



Robert S. Schein
Partner

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Rob Schein chairs the firm's Construction Law Industry Group. He concentrates his practice in construction law, municipal and governmental law, creditors' rights, bankruptcy, real estate and commercial litigation. Mr. Schein has been involved in a wide range of representation of owners and contractors in construction projects, including complex litigation matters, acceleration and delay claims, mechanic's lien cases and public project claim cases, as well as breach of contract matters. Mr. Schein counsels owners, contractors, subcontractors, suppliers and designers in matters and issues relating to construction projects, with particular emphasis in contract dispute resolution and litigation matters. He also assists clients in drafting and negotiating construction and commercial contracts involving public and private projects.

Mr. Schein has extensive experience in representing municipal and governmental clients in all areas of municipal and governmental law, including cities, towns, redevelopment commissions, plan commissions, and other governmental entities. Mr. Schein has further represented creditors and investors in creditor/debtor litigation, foreclosure matters and in bankruptcy cases throughout the United States. Mr. Schein has provided guidance and counsel to businesses involving general corporate and reorganization matters. He has been involved in numerous transactions involving operations, distribution, sales of goods and services and other general business matters.

PRACTICE AND INDUSTRY TEAMS

- Business, Acquisitions & Securities
- Construction
- Construction Litigation
- Creditors' Rights and Bankruptcy
- Economic Development
- Litigation & Dispute Resolution
- Municipal and Governmental Law
- Privately and Closely-Held Businesses

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- Public and Municipal Finance

REPRESENTATIVE EXPERIENCE

- Counsel to numerous owners, general contractors, subcontractors and suppliers in both prosecution and defense of claims, liens and litigation involving construction projects
- Counsel to owners and contractors in connection with claims involving delay, acceleration and defect matters
- Counsel to numerous owners, contractors and construction managers in connection with review, analysis of construction agreements, negotiation of the same, general representation involving construction projects, corporate matters and litigation
- Counsel to cities, towns, redevelopment commissions and other governmental entities in all facets of governmental law and development projects
- Successfully represented steel fabricator in claim for additional damages involving state university project
- Successfully represented manufacturer of curtain walls in defense of acceleration claim involving state public works project
- Represented owner involving negotiation of construction contracts for an ethanol plant in excess of \$110,000,000
- Counsel for several financial institutions in connection with foreclosure matters, receiverships and litigation
- Counsel for numerous clients involving bankruptcy cases in Indiana and throughout the United States
- Indiana Counsel for lender involving a significant automotive supplier bankruptcy case
- Indiana Counsel for company involving a bankruptcy matter in Baltimore, Maryland and recovery of software intellectual property

Representative published opinions in which Mr. Schein is counsel of record include:

- *City of Carmel, through its Redevelopment Commission v. Crider & Crider, Inc. and Hagerman Construction Corporation*, 02A04-1208-PL-416 (Ind. Ct. App. 2013)
- *Town of Zionsville v. Hamilton County Airport Authority*, 970 N.E. 2d 185 (Ind. Ct. App. 2012)
- *Weigand Construction Co., Inc., et al v. Stephens Fabrication, Inc., et al.*, 18A02-0910- CV-953 (Ind. Ct. App. 2010)
- *City of Carmel v. Certain Southwest Clay Tp. Annexation Territory Landowners*, 868 N.E.2d 793 (Ind. 2007)
- *The Blakley Corp. v. EFCO Corp.*, 853 N.E.2d 998 (Ind. Ct. App. 2006)
- *Forty-One Associates v. Bluefield Associates*, 809 N.E.2d 422 (Ind. Ct. App. 2004)

EDUCATION

- Indiana University Robert H. McKinney School of Law, Indianapolis, Indiana (J.D., 1997)
- Indiana University, Bloomington, Indiana (B.A., 1992)

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BAR & COURT ADMISSIONS

- Indiana, 1997
- U.S. District Court for the Northern District of Indiana
- U.S. District Court for the Southern District of Indiana
- Indiana Supreme Court

PROFESSIONAL ASSOCIATIONS

- Boone County, Indiana Economic Development Corporation Board, 2012 – 2018; 2013 – 2016 (Executive Committee)
- Indiana State Bar Association – Construction & Surety Law Section, 2004 – 2006 (Treasurer); 2006 – 2008 (Secretary); 2010 (Vice Chair); 2011 – 2012 (Chair-Elect); 2012 – 2014 (Chair); 2015 – 2016 (Immediate Past-Chair)
- Zionsville Boys & Girls Club Board, 2011 – Present; 2014 – 2015 (Vice President); 2017 - Present (President)
- Zionsville Precinct Committeemen, 2005 – Present
- Zionsville Consolidation Transition Committee Member – Member of Governance and Land Use Subcommittees, 2008 – 2009
- American Bar Association – Forum on the Construction Industry, Litigation, and Real Property Sections (Member)
- Indiana State Bar Association – Construction Law, Bankruptcy and Creditors' Rights, Litigation and Probate and Real Estate Sections (Member)
- Indianapolis Bar Association – Commercial Law and Bankruptcy Section (Member)
- Boone County and Hamilton County Bar Association (Member)
- Zionsville Presbyterian Church (Member and former Member of Hispanic Task Force Committee)
- Neighborhood Christian Legal Clinic (Volunteer)
- Several Local and Statewide Republican candidates (Volunteer)
- Bruins Baseball Coach, 2016 – 2017
- Zionsville Baseball Club Coach, 2017 – 2019
- Zionsville Little League Baseball and Softball Coach, 2006 – 2015
- Zionsville Youth Soccer Association Coach
- Zionsville Youth Football League Coach, 2012 – 2018

AWARDS AND RECOGNITIONS

- Indiana Super Lawyers, 2014-2020
- "Distinguished Hoosier Award" issued by Governor Mitch Daniels, 2010
- Indiana Super Lawyers Rising Stars, 2009-2010

SEMINARS AND PRESENTATIONS

- "Assuring Payment on Construction Projects: Residential, Commercial and Public Works," Indiana State Bar Association Annual Meeting, 2007
- "Form of Contracts", Residential Construction Law, Indiana Continuing Legal Education (ICLEF),

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May, 2004

PUBLICATIONS

Construction and Litigation:

- Co-Author, [COVID-19: What Every Construction Owner and Entity Should Do Right Now](#), March 27, 2020
- Co-Author, [Indiana's "Little Miller Act" Alleviates Concern that Public Works Projects Remain Immune to Mechanic's Liens](#) - November 6, 2019
- Co-Author, [Mechanic's Liens Remain Unavailable to Certain Construction Suppliers](#) - June 24, 2019
- Co-Author, [AIA form documents offer predictability, cost-savings to contractors and subcontractors](#), February 7, 2019

Municipal and Governmental Law:

- Co-Author, [Indiana's Public Access Laws Further Suspended in Response to COVID-19](#) - April 3, 2020
- Co-Author, [During a COVID-19 Public Health Emergency, What Constitutes an "Essential Matter," Thus Warranting a Public Meeting by Local Governmental Entities?](#) - March 31, 2020
- Co-Author, [Indiana's Public Access Counselor Provides Open Door Law \("ODL"\) Guidance Following Governor Holcomb's Most Recent COVID-19 Executive Order](#) - March 20, 2020
- Co-Author, [Indiana's Open Door Law \("ODL"\) Partially Suspended in Response to COVID-19](#) - March 18, 2020
- Contributing Author, Best Practices Under Indiana's Access to Public Records Act – Krieg DeVault LLP Presentation at AIM Ideas Summit, August, 2019
- Contributing Author, Offsetting the Public Impact of Development: Development Exactions and Impact Fees – Presentation at the Indiana Conference of Mayors Annual Meeting, June, 2019
- Co-Author, [Investigatory Records Exception to Indiana's Access to Public Records Act \("APRA"\) Analyzed by Court of Appeals](#) – May 1, 2019
- Co-Author, [Immunity under the Indiana Tort Claims Act \("ITCA"\) unavailable to government entity after student murdered away from school premises](#), March 19, 2019
- Co-Author, [Court's finding that property violated Indiana's Unsafe Building Law provides best practices to local units of government](#), December 13, 2018
- Co-Author, [Community Crossings Program provides matching grant funds for local roads and bridges](#), June 5, 2018
- Co-Author, ["Local Trax" Program provides local entities a resource for improving rail grade crossings](#), May 7, 2018
- Contributing Author, Best Practices Under Indiana's Access to Public Records Act, Krieg DeVault LLP Presentation at AIM Ideas Summit, October, 2018
- "Settlement Issues in Product Liability Cases with Multiple Defendants", The Indiana Lawyer, November 26 - December 9, 1997

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