



PRACTICE FOCUS

Anthony Potter is a Principal attorney and the Chair of Offit Kurman's Construction Law Practice Group and is a resident of the firm's Harrisburg, Pennsylvania Office. Anthony focuses his practice on counseling architects, engineers, design-build entities, owners and other businesses involved in construction contracting, commercial and construction litigation, administrative law and professional licensing matters. He also focuses his practice on state administrative law and government contracting.

Anthony serves as general counsel to AIA Pennsylvania, special counsel to the American Council of Engineering Companies of Pennsylvania, Counsel to the Structural Engineers Association of Pennsylvania and is a member of the Penn State Harrisburg Advisory Board for the Structural Design & Construction Engineering Technology and Civil Engineering Programs. He frequently provides seminars and lectures at national, regional and statewide forums on topics including construction contract documents, construction delivery methods, design and construction errors and omissions, risk management, construction and project management, construction litigation and design professional ethics.

Anthony has represented clients in mediation and arbitration proceedings before the American Arbitration Association and before administrative agencies, including matters before the Pennsylvania Department of General Services, Department of Labor & Industry, PennDOT, and Department of State Bureau of Professional and Occupational Affairs. He has also represented clients before numerous courts.

Before joining Offit Kurman, Anthony was a shareholder at a boutique construction law firm managing the Harrisburg office. He was Assistant General Counsel to Pennsylvania Governor Tom Ridge. As an assistant general counsel, he was responsible for representing the Governor and cabinet level officials in federal and state court, providing legal counsel to department heads, was lead counsel on public finance transactions and oversaw the legal work of attorneys from a variety of state administrative agencies including the Department of Labor & Industry. His experience in the Pennsylvania Governor's Office of General Counsel provides him a unique perspective in counseling clients on public contracts and projects.

As a Central Pennsylvania native, Anthony received his law degree with honors from Widener University School of Law located in Harrisburg in 1995 and his undergraduate degree in Political Science from Millersville University in 1991. He is a member of the Pennsylvania, Dauphin County, Federal and American Bar Associations.

Anthony is licensed to practice in Pennsylvania, Maryland and before the U.S. District Court for the Middle District of Pennsylvania, U.S. District Court for the Western District of Pennsylvania, the U.S. Court of Appeals for the Third Circuit, and the U.S. Supreme Court.

REPRESENTATIVE MATTERS

- Represents international information technology original equipment manufacturer in Pennsylvania statewide procurement and bid protests associated with statewide contracts for modular servers, enterprise storage, and software
- Counsels AIA-PA in the legislative and regulatory initiatives relating to architectural practice, including digital signatures and seals for design professionals' rules and firm registration requirements
- Successfully prosecuted intellectual property rights claims for architectural and engineering firms
- Defended an Architect in a professional disciplinary action associated with the collapse of a partially demolished building, obtaining a full dismissal without any finding of a professional or ethical violations
- Advised a large private medical services provider during the negotiation, administration, and extension of a Pennsylvania statewide contract for medical services, including assisting with other State piggyback contracts
- Represented an international aviation manufacturer in the public procurement process and bid protests in a Pennsylvania State Police procurement
- Negotiated a contract for the planning and design of an adaptive reuse for an existing urban hospital converting the catholic hospital to a public Intermediate High School (122,187 sf new construction & 189,176 sf renovated) handling negotiation of the Owner Architect Agreement and Consultant Agreements, consulting with design professionals on the construction administration phase, and representing the architectural firm and an engineer in claims filed by the General Contractor
- Prosecuted design and construction deficiencies claims on behalf of a regional credit union related to the construction of a new headquarter building

ANTHONY POTTER

Principal and Chair of the Construction Practice, Harrisburg

PRACTICE AREAS

- Construction Law
- Government Contracting
- Restrictive Covenants and Trade Secret Protection

PROFESSIONAL AFFILIATIONS

- Pennsylvania Bar Association
- Dauphin County Bar Association
- Federal Bar Association
- American Bar Association

- Advises national and regional design firms on contracting, risk management and professional licensing

SPEAKING ENGAGEMENTS

- “Is Everything Negotiable” Pratt School of Architecture Ethics Session (March 24, 2022)
- “Recognizing Time Impacts and Claims Avoidance” Associated Pennsylvania Constructors Panel Discussion (November 18, 2021)
- “Engineering Ethics for the Transportation Professional” American Society of Highway Engineers North Central New Jersey Virtual Ethics Training (November 4, 2021)
- “Collaborative Design and the Role of the Architect - Delegated Design, Design Assist and Informal Involvement” AIA webinar (April 20, 2021)

Additional Speaking Engagements

- “Collaborative Design and the Role of the Engineer of Record” Delaware Valley Association of Structural Engineers webinar (March 3, 2021)
- “Handling Scary Things Like Price Spikes/Material Shortages” ECI BuildChat Webinar (October 29, 2020)
- “Addressing FAQ on Professional Licensure” AIA-PA, PA BPOA (August 26, 2020)
- “Back to Work - Guidance for Firms Managing Construction Restart” AIA-PA Town Hall Webinar (April 30, 2020)
- “Professional Engineering Ethics” American Society of Highway Engineers SNJ, Cherry Hill, NJ (January 15, 2020)
- “Engineering Ethics for the Transportation Professional” Penn State Transportation Engineering & Safety Conference (December 11, 2019)
- “Starting Your Own Firm: Challenges, Risks and Rewards” AIA Tri-State Conference, Albany, NY (October 18, 2019)
- “Selecting a Project Delivery Method - AIA Families of Documents & Contract Selection” AIA-PA/ABC Keystone, Manheim, PA (September 26, 2019)
- “Is Everything Negotiable?” (Ethics); and “Everything Is Negotiable” NCARB Scholars in Professional Practice, Univ. of Hartford, West Hartford, CT (August 10, 2019)
- “A Primer on Engineering Ethics Issues in Professional Engineering Practice” Half Moon Seminars, Fort Washington, PA (March 22, 2019)
- “Can I Say That? Marketing Ethics for AEC Marketing Professionals” AIA-PA/SMPS, Harrisburg, PA (February 28, 2019)
- “Engaging Ethics” NCARB Scholars in Professional Practice, Washington D.C. (August 3, 2018)
- “If You Watch Them Build It, They May Sue” Structural Engineers Association of PA, State College, PA (June 7, 2018)
- “Engineering Ethics Workshop” Delaware Association of Professional Engineers (DE State Licensure Board), Newark, DE (May 3, 2018)
- “Complying w/Licensure Board Rules & Regs” Half Moon Seminars, Camp Hill, PA (March 16, 2018)
- “Engineering Ethics & Compliance w/Rules of Professional Conduct” Half Moon Seminars, Camp Hill, PA (March 16, 2018)
- “Practical Ethics for Engineers” Half Moon Seminars, Cranbury, NJ (February 27, 2018)
- “Mock Administrative Licensing Hearing - Structural Engineering Ethics and the Code of Conduct/Legal Issues for Professional Engineers” Delaware Valley Association of Structural Engineers (February 14, 2018)
- “Risk Management for AEC Marketing Professionals: Lessons Learned from Bidding & Proposals” AIA-PA/SMPS, Harrisburg, PA (January 24, 2018)

RECOGNITIONS

- Best Lawyer, Best Lawyers in America, 2024

EDUCATION

- Widener University Commonwealth School of Law, J.D.
- Millersville University of Pennsylvania, B.A.

ADMISSIONS

- Pennsylvania
- Maryland
- U.S. District Court for the Middle District of Pennsylvania
- U.S. District Court for the Western District of Pennsylvania
- U.S. Court of Appeals for the Third Circuit
- U.S. Supreme Court