



R. Brooks Herrick

Associate
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Brooks focuses his practice on corporate matters, assisting clients in various corporate governance matters and contract negotiations to ensure clients meet all of their business goals. He knows contracts are essential in preventing problems for clients, and his experience includes reviewing and drafting corporate governance documents, supply agreements, franchise agreements, and software licensing agreements. Brooks also has significant experience advising utilities, including telecommunications, electric, water, and gas providers, on a variety of commercial and regulatory matters.

He also helps clients navigate both the Fair Debt Collection Practices Act and the Fair Credit Reporting Act, including handling compliance matters. His familiarity with the acts' detailed rules enables him to help clients with their cases from start to finish, with a focus on avoiding costly litigation.

Brooks also has vast experience litigating commercial disputes, commercial motor vehicle accidents, and product liability actions, including multi-district litigation, as well as representing clients before the Kentucky Public Service Commission.

Services

- Corporate & Transactional
- False Claims Act
- Litigation

Education

- University of Kentucky College of Law (J.D., *summa cum laude*, 2013)
 - Kentucky Law Journal, online editor
- Bellarmine University (B.A., *summa cum laude*, 2010)
 - Economics & Political Science

Bar Admissions

- Kentucky

Court Admissions

- U.S. Court of Appeals for the Sixth Circuit
- U.S. District Court for the Eastern District of Kentucky
- U.S. District Court for the Western District of Kentucky

Affiliations/Memberships

- Young Professionals Association of Louisville, Emerging Leaders Program

Distinctions

- *Kentucky Rising Star*®
- *Best Lawyers*®, Ones to Watch, Commercial Litigation (2021)

Experience

Negotiated Member Interest Purchase Agreement and Metal Supply Agreement Involving Multiple Clients

We represented our clients through the complex negotiations of a binding membership interest purchase agreement, metal supply agreement, and associated agreements involving intellectual property rights. Our clients, UACJ Corporation and its U.S. subsidiary, Tri-Arrows Aluminum Holding Inc., opted to sell their interest in Constellium-UACJ ABS LLC, a Bowling Green, Kentucky joint venture engaged in finishing automotive body sheet, which it previously held with their joint venture partner, Constellium N.V. and Constellium U.S. Holdings I, LLC. Our team assisted with the negotiations resulting in the termination of the membership agreement, working with owners and representatives in Tokyo, Paris, New York, and Louisville. As part of the deal, we also assisted with the negotiations of a metal supply agreement ensuring that Tri-Arrows Aluminum, also our client, would remain a supplier of cold coil to the Constellium Bowling Green plant for up to five years.

Publications

March 2017

Chapter 13 – Written Discovery of the Kentucky Civil Practice Before Trial Handbooks

UK/CLE

March/April Issue 2016

YLD 50th Anniversary Edition

Kentucky Bar Association