair, American Bar Association Forum on Construction Law, February 24-26, 2021
- Information You Need on the COVID-19 Coronavirus *Stites & Harbison, PLLC* March 2020
- What to Do About Drug Use on the Job Site
Annual AGC of Kentucky Safety, Issues and Education Conference, Louisville, KY, November 1, 2019
- Chapters 18 & 19: Kentucky Construction Lien and Bond Law
Co-author, **Fifty State Construction Lien and Bond Law Book**, Fourth Edition, 2018

- Public Private Partnerships in Kentucky
Associated General Contractors of Kentucky and Construction Financial Managers, Moderator, May 2018
- Has It Really Been a Decade? The 2017 AIA Contract Documents
American Bar Association Forum on Construction Law Fall Meeting, Program Chair, Boston, Mass., October 2017
- Good Intentions, Scary Results: Avoiding the Money Pit in 'Green' Renovations
Earth, Wind, Fire & Water: Sustainable Construction in a Changing Environment, American Bar Association Forum on Construction Law Midwinter Meeting, Palm Desert, Calif., February 2017
- Kentucky Court of Appeals Entertains Contractor's Negligent Misrepresentation Claims Against Archite Stites & Harbison Legal Update, January 26, 2017
- First Steps in the Process
Moderator, Kentucky P3: Public-Private Partnerships Conference, Lexington, Ky., October 27, 2016
- To Un-Jam Transportation Infrastructure Tenn. Tries P3s
Law360, May 26, 2016
- Kentucky Enacts Public-Private Partnership Legislation
The Goods, Kentucky Association of Manufacturers, May 2016
- AIA Documents from the Owner's Perspective: How to Best Protect Your Project
ABA Webinar, April 5, 2016
- Young Lawyer Division Writing Practicum
Presenter, ABA Midwinter Meeting, Forum on Construction Law, January 2016
- Kentucky Construction Law
Author, chapter on "Damages and Remedies," Second Edition, 2015
- Capital Construction Process for Small Institutions
Presenter, NACUBO Seminar, July 2015
- Important Construction Contract Considerations: Reducing Potential Sources of Dispute
Presenter, Van Meter Insurance Seminar, June 2015
- Kentucky Enacts A New Project Delivery Method Stites & Harbison Client Alert, April 3, 2015

- Contractors and Owners Beware: Your contracts may limit your Recoverable Damages Stites & Harbison Client Alert, January 14, 2015
- Integrated Project Delivery Contact Documents
Presenter, Society for Marketing Professional Services, Kentucky Chapter, November 2014

FIRM LEADERSHIP

- Office Executive Member, Lexington, KY Office
- Business Acceptance Committee, Member
- Lexington Office Recruiting Committee, Member (ex officio)

MEMBERSHIPS

- American Bar Association , Litigation Section, Member
- American Bar Association, Forum on Construction Law , Member; Governing Committee, Member; Division 1 Steering Committee, Past Chair
- American College of Construction Lawyers , Fellow
- Associated General Contractors of Kentucky , Director (2016-present); Legislative Committee, Chair (2019-present)
- Construction Lawyers Society of America , Fellow
- Kentucky Bar Association , Public Contract and Construction Law, Member
- Fayette County Bar Association , Past-president, Board of Directors, Executive Committee

COMMUNITY INVOLVEMENT

- Commerce Lexington, Chair of Board of Directors; former General Counsel
- Leadership Lexington, Graduate
- Downtown Lexington Corp., former member of Board of Directors
- Lexington Opera Society, Board of Directors, 2004-09
- Lexington Junior League, 2005-10

EDUCATION

University of Kentucky College of Law J.D. *magna cum laude* 2002

- Order of the Coif
- *Kentucky Law Journal*
- Research Assistant for Professor Rutherford B. Campbell

DePauw University B.A., History and English 1998

- Carson History Scholarship, 1996-98
- DePauw Dean's Scholarship
- Pi Beta Phi Sorority, President

MORE THAN STITES & HARBISON

In addition to leading the firm's Lexington office, Cassidy is a leader in the community serving as Chair of the Commerce Lexington Board and she previously served as General Counsel. She also serves the construction industry as a Director for the Associated General Contractors of Kentucky (2016-present), and currently serves on the Governing Committee of the American Bar Association's Forum on Construction Law and is Past-Chair for the ABA's Forum on the Construction Industry Division 1 Dispute Avoidance & Resolution Steering Committee. Cassidy is the past-president of the Fayette County Bar Association Board of Directors. She is a University of Kentucky Fellow and is active in her church.

ACCOLADES

- *Best Lawyers in America*®, Construction Law (2017-25)
- *Kentucky Super Lawyers*® (2013-17)
- *Benchmark Litigation*, Future Star (2018-25)
- *Benchmark Litigation*, Under 40 Hot List (2016)