



Richard J. Tyler ,Esq.
New Orleans,Louisiana



Primary Areas of Expertise

Petrochemical Construction
Industrial Construction
Commercial Construction

Professional Summary

Experienced with arbitral proceedings under AAA, ICDR, ICC, and UNCITRAL rules. Received ADR training from AAA (commercial, construction, international), CIArb (international), Dispute Resolution Board Foundation, and Harvard Law School (mediation). Has received top ratings in Chambers USA, The Best Lawyers in America®, The Legal 500 United States, the International Who's Who of Construction Lawyers, and other major industry publications.

Current Employer-Title

Jones Walker LLP (formerly Jones, Walker, Waechter, Poitevent, Carrere & Denegre, LLP) - Senior Partner, Commercial Litigation Practice Group. Former Co-Chair, Construction Law Practice Group.

Work History

Partner, Jones Walker LLP, 1986 - Present; Associate, Jones Walker LLP, 1982 - 1986; Associate, Deane Snowdon Shutler & Gherardi, 1981 - 1982; Law Clerk, McCarthy Sweeney & Harkaway, 1980 - 1981; Contract Officer, U.S. Congress Office of Technology Assessment, 1979 - 1980.

Experience

Lawyer, arbitrator, and mediator with Jones Walker's nationally ranked Construction Industry Team, with significant experience in complex, high-stakes construction disputes, including multiple megaprojects. Has acted as lead counsel or a neutral in disputes involving more than \$700 million in aggregate claim value across the country and internationally over the last decade.

Representative clients and dispute participants include architects, engineers, owners, developers, construction and program managers, general contractors, subcontractors, suppliers, and materialmen in public and private commercial, industrial, institutional, governmental, and residential projects.

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Neutral ID: 152851

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Matters handled include the following project types: airports, apartments and condominiums, hospitals and medical office buildings, hotels, libraries and museums, mixed-use facilities, office buildings, schools and universities, cogeneration plants, electric generating and power plants, industrial plants and factories, petrochemical and refining facilities, pipelines (on and offshore) and storage facilities, bridge and highway projects, flood control, and disaster assistance.

Experienced in disputes related to schedule delay and acceleration; disruption, inefficiency, and lost productivity; liquidated damages; defective design, defective construction, and rework; and contract terms, including change orders, differing site conditions, scope of work, termination, and warranties; and, insurance.

Representative matters as a neutral include:

- Sole arbitrator, multiple claimant proceeding asserting \$10 Million in claims against developer of residential subdivision.
- Chair, arbitration of subcontractor disputes with contractor on \$200 Million highway project.
- Chair, arbitration of \$20 Million owner/contractor disputes arising out of hotel project.
- Sole arbitrator, owner/EPC contractor disputes arising out of \$170 Million oil and gas terminal project.
- Wing arbitrator, subcontractor disputes with contractor on \$13 Million project for process piping in manufacturing facility.
- Chair, arbitration of subcontractor disputes with contractor on \$57 Million mixed use project.
- Chair, arbitration of \$3.4 Million owner/subcontractor disputes arising out of school project.
- Wing arbitrator, \$6.0 Million owner/contractor dispute arising out of project to construct automobile dealership.
- Wing arbitrator, \$10 Million dispute between owner, contractor, and subcontractors arising out of library project.

Representative matters as an advocate include:

- Arbitration counsel for fabricator in disputes with purchaser of gas processing modules for \$5 Billion greenfield LNG project.
- Counsel for owner in connection with multiple prime contractor claims arising out of \$1.8 Billion greenfield steel mill project.
- Counsel for mechanical subcontractor against EPC contractor in connection with claims arising from \$1.9 Billion greenfield fertilizer plant project.
- Arbitration counsel for mechanical subcontractor against EPC contractor in connection with claims arising from greenfield petrochemical project.
- Arbitration counsel for owner in connection with mechanical contractor claims for equitable adjustment arising out of a \$990 Million

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project to construct a direct reduction iron plant.

- Counsel for contractor defending mass tort claims seeking damages in excess of \$100 Million arising out of a major bridge demolition project.
- Arbitration counsel for marine contractor making extra work claims on a \$75 Million project to repair a 28" offshore gas pipeline between Indonesia and Singapore.
- Counsel for mechanical contractor in connection with claims and counterclaims arising out of \$106 Million project to relocate an ammonium nitrate plant.

Alternative Dispute Resolution Experience

Service as an arbitrator (sole, panel member, panel chair, and R-7) in over 50 cases, primarily construction matters. Cases have involved a variety of disputes ranging from defective construction (design defects, installation defects) to performance issues (delay, disruption, interference, and productivity). Member AAA Commercial, Construction, and ICDR Panels. AAA Large Complex Case Arbitrator. Member AAA-ICDR Council. Serve as a co-liaison to the AAA National Construction Dispute Resolution Committee on behalf of the American Bar Association Forum on Construction Law.

Education

Georgetown University Law Center (JD-1981); Georgetown University (BA, American Government and Economics-1978).

Professional Licenses

Admitted to the Bar: District of Columbia (1981), Louisiana (1983), Texas (2004); U.S. District Court: District of Columbia, Eastern, Middle, and Western Districts of Louisiana, Northern and Southern Districts of Texas; U.S. Court of Appeals: Fifth Circuit and District of Columbia Circuit; U.S. Court of Federal Claims; U.S. Supreme Court.

Professional Associations

Fellow, American College of Construction Lawyers. Fellow, Chartered Institute of Arbitrators. Fellow, Litigation Counsel of America. American Bar Association Forum on Construction Law: Governing Committee (2009-2012); Chair, Division 3 (Design) Steering Committee (2006-2008); Member, Division 3 (Design) Steering Committee (2002-2006). American Bar Association, Section of Litigation Construction Law Committee: Program Subcommittee (former Co-Chair); Survey of State Laws Subcommittee (former Chair); Damages Subcommittee. International Bar Association: Arbitration Committee; International Construction Project Committee. Society of Construction Law North America.

Recent Publications & Speaking Engagements

Frequent author and speaker on a variety of topics for legal, industry, and academic organizations. Recent publications include: Construction Defects 2d ed. (American Bar Association 2021) (co-editor); "Supreme Court to Schein Additional Light on Question of Who Decides Arbitrability," Under Construction (ABA Spring 2021); "Kicking and Screaming: Joinder of Non-Signatories in Arbitration Proceedings," Dispute Resolution Journal, Vol. 75, No. 1 (American Arbitration Association 2020); "Right-sizing Dispute Resolution," LAGC Magazine, Vol. 3.2 (Louisiana Associated General Contractors 2020); "Defending Against Owner Claims," Chapter 20 in Construction Litigation, Representing the Contractor, Fourth Edition

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(Wolters Kluwer 2019) (co-author); “Defective Construction,” Chapter 20 in Construction Law Second Edition (ABA 2019); "Jury Consultants in Construction Cases: From Early Case Development through Trial," Under Construction (ABA Summer 2019) (co-author); “Admissibility of Expert Testimony,” Chapter 11 in Real Estate Damages Third Edition (Appraisal Institute 2016); “Discovery,” Chapter 8 in Construction ADR (ABA 2014); “The Future is Now - The Impact of Globalization on Construction Dispute Resolution,” Annual Meeting of the ABA Forum on the Construction Industry (2013) (co-author); Construction Defects (ABA 2012) (co-editor). Recent speaking engagements include: "Data, Documents, and Discovery: Maximizing Efficiency with eDiscovery Tools in Construction Arbitration," Society of Construction Law North America 2025 (panelist); "Data, Documents, and Discovery: Maximizing Efficiency with eDiscovery Tools," American Arbitration Association Construction Conference 2025 (panelist); "Will HAL Take Over ADR?: ADR Neutral Use of Generative AI," American College of Construction Lawyers 2025 (panelist); "Navigating New Frontiers in Construction Dispute Resolution and Technology: Ethical Perspectives," Construction SuperConference 2024 (panelist); "Building Better Construction Contracts: Crafting Effective Arbitration Clauses," Construction Executive Webinar 2024 (co-presenter); “International Arbitration 101 for ‘Domestic’ Construction Lawyers,” ABA Forum on Construction Law 2024 (co-presenter); “Keeping up with the Joneses: Are You Meeting Your Ethical Obligations to Stay Abreast of New and Improving Technologies,” American Arbitration Association Construction Conference 2024 (panelist); "Ethics Issues with Virtual Hearings and Document Production in Arbitral Proceedings," American Arbitration Association Construction Conference 2023 (panelist); "Discovery Issues in Arbitration," Charting a Course in Unfamiliar Waters - Tips for Winning Your Case in Arbitration (Louisiana State Bar Association 2019); “Indemnity and Insurance,” ABA Forum on Construction Law Regional Program on Construction Contracts 2016; “Journey to E-Discovery World: The Six Rings of Hell,” Midwinter Meeting of the ABA Forum on Construction Law 2015 (moderator); “Claims Avoidance Through Effective Cost Engineering,” AACE International 2014 moderator); “The Future is Now - The Impact of Globalization on Construction Dispute Resolution,” ABA Forum on Construction Law 2013 (co-presenter).

Locations Where Parties Will Not be Charged for Travel Expenses

Available to travel domestically and internationally.

Hourly fees will not be charged for travel to certain hearing locations as follows:

- Louisiana: No hourly fees for travel to New Orleans, Baton Rouge, Lafayette, and Lake Charles.
- Massachusetts: No hourly fees for travel to Boston or within 90 miles of Boston.
- Texas: No hourly fees for travel to Dallas/Fort Worth, Houston, San Antonio, and Austin.

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Citizenship	United States of America	
Languages	English	
Compensation:	Hearing:	\$475.00 per hour
	Study:	\$475.00 per hour
	Cancellation Period:	0 days
	Comment:	Hourly rate applies for all time associated with the appointment, including conferences, hearings, research, study time, and all other matter-related activities, except travel. When travel time is chargeable, the discounted rate applies. Cancellation fee: one (1) day per week of scheduled hearings if cancelled less than fourteen (14) days prior to hearing commencement date.

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