

Brad Barback



member

baton rouge

bbarback@mcglinchey.com

T (225) 382-3648 F (225) 612-6732

Legal Secretary

Angela Marcotte

amarcotte@mcglinchey.com

(225) 382-3605

education

Louisiana State University Paul M. Hebert Law Center (J.D., D.C.L.)

Louisiana State University (B.S., International Trade and Finance)

admissions

Louisiana

U.S. District Court for the Eastern District of Louisiana

U.S. District Court for the Middle District of Louisiana

U.S. District Court for the Western District of Louisiana

U.S. Court of Appeals for the Fifth Circuit

honors

- *The Best Lawyers in America*®: Ones to Watch (Construction Law and Litigation – Construction), 2022, 2023, 2024
- *Louisiana Super Lawyers* “Rising Stars” (Construction Litigation), 2024

affiliations

- Federal Bar Association

Litigation is a competitive long game with many pitfalls along the way. I play to win and believe my clients deserve someone to advocate fiercely on their behalf every step of the way. It is equally important to counsel my clients on all the risks attendant to litigation. Each client has unique circumstances that must be considered in developing cost-efficient strategies for securing the best business outcome for each matter. Executing those strategies successfully for my clients is everything to me.

Brad Barback has diverse experience representing clients on both sides of the courtroom in a wide array of business, construction, and injury disputes, including class action matters. He has tried cases in state and federal courts and before single arbitrators and arbitration panels. He considers himself a trial lawyer, capable of handling any kind of dispute and developing the skillset needed to tackle unique issues.

Prior to attending law school, Brad worked for an industrial contractor developing and implementing project controls to

- Louisiana State Bar Association
- Baton Rouge Bar Association (2018 and 2019 Chair, Construction Section)

plan, track, and report on project costs and progress. He has worked on industrial projects at facilities along the Mississippi River Industrial Corridor and on off-site modular construction projects. He calls on his construction background to represent owners, contractors, design professionals, insurers, and other industry stakeholders in construction-related litigation and arbitrations. Brad served two years as Chair of the Baton Rouge Bar Association's Construction Section. A true partner to his clients, he litigates pending disputes and gives ongoing practical advice aimed at avoiding litigation in the future.

In business and commercial litigation, Brad handles disputes among businesses and professionals, including litigation involving financial and real estate transactions, breaches of professional duties, and casualty and insurance coverage issues. His prior experience as a plaintiff's attorney affords him a unique perspective into the goals and pressure points of his opposing counsel, especially when handling high stakes casualty matters.

Always protective of his client's best interest, Brad prioritizes honest communication and managing client expectations throughout the process. Brad's clients appreciate that he is always accessible. He approaches each scenario with a straight-shooting honesty that clients value, regardless of implication.

relevant experience

- Represented an EPC contractor in international arbitration of dispute arising out of the construction of a \$6 billion ethylene cracker plant.
- Defended industrial contractor in traumatic brain injury case arising out of industrial accident.
- Represented defendants in multiple multi-million dollar class action matters.
- Represented federal contractor and surety in competing breach of contract claims and against Miller Act claims arising out of a federal construction project.
- Obtained dissolution of temporary restraining order and dismissal of suit for injunction against nationally recognized certification body.

- Defended architect in federal jury trial in Eastern District of Louisiana against contractor seeking millions of dollars in damages; resulted in defense verdict in the client's favor.
- Defended professional land surveyor against putative class action suit arising out of development of a subdivision.
- Defended public entity against wrongful death and survival claims.
- Defended financial institution in suit arising out of sale of condominium involving redhibition and New Home Warranty Act claims.

presentations

"Arbitration 101: What Practitioners Should Know about Navigating the Procedures and Practicalities of Arbitration," Baton Rouge Bar Association, December 19, 2022.