



Madeline E. Davis

Attorney

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PRACTICE AREAS: Litigation, Construction Law

Madeline is a member of Moss & Barnett's litigation team with a focus on construction law. Madeline has represented contractors, subcontractors, and insurers in both residential and commercial projects as well as in both the public and private construction sectors. She has experience in all phases of construction litigation, including drafting and negotiating construction contracts, pre-litigation risk assessment, construction defect claims, jobsite accidents, delay and acceleration claims, mechanics' liens, insurance coverage disputes, and procurement issues. Madeline also has significant mediation, arbitration, and trial experience.

Experience

- Represented developer of a North Dakota apartment complex in foreclosure action that included alter ego and fraud claims. This case involved a three-week jury trial in North Dakota and subsequent appeal to the North Dakota Supreme Court.
- Represented subcontractor in arbitrations for projects done for the Minnesota Department of Transportation and Wisconsin Department of Transportation. Obtained dismissal of claims from general contractor and award for subcontractor.
- Represented contractor in bid protest case in Minnesota. Obtained temporary restraining order, stopping work on project.
- Defended roofing and underground utilities general contractors against MNOSHA citations in litigation proceedings and at trial.
- Defended general contractors and subcontractors in investigations, including serious injury and amputation, and non-injury cases, from federal OSHA, MNOSHA, and various other states.
- Obtained severity level reductions and dismissals of Willful level federal OSHA Citations in fatality and serious injury cases.
- Drafted and negotiated construction contracts and settlement agreements for subcontractors and contractors.

Education

Mitchell Hamline School of Law, J.D., *cum laude*

University of Minnesota-Twin Cities, B.A., Mass Communications and Sociology of Law, Crime, and Deviance

Admissions

Minnesota

U.S. District Court for the District of Minnesota

News

Attorneys Debra M. Bulluck and Madeline E. Davis Join Moss & Barnett
02.24.2023

Speaking Engagements

Safety Training
Northdale Construction Company, Inc., 9760 71st Street NE, Albertville, MN 55301, 04.03.2024

Changes to Construction Contracts
Webinar, 03.14.2024

OSHA Changes and Policy Updates that Impact Your Company
The Builders Group, 2919 Eagandale Boulevard, Suite 100, Eagan, MN 55121, 03.12.2024

MNOSHA Legislative Changes
Zoom Webinar (free), 12.14.2023

Professional Associations

Minnesota State Bar Association

Hennepin County Bar Association

Minnesota Women Lawyers
Minnesota Women Lawyers Leadership Institute (2022)

Twin Cities Diversity in Practice Emerging Leaders Group (2022-2023)
Emerging Leaders Group Outreach Lead (2022)

Community Involvement

Pro Bono Representation, Conviction Review Unit

Pro Bono Representation, Tubman Safety Project

Volunteer, Secondhand Hounds

