



## Patrick F. Estill

Member

### Lexington Office

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## Patrick F. Estill is a Member in the Construction industry and Business Law group, practicing out of the Firm's office in Lexington, Kentucky.

Patrick focuses his practice on construction and business law. He has a wide array of experience in construction transactions, drafting and negotiating contracts and other project-related documents for owners, contractors, and consultants and routinely advising on risk-allocation in projects. He also has extensive experience in procurement matters, including under Kentucky's public-private partnership laws. Additionally, Patrick has extensive experience in business litigation and commercial law matters. Patrick uses his multidisciplinary experience to better serve clients' interests and solve legal problems in the most efficient way possible. He particularly enjoys drawing on his litigation experience to draft better contracts and guard against risk for construction and other business clients. He also enjoys learning a client's business so that he can deliver valued advice that truly reflects and furthers his clients' goals.

Patrick lives in downtown Lexington with his wife, kids, and dogs. He enjoys traveling, cooking, music, basketball and soccer, and spending time with his family.

## Awards

- Named in the *Best Lawyers*® Lexington, Kentucky "Ones to Watch" list for Commercial Litigation, Construction Law and Intellectual Property Law (2021-2024)

## Notable Legal Experience

- Represents owners, contractors, and consultants in commercial and industrial construction transactions
- Routinely advises on project delivery, risk allocation, and other issues in construction and development projects in addition to project disputes
- Advises on procurement, including under Kentucky's public-private partnership (P3) laws
- Advises on other project-related contracts and documents, such as consulting and program manager agreements, independent contractor agreements, subcontracts and purchase orders, maintenance agreements, project financing, and others
- Represented owner in connection with EPC contract to construct first-of-its-kind commercial plastics recycling facility, in addition to representation on various specialty supplier and other transactions
- Represented contractor in connection with EPC contract to deliver high-tech greenhouse project
- Drafted and negotiated agreements for multiple hospitality and food/beverage projects, including major hotel renovations, new hotel construction, and Kentucky bourbon facilities
- Drafted and negotiated EPC agreement for owner of first-of-its kind recycling pilot plant
- Drafted and negotiated agreements for multiple commercial assisted living facilities

- Developed form construction contracts for owners, contractors, and design professionals
- Advises on various commercial law issues such as contract manufacturing, logistics services, specialty supply, leasing, and intellectual property, among others
- Advises on risk allocation and contract negotiations in various industries (in addition to construction), including manufacturing, agriculture, and mining
- Represented specialty pet food company in various transactions relating to manufacturing and distribution of product
- Experience with both domestic and international transactions relating to construction, supply, consulting, and manufacturing
- Represents clients in business disputes in state and federal courts, administrative proceedings, and ADR
- Represented photojournalism artists' residence project in rural Kentucky on a pro bono basis
- Represents public art project regarding intellectual property and various other matters in Lexington, Kentucky, on a pro bono basis

## Work History

- Jackson Kelly PLLC (2014-Present)
- Jackson Kelly PLLC, Summer Associate (2013)
- Bingham Greenebaum Doll LLP, Summer Associate (2012)
- Orleans Public Defenders, Intern Investigator and Pretrial Services Volunteer (2010)

## Practices

- Business Law
- Commercial Litigation
- Construction Law
- Economic Development
- Intellectual Property & Licensing
- Public-Private Partnerships

## Industries

- Construction
- Equine
- Hotels & Hospitality
- Manufacturing
- Mining
- Public Finance

## Education

- University of Kentucky College of Law (J.D., *magna cum laude*, 2014)
  - CALI Awards for Property, International Law, and Antitrust
  - Moot Court Executive Board
  - Kentucky Law Journal, Staff Editor
  - Ashland Inc. Legal Scholar
- Tulane University (B.A. in Political Economy, *cum laude*, 2010)

## Admissions

- Kentucky (2014)
- U.S. District Court, Eastern District of Kentucky

- U.S. District Court, Western District of Kentucky
- Commonwealth of Kentucky

## Professional Organizations

- American Bar Association
  - Construction Industry Forum
- Kentucky Bar Association (Member)
  - Construction Law Section
  - Young Lawyers Division
- Kentucky Chamber of Commerce
  - Infrastructure Policy Council
  - P3 Workgroup Participant

## Speaking Engagements & Publications

### Speaking Engagements

- Presenter, "Notice Provisions in Construction Contracts," Kentucky Roofing Contractors Association (August 19, 2023)
- Presenter, "Economic Development/P3; How to Move Your County Forward," Kentucky Association of Counties' (KACo) Leadership Institute, Frankfort, Kentucky (April 3, 2019)
- Presenter, "Facilitating the Project with Effective Construction Contracting," HalfMoon Education Construction Law Seminar, Lexington, Kentucky (March 29, 2019)
- Co-presenter, "From Insight to Action: Madison County's Healing Center P3," Kentucky Governor's Local Issues Conference (Aug. 2017)

### Writing and Publications

- Co-author with Danielle M. Waltz and Andrew N. Schock, "Critical Provisions: Knowing the Consequences of Owner Insolvency," *Modern Contractor Solutions* (Jan. 2023)
- Co-author with Danielle M. Waltz, "The Perfect Storm - Owner Concerns: navigating construction contracts in uncertain times," *Modern Contractor Solutions* (March 2022)
- Author, "The Opportunities and Risks of Opportunity Zone Projects," *Kentucky Constructor* (Spring 2019)
- Author, "Trade, Tariffs, and Contracting for Price Volatility," *Kentucky Constructor* (Spring 2018)
- Co-author with John W. Hays, "Update on Capital Plaza P3 Procurement," *Kentucky Constructor* (Fall 2017)
- Co-author with John W. Hays, "Three Things to Consider Before You Jump Into a P3 Build-Lease Deal," *BuildingKentucky.com*
- UK/CLE Kentucky Corporation Law Handbook, 3d ed. Update (2017) – Chapter Update, "Closely-Held Corporation Governance and Minority Shareholder Issues" (co-author with Clifton B. Clark)
- UK/CLE Kentucky Corporation Law Handbook, 3d ed. Update (2017) - Chapter Update, "Shareholders' Litigation" (co-author with Jay E. Ingle)

## Community

- Centro de San Juan Diego, Attorney Volunteer
- Kentucky Lawyers for the Arts, Attorney Volunteer
- Catholic Charities, Diocese of Lexington, Volunteer
- Leadership Lexington, Class of 2019