



## Tiffany A. Harrod

Partner

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## BIO

Tiffany Harrod is a Partner in Peckar & Abramson's Houston and Austin offices, where she concentrates her practice on construction and commercial litigation. She works with owners, developers, designers, engineers, and contractors on contract development, negotiations, risk management, delay and impact claims, lien and bond issues, defect claims, payment disputes, insurance and subrogation issues, alternative dispute resolution, and litigation strategy.

*Chambers USA* has quoted industry leaders saying Tiffany is "an innovative and strategic lawyer possessing strong intellectual acumen, legal expertise and tactical thinking" and "a great lawyer who understands the complexities of construction projects."

Tiffany's practice includes energy litigation involving both onshore and offshore projects, real estate, construction, insurance, professional liability, products liability, and infrastructure. Tiffany has more than sixteen years of experience, including trial experience in state and federal courts throughout Texas, and in various arbitration forums.

Tiffany is a fifth generation Texan. She earned a Bachelor of Science degree from the University of Texas at Austin and her law degree from South Texas College of Law in Houston, Texas.

Tiffany's experience includes:

- Representing a manufacturing and distribution company with multimillion-dollar claims related to the defective design and engineering of a processing facility in Texas. Tiffany won summary judgment and recently won the interlocutory appeal of the summary judgment. *Automated Ingredient Sys., L.L.C. v. Hiller Carbon, LLC*, No. 09-23-00028-CV, 2024 Tex. App. LEXIS 1209 (Tex. App.—Beaumont Feb. 15, 2024, pet. denied June 7, 2024). Tiffany is lead counsel in this matter.
- Representing an EPC contractor in federal court in Texas in a suit involving competing breach of contract claims. This matter includes claims related to a new statute, Texas Civil Practice and Remedies Code § 38.0015, recognizing attorney's fees as compensatory damages in construction contract disputes.
- Represented a global EPC contractor in a dispute related to a modular construction project, involving progressive design-build and Advanced Work Packaging (AWP). The amount in controversy exceeded \$50 million.
- Represented a global engineering and construction firm with claims related to a decommissioning project. Won an interlocutory appeal before the Court of Appeals in Los Angeles, California, upholding the trial court's ruling denying AECOM's motion to compel arbitration, keeping the matter before the Superior Court of Santa Barbara County. *Remedial Constr. Servs., LP v. AECOM, Inc.* (2021) 65 Cal.

# BIOGRAPHY CONTINUED

App. 5th 658, 279 Cal. Rptr. 3d 909, as modified on denial of reh'g (July 15, 2021), review denied (Sept. 1, 2021). Tiffany was lead counsel, handled all appellate briefing, and handled the oral argument.

- Represented a general contractor in very contentious litigation. The multimillion-dollar matter included an interlocutory appeal, multi-week trial, competing contract claims, negligence, and fraud. *Patriot Contracting, LLC v. Mid-Main Props. LP*, 650 S.W.3d 819 (Tex.App.—Houston [14th Dist.] 2022, pet. Denied Oct. 21, 2022). Tiffany oversaw the litigation strategy and worked with numerous co-counsels, appellate counsel, and surety counsel.
- Represented a developer with claims against the City of Plum Grove, Texas and the Mayor of Plum Grove, Texas related to construction delays, due process rights, violations of Texas Government Code, regulatory issues, and equal protection. This matter involved defamation claims, the Texas Defamation Mitigation Act, the Texas Citizen Participation Act (SLAPP statute), and injunctive relief.
- Represented an award-winning multifunctional engineering design firm in a subrogation suit related to a claim that occurred during the construction of a \$1.5 billion USD pipeline project, known as the Valley Crossing Pipeline. The client provided FEED, detailed engineering and design, subsea support, project management, and survey services for the 167-mile mainline gas pipeline project, which included both onshore and offshore scopes of work. The amount in controversy exceeded \$50 million. Tiffany was lead counsel and was able to reach a resolution prior to depositions being taken.

## HIGHLIGHTS

### ADMISSIONS

- State of Texas
- United States District Court for the Southern District of Texas
- United States District Court for the Eastern District of Texas
- United States District Court for the Western District of Texas
- United States District Court for the Northern District of Texas

### EDUCATION AND COURSES

- South Texas College of Law, Houston, J.D.
- University of Texas at Austin, B.S.

### PRACTICE AREAS

- Construction and Infrastructure
- Business Litigation
- Environmental Law
- Power, Energy and Industrial

# HIGHLIGHTS CONTINUED

## MEMBERSHIPS

- American Bar Association
- Associated Builders & Contractors
- Associated General Contractors
- Commercial Real Estate Women (CREW) Houston Bar Association
- Houston Bar Association, Construction Law Section (Immediate Past Chair)
- Pile Driving Contractors Association (PDCA)
- State Bar Association
- State Bar of Texas Women and the Law
- Texas Association of Defense Counsel

## AWARDS AND RECOGNITIONS

- *Best Lawyers*, 2025
- *Chambers USA*, "Up and Coming," Construction, Texas 2022-2025
- *Texas Super Lawyers* Rising Stars, 2017
- Recipient of Justice Bud Warren Appellate Advocacy Scholarship, 2007
- Philip C. Jessup International Law Moot Court Competition, US Regional Winner, International Rounds, 44th International Oralist, 2007
- US Scribes Brief Award, 2007
- Judge John R. Brown Admiralty Moot Court, Best Oral Advocate Award, 2007
- National Health Law Moot Court Competition, Best Oral Advocate Award, 2006
- South Texas College of Law, Adjunct Faculty, Moot Court, 2007-2012

## PUBLICATIONS AND PRESENTATIONS

- "Construction Contracts that Mitigate Impact from Tariffs and Immigration Enforcement," NASBP Surety & Learn Webinar, May 2025 (Speaker)
- "Practices and Pitfalls of Prefabrication and Modular Construction in Design-Build Projects," 2025 DBIA SW Conference, April 2025 (Speaker)
- "Construction Contracts that Mitigate Impacts from Tariffs and Immigration Enforcement," *P&A Presidential Action Alert*, April 2025 (Co-Author)
- "Immigration Audits and Raids: Employer Preparations to Mitigate Risks," *P&A Presidential Action Alert*, February 2025 (Co-Author)
- "Mechanic's Lien Law Issues," AGC South Texas Chapter Lunch & Learn, May 2024 (Speaker).
- "Contract Dispute Resolution," Advanced Management Program hosted by the Associated General Contractors of America, October 2023 (Speaker).
- "Contract /Alternate Dispute Resolution," Advanced Management Program hosted by the Associated General Contractors of America, October 2023 (Speaker).
- "Alternate Dispute Resolution," Advanced Management Program hosted by the Associated General Contractors of America, October 2023 (Speaker).
- "The Clock is Ticking: Construction Delays and Liquidated Damages," *ConsensusDocs*, August 2023 (Author).
- "Ask a Construction Lawyer," Groundbreaking Women in Construction, April 2023 (Speaker).
- "Professionalism, Friendship and Collaboration in the Age of COVID," *The Houston Lawyer: Construction Section Spotlight*, April 2022 (Author).
- "Daubert Motions in Construction Litigation: Standards for Expert Witnesses in Design and Defect Claims," *Strafford Logistics*, February 2022 (Speaker).

# HIGHLIGHTS CONTINUED

- “Risk Planning,” Risk Management in Underground Construction Conference, March 2020 (Speaker).
- “It Pays to Be Prepared: SSA No-Match Letters, Form I-9 Compliance & Immigration Clauses in Construction Contracts,” *PileDriver Magazine*, 2019 (Author).
- “Lost Profits in Commercial Litigation: Proving and Defending Damages,” Stafford Webinar CLE, January 2018 (Speaker).
- “TxDOT’s October 2017 E-Verify Requirements for Prime Contractors & Subcontractors,” *Build Houston*, November 17 (Author).
- “P3 Project Delivery 101,” *Construction Executive*, April 2013 (Author).
- “How to Proactively Control E-Discovery Costs,” *Constructor Magazine*, September 2012 (Author).
- “Managing the Cost of E-Discovery,” *Construction Executive*, July 2012 (Author).