



Michael R. Kiesling, Partner

Practice Areas	Construction Litigation, Corporate and Commercial Real Estate
Admissions	California
Address	12544 High Bluff Drive, Suite 400 San Diego, CA 92130
Direct Phone	858.720.6338
Direct Fax	619.398.0118
Email	michael.kiesling@procopio.com

Professional Summary

Michael R. Kiesling is a Martindale-Hubbell® AV Preeminent rated litigator who assists developers, landowners, contractors, and businesses in developing cost-effective solutions to complex real estate, construction, and commercial disputes. Michael has extensive experience litigating disputes involving contracts, title to property, construction claims, delays and liens, claims of fraud, eminent domain and condemnation, landlord-tenant issues, and business and corporate matters. He is admitted to practice before the U.S. District Court, Southern, Central, Northern and Eastern Districts of California and the Court of Federal Claims.

Representative Matters

- Served as co-trial counsel and obtained defense ruling and nearly \$1M attorney fee award following two week contract and nuisance arbitration involving a commercial restaurant operation.
- Prosecuted \$39M in delay and defect claims arising out of the construction of the luxury residential component of a mixed-use downtown high-rise.
- Prosecuted \$30M in delay and defect claims arising out of the renovation of a high-end boutique hotel.
- Assisted multiple developer clients in recovering a total of over \$5M advanced as deposits on new luxury residential condominium units that buyers contracted to purchase but later refused to close on.



- Obtained multiple dismissal of lawsuits before trial through motion work.

Recognitions

- *The Best Lawyers in America*® 2021-present (Litigation-Construction, Litigation-Real Estate)
- 2019 West Coast Top Rated Lawyers, ALM
- "Top Lawyers," (Construction) San Diego Magazine, 2017-present
- Martindale-Hubbell® AV Preeminent Rating
- *The Daily Transcript* Young Attorneys Finalist – 2009

Community

- Associated General Contractors of America – Construction Leadership Council
- YMCA Overnight Camping Branch – Former Member and Secretary of the Board of Management
- American Inns of Court, J. Clifford Wallace Chapter - Barrister
- American Inns of Court, Louis M. Welsh Chapter - Alumni
- Association of Business Trial Lawyers
- International Right of Way Association – Former Member
- NAIOP
- San Diego County Bar Association

Education

- JD, University of San Diego School of Law, *cum laude*, Order of the Coif, 2003 (*San Diego Law Review*, Executive Editor)
- BS (Microbiology), The Ohio State University, 2000

News Coverage

- "Procopio Elevates Pair of Lawyers To Partnership," *The Daily Transcript*, January 14, 2019.



- Reuter, Elise. "[Two Procopio Attorneys Promoted to Partner](#)," San Diego Business Journal Online, January 13, 2019.
- McIntyre, Andrew. "[Justices Could Create 'Rush to Federal Court' in Fannie Case](#)," *Law360*, November 14, 2016.
- Moran, Lyle. "Procopio's Kiesling named to AGC's Leadership Council," *The Daily Transcript*, July 1, 2015.
- McIntyre, Andrew. "5 Things to Watch For After Approval Of \$1.7B LA Stadium," *Law360*, April 28, 2015.
- McIntyre, Andrew. "Raiders Renew Lease At Oakland Coliseum," *Law360*, March 6, 2015.

Seminars

- Co-presenter. "[Best Practices For Avoiding and Mitigating Construction Claims - An Ounce of Prevention...](#)," CMAA San Diego, June 24, 2021.
- Co-presenter. "Construction Law Update," Construction Management Association of America, San Diego Chapter, May 10, 2017.

Publications

- "[Landlords, Protect Your Property!](#)" NAIOP, San Diego Chapter, August 16, 2016.