

Joshua D. Shaw

Partner

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Practices

Construction Law
Professional Liability Litigation
Insurance Law
Civil Litigation
Products Liability Litigation

Bar Admissions

South Carolina State Bar
United States District Court District of South Carolina
Fourth Circuit Court of Appeals

Education

University of South Carolina School of Law (magna cum laude), 2008
University of South Carolina Honors College (magna cum laude), 2005

Overview

Josh is a litigator and certified circuit court mediator with a statewide practice, devoting the majority of his litigation practice to the construction industry. He is the immediate past chair of the Construction Law Section of the South Carolina Bar. He has recently been named to the *South Carolina Lawyers Weekly* "Power List" for construction law and has been recognized by *The Best Lawyers in America* in the field of construction law.

Josh frequently represents contractors, developers, design professionals, and construction product manufacturers in complicated disputes and litigation. Josh has handled multiple class actions in state and federal court and has successfully defeated class certification. Josh also has extensive experience representing insurance carriers directly, both advising on coverage issues and bringing and defending coverage litigation.

Committed to his profession and his community, Josh regularly volunteers his time to a variety of causes and initiatives. Josh has served as a pro-bono special prosecutor for the South Carolina Attorney General's office, and he has served on the SC Bar's Judicial Qualifications Committee for most of his legal career. He is also the president of his church's governing board. When not practicing law or volunteering in the community, Josh spends time with his wife and three children.

Experience

Publications

- Contributing author to South Carolina Construction Law Desk Book, 2nd Ed. (2022)
- "Supreme Court Limits Access to Federal Courts for Claims Originating Overseas in Kiobel v. Royal Dutch Petroleum Co.," *DRI Today Commentary* (April 19, 2013)

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- "The Supreme Court Considers Class Certification Requirements in Private Securities Fraud Case Erica P. John Fund v. Halliburton," *DRI Today Commentary* (June 7, 2011)
- "A Fresh Look at the Economic-Loss Rule in the Post-Crossman Era," *South Carolina Lawyers Weekly*, Vol. 10, No. 26 (Feb. 2011)
- "The Effect of Release on Vicarious Liability," *Professional Liability Defense Quarterly*, Vol. 2, No. 3 (Summer 2010)
- "Recent Developments with the 'Risk of Harm' Exception to the Economic-Loss Rule," *Construct!* Vol. 19, No. 1 (Spring 2010)
- "Civil Liability and Economic Development," *Business and Economic Review*, Vol. 55, No. 3 (April-May-June 2009)
- "Limited Joint and Several Liability under Section 15-38-15: Application of the Rule and the Special Problem Posed by Nonparty Fault," *South Carolina Law Review*, Vol. 58 (April 2007)

Presentations

- "*Trial v. Arbitration: Perspectives from a Judge and Arbitrator,*" 2026 SC Bar Convention, Jan. 2026, Savannah GA, Moderator
- *2025 Construction Law Conference*, SC Bar, October 2-3, 2025, Savannah, GA, CLE Organizer
- *"Professional and General Liability Insurance for Engineers,"* Engineering Law, HalfMoon Education, December 18, 2019
- *"Ethics for Construction Attorneys,"* Construction Defect Litigation From A to Z, NBI Seminar, May 20, 2018
- *"Toxic Tort and Environmental Law Session,"* DRI Annual Meeting, October 25, 2012
- *"Round Table Discussion: Legislative Update,"* 2010 Benedict College Transportation Summit, March 25, 2010

Awards & Honors

- Selected by peers for inclusion in *The Best Lawyers in America©* 2025 – 2027 in the fields of Construction Law and Insurance Law
- Selected to the *South Carolina Lawyers Weekly* Power List for Construction Law, 2024
- South Carolina Super Lawyers® Rising Star category, 2015 – 2018
- *Columbia Business Monthly*, Legal Elite in the construction practice group, 2018
- The Center for Computer-Assisted Legal Instruction (CALI) Award, Civil Procedure I, 2006
- Order of the Barristers, Appellate Advocacy, 2006
- AV Preeminent® peer review rating from Martindale-Hubbell

Involvement

- Certified Circuit Court Mediator in South Carolina
- South Carolina Bar (Judicial Qualifications Committee, 2009-Present)
- DRI Toxic Torts and Environmental Law Section (2015-16 Membership Chair, 2013 Annual Meeting Chair)

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- South Carolina Defense Trial Attorneys' Association (Member, 2009-Present)
- Chair of Construction Law Section of SC Bar (2025-2026)

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