

A Powerful Force in Construction Law.

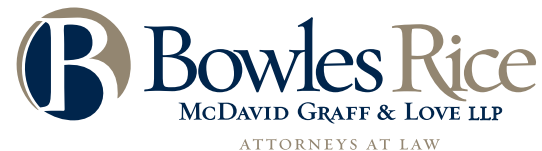


For more than 90 years, Bowles Rice has been a respected legal resource for business. Now, on that solid foundation, we've assembled one of the state's most powerful Construction Law Teams.

The outstanding lawyers on our Construction Law Team have experience and depth and know what it takes to get the job done. We represent clients throughout West Virginia, as well as in Kentucky and surrounding states, in Construction-related matters and Construction Litigation.

And our experience is recognized: *U.S. News & World Reports'* Best Law Firms ranks Bowles Rice in its First Tier in 30 different areas of law – including **Construction Law**.

Call us today to find out how the Bowles Rice Construction Law Team can make a powerful difference for your business.



J. Mark Adkins



Gene W. Bailey, II



Carl L. Fletcher, Jr.



Charles R. Hughes



Marc A. Monteleone



Tracey A. Rohrbaugh



Kenneth E. Webb, Jr.



Timothy C. Wills

CHARLESTON, WV
Telephone: (304) 347-1100

MARTINSBURG, WV
Telephone: (304) 263-0836

MORGANTOWN, WV
Telephone: (304) 285-2500

PARKERSBURG, WV
Telephone: (304) 485-8500

LEXINGTON, KY
Telephone: (859) 252-2202

WINCHESTER, VA
Telephone: (540) 723-8877

www.bowlesrice.com

THE BOWLES RICE BRICKS & MORTAR SEMINAR SERIES PRESENTS:

Overcoming Obstacles in Building & Construction Law

Thursday, November 3, 2011
Holiday Inn • Martinsburg, West Virginia

9:00 a.m. - 4:00 p.m.
with Registration beginning at 8:30 a.m. Lunch will be provided.

A **FREE** seminar for builders, developers, contractors, sub-contractors, architects, engineers, surveyors and lenders.

Seating is limited.

To register:

Mail the enclosed form to:
Bowles Rice, 101 S. Queen Street, Martinsburg, WV 25401
or fax the form to: (304) 267-3822
or contact Mary Clemons:
(304) 264-4206 or mclemons@bowlesrice.com



On Thursday, November 3, 2011, you are invited to sit down with some of the state's most respected business lawyers, who will answer your questions and share their insight and experience. These lawyers, from the West Virginia offices of Bowles Rice, will host the free seminar "Overcoming Obstacles in Building and Construction Law."

This seminar is designed to help builders, developers, contractors, sub-contractors, architects, engineers, surveyors, lenders and especially business owners and managers avoid obstacles which can cost valuable time – and money.



Schedule of Events

- 8:30 Registration**
- 9:00 Welcome**
- 9:15 “Contract Documents: What You Don’t Know Can Hurt You”**
Carl L. Fletcher, Jr.
 After reviewing basic contract principles, we will examine several contract clauses that are easily overlooked but which are critical to a successful project.
- 9:45 “Arbitration vs. Litigation: A Practical Assessment”**
Tracey A. Rohrbaugh
 Many form contracts contain arbitration provisions but few people know, until they’re involved in a dispute, what that means for them. This presentation will discuss the differences between arbitration and litigation, and the advantages and disadvantages of each.
- 10:15 Break**
- 10:30 “West Virginia Mechanic’s Lien Law: It’s Not As Simple as it Seems – Recognizing and Avoiding Common Traps and Pitfalls”**
Charles R. Hughes
 The West Virginia mechanic’s lien is a powerful tool that significantly impacts all parties to a project. This session provides an overview of the many intricacies of West Virginia mechanic’s lien law, from the necessary steps to ensure that a mechanic’s lien is enforceable, to recognizing the potential defenses available to a property owner when any of those steps is not followed.
- 11:00 “Top Ten Reasons a Business Owner Should Do Estate Planning”**
David A. DeJarnett
 If you think you know everything you need to know to protect your business and your family, think again! This session will explore Estate Planning and Asset Protection Strategies including Business Succession Plans, Buy-Sell Agreements, Irrevocable Life Insurance Trusts, and Entity Shields.
- 11:30 “An Ounce of Prevention: Safety Requirements for the Construction Loan Process”**
J. Mark Adkins
 When faced with foreclosure on a construction loan in today’s economy, more borrowers are finding that litigation against the lender and the general contractor are less expensive and have less risk than reaching a work-out. There are precautions lenders and contractors can utilize to keep such threats at bay.

- Noon Lunch**
- 1:00 “Important Changes in West Virginia’s Property Tax Reporting and Review Procedures”**
Michael E. Caryl
 Despite the sharp downturn in many property values, local officials have resisted making corresponding reductions in real estate tax assessments. This session will outline recent reforms in the laws by which real estate developers and investors can more effectively challenge excessive property tax assessments.
- 1:30 “Suing the B*st*rds: Guidance and Obstacles”**
Charles F. Printz, Jr.
 During this session, which covers navigating collection procedures, the court process, and remedies, you will learn when – and how – to hire a lawyer.
- 2:00 Break**
- 2:15 “Employee or Independent Contractor? A High-Stakes Game of 20 Questions”**
Brian M. Peterson
 This presentation will discuss how to comply with the Fair Labor Standards Act in hiring workers in the construction industry. We identify the most common mistakes made by employers, and how to avoid them.
- 2:45 “Current Trends in OSHA Inspection and Enforcement Policy”**
Gene W. Bailey, II
 This presentation will cover OSHA’s recent enforcement trends, such as the Severe Violators Program, and recent activity involving OSHA’s Multi-Employer Enforcement Policy.
- 3:15 “From the Frying Pan to the Fire”**
Floyd McKinley Sayre, III
 When you get the call from the State Tax Department, it is not the time to ask about your sales and use tax obligations. Understanding the rules may save you and your business from a flaming finish.
- 3:45 Closing remarks and dismissal**

Bowles Rice Presenters



J. Mark Adkins
Construction Law



Gene W. Bailey, II
Construction Law



Michael E. Caryl
Tax Law



David A. DeJarnett
Tax Law



Carl L. Fletcher, Jr.
Construction Law



Charles R. Hughes
Construction Law



Brian M. Peterson
Business Litigation



Charles F. Printz, Jr.
Business Litigation



Tracey A. Rohrbaugh
Construction Law



Floyd McKinley Sayre
Tax Law