



Mark W. Frilot

Shareholder

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Mark W. Frilot concentrates his practice on construction law, construction litigation and commercial litigation.

In his construction law practice, Mr. Frilot represents contractors, owners, developers, subcontractors, design professionals, and suppliers, and he has appeared and litigated claims before numerous state and federal trial and appellate courts. Mr. Frilot has particular experience in contractor licensing and design professional liability as well as public and private works claims and bidding disputes.

In addition to dispute resolution before trial and appellate courts, Mr. Frilot also has experience presenting and defending claims in arbitration and representing clients before regulatory bodies. Mr. Frilot also advises clients during the construction process and assists clients in their efforts to resolve disputes before formal dispute resolution becomes necessary.



Case Studies

- [Bench Trial Victory for Contractor](#) - Construction Litigation



Representative Matters

- Represented subcontractor on subcontractor's Miller Act claim in excess of \$12 million on a federal project.
- Represented and defended soil stabilization contractor in a case involving an allegedly sinking shipyard, in which the plaintiff owner claimed more than \$45 million in damages.
- Represented and defended a conduit manufacturer regarding a plaintiff contractor's multi-million dollar claim for defective materials and resulting delay and impact claims.
- Represented local university in arbitration regarding multi-million dollar damages arising from design defects regarding renovations to an existing concrete structure.
- Represented public owner in prosecution of significant building envelope water intrusion claims.
- Represented numerous contractors regarding licensing requirements and before the Louisiana State Licensing Board for Contractors.



Professional Honors & Activities

- Member – Louisiana State Bar Association
- Member – New Orleans Bar Association
- Member – Federal Bar Association
- Member – American Bar Association
 - Litigation Section
 - Forum on the Construction Industry
- Member – Covington Bar Association
- Associate Member – Associated Builders and Contractors
- Listed in *The Best Lawyers in America*® for Construction Law since 2013 and Litigation - Construction since 2015
- Named the Best Lawyers® 2023 Litigation – Construction Law "Lawyer of the Year" in New Orleans
- Listed in *Chambers USA* as a leading Construction lawyer in Louisiana (2018 – 2024)

- Listed as a *Louisiana Super Lawyer* in Construction Litigation (2015 – 2024); listed as among top 50 attorneys in New Orleans (2021)
- Listed as a Louisiana Rising Star by *Louisiana Super Lawyers* (2013, 2014)
- Recognized as a "Top Lawyer" in Construction Law by *New Orleans Magazine* (2016, 2018 – 2024)
- Co-recipient of 2006 Stephen T. Victory Memorial Award for article, "*Res Judicata* in Louisiana: A Synthesis of Competing Interests," 53 *Louisiana Bar Journal* 6 (April/May 2006)
- 2008 Pro Bono Lawyer of the Year for the Mandeville, Louisiana Office



Publications

- "Louisiana Legislature Grants Sureties the Right to Raise Contractor Defenses, Including "Pay-If-Paid"" (July 2024)
- "Recent Louisiana Case Reminds of the Need for Careful Contract Drafting to Avoid Conflicts" (July 2023)
- "Formal Notice of Default Necessary to Start Peremptive Period for Public Owner's Claims Against Performance Bond Surety" (March 2023)
- "Baker's Dozen – Tips on the Way to the Top," *Women's Initiative Newsletter* (October 2022)



Speaking Engagements

- Co-author/Presenter – "Construction Claims and Damages," Construction Law in Louisiana, Louisiana State University CLE (September 2024)
- Co-chair – "Unveiling Digital Evidence," Louisiana State Bar Association CLE (August 2024)
- Co-author/Presenter – "Construction Claims and Damages," Construction Law from the Ground Up, Louisiana State Bar Association CLE (March 2023)



Education

- Louisiana State University, Paul M. Hebert Law Center, J.D., 2001
- University of New Orleans, B.A., 1996



Admissions

- Louisiana, 2001