

## Mason P. Hester



Shareholder [Houston](#)  
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### Education

J.D. from The University of Texas School of Law with honors

- *The Review of Litigation* (Articles Editor)

B.A. from The University of Texas at Austin with honors

### Bar Admissions

Texas

United States District Court for the Southern and Western Districts of Texas

### Related Practices

Litigation

Arbitration

Construction Litigation

### Related Industries

Construction

Real Estate

### Achievements

*Thomson Reuters* - Texas Rising Stars (2014-2017)

*Woodward/White, Inc.* – Best Lawyers in America, Texas'

## Overview

Mason's practice focuses on construction-related legal matters such as construction litigation, arbitration and transactions. He represents design professionals, owners, general contractors, subcontractors and suppliers in a variety of construction transactions and disputes.

He has drafted and negotiated multiple labor and material subcontracts worth \$900 MM in EPC construction projects. Mason most recently served as Director at Coats Rose law firm in Houston, Texas. He graduated with honors from The University of Texas School of Law, and received his undergraduate degree from The University of Texas at Austin, where he graduated with Special Honors in History and Liberal Arts Honors and was awarded an Undergraduate Research Fellowship Grant.

In 2016, Mason was among the first class of Texas attorneys to achieve Board Certification in Construction Law by the Texas Board of Legal Specialization. In 2013, he was one of only three Texas attorneys elected by their peers to a three year term on the statewide Governing Council for the State Bar of Texas Construction Law Section, and served on the Council through 2016. Mason has also been consistently named among the roughly 2.5 percent of all Texas attorneys to the Texas Super Lawyers Rising Stars list by *Thomson Reuters* since 2014. He also previously served as statewide Chair of the Young Lawyers Committee for the State Bar of Texas Construction Law Section. The State Bar of Texas and local bar chapters have frequently asked Mason to speak and publish articles concerning a wide range of construction law issues.

In addition to being very active in the legal community, Mason is also involved in various civic activities, including

Best Lawyers, Construction Law (2019)

Race for the Cure and providing pro bono legal services to Texas veterans.

## Memberships

Associated General Contractors

State Bar of Texas, Construction Law (Governing Council)  
and Insurance Law Sections

Houston Bar Association, Construction Law Section

## Experience

### Construction Contracts

Drafted and negotiated multiple labor and material subcontracts for a \$900 MM EPC construction project.

### University Construction Project

Won fraud judgment and more than \$500,000 in net payments to the client as first chair in trial for a case relating to a university construction project.

### Construction Contracts

Drafted and negotiated a \$6 MM prime contract for a federal building construction project.

### Construction Litigation

Won a \$100,000 contested summary judgment on behalf of a subcontractor in a payment dispute.

### Construction Contracts

Drafted and negotiated a \$2 MM prime contract for the exterior renovation of a downtown high rise.

## Newsroom

**Speech:** Contracts, Tariffs and Rising Material Costs: Strategies for Risk Allocation

**Article:** The Tariffs Are Here, Now What?

**In The News:** How to Navigate Tariffs in Your Construction Contracts

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**Press Release:** Twenty-One Munsch Hardt Attorneys Recognized as 2019 “Best Lawyers in America”

**In The News:** Ben Wheatley and Mason Hester Discuss Construction Industry with Law360

**Article:** Differing Site Conditions: A Quick Primer on What Every Contractor Needs to Know by Mason Hester

**In The News:** Munsch Hardt Adds Four Construction Law Laterals in Houston

**Press Release:** Munsch Hardt’s Construction Practice Experiences Significant Growth

**Speech:** Differing Site Conditions: What Difference Do They Make?

**Article:** Cardinal Sin? Should you make a cardinal change argument in Texas?

**Speech:** Causes of Action 2015

**Speech:** Residential Construction Disputes: Practical Advice & Updates

**Article:** Surety Obligation in the Face of a Struggling Contractor: A Primer for Bond Claims in Texas

**Article:** Attorney’s Fees in Modern Construction

**Article:** The New Normal in Residential Construction

**Speech:** Out of Bounds: Dallas Cowboys practice facility collapse & builder’s implied covenant to build to code

**Speech:** Pay-If-Not-Paid? Understanding the crucial, and confusing, Texas pay-if-paid law

**Article:** Construction Industry – 2011 Legislative Update

**Article:** Proceed with Caution: Liability for Invalid Liens

**Speech:** Texas Mechanics Liens and Bond Claims

**Article:** Recent Developments in Texas Construction Law

**Speech:** The Fraudulent Lien Law: Where are we now?

**Speech:** How Can Architectural and Construction Law Affect My Practice?

**Speech:** The Subcontract: Key Clauses from General Contractor and Subcontractor Perspectives

**Speech:** Introduction to Consensus Docs and Comparison to AIA Forms on Key Issues

**Speech:** Causes of Action for a Construction Defect Claim

**Speech:** Comparison of Consensus Docs & AIA Forms on Key Issues: Delays, Changes, Change Management

**Speech:** Comparison of Consensus Docs and AIA Forms on Key Issues: Liability Risk Transfer

**Article:** Bankruptcy Law’s Effect on Your Lien Rights: Who can you trust?

**Article:** The Statute of Repose: 10 Years May Not Be What it Used to Be

**Article:** Causes of Action for a Construction Defect Claim in 2008

**Article:** SB 9: Fingerprints, Photographs, Background Checks, Oh My

**Article:** Pay-if-not-Paid: Understanding the New Contingent Payment Law

**Article:** Not So Fast: That Indemnity Agreement Might Not Be Enforceable

**Article:** The New Frontier: Electronic Discovery in Construction Cases

**Article:** Non-traditional Uses of the Constitutional Lien