

Snell & Wilmer



Kelly C. Smith

Associate | Orange County | San Diego | Denver

Tel. 714.427.7425

kcsmith@swlaw.com

Main Bio

Kelly Smith concentrates her practice on commercial litigation. She represents a variety of clients in both state and federal court. She has experience in matters involving construction disputes, breaches of contract, real estate disputes, and business torts. Kelly utilizes the unique perspective she gained during her former roles as a federal law clerk to strategically represent clients in federal courts. Also a former prosecutor, Kelly has tried multiple cases to trial and has substantial courtroom experience.

Education

- University of San Diego School of Law (J.D., magna cum laude, 2015)
 - Order of the Coif
 - Executive Comments Editor, San Diego Law Review
 - Vice President, Student Bar Association
- University of California, Los Angeles (B.A., Psychology, 2012)

Professional Memberships & Activities

- Orange County Bar Association
- Colorado Bar Association
- University of San Diego School of Law Alumni Association
 - Denver Chapter, Board Member

Representative Presentations & Publications

- "[Number of 'Occurrences' for Determining Policy Limits in California Construction Defect Cases](#)," Author, Snell & Wilmer Under Construction Newsletter (July 13, 2021)
- "Construction Cost Impacts Post-COVID-19: Cost Escalation and Delay," Co-Presenter, Snell & Wilmer Webinar (June 23, 2021)
- "[Impact of COVID-19 on Construction Contracts in California—A Guide to Project Shutdown and Restart](#)," Co-Author, California Real Property Journal (May 2021)
- "[Colorado Court of Appeals Places Significant Implied Warranty Liability on Residential Developers and Builders](#)," Author, Snell & Wilmer Under Construction Newsletter (April 2021)
- "California Construction Law Update – What's New for 2021?" Co-Presenter, Snell & Wilmer Webinar

(March 3, 2021)

- "[Highlights from the Colorado Assembly's Extraordinary Session for COVID-19 Relief](#)," Author, Snell & Wilmer Under Construction Newsletter (January 2021)
- "[Post-COVID-19 Construction: How the Pandemic May Change the Design and Construction of Shared Spaces](#)," Author, Snell & Wilmer Under Construction Newsletter (July 2020)
- "[AIA Arbitration Provisions May Limit Recoverable Damages on Colorado Projects](#)," Author, Snell & Wilmer Under Construction Newsletter (April 2020)
- "[Clarifying the Difference Between Medical Device Servicing and Remanufacturing](#)," Co-Author, DRI's For the Defense (September 2019)
- "[Caution: Pay-When-Paid Clauses Are a Danger Zone in California](#)," Co-Author, Snell & Wilmer Under Construction Newsletter (December 2015)

Professional Recognition & Awards

- The Best Lawyers in America[®]: Ones to Watch, Commercial Litigation, Construction Law, Construction Litigation (2022)

Community Involvement

- Parkinson Association of the Rockies, Young Professional Council

Previous Professional Experience

- Jefferson County District Attorney's Office, Assistant District Attorney (2018-2019)
- United States District Court for the Southern District of California, Law Clerk to the Hon. David H. Bartick (2017)
- United States District Court for the Southern District of California, Law Clerk to the Hon. John A. Houston (2016)

Bar Admissions

- California
- Colorado

Court Admissions

- Supreme Court of California
- United States District Court, All Districts of California
- Supreme Court of Colorado