



Samuel D. Gregory

Shareholder

Jackson | 601.969.4656 | sdgregory@bakerdonelson.com

Sam Gregory concentrates his practice on all aspects of construction law, business litigation, and appellate work.

As a member of the Construction Group, Sam assists clients across a broad range of construction-related issues. This includes advising clients on front-end issues, such as contract negotiations and licensing requirements, and litigating and arbitrating construction-defect and payment disputes.

In addition to his construction practice, Sam regularly handles a variety of business litigation matters, including cases involving landlord-tenant law, contract disputes, evictions, eminent domain, antitrust, financial services, class actions, personal injury defense, and the Mississippi Consumer Protection Act.

Sam also focuses on appellate work and is a member of the Executive Committee of the Appellate Practice Section of the Mississippi Bar. He has successfully appealed cases in state and federal court and has a niche practice handling tax appeals.

While attending law school, Sam externed for United States District Court Judge Daniel P. Jordan and was a research assistant to Professor Victoria Lowery, Appellate Advocacy.

Representative Matters

- Represented Program Manager in a \$50 million complex construction dispute involving multiple parties.
- Represented chemical manufacturer in multiple environmental contamination suits brought by more than 500 plaintiffs. The U.S. District Court for the Southern District of Mississippi granted a Lone Pine order requiring all plaintiffs to test their property before litigation could resume.
- Represented water treatment company in a lawsuit stemming from plaintiffs contracting Legionnaire's Disease. The U.S. District Court for the Southern District of Mississippi granted two Daubert motions and granted summary judgment in favor of water treatment company. The Fifth Circuit Court of Appeals affirmed after oral argument.
- Successfully appealed dismissal of construction company's auditing malpractice lawsuit, with the Mississippi Supreme Court reversing and remanding for trial.
- Obtained dismissal of products liability class action filed in the U.S. District Court for the District of New Jersey against product manufacturer. Class plaintiffs attempted to file second complaint, which was also dismissed on res judicata grounds.
- Obtained dismissal of bank in lawsuit alleging wrongful foreclosure and violation of the Bankruptcy Code's automatic stay.
- Represented a licensee defendant in a putative class action by former collegiate athletes claiming a right to individually license their names, images and likenesses (NIL) for use in sports broadcasts and seeking damages for prior uses of same. The U. S. District Court for the Middle District of Tennessee granted a Rule 12 Motion to dismiss for failure to state a claim, and the U.S. Court of Appeals for the Sixth Circuit affirmed dismissal after oral argument.
- Achieved numerous commercial eviction orders in bench trials on behalf of real estate firms.



Professional Honors & Activities

- Named a *Best Lawyers in America*® "Ones to Watch" in Commercial Litigation, Construction Law, Mass Tort Litigation/Class Actions - Defendants (2021, 2022)
- Named a Mid-South Rising Star by *Mid-South Super Lawyers* (2016 – 2021)
- Recipient of Jackson Young Lawyers Association's Outstanding Service Award (2015)
- Recipient of Firm Pro Bono Service Award (2016)
- Chair – Jackson Office Pro Bono Committee (2020 – present)
- Member – American Bar Association
 - Forum on Construction Law
 - Liaison – Young Lawyers Division and Division 9, Subcontractors and Materialmen
- Member – Associated Builders & Contractors (ABC), Mississippi Chapter
 - Young Professionals Executive Committee
- Member – Mississippi Bar Association
 - Director – Young Lawyers Division
 - Executive Committee – Appellate Practice Section
 - Executive Committee – Business Law Section
- Barrister – Charles Clark American Inn of Court
- Member – Capital Area Bar Association
- Member – Defense Research Institute
- Member – Mississippi Defense Lawyers Association (MDLA)
- Coach – Mississippi College School of Law's moot court team for the Rendigs' National Products Liability Moot Court Competition



Publications

- "Federal Court Affirms Ebola Case: What Does it Mean for Projects Impacted by COVID-19?" (June 14, 2021)
- Co-author – Contracts Chapter, *Encyclopedia of Mississippi Law* (eds. 2015 – 2021)
- "How Dismissal of an Involuntary Plaintiff Can Affect the Deadline to Appeal a Prior Order Dismissing all Defendants," *The Mississippi Lawyer*, Vol. LXVI, No. 2 at pp.50-56 (Winter 2020)
- "My Project Has Been Impacted by Covid-19: What are my rights for time extension, termination, and damages?," *Under Construction* (Summer 2020)
- "The Department of Homeland Security Issues Additional Guidance on Who is an 'Essential' Construction Worker" (April 7, 2020)
- Co-author – "Coronavirus: Construction Industry Impacts," (March 18, 2020); republished in *New Orleans City Business* (March 19, 2020)
- "What is the 'Last' 'Work,' 'Labor,' and 'Materials' that Triggers Bond and Lien Filing Deadlines?," *Under Construction* (Summer 2019)
- Co-author – "A Decade Examined: A Review of the Recovery Under Mississippi's Civil Justice Reforms," *34 Mississippi College Law Review* 203 (2015)
- Contributing Author – "Statutory Damage Caps: Analysis of the Scope of Right to Jury Trial and the Constitutionality of Mississippi Statutory Caps on Noneconomic Damages," *32 Mississippi College Law Review* 109 (2013)



Speaking Engagements

- "Mississippi's Construction Lien Law: Recent Developments and How a Case in Georgia Could Affect Mississippi Lien Claimants" (June 3, 2021)



Education

- Mississippi College School of Law, J.D., 2013, summa cum laude

- First in class
- Articles Editor, *Law Review*
- Chair, Moot Court Board
- Mississippi College, MBA, 2013
- Mississippi College, B.S. Business Administration, 2010, summa cum laude



Admissions

- Mississippi, 2013
- U.S. Court of Appeals for the Fifth Circuit
- U.S. District Courts for the Northern and Southern Districts of Mississippi
- U.S. Bankruptcy Court for the Northern and Southern Districts of Mississippi