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Randy Finch is relied on by business owners, C-suite executives, and in-house counsel for his unique ability to see the big picture, and to get the job done efficiently and with predicted results. His expertise includes dispute resolution from early positioning and negotiation, to mediation, arbitration, trial, and appeal, as well as business planning and compliance. He is known for unabashedly telling clients what he would do in their situation, rather than simply offering the pros and cons of options from which the client must choose.

The construction industry has been Randy's focus for over twenty-five years, and clients including general engineering and building contractors, specialty trade contractors, project owners, suppliers, and sureties continue to anchor Randy's legal practice. Not surprisingly, his considerable success and experience in the highly regulated construction industry inevitably led to his representation of business owners in similarly regulated agriculture, automotive, clothing, and food and beverage industries.

DECADES OF GROUNDBREAKING CONSTRUCTION INDUSTRY EXPERIENCE

Randy Finch regularly represents many of the Engineering News-Record (ENR) Top 400 Contractors and Top 400 Specialty Contractors — and over a dozen of the ENR Top California Contractors — as well as many of the regional firms that turn to Finch, Thornton & Baird, LLP to handle nearly every type of legal or business issue imaginable. From project procurement to closeout, he offers unrivaled experience in licensing, bidding, contracting, contract buyouts, performance disputes, scope of work disputes, and claim resolution. For some, this means expeditious dispute management and a quick resolution. For others, it means the application of methodical legal strategy and litigation to final judgment.

Randy attributes a healthy portion of his and the firm's success to a shared passion for the construction industry, exemplified by decades of active participation, board leadership, and industry service to the Associated General Contractors of America (AGC),

PRACTICES

- Construction Law
 - Claims & Disputes
 - Local Agency, Municipal & State Contracts
 - Federal Procurement & Claims
 - Project Counsel
 - Prime Contracts & Subcontracts
 - Real Estate
 - Corporate
 - Collections
 - Insurance Defense
- Business & Commercial Litigation
- Business & Commercial Transactions
- Real Estate
- Liability Defense

ADMISSIONS

- California: State Courts
- Colorado: State Courts
- Texas: State Courts
- U.S. District Courts of California: Central, Eastern, Northern, Southern
- U.S. District Courts of Colorado
- U.S. Court of Federal Claims

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P. Randolph Finch Jr.

MANAGING PARTNER

AGC of California, and AGC San Diego Chapter, Inc. Highly knowledgeable about construction company operations and industry practices, bolstered by his keen awareness of the legal process and the firm's aggressive representation approach, clients and industry leaders alike turn to Randy Finch about issues including:

- *Building Disputes*
- *Engineering and Infrastructure Disputes*
- *Operational Strategies*
- *Growth and Divestiture Strategies*
- *Regulatory Compliance*
- *Legislative Change Needs*

BUSINESS DISPUTES AND MANAGEMENT

As is also true of the construction industry, the general business world displays ample need for skillful application of sound business judgment and legal counsel. The regulatory issues confronting agriculture, automotive, clothing, and food and beverage industries present their own unique business challenges and legal hurdles — including the probability for disputes and misunderstandings. It is exactly the type of environment in which Randy Finch thrives and is well-prepared to help clients succeed.

When circumstances permit, Randy's early involvement in business disputes usually begets the greatest potential for swift, cost-efficient outcomes. His ability to analyze, negotiate, and devise forward-looking strategies consistently produces positive outcomes. He emphasizes a proactive approach to dispute avoidance and resolution based on early positioning and negotiation. Equally important, Randy's trial, arbitration, and appeal experience informs legal strategy development, gives credibility to negotiations, and lends leverage and horsepower when needed.

FOR MANY IN NEED OF A LIFE LINE, THERE IS ONLY ONE PERSON TO CALL

Randy has always been a quick study. Combined with his broad business and legal experience, clients value his deft ability to dispense informed responses and proven strategies to resolve matters quickly and efficiently. They take comfort in knowing he will respond in their time of need. They prize his unflinching readiness to make their problems his problems to resolve. As a result, many clients have remained such throughout the entirety of Randy's career, thank you.

Chambers and Partners interviewed clients, judges, arbitrators, and mediators about Randy and here is what they had to say:

"[Randy] Finch is a highly effective trial lawyer, strategist, and leader."

"Mr. Finch is a top-tier construction lawyer."

"He has all the talent you can ask for in a trial attorney and counselor."

— Chambers USA Guide 2022, Construction in California Legal Rankings

As managing partner of the law firm and architect of its growth for the last twenty years, Randy is responsible for the strategic planning of firm operations and service delivery to meet client needs wherever, whenever, and whatever those may be. Finch, Thornton & Baird's respected reputation for quality legal work and the continued loyalty of many lifetime clients are testament to his business acumen and personal stake in our clients' success.

EDUCATION

- University of San Diego School of Law, J.D.
- University of San Diego, B.B.A., Business Administration

MEMBERSHIPS

- State Bar of California
- American Bar Association, *Construction Industry Forum*
- Associated General Contractors of America, San Diego Chapter
 - *Board of Directors*
 - *Government Relations Committee*
 - *Political Action Committee*
 - *Lecturer, construction law issues*
- The Beavers, Inc.
- The Fellows of the American Bar Foundation

RECOGNITION

- Ranked among the top attorneys in Construction, California section, of *Chambers 2020, 2021, 2022, and 2023 USA Guides*
- Martindale-Hubbell AV-Preeminent — Peer Rated for Highest Level of Professional Excellence and Integrity from 2006-2022
- California Super Lawyer by *Super Lawyers Magazine* in 2007-2010, 2012-2022
- Best of the Bar by *San Diego Business Journal* in 2016
- 2015 Top 50 San Diego Attorney by the *San Diego Daily Transcript*
- Top 25 San Diego Construction Attorney in 2006-2008, and 2011
- Top 10 Real Estate/Construction Litigation Attorney by the *San Diego Daily Transcript* in 2012 and 2013
- 2013 Top Lawyers in San Diego Construction Law by *San Diego Magazine*
- 2010 Top Influential Honors by the *San Diego Daily Transcript* as a *San Diego Top Industry Leader*



COMMUNITY

- Board of Directors, Voices for Children
- Ex officio member of several clients' boards of directors.

EXPERIENCE

- Public works and private works construction cases
- Delay, disruption, inefficiency, and extra work claims
- Impact and acceleration claims
- Changed conditions and differing site conditions claims
- Mechanic's liens, stop payment notices, and payment and performance bond claims
- Contract defaults
- Professional liability of architects and engineers
- Latent and patent defects in construction and design
- Federal, state, and local agency bid protests
- Resolution of construction-related claims
- Enforcement of creditors' rights and defense of debtors
- Business litigation including shareholder disputes, contract interpretation and enforcement, unfair business practices
- California and federal False Claims Act litigation
- Lender and vendor disputes
- Representation of policyholders and their insurers in insurance covered and coverage disputes
- Business transaction and pre-construction services, including insurance, licensing, and bonding matters
- Joint venture issues and management
- Construction management issues
- Takeover and completion issues
- Formation and counseling of corporations and limited liability companies
- Shareholder and officer issues
- Debt workouts
- Development issues
- General corporate counseling
- Labor compliance
- Real estate issues

LEADERSHIP

Mr. Finch is an accomplished public speaker and published author. He regularly addresses the construction community on a range of training and educational topics, including:

PUBLICATIONS

Finch & Griffin, *Best Practices for Statutory Cost-Shifting Offers in Arbitration (2020)* 75 Am. Arb. Ass'n Disp. Resol. J. 31.

PRESENTATIONS

Lease-Leaseback Construction Under AB 2316 Effective 1-1-17

New Developments In Public And Private Works Construction Law

Taming The Phone In Your Pocket: How To Harness Mobile Technology For Project Documentation And Risk Management

Construction Default Reprourement

The Future Of K-12 Construction: Alternatives To Design-Bid-Build

Proving And Defending Construction Delay Claims

The Best Delivery Method For Your Project

Building A Foundation For Managing Complex Construction Law Issues In California

The Little Red School House: Alternatives To Hard Bid Construction In California

Mechanic's Lien Law And Strategies In California