



## Danielle M. Waltz

Member

### Charleston Office

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**Danielle M. Waltz is a Member in the Banking, Construction, and Government industry groups, focusing primarily on litigation and government relations. She practices out of the Firm's office in Charleston, West Virginia.**

Danielle has a wide range of legal experience, including handling complex multi-party construction matters and litigating commercial banking cases. With many of her clients in the construction industry, she knows the business side of construction as well as the law. Danielle is a natural problem solver who enjoys helping her clients find solutions to their issues, which oftentimes requires tenacity and out-of-the-box thinking.

Danielle has published and lectured on construction matters, including authoring the West Virginia portion of the 2009 Defense Research Institute Desk Reference. She is extensively involved in the Defense Research Institute Construction Law Group, holding several leadership positions through the years, including National Seminar Chair.

She also has a great deal of experience in government relations – providing services for local, state, and national business clients. Her government relations clients count on her to help them navigate the passage or defeat of legislation and to develop rapport with elected officials and government agencies. Danielle is the perfect person for this, as she's a people-person who likes connecting with others. She has a definite knack for bringing people together for mutually beneficial partnerships.

Danielle is a proud native of West Virginia's Northern Panhandle. She holds her undergraduate degree in mathematics from West Virginia University and likes solving math problems for fun. She also holds a law degree from WVU, so it's no surprise she's a big fan of WVU sports. On weekends, if she's not cheering on the Mountaineers, you're likely to find her playing squash or exercising. With her quick smile and genuine warmth, Danielle is always the most winning person in the room – despite the fact that she exercises and does math for fun.

## Awards

- Named in West Virginia *Super Lawyers*® for Government Relations Law (2018-2022)
- Named in West Virginia *Super Lawyers*® for General Litigation Law (2015-2016)
- AV Preeminent rated by Martindale-Hubbell
- Named in West Virginia *Super Lawyers*® Rising Stars (2009, 2014)
- The State Journal's Generation Next 40 Under 40 Award
- 2010 Graduate of Leadership West Virginia
- West Virginia Law Review Symposium Editor
- Marlyn Lugar Trial Association National Team
- Dennis and Louise Sharpe Law Scholarship

- West Virginia University Foundation Scholarship
- Robert C. Byrd Scholarship
- National Merit Scholar

## Notable Legal Experience

### Construction Law

- Represented architect in wrongful death case arising out of alleged improper design of highway system.
- Represented architect in moisture intrusion case at multi-million-dollar ski resort.
- Provided counsel to project leader on \$50 million-dollar construction project.
- Represented contractor on failure to pay claim arising out of restaurant builds in West Virginia, Kentucky, and Ohio.
- Monitored West Virginia construction legislation for various clients.
- Represented excavator in claim by homeowner for defects in its property.
- Represented architect in negligent design matter arising from injury at health care facility.
- Spoke to group of construction accountants on mechanic's lien issues.

### Government Relations

- Involved with advocacy in WV on many major legal reforms including joint and several liability reform, caps on punitive damages, asbestos transparency and over naming, revisions to West Virginia's consumer credit protection act, and creation of the Intermediate Court of Appeals.
- Advocated on a number of employment issues, including passage of WV's Workplace Freedom Act, and passage of a bill making it a uniform standard for independent contractors in WV.

## Work History

- Jackson Kelly PLLC (2014-Present)
- Flaherty Sensabaugh Bonasso PLLC (2006-2014)

## Practices

- Business Law
- Government Relations

## Industries

- Banking
- Cannabis Law
- Construction
- Insurance

## Education

- West Virginia University College of Law (J.D., 2006)
- West Virginia University (B.A., *cum laude*, 2003)

## Admissions

- West Virginia (2006)
- U.S. Court of Appeals, Fourth Circuit (2011)
- U.S. District Court, Northern District of West Virginia (2010)
- West Virginia Supreme Court of Appeals (2006)
- U.S. District Court, Southern District of West Virginia (2006)

## Professional Organizations

- International Association of Defense Counsel (IADC)
- Defense Research Institute
  - Cares Committee, 2021-present
  - Philanthropy Committee, 2019-present
  - Constuction Law Committee, Vice-Chair 2019-2021, Chair 2021-2022
  - 2018 Annual Meeting Chair
  - Membership Committee, 2015,-2016
  - Construction Law Committee Long Range Planning & Initiatives Co-Chair, 2015-2016
  - Issues and Advocacy Committee, 2015-2016
  - Construction Communities Chair, 2014-2015
  - Construction Law Seminar Chair, 2014
  - Construction Law National Steering Committee
  - Construction Law Committee Marketing Chair and Social Media Chair, 2013
  - Construction Law Committee Young Lawyer Substantive Liaison, 2012
- West Virginia Legislative Reporter, 2012-2013
- Women for Economic Leadership Development (WELD), Co-Chair, 2017-present
- Kanawha County Bar Association, President, 2012
- West Virginia Bar Association, Special Events and Social Media Coordinator, 2014-present
- ABCWV
  - Government Relations Committee, Chairwoman
  - Legislative Committee Member, 2014

## Speaking Engagements & Publications

### Speaking Engagements

- Panelist, "West Virginia Workers' Compensation Hot Topics," West Virginia Workers' Compensation Association 2022 Conference, Four Points by Sheraton, Charleston, West Virginia (June 23, 2022)
- Speaker, "Legislative Update," Defense Trial Counsel of West Virginia 40th Annual Meeting, The Greenbrier, White Sulphur Springs, West Virginia (June 10, 2022)
- Panelist, "Networking in the new normal...Really, we can still network in this new normal?," 2022 WELD Upper Ohio Valley Chapter Leadership Series Webinar (June 6, 2022)
- Speaker, "The Nuts and Bolts of Political Action Committees in West Virginia," West Virginia Behavioral Healthcare Providers Association, 2022 Senior Leaders Conference and Annual Meeting, Stonewall Resort, Roanoke, West Virginia (May 19, 2022)
- Moderator, "The Business Case for Legal Reform," WVMA 6th Annual Winter Convention 2021, The Greenbrier Resort, White Sulphur Springs, West Virginia (Dec. 7, 2021)

- Co-presenter, "Deeper Discovery: Hitting all the Project Nook and Crannies to Uncover Best Evidence," 2021 DRI Annual Meeting, Boston, Massachusetts (Oct. 15, 2021)
- Panel Member, "Strategies for Success in Mediation/Settlement involving Complex Construction Issues" 2021 CLM Construction Conference, Marriott Marquis San Diego Marina, San Diego, California (Sept. 23, 2021)
- Speaker, "Nationwide Changes Important to the Industry and Your Practice," Levelset's Free CLE: Construction Legislative Update, June 30, 2021
- Co-speaker with **Robby J. Aliff** and **Alaina N. Crislip**, "COVID-19 Liability From the Perspective of the Provider and Litigation," West Virginia Chamber 2021 Virtual Small Business Healthcare Summit, Feb. 24, 2021
- Speaker, "It's a Brave New World — Potential New Parties/New Theories with AI," DRI/IDC Rise of The Machines: Artificial Intelligence in Construction Virtual Seminar, Feb. 16, 2021
- Moderator, 2021 Legislative Seminar (Virtual), West Virginia Society of CPAs, Jan. 27, 2021
- Moderator, Legislative Panel, ABCWV Winter Meeting, The Greenbrier, White Sulphur Springs, West Virginia, Jan. 9-11, 2020
- Co-presenter with **Eric J. Hulett**, "How to Avoid Getting Sued and What to Do if it Happens," AIA West Virginia January Chapter Meeting, South Charleston, West Virginia, Jan. 18, 2019
- Moderator, Legislative Panel, ABCWV Winter Meeting, The Greenbrier, White Sulphur Springs, West Virginia, Jan. 10-12, 2019
- Presenter, "What WV Employers Need to Be Aware of for the 2019 Legislative Session," Jackson Kelly PLLC Trends in WV Employment, Labor and Benefits Law Seminar, Charleston, West Virginia, Oct. 16, 2018
- Co-presenter with **John W. Hays**, "Ten Tips for Surviving Claims," West Virginia Construction & Design Exposition, Charleston, West Virginia (March 21, 2018)
- Panel Member, "Economic Development in West Virginia", ABCWV Winter Meeting, The Greenbrier, White Sulphur Springs, West Virginia (Jan. 2018)
- Speaker, Ohio, Pennsylvania and West Virginia Update on Natural Gas Legislation, MLBC Mid-Year Meeting (Aug. 10, 2017)
- Panel Member, "Legislative Breakfast Panel Discussion," ABCWV Winter Meeting, The Greenbrier, White Sulphur Springs, West Virginia (Jan. 7, 2017)
- "Labor Equality for All: Lessons from West Virginia," The Heritage Foundation Resource Bank 2016, Philadelphia, Pennsylvania (April 21, 2016)
- "Litigation Trends in West Virginia Consumer Credit Protection Cases," West Virginia Continuing Legal Education Winter Meeting, Canaan Valley Resort, Davis, West Virginia (Feb. 6, 2016)
- "Legislative Update," ABCWV Winter Meeting, The Greenbrier, White Sulphur Springs, West Virginia (Jan. 9, 2016)
- Co-speaker, with Sen. Ryan J. Ferns, "Legislative Trends in the Construction Industry," DRI Construction Law Seminar, Las Vegas, Nevada (Sept. 9-11, 2015)
- "Update on the 2015 Legislature Related to Construction Industry," AIA West Virginia Chapter Meeting, Charleston, West Virginia (Jan. 23, 2015)

## Publications

- Co-author with **Patrick F. Estill**, "The Perfect Storm - Owner Concerns: navigating construction contracts in uncertain times," *Modern Contractor Solutions* (March 2022)
- Author, "Construction Law: The Critical Path," *The Brief Case: DRI Committee News* (March 2022)
- Co-author with **Alexis L. Hailpern**, "Know Your Contracts," *Modern Contractor Solutions* magazine (April 2021)
- Co-author with **Alexis L. Hailpern**, "Public vs. Private Projects – Business Retooling – Diversify to Thrive in Times of Uncertainty," *Modern Contractor Solutions* magazine (Aug. 2020)
- Co-author with **Alexis L. Hailpern**, "Express Third-Party Beneficiary Clauses – Avoid Lack of Privity," *Modern Contractor Solutions* magazine (Feb. 2020)
- Co-author with **Chelsea A. Creta**, "AI Field of Dreams—If Machines Build It, Will They Come?," IADC Committee Newsletter *Construction Law and Litigation* (Nov. 2019)

- Co-author, In House Defense Quarterly, "Construction Law 2017 Legislative Update," (2017)
- Author, WV Portion of the DRI Construction Manual (2017)
- "SB 1: Right to Work," The Inkwell, 2016 Vol. III, West Virginia Executive magazine (June 2, 2016)
- "Update on the Law," Brown Edwards Construction Conference (2011)
- Author, WV Portion of the DRI Construction Law Manual (2009)
- "Privilege of Self Critical Analysis," DTC Trial Notebook (2007)

## Community

- West Virginia Educational Broadcasting Authority, Appointment by Governor Justice (2021-Present)
- Childhood Language Learning Center
  - 5k Committee, Chair (2022)
  - Board of Directors (2021-Present)
- YWCA
  - Chair, Public Policy Committee (2018-Present)
  - Member, Public Policy Committee (2012-Present)
  - Board of Directors (2015-Present)
- West Virginia Chamber of Commerce Government Relations Committee (2014-Present)
- Legal Aid Legislative Advisory Committee (2014)
- West Virginia Special Olympics Board (2010-2014)
- CAMC Power of Many Campaign (2011-2013)
- Generation Charleston, Co-Chair (2007)