



KELSEY KORNICK FUNES *(page 1 of 2)*

Kelsey Funes is a construction lawyer and Partner at Phelps Dunbar LLP's Baton Rouge office and is the practice coordinator there. Kelsey serves as an arbitrator on the American Arbitration Association's Construction Panel and received mediator training at Pepperdine's Straus Institute for Dispute Resolution. As a mediator, Kelsey leverages her extensive experience representing plaintiffs and defendants in complex cases to help parties find a path to resolution.

She is a 1997 graduate of LSU's Paul M. Hebert Law Center, where she was President of the Student Bar Association and a member of the Order of the Coif. Kelsey's practice spans almost 30 years, representing general contractors, subcontractors, and owners in commercial, civil, and industrial projects, as well as public works.

Kelsey assists clients in drafting and negotiating various types of construction agreements including AIA form contracts, design/build, and EPC agreements. She supports clients in managing disputes through the construction process and has experience trying and arbitrating construction cases in state and federal courts throughout the Southeast and before American Arbitration Association arbitrators. She also has experience handling and litigating public bid protests and licensing issues.

In addition to her practice, Kelsey is an active member of the ABA Forum on Construction Law, currently serving on the Faculty of the Trial Academy program and Chair of Division 1, Litigation and Dispute Resolution. She is also on the faculty for LSU Law School's Apprenticeship Week course on Construction Law, as well as the Trial Advocacy Course.

Kelsey was featured as a Construction Law Trailblazer in the National Law Journal. She has an AV Preeminent Peer Review Rating by Martindale-Hubbell, is listed in Chambers USA: America's Leading Lawyers for Business - Construction and in The Best Lawyers in America for Litigation - Construction. She has also been featured on the list of the Capital Region 500 by the Greater Baton Rouge Business Report.

EDUCATION

- Louisiana State University Law Center, J.D., Order of the Coif, 1997
- Louisiana State University, B.A. Political Science and History, 1994

PRACTICE FOCUS

- Mediation
- Litigation
- Construction/Design
- Real Estate and Construction
- Renewable's
- Oil and Gas and Minerals
- Products Liability

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EXPERIENCE

- Represented industrial owner in negotiation of EPC contract to build multi-million-dollar manufacturing facility.
- Represented contractor in negotiation of EPC contract for construction of distillery in U.S. Virgin Islands.
- Representing a national fertilizer manufacturer in drafting and negotiation of multiple procurement and construction contracts in connection with a \$2 billion expansion of its existing facility in Donaldsonville, LA.
- Representing a North American chemical manufacturer in drafting of an EPC contract for the expansion of an existing plant in Southeast Louisiana.
- Representing an international energy company to provide Louisiana law advice regarding the EPC contract to construct a liquefaction facility at an existing facility in Hackberry, LA.
- Representing an international energy company to provide Louisiana law advice regarding the EPC contract to construct a liquefied natural gas facility in Southwest Louisiana.
- Representing the owner in drafting and negotiating an EPC contract for the construction of an industrial manufacturing facility in North Louisiana.
- Representation of general contractor in public bid protest regarding construction of multi-million-dollar addition of public hospital.
- Representation of underwriters at Lloyds of London in litigation in which a major petroleum corporation has sued for coverage of pollution costs at over 5,000 sites in the United States and Canada.
- Represented large corporation in anti-trust litigation involving international price-fixing and market allocation cartel.
- Represented corporate owner of office building in litigation regarding property tax sale and redemption issues.
- Represented a manufacturer of industrial equipment in numerous products liability actions.
- Represented electrical contractor in its pursuit of a multi-million dollar claim for additional compensation from owner of power plant in California.
- Represented general contractor in its pursuit of over \$9 million in damages for delay and extended overhead against owner of industrial facility.
- Defended E&O insurer of construction manager against \$1 million breach of contract claim by owner.
- Represented electrical subcontractor and its sureties in pursuit of payment claims in excess of \$1 million and defense of defect claims in three separate venues.