



## K. Brad Oakley

Member

### Lexington Office

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**K. Brad Oakley is a Member in the Construction, Manufacturing, and Mining Law industry groups. He practices out of the Firm's office in Lexington, Kentucky.**

Brad's litigation experience goes back to 2005, when he joined Jackson Kelly. Brad defends his clients' interests in state and federal courts in Kentucky and any jurisdiction his clients' needs take him. His clients come from various industry sectors, which highlights Brad's talent as a quick learner. Brad thrives on meeting clients where they work and learning about their day-to-day operations. Getting to know his clients at the ground level makes Brad an integral part of his clients' successes.

Brad's experience is wide ranging, including representation of businesses in commercial disputes, business tort claims, defense of product liability claims, and oil and gas lease disputes.

Brad frequently represents national and local mining, construction, and general industry companies in significant MSHA and OSHA proceedings. Clients call on Brad to represent them when the stakes are high, such as accident and fatality investigations by MSHA and OSHA. In addition, he's successfully represented operators and management individuals in MSHA 105(c) discrimination claims, 110(c) individual liability proceedings, and state licensing proceedings.

Brad also has significant experience representing healthcare providers, engineers, and other professionals in defense of malpractice claims.

Additionally, Brad's practice includes representation of alcohol licensees in all aspects of the industry, including license applications, defending ABC citations, civil litigation, contract matters, and legislative matters.

Outside the office, spending time with his family and watching his children compete in sports happily consumes much of Brad's free time. When Brad isn't spending his time on the diamond or the pitch, he enjoys pushing himself in outdoor sports pursuits and relaxing on the lake with his family.

## Awards

- University of Virginia School of Law, National Trial Advocacy College

## Work History

- Jackson Kelly PLLC (2005-Present)

## Practices

- Commercial Litigation

- Construction Law
- Litigation
- Medical Malpractice
- Product Liability Litigation
- Workplace Safety & Health

## Industries

- Coal
- Construction
- Energy
- Manufacturing
- Mining
- Cannabis Law
- Hotels & Hospitality

## Education

- University of Kentucky College of Law (J.D., 2005)
- University of Mississippi (B.A., 2001)

## Admissions

- Kentucky (2005)
- U.S. Court of Appeals, District of Columbia Circuit (2012)
- U.S. Court of Appeals, Sixth Circuit (2008)
- U.S. District Court, Eastern District of Kentucky (2005)
- U.S. District Court, Western District of Kentucky (2005)

## Professional Organizations

- Kentucky Crushed Stone Association - Safety Committee, Member
- Association of General Contractors - Safety Committee, Member
- Kentucky Coal Association - Safety and Health Committee, Member
- Energy & Mineral Law Foundation, Member
- Fayette County Bar Association, Member
- Kentucky Bar Association, Member

## Speaking Engagements & Publications

### Speaking Engagements

- "MSHA Compliance - Practice Pointers for Protecting Your Business," Kentucky Crushed Stone Association 2023 Safety and Education Seminar, Louisville, Kentucky, March 2, 2023
- "When Drones Attack: The Good, The Bad, and The Mysterious", Kentucky Crushed Stone Association 2017 Safety and Education Seminar, Louisville, Kentucky, March 2, 2017
- "MSHA Update", Tennessee Mining Association Annual Conference, Nashville, Tennessee, November 3, 2016
- "Handling OSHA Inspections", Kentucky Association of General Contractors Safety Day Conference, Louisville, Kentucky, October 21, 2016
- "MSHA Update", Kentucky Crushed Stone Association Annual Summer Meeting, French Lick, Indiana, July 22, 2016
- "MSHA Legal Panel", Southeast Mine Safety and Health Conference, Birmingham, Alabama, November 7, 2013

- “The right way to make safety a priority”, Kentucky Coal Association Public Policy Series, Lexington, Kentucky, Dec. 13, 2012
- “Pre-assessment Conference Procedures”, Kentucky Coal Association Public Policy Series, Lexington, Kentucky, Jan. 31, 2012

### **Writings and Publications**

- Co-author with Karen L. Johnston, "MSHA undertakes Phase II of its 'One MSHA' initiative," *Aggregates Manager* magazine (July 2019)
- Author, "The Review Commission is unable to review contested enforcement actions," *Aggregates Manager* magazine (Nov. 2018)
- Co-author with Adam J. Schwendeman, "MSHA's workplace exam rule is delayed once again," *Aggregates Manager* magazine (Nov. 2017)
- Co-author with Benjamin J. Ross, "A new case may change the challenge process for S&S violations," *Aggregates Manager* magazine, Nov. 2016
- "Commission upholds MSHA's use of non-final violations in POV determinations.," *Aggregates Manager* magazine, Nov. 2014
- "MSHA Isn't Held to a Timetable: The Commission Declines to Enforce its Own Deadline for MSHA to File Petitions for Assessment," *Aggregates Manager* magazine, Nov. 2012

### **Community**

- Leadership Lexington, Graduate (2009)
- American Cancer Society, Leadership Council (2007-2009)
- Eastern Little League, Board of Directors and Coach