



Andrew J. Poltorak

Title: attorney

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Andrew is a member of the firm's Construction Service Group with a focus on complex commercial litigation. He is experienced in representing publicly traded companies, private family owned businesses, and individuals in state and federal jurisdictions, arbitration proceedings, and pre-litigation claim management. In managing any case, Andrew implements a project management approach in working towards a successful result.

CAPABILITIES

Practice Areas

- Construction
- Drafting, Reviewing & Negotiating Construction Contracts
- Litigation & Appeals

RECENT ASSIGNMENTS

- Involved in the successful resolution of an owner's claims against a contractor stemming from the deficient design and manufacture of an automated food handling system
- Involved in the successful representation of a contractor in obtaining timely payment on a public project through preserving and asserting statutory lien rights
- Involved in obtaining a temporary restraining order and permanent injunction on behalf of a family owned business to prevent the theft of trade secrets
- Involved in obtaining zoning commission approvals for new residential developments on behalf of publicly traded homebuilder
- Involved in the successful representation of a publicly traded company in defending against intentional tort claims
- Involved in the successful defense of a national contractor related to Ohio worker's compensation claims through dispositive motions
- Involved in the successful arbitration of claims by a consultant under an Integrated Project Delivery Agreement
- Involved in the successful removal of an overstated mechanic's lien on public school project
- Involved in the successful representation of company in ensuring commercial general liability coverage for first-party claims
- Represented owner in the negotiation of a complex construction agreement for the installation of a unique domed facility

BAR ADMISSIONS

- Kentucky
- North Carolina
- Ohio
- U.S. District Court for the Northern District of Ohio
- U.S. District Court for the Southern District of Ohio
- U.S. District Court for the Western District of North Carolina

RECENT NEWS, ARTICLES & SPEAKING ENGAGEMENTS

- In Hindsight . . . Supreme Court of Kentucky Reaffirms Its Retrospective Approach to Enforcing Liquidated Damages Provisions Stites & Harbison Client Alert, May 14, 2019
- Supreme Court of Kentucky Holds Claim-Preservation Requirements Not Barred by KFCA; Strictly Enforced Notice Provisions *with Steven M. Henderson* Stites & Harbison Client Alert, December 21, 2018
- The Ultimate Battle to Enforce Timely Payments Stites & Harbison Client Alert, July 17, 2018
- Legal Updated Regarding Status of the Waters of the U.S. ABC Northern Kentucky Chapter, May 2018

MEMBERSHIPS

- American Bar Association
- Ohio State Bar Association
- Cleveland Metropolitan Bar Association
- Cincinnati Bar Association

COMMUNITY INVOLVEMENT

- C-Change Class of 2019, Cincinnati USA Regional Chamber

EDUCATION

Elon University School of Law J.D. *cum laude* 2012

Clemson University B.S. 2005

MORE THAN STITES & HARBISON

Andrew has served the construction industry since graduating from Clemson University in 2005 – first as a project manager for a residential homebuilding company, and more recently as counsel to owners, contractors and subcontractors. He enjoys getting involved at various stages of a project.

Prior to joining Stites & Harbison, Andrew worked in the litigation practice group for a large law firm in Cleveland, Ohio.

Andrew is the proud father of two young daughters and is actively involved in regular renovation projects.