

Mark E. Haddad

Senior Of Counsel

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OVERVIEW

Mark Haddad concentrates his practice in the areas of complex business dispute resolution, international arbitration, construction claims, and insurance coverage issues. Mark has served as lead counsel for clients ranging from Fortune 50 companies to privately held businesses in the areas of shareholder disputes, breach of fiduciary duties, securities claims, business torts, breach of commercial contracts, real estate, leasing, and environmental issues, and policyholder insurance claims. In the construction area, Mark's experience is varied ranging from the representation of an international engineering, procurement, and construction (EPC) contractor in a US$4.5 billion international arbitration arising from the construction of one of the largest oil refineries in South America to the handling of disputes on behalf of owners, contractors, engineers, and architects involving insurance and bonding claims, time and delay disputes, clean-room construction issues, and construction defect and design cases. He has negotiated, mediated, and arbitrated numerous multi-party, multi-issue, construction defect, and delay cases.

PROFESSIONAL BACKGROUND

Mark joined the firm as a partner in 1993. From 2000 to 2022, Mark has been a member of the firm's global management team, serving during this time on the firm-wide Management Committee, Advisory Council and as Managing Partner of the Boston Office, where he was responsible for the day-to-day operations of a full-service legal office with over 100 lawyers and some 200 employees. He has addressed industry groups and professional associations on a variety of issues related to his dispute resolution and international arbitration practice, as well as various law firm management and financial issues.

ACHIEVEMENTS

- Recognized by *The Legal 500 United States* as a Recommended Lawyer for Construction (Including Construction Litigation), 2025-2026
- Mark holds an AV Preeminent rating from Martindale-Hubbell

PROFESSIONAL / CIVIC ACTIVITIES

- American Bar Association, Civil Litigation Section
- Boston Bar Association, Civil Litigation Section
- Massachusetts Bar Association, Civil Litigation Section

EDUCATION

- J.D., Boston College Law School, *(cum laude)*
- B.A., Boston College, *(magna cum laude)*

ADMISSIONS

- Bar of Massachusetts
- United States Court of Appeals for the First Circuit
- United States Court of Appeals for the Fourth Circuit
- United States District Court for the District of Massachusetts

NEWS & EVENTS

- 9 March 2022, K&L Gates Continues IP Practice Growth, Bolsters Pharma, Biotech Capabilities With Addition of 10-Person Patent Team in Boston
- 26 September 2016, K&L Gates Welcomes Boston Government Enforcement Partner

AREAS OF FOCUS

- Commercial Disputes
- Construction and Infrastructure
- Insurance Recovery and Counseling
- International Arbitration
- Securities Enforcement / Financial Regulatory Enforcement

INDUSTRIES

- Energy
- Life Sciences

REPRESENTATIVE EXPERIENCE

- Trial counsel for a leading Investment Manager, specializing in build-to-core—developing and owning large-scale, urban commercial and multifamily projects in connection with multi-party contractual claims, governmental compliance claims and a wrongful death claim arising from a partial building collapse in Boston, Massachusetts.
- Trial counsel for an EPC contractor in an international arbitration before the International Chamber of Commerce with over 15 weeks of merits hearings involving an oil and gas "megaproject" construction dispute in the United States and South America that involved more than $4.5 billion in alleged damages.
- Counsel for a U.S. publically traded and leading point-of-care diagnostic company focused on infectious diseases in an international arbitration before the International Centre for Dispute Resolution seeking to protect its intellectual property and prevent a British pharmaceutical concern from selling products developed by use of the U.S. client's confidential information. After five days of evidentiary hearings, the arbitration tribunal found in favor of the U.S. client and awarded damages, costs and attorneys' fees and ordered the foreign concern to stop producing or selling its products based on the infringing intellectual property.
- Trial counsel for a heavy highway and site contractor in defense of a $40 million claim tried to a jury in the United States District Court for the Eastern District of Virginia.
- Counsel for the Massachusetts Turnpike Authority (MTA), concerning a series of disputes on the $14.6 billion "Big Dig" project in Boston, Massachusetts. The largest dispute concerned a 70,000 gallon per minute leak that occurred at the West End of the immersed tube tunnel construction under the Fort Point Channel. Following unsuccessful negotiations, the disputes were submitted to a formal mediation before two sitting judges from the Armed Services Board of Contract Appeals. The mediation process resulted in a global settlement agreement concerning all disputes on the Fort Point Channel segment of the Big Dig. The second largest dispute concerned a claim regarding excavation in front of the Federal Reserve Bank of Boston. The contractor presented a claim of nearly $30 million regarding alleged interference with its means and methods of planned excavation. The dispute was submitted to a Disputes Review Board which entered a complete defense decision on behalf of the Commonwealth.
- Trial counsel to an international construction manager, involving construction defect claims and the structural integrity of a roofing system for an outdoor entertainment venue.
- Trial counsel to a structural steel subcontractor involving claims against a contractor and its surety in connection with the construction of two school building reconstruction projects in Massachusetts, resulting in arbitration awards in favor of the steel subcontractor with punitive damages and attorney's fees awarded under M.G.L. c. 93A.
- Trial counsel for a Fortune 50 manufacturer involving the prosecution of more than $150 million of claims in a multi-site environmental insurance coverage action tried to a jury in the Superior Court of the State of Washington.

- Insurance coverage counsel for a New England based heavy highway contracting and aggregates firm in a wrongful death, toxic tort claim in Massachusetts and a multi-million dollar bridge collapse dispute in the State of Florida.
- Trial counsel for a global commodities conglomerate involving claims against adjacent property owners in a hazardous waste contamination and cost recovery dispute in Massachusetts.
- Trial counsel for the largest investor-owned water utility in the country in an eminent domain case in the Massachusetts Superior Court involving the taking of an entire water storage and distribution system.
- Trial and dispute-resolution counsel for a New England-based general contractor with projects throughout the United States, handling a variety of claims over a ten year span involving owners, subcontractors, suppliers, engineers and architects covering virtually every aspect of commercial building construction.