USLAW Construction Law Practice Group

MISSION STATEMENT
The members of the USLAW Construction Law Group represent owners, developers, general contractors, subcontractors in all trade specialties, construction managers, design professionals including architects and engineers, construction product manufacturers, and material suppliers. Some of our members also represent insurance companies in connection with construction related issues.

Collectively, the group’s members provide a wide variety of legal services related to a myriad of construction issues. Construction attorneys with diverse practice areas are brought together in a forum which allows for a sharing of ideas, insights and perspectives. By creating a national forum of experienced construction attorneys and industry representatives actively networking to share information, experiences, resources and business opportunities, our members stay ahead of the curve with respect to current trends and construction market changes and deliver the most efficient and effective service to clients. Through seminars, publications, webinars, and the exchange of expert and research information, our members have access to the most current and comprehensive resources to effectively serve their clients in litigation, transactional matters, risk avoidance, risk reduction and alternative dispute resolution.

WHY CHOOSE USLAW CONSTRUCTION LAW FIRMS?
The members of USLAW’s Construction Law Group are uniquely qualified to assist clients in construction-related legal issues and disputes. Our focus is to provide our clients with access to a team of top lawyers who have extensive and practical experience in all aspects of construction law and who are dedicated to helping provide solutions to our clients most pressing and complex construction related needs. The construction process is more challenging daily with the advent of new construction techniques, new relationships on the job site, insurance issues and other issues that have to be recognized and addressed. Our members provide counseling and representation from the bid/planning phase up through the close of the project and beyond as we strive to provide our clients with the tools to stay abreast of a dynamic and ever changing construction landscape.

Because of our group members’ experience and depth in this area, individual attorneys in the USLAW Construction Group are uniquely well equipped to help our clients in handling numerous and varied types of claims, cases and transactional matters, as well as a variety of construction related insurance issues. Through our network contacts with the USLAW firms, our members have access to qualified, experienced legal counsel in almost any area of construction and across numerous jurisdictions.
Mega-firms...big, impersonal bastions of legal tradition, encumbered by bureaucracy and often slow to react. The need for an alternative was obvious. A vision of a network of smaller, regionally based, independent firms with the capability to respond quickly, efficiently and economically to client needs from Atlantic City to Pacific Grove was born. In its infancy, it was little more than a possibility, discussed around a small table and dreamed about by a handful of visionaries. But the idea proved too good to leave on the drawing board.

Instead, with the support of some of the country’s brightest legal minds, USLAW NETWORK became a reality.

Fast-forward to today.
The commitment remains the same as originally envisioned. To provide the highest quality legal representation and seamless cross-jurisdictional service to major corporations, insurance carriers, and to both large and small businesses alike, through a network of professional, innovative law firms dedicated to their client’s legal success. Now as a network with more than 6,000 attorneys from nearly 100 independent, full practice firms with roots in civil litigation, spanning the United States, Canada, Latin America, Europe, Asia and Africa, USLAW NETWORK remains a responsive, agile legal alternative to the mega-firms.

Homefield Advantage.
USLAW NETWORK offers what it calls The Homefield Advantage which comes from knowing and understanding the venue in a way that allows a competitive advantage – a truism in both sports and business. Jurisdictional awareness is a key ingredient to successfully operating throughout the United States and abroad. Knowing the local rules, the judge, and the local business and legal environment provides our firms’ clients this advantage. The strength and power of an international presence combined with the understanding of a respected local firm makes for a winning line-up.

A Legal Network for Purchasers of Legal Services.
USLAW NETWORK firms go beyond providing quality legal services to their clients. Unlike other legal networks, USLAW is organized around client expectations, not around the member law firms. Clients receive ongoing educational opportunities, online resources including webinars, jurisdictional updates, and resource libraries. We also provide a semi-annual USLAW Magazine, USLAW DigiKnow, which features insights into today’s trending legal topics, compendiums of law, as well as annual membership and practice group directories. To ensure our goals are the same as the clients our member firms serve, our 45-member Client Leadership Council is directly involved in the development of our programs and services. This communication pipeline is vital to our success and allows us to better monitor and meet client needs and expectations.

USLAW Abroad.
Just as legal issues seldom follow state borders, they often extend beyond U.S. boundaries as well. In 2007, USLAW established a relationship with the Trans-European Law Firms Alliance (TELFA), a network of 25 independent law firms representing more than 700 lawyers through Europe. Subsequently, in 2010 we entered a similar affiliation with the ALN (formerly the Africa Legal Network) to further our service and reach. Additionally, USLAW member firms are located throughout Canada, Latin America, and Asia.

How USLAW NETWORK Membership is Determined.
Firms are admitted to the Network by invitation only and only after they are fully vetted through a rigorous review process. Many firms have been reviewed over the years, but only a small percentage were eventually invited to join. The search for quality member firms is a continuous and ongoing effort. Firms admitted must possess broad commercial legal capabilities and have substantial litigation and trial experience. In addition, USLAW NETWORK members must subscribe to a high level of service standards and are continuously evaluated to ensure these standards of quality and expertise are met.

USLAW in Review.
• All vetted firms with demonstrated, robust practices and specialties
• Efficient use of legal budgets, providing maximum return on legal services investments
• Seamless, cross-jurisdictional service
• Responsive and flexible
• Multitude of educational opportunities and online resources
• Team approach to legal services

The USLAW Success Story.
The reality of our success is simple: we succeed because our member firms’ clients succeed. Our member firms provide high-quality legal results through the efficient use of legal budgets. We provide cross-jurisdictional services eliminating the time and expense of securing adequate representation in different regions. We provide trusted and experienced specialists quickly.

When a difficult legal matter emerges – whether it’s in a single jurisdiction, nationwide or internationally – USLAW is there. Success.

For more information, please contact Roger M. Yaffe, USLAW CEO, at (800) 231-9110 or roger@uslaw.org
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Kathy Davis serves as Chair of the firm’s Construction Practice Group, focusing her practice on handling construction law cases, general litigation cases, product liability cases and insurance coverage matters. Ms. Davis is currently serving as Chair of the DRI’s Construction Law Committee and she is the former Chairperson of the USLAW NETWORK’s Construction Litigation Group. She is a frequent author and lecturer on topics involving construction law and insurance coverage. Ms. Davis is recognized as “approved construction counsel” for several major liability insurance carriers and was the National Coordinating Counsel for Chinese Drywall for Zurich. She is also a member of Comfort Systems’ National Legal Advisory Counsel. Ms. Davis’ practice includes a significant amount of construction related litigation, and she has represented general contractors, subcontractors, developers, owners, architects, engineers, and suppliers in major litigation cases, mediation and other proceedings in connection with construction contracts and projects.

Carr Allison is a member of the Associated General Contractors of America (AGC).

Kathy R. Davis
Carr Allison
100 Vestavia Parkway
Birmingham, AL 35216
(205) 949-2953 Office
(205) 822-2057 Fax
(205) 949-2953 Cell
(205) 902-5189 Alternative
krdavis@carrallison.com
www.carrallison.com

Biography and Experience
Kathy Davis serves as Chair of the firm’s Construction Practice Group, focusing her practice on handling construction law cases, general litigation cases, product liability cases and insurance coverage matters. Ms. Davis is currently serving as Chair of the DRI’s Construction Law Committee and she is the former Chairperson of the USLAW NETWORK’s Construction Litigation Group. She is a frequent author and lecturer on topics involving construction law and insurance coverage. Ms. Davis is recognized as “approved construction counsel” for several major liability insurance carriers and was the National Coordinating Counsel for Chinese Drywall for Zurich. She is also a member of Comfort Systems’ National Legal Advisory Counsel. Ms. Davis’ practice includes a significant amount of construction related litigation, and she has represented general contractors, subcontractors, developers, owners, architects, engineers, and suppliers in major litigation cases, mediation and other proceedings in connection with construction contracts and projects.

Carr Allison is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership
- Chair, DRI Construction Law Committee
- AGC
- CLM Construction Law Committee

Representative Seminars
- 2013-2015 Chair, DRI Construction Law Committee and Seminar
- Presentation on Workers’ Compensation Coverage and Construction Site Accidents. This session updated clients and lawyers alike on recent developments in the workers’ compensation arena and will specifically discuss when Medicare is involved in a liability case. USLAW Spring Conference 2014
- DRI Webcast on Green Building and Construction Litigation with the NAHB, 2010

Representative Articles
- Contributed as Author for CLM’s 2014 Claims Handling Resource Guide for Alabama
- “Hammers in Construction Contracts, Limited Warranties and Indemnification Agreements,” ADLA Journal, Spring 2013
- “Moving from Minors to Majors,” DRI’s For the Defense, August 2011
- DRI’s Construction Litigation Desk Reference: A State-by-State Compendium, Alabama Editor, January 2010
- “Building Code Violations, Are They “Negligence Per Se?,” DRI’s For The Defense, September 2006
- “Is There Freedom of Contract Between Contractors and Subcontractors or Does it Depend on the Degree of Control?,” ADLA Journal, November 2005

Education
- 1998, J.D., University of Alabama School of Law, cum laude
- 1994, B.S., Business Administration, University of Alabama
Vincent A. Noletto, Jr.
Carr Allison
6215 Monroe Street
Suite 200
Daphne, AL 36526
(251) 626-9340 Office
(251) 626-8928 Fax
(251) 895-0680 Cell
vnoletto@carrallison.com
www.carrallison.com

Biography and Experience

Vincent A. (Van) Noletto is a shareholder with Carr Allison and is a resident in its Daphne office. Van has enjoyed a construction practice for approximately 15 years and has specialized in representing architects and engineers in these cases. Construction related activities comprise approximately 80% of his practice. Among the recent cases in which Van has been involved are various claims against architects and engineers arising out of a massive construction project which was undertaken by the Mobile County School System. He has also been involved in representing a design engineer in claims arising out of the construction of the Thyssenkrupp Steel facility located in North Mobile County. He has represented site engineers in several cases where allegations have arisen that the site plans were inadequate, resulting in project delays and drainage issues. His recent practice also includes a significant amount of litigation arising out the design and construction of numerous high rise condominiums along the Alabama and Florida Gulf Coasts. These are multiparty cases with complex pleading issues and involve taking and defending numerous depositions, including those of experts in all fields of design, construction, and remediation. They also involve the preparation and presentation of dispositive motions addressing all areas of design and construction liability. Carr Allison is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership

- Carr Allison Construction Practice Group
- DRI Construction Practice Group
- DRI Design Professional Practice Group
- Defense Research Institute, serving as a member of the Construction Committee and its subcommittee dealing with architect and engineering liability matters

Representative Seminars

- “The Drywall Came From Where?,” USLAW Spring Conference, Spring 2010
- “Application of the Economic Loss Doctrine to Design Professionals,” USLAW Fall Conference, Fall 2009
- Has moderated panels on Contractual Protection of Architects and Engineers and also on Best Practices

Representative Articles


Education

- 1979, J.D., University of Alabama School of Law
- 1976, B.A., Spring Hill College, summa cum laude
Rebecca Lindemann has been a practicing attorney for over seven years and a substantial part of her practice involves construction defect and product liability litigation. Rebecca works directly with major underwrites in the defense of civil litigation. Her practice involves dealing with construction managers, engineers and projects architects.

**Education**
- 2007, J.D., University of Oregon
- 2003, B.A., Politics, Whitman College
Biography and Experience

Michael A. Ludwig is a partner with the Arizona law firm of Jones, Skelton & Hochuli and chairs its Construction Practice Group. He concentrates his practice on construction law, personal injury defense and professional liability defense. For the past 20 years, he has represented developers, general contractors, sub-contractors, design professionals, and material suppliers for both residential and commercial projects. He co-authored the Arizona Construction Law Practice Manual published by the Arizona State Bar and was a member of the Executive Council for the State Bar's Construction Section. He was on the Executive Board of Directors for the Arizona Association of Defense Counsel. He received his AV-rating from Martindale-Hubbell for his legal ability and his ethics and was named to the Arizona Super Lawyers list and he was selected to Arizona's Finest Lawyers. He is the past chair of the USLAW Construction Practice Group.

Jones, Skelton & Hochuli is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership

- Federation of Defense and Corporate Counsel (2011)
- State of Arizona (Construction Section Executive Council, 2007 – 2010; Trial Practice Section Committee, 2006-2007)
- Arizona Association of Defense Counsel (Immediate Past President, Board of Directors 2005 – 2014)
- Associated General Contractors, 2004– present
- USLAW NETWORK (Construction Practice Group Board Member, 2007-2010)
- Arizona Builders Alliance, 2004-present

Representative Seminars

- "Jobsite Accident & Injury Claims: Countering the Crisis," Presenter, Arizona Builders’ Alliance Webinar, December 2014
- "Liability Issues," Subcontractor Discussion Leader and Speaker, 2014 USLAW Construction Exchange, October 2014
- "The 10-Minute Construction Law Drill," Panelist, Associated General Contractor’s Annual Convention, March 7, 2013
- "Construction Defect Tenders and Related Topics," Presenter, Arizona Insurance Claims Association, October 2012
- "Examining Emerging Construction Trends Over the Past 10 Years,” Arizona State Bar Construction Seminar, February 2010

Representative Articles


Education

- 2005, Construction Management Certificate Program, Del E. Webb School of Construction
- 1993, J.D., Southwestern University School of Law
- 1990, M.A., English Literature, Loyola Marymount University
- 1988, B.A., English Literature, Loyola Marymount University
Mark Zukowski’s construction law practice focuses primarily on the representation of insurers, general contractors, developers, owners and subcontractors in construction injury and defect litigation in Arizona state and federal courts. He has practiced in these areas for over 20 years. In addition to his construction law practice, Mark currently serves as an American Arbitration Association construction and commercial law arbitrator and mediator. He also serves as a private arbitrator and mediator in commercial and construction litigation disputes. Mark has been retained on multiple occasions to serve as an expert witness on behalf of general contractors and subcontractors and has lectured and written on a variety of construction related issues. He is a member of the construction law practice groups for the Defense Research Institute, the Arizona Association of Defense Counsel and the Maricopa County Bar Association. Mark currently serves on the construction law practice group for the USLAW NETWORK and was the founding chair of the USLAW construction practice group. He holds an AV Martindale-Hubbell rating, has been listed as a Southwest Super Lawyer since 2013, and was listed as one of the Top Attorneys in Arizona for 2014 by Phoenix Magazine.

Jones, Skelton & Hochuli is a member of the Associated General Contractors of America.

**Biography and Experience**

Mark Zukowski's construction law practice focuses primarily on the representation of insurers, general contractors, developers, owners and subcontractors in construction injury and defect litigation in Arizona state and federal courts. He has practiced in these areas for over 20 years. In addition to his construction law practice, Mark currently serves as an American Arbitration Association construction and commercial law arbitrator and mediator. He also serves as a private arbitrator and mediator in commercial and construction litigation disputes. Mark has been retained on multiple occasions to serve as an expert witness on behalf of general contractors and subcontractors and has lectured and written on a variety of construction related issues. He is a member of the construction law practice groups for the Defense Research Institute, the Arizona Association of Defense Counsel and the Maricopa County Bar Association. Mark currently serves on the construction law practice group for the USLAW NETWORK and was the founding chair of the USLAW construction practice group. He holds an AV Martindale-Hubbell rating, has been listed as a Southwest Super Lawyer since 2013, and was listed as one of the Top Attorneys in Arizona for 2014 by Phoenix Magazine.

Jones, Skelton & Hochuli is a member of the Associated General Contractors of America.

**Construction Industry Group Membership**

- Defense Research Institute – Construction Practice Group
- USLAW NETWORK – Construction Practice Group
- Arizona Association of Defense Counsel – Construction Practice Group
- Maricopa County Bar Association – Construction Practice Group
- Associated General Contractors of America

**Representative Seminars**

- “Managing the Media in Today's World: Why You Do Not Respond to Media Inquiries with No Comment,” Spring USLAW Client Conference, April, 2011
- “Indemnity in the Construction Context,” USLAW NETWORK Spring Client Conference, April, 2010

**Representative Articles**

- Frequent author for Jones, Skelton & Hochuli Construction Law Reporter

**Education**

- 1980, J.D., University of Arizona, College of Law
- 1979, University of Michigan, College of Law
- 1978, B.S., Accounting, Wayne State University, magna cum laude
Biography and Experience

Mr. Falasco’s practice focuses on real estate litigation, product liability, class actions, and appeals. Mr. Falasco was admitted to practice in Arkansas in 2002 and the United States Court of Appeals for the Eighth Circuit in 2005. He has practiced before the United States Court of Appeals for the Eighth Circuit, the Arkansas Supreme Court, the Arkansas Court of Appeals, numerous federal and state trial courts, and many Arkansas administrative agencies. Mr. Falasco is listed with The Best Lawyers in America® in the areas of Appellate Practice, Commercial Litigation and Litigation – Real Estate, recognized as a Mid-South Rising Star in the area of Business Litigation by Super Lawyers, and named a Future Star in Litigation by Benchmark Litigation.

Mr. Falasco was part of the trial team that obtained a defense verdict for two pesticide manufacturers in a case brought by farmers alleging crop damage from widespread drift over several Northeast Arkansas counties. Mr. Falasco’s experience includes serving as lead trial counsel in putative class actions related to improper mortgage practices. In addition, he has successfully helped property developers overcome highly-contested development plans before local cities and has represented landowners in lawsuits to establish and protect ingress and egress rights to property. Mr. Falasco has served as trial counsel in numerous condemnation matters and has retained full-price judgments. Mr. Falasco has also been lead trial counsel for national companies in cases alleging violations of franchising acts and deceptive trade practices. Mr. Falasco has represented clients in matters before numerous administrative agencies, including the Arkansas State Medical Board, the Arkansas State Board of Optometry, the Arkansas State Highway and Transportation Department, the Arkansas Insurance Department, the Arkansas Motor Vehicle Commission, and the Arkansas State Board of Collection Agencies.

Prior to joining Quattlebaum, Grooms & Tull PLLC, Mr. Falasco served as a law clerk to the Honorable Lavenski Smith of the United States Court of Appeals for the Eighth Circuit and the Honorable Annabelle Clinton Imber of the Arkansas Supreme Court.

Education

- 2002, J.D., University of Arkansas – Fayetteville, magna cum laude
- 1998, B.S., Aeronautical Technology, Arizona State University, with honors
Mr. Grooms is a founding member of Quattlebaum, Grooms & Tull PLLC. He represents banks, health care managers, real estate developers, real estate brokers, and other clients in a variety of transactional matters. Mr. Grooms has substantial experience in real estate and general commercial lending transactions and has been frequently involved in matters of eminent domain. He has negotiated hundreds of retail, office and commercial space leases on behalf of major national retailers and numerous developers, landlords and tenants throughout Arkansas and the Mid-South. As counsel to lenders and developers, Mr. Grooms has experience with Low Income Tax Credit, New Markets Tax Credit, and Historic Tax Credit Transactions.

Mr. Grooms is a member of the American College of Real Estate Lawyers (ACREL), a Fellow in the American College of Mortgage Attorneys (ACMA), a member and former officer in the state chapter of the International Council of Shopping Centers (ICSC). He serves as counsel to numerous banking and real estate industry groups, including the Arkansas Community Bankers, Arkansas Rural Rental Housing Association, Arkansas REALTORS® Association (including numerous local REALTOR® boards), and the state chapter of the Building and Office Management Association (BOMA).

Among completed transactions, Mr. Grooms lists numerous retail shopping center developments, mixed-use horizontal property regimes, apartment complexes (including units providing low income housing), office buildings, educational institutions, hotels, hospitals, related clinics and ancillary facilities, and charitable non-profit developments. Mr. Grooms serves as legal counsel to Arkansas's premier sports and entertainment facility, Verizon Arena in North Little Rock. He assisted with property assemblage and condemnation and later handled all other legal aspects for the Arena, including construction, management, and operational matters. Mr. Grooms has negotiated hundreds of retail, office and commercial space leases on behalf of major national retailers and numerous developers, landlords and tenants throughout Arkansas and the Mid-South. As counsel to lenders and developers, Mr. Grooms has experience with Low Income Tax Credit, New Markets Tax Credit, and Historic Tax Credit Transactions.

Mr. Grooms is a frequent lecturer to title, banking, real estate, real estate brokerage, and construction industry groups and industry regulators. Topics have included bank and bank holding company regulatory issues, bankruptcy issues affecting real estate, title insurance law and other issues of interest to real estate lenders, contractors, appraisers, title agents, developers, and brokers. He is recognized by The Best Lawyers in America®, Chambers USA’s Guide to America's Leading Lawyers for Business, and Super Lawyers as among the best lawyers in the State of Arkansas and the nation.

### Biography and Experience

Mr. Grooms is a frequent lecturer to title, banking, real estate, real estate brokerage, and construction industry groups and industry regulators. Topics have included bank and bank holding company regulatory issues, bankruptcy issues affecting real estate, title insurance law and other issues of interest to real estate lenders, contractors, appraisers, title agents, developers, and brokers. He is recognized by The Best Lawyers in America®, Chambers USA’s Guide to America's Leading Lawyers for Business, and Super Lawyers as among the best lawyers in the State of Arkansas and the nation.

### Construction Industry Group Membership

- American College of Real Estate Lawyers
- American College of Mortgage Attorneys
- International Council of Shopping Centers

### Representative Articles


### Education

- 1984, J.D., University of Arkansas at Little Rock School of Law, with high honors
- 1981, B.A., University of Arkansas at Little Rock, magna cum laude
Biography and Experience

Mr. Price’s practice focuses on civil litigation. He has represented various clients in breach of contract, breach of warranty, negligence, products liability, fraud, defamation, employment law, Freedom of Information Act, Administrative Procedures Act, and OSHA matters. He is recognized as a Rising Star in the area of Business Litigation by Super Lawyers.

Mr. Price also represents both property owners and condemning authorities in eminent domain matters. He represented a local authority in condemning numerous acres of urban property to expand school grounds and received judgments in favor of the local authority in each action that had to be filed. He has successfully represented property owners in numerous condemnation lawsuits, retaining full-price judgments. In addition, Mr. Price has represented citizens in front of local and state governmental bodies to prevent or delay controversial real estate projects.

In May of 2007, Mr. Price graduated with high honors from the William H. Bowen School of Law where he served as an Associate Editor of the University of Arkansas at Little Rock Law Review, as a Student Body Association Senator, and as a co-founder and Vice President of UALR’s chapter of the American Constitution Society. In addition, Mr. Price was a participant in UALR’s Mediation Clinic Program, and the 2006-07 recipient of the Wilson & Associates Ethics Scholarship, which is awarded to the most outstanding student in UALR’s Professional Responsibility course. While in law school, Mr. Price clerked for the Arkansas Attorney General’s Office and the Honorable John S. Tanner, U.S. Representative for the Eighth District of Tennessee.

Mr. Price was admitted to practice in Arkansas in 2007. He was also admitted to practice in the United States District Court for the Eastern and Western Districts of Arkansas and the United States Court of Appeals for the Eighth Circuit in 2007.

Education

- 2007, J.D., University of Arkansas at Little Rock School of Law, with high honors
- 2003, December, B.S., History, University of Tennessee at Martin, summa cum laude
Education
- 1975, J.D., Hastings College of the Law, U.C.S.F.
- 1969, M.B.A. (not completed), American University
- 1965, B.S., Accounting, St. Joseph’s University

Biography and Experience
Pat Hagan has defended an array of construction matters. He has tried three cases to verdict with defense results. For approximately 15 years, 1987-2002, almost 100% of his practice was the defense of various construction products, fluid movement devices (e.g., pumps, fittings, and piping) and industrial equipment involving bodily injury, wrongful death, property damage and government regulatory work, including appearances before various agencies of the State of California, the U.S. Environmental Protection Agency, the U.S. Coast Guard and other state agencies. These products also include asbestos, building and construction equipment, electrical equipment and devices, electrical wire and cable, fire sprinklers and fire protection devices, hand tools, industrial machinery, lifting equipment, power tools, roofing systems, scaffolding, swimming pools, trucks and commercial transportation and windows. Mr. Hagan has been elected Super Lawyer multiple times.

No construction trials in the last 10 years, but:
- Lockheed Martin Corp v RFI Supply Inc., 440 F-3d 549 (1st Cir. 2006), argued to 1st Circuit and prevailed on an underlying summary judgment dismissal based on contract, not allowing tort recovery for an economic loss claim (many citations to this seminal case).
- Defended drilling machine manufacturer for traumatic amputation of an arm and able to obtain dismissal without payment by proving the client was not the refurbisher of the offending machine.
- Defended injection molding company in a product based construction defect case which settled for approximately $20 million by proving the client was not the manufacturer of the allegedly defective plastic piping which was the primary cause of the damage.

Representative Seminars
- Numerous speaking engagements for DRI, FDCC and USLAW on various aspects of construction liability for more than 20 years
- Keynote speaker, Grey’s Inn, London, to Lloyds’ retrocessionaries – presentation seeking support for creation of Equitas and reconstitution of Lloyds, May 1995

Representative Articles
- “Punitive Damages: California Model Applying Gore and State Farm,” Federation of Insurance & Corporate Counsel Quarterly, Spring 2004
- “Blueprint For General Causation Analysis In Toxic Tort Litigation,” Federation of Insurance & Corporate Counsel Quarterly, Fall 2003
- “State Variations on the Daubert Theme,” Federation of Insurance & Corporate Counsel Quarterly, Fall 2000
- “Gatekeeping and the Admissibility of Scientific Evidence in the Post Daubert/Joiner/Kumho Tire World,” Federation of Insurance & Corporate Counsel Quarterly, Summer 1999, FDCC Article of the Year Award
Kurt U. Campbell
Klinedinst PC
501 W. Broadway, Suite 600
San Diego, CA 92101
(619) 239-8131 Office
(619) 238-8707 Fax
(619) 846-1289 Cell
kcampbell@klinedinstlaw.com
www.klinedinstlaw.com

Biography and Experience
Kurt Campbell is the head of Klinedinst PC’s Real Estate, Construction and Land Use Department and has been practicing law for over 20 years. Mr. Campbell’s extensive litigation, transactional, negotiation and strategic business planning experience have earned him a reputation of excellence throughout California. He represents a variety of corporate clients including Fortune 500 companies, general contractors, developers, subcontractors, design professionals, and real estate professionals. Mr. Campbell has successfully handled every aspect of commercial and residential construction litigation.

Mr. Campbell handles complex real estate issues associated with residential, mixed-use and commercial products, including high-rise, infill, mid-rise, large condo conversion and residential tract projects, skilled nursing facilities, and retirement communities. Mr. Campbell’s practice area involves initial project contracting and risk allocation associated with the indemnity obligations, additional insured obligations, and the allocation of deductible and SIR obligations related to shared policies, course of construction disputes and defect litigation.

Mr. Campbell has extensive experience in the WRAP insurance arena, including acquisition, analysis, and litigation of these policies on very large/complex projects, affording him a unique “cradle to grave” perspective on commercial and residential high-rise, mixed use, and large residential construction projects. Mr. Campbell excels at advising clients with regard to the project’s construction, completion, disputes related to delay and/or associated lien claims. His focus on risk management through construction contract drafting and litigation helps reduce and spread risk where appropriate.

As a licensed California real estate broker and Realtor®, Mr. Campbell is a successful broker, property manager and real estate investor in commercial, retail and residential properties. His experience with purchasing, rehabilitating, managing and brokering residential, commercial and retail properties affords him a unique perspective when representing clients on construction, real estate and leasing issues.

In addition, Mr. Campbell also has extensive experience in handling general liability, catastrophic injury, wrongful death, trucking, transportation, products liability and business litigation cases.

Klinedinst PC is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership
- Associated General Contractors
- BIA (Building Industry Association of San Diego)

San Diego County Bar Association (Construction, Environmental Law, and Land Use Sections)

Representative Seminars
- “What’s Working and Not Working About Wrap-Ups” IRMI Construction Risk Conference, November 12, 2012
- “It’s a Wrap” Spring 2012 USLAW Conference, April 13, 2012
- “WRAPS: An Update From the Front Lines” Panel Moderator, MC Consultants 16th Annual West Region Construction Defect and Insurance Coverage Conference, September 2010

Education
- 1993, J.D., University of San Diego School of Law
- 1990, B.A., San Diego State University, cum laude
- 1988-1989, Heidelberg University, Germany
Biography and Experience

Kevin J. Gramling, the managing shareholder at the firm’s Orange County office, has extensive experience defending product liability, premises liability, mold and indoor air quality, environmental, transportation, and construction defect claims. Kevin Gramling is an AV® Preeminent™ Peer Rated attorney, having achieved Martindale Hubbell’s highest rating for legal ability and ethical standards.

Klinedinst PC is a member of the Associated General Contractors of America (AGC).

Education

- 1997, J.D., California Western School of Law
- 1988, B.A., Villanova University 

Kevin J. Gramling  
Klinedinst PC  
5 Hutton Centre, Suite 1000  
Santa Ana, CA 92707  
(714) 542-1800 Office  
(714) 542-3592 Fax  
(714) 315-7450 Cell  
kgramling@klinedinstlaw.com  
www.klinedinstlaw.com
Arthur S. Moreau has extensive experience counseling clients and negotiating and litigating business related issues, with an emphasis in real estate, land use, and construction. Mr. Moreau counsels and assists his business clients on a variety of legal issues, from entity formation to deal analysis and contract development. Drawing on his years as Executive Vice President for a Newport Beach based developer, Mr. Moreau has big picture perspective, business acumen and experience to act as outside general counsel for a number of his business clients. In a litigation context, Mr. Moreau is responsible for leading his litigation team from case intake through trial and appeal.

Mr. Moreau represents a broad spectrum of both residential and commercial construction professionals, including design professionals, subcontractors, general contractors and developers in litigation and arbitrations.

Klinedinst PC is a member of the Associated General Contractors of America (AGC).

### Construction Industry Group Membership
- The Associated General Contractors
- Associated Builders and Contractors
- San Diego County Bar Association (Real Property, Construction and Environmental Sections)

### Representative Seminars
- “WRAPs: Are They All They’re Cracked Up to Be?” Building Industry Association, December 12, 2006
- “Handling Construction Defect Claims, Strategies and Tactics – Developing and Managing High-Rise CD Cases,” 8th Annual Key West Seminar, October, 2004

### Education
- 1993, J.D., Pepperdine University, cum laude
- 1990, M.B.A., Finance, Pepperdine University
- 1978, D.S.E.F., University of Grenoble, France
- 1977, B.A., University of California at Santa Barbara
Jean A. Dalmore is a Partner and Co-Chair of the Construction Law practice group of Murchison & Cumming, LLP. Ms. Dalmore is also active in the Defense Research Institute’s Construction Law Committee and is the Vice Chair of USLAW’s Construction Practice Group. Focusing her practice in the area of construction defect and construction site accident, she represents developers, general contractors, sub-contractors, manufacturers, and material suppliers in all fields of construction. Ms. Dalmore handles cases involving diverse construction related claims, including complex construction defect disputes, major claims involving catastrophic construction injuries and mold allegations in single- and multi-family residential dwellings and commercial buildings. She has 20 years of experience as a construction attorney and devotes 90% of her practice to construction related matters. AV-rated by Martindale-Hubbell, Ms. Dalmore is well experienced in all aspects of litigation, including discovery, mediation, arbitration, and trial having spent her entire career as a trial lawyer at Murchison & Cumming.

Murchison & Cumming, LLP is a member of the Associated General Contractors of America (AGC).

### Biography and Experience

Jean A. Dalmore is a Partner and Co-Chair of the Construction Law practice group of Murchison & Cumming, LLP. Ms. Dalmore is also active in the Defense Research Institute’s Construction Law Committee and is the Vice Chair of USLAW’s Construction Practice Group. Focusing her practice in the area of construction defect and construction site accident, she represents developers, general contractors, sub-contractors, manufacturers, and material suppliers in all fields of construction. Ms. Dalmore handles cases involving diverse construction related claims, including complex construction defect disputes, major claims involving catastrophic construction injuries and mold allegations in single- and multi-family residential dwellings and commercial buildings. She has 20 years of experience as a construction attorney and devotes 90% of her practice to construction related matters. AV-rated by Martindale-Hubbell, Ms. Dalmore is well experienced in all aspects of litigation, including discovery, mediation, arbitration, and trial having spent her entire career as a trial lawyer at Murchison & Cumming.

Murchison & Cumming, LLP is a member of the Associated General Contractors of America (AGC).

### Construction Industry Group Membership

- DRI Construction Practice Group
- Associated General Contractors of California

### Representative Seminars

- "Indemnity Agreements in Construction Contracts: When is a promise really binding?" USLAW NETWORK/Murchison & Cumming, LLP 2013 CLE Program & Summer Beach Bash, Santa Monica, CA, June 25, 2013
- "Ten-Minute Construction Law Drill: Contractor Controlled Insurance Programs and Owner Controlled Insurance Programs," Associated General Contractors of America Annual Convention, Palm Springs, CA, March 6-9, 2013
- "Coping with Climate Change: How to Deal with the Many Legal and Market Restrictions on Contractual Indemnity and Additional Insured Endorsements, and Other Questions about Traditional Risk Allocation," 2013 AGC Surety Bonding and Construction Risk Management Conference, Naples, FL, February 4-6, 2013
- Co-Chair, Construction Law Track, USLAW NETWORK Spring Client Conference, Dana Point, CA, April 12-14, 2012
- Speaker, "Five Minute Drill: California Construction Law Case Update," USLAW NETWORK Spring Client Conference, Phoenix, AZ, March 31-April 2, 2011
- Co-Chair, Construction Law Track, USLAW NETWORK Spring Client Conference, April 15-17, 2010
- Panelist, "Handling Construction Defect Claims," Southern California Claims Managers Meeting, December 10, 2009

### Representative Articles

- “Moving from the Minors to the Majors: Catastrophic Failures,” For The Defense, August 2011

### Education

- 1994, J.D., University of Southern California Law Center
- 1991, B.S., California State University, Los Angeles
Biography and Experience

Daniel G. Pezold is an Associate Partner in the Construction Law Practice Group of Murchison & Cumming, LLP. Mr. Pezold focuses his practice in the area of construction defect defense, representing sub-contractors and general contractors in all fields of construction. He also has extensive experience in insurance litigation, including bringing and defending declaratory relief and contribution actions, and defending bad faith actions. Mr. Pezold is known for his ability to bring matters to an early resolution and has a high rate of success securing voluntary dismissals.

Murchison & Cumming, LLP is a member of the Associated General Contractors of America (AGC).

Education

- 1997, J.D., Whittier Law School
- 1973, M.A., California State University, Chico
- 1972, B.A., California State University, Chico

Daniel G. Pezold
Murchison & Cumming, LLP
801 South Grand Avenue
9th Floor
Los Angeles, CA 90017
(213) 630-1091 Office
(213) 623-6336 Fax
dpezold@murchisonlaw.com
www.murchisonlaw.com
Biography and Experience
Ashley Dorris's experience is wide-ranging, having successfully defended her clients in matters ranging from construction related accidents, to representing subcontractors in complex construction defect issues to representing general contractors in disputes arising out of single family homes. She also actively counsels her clients on all aspects of pre-litigation management. She is licensed to practice in the State of California and before the United States District Court for the Central, Northern and Eastern Districts of California.

Education
- 2003, J.D., Santa Clara University
- 2000, B.S., Business Administration – Marketing, University of Arizona
Ben M. Ochoa is a partner in Lewis Roca Rothgerber LLP’s Denver office. He has over 25 years experience in the areas of construction, real estate and commercial litigation. His construction clients include construction lenders, owners and developers, special districts, property owners’ associations, contractors, architects, and engineers. Mr. Ochoa has extensive experience litigating, arbitrating and mediating a broad range of civil disputes in Colorado state courts, the U.S. District Court for the District of Colorado and various arbitration and mediation forums across the state. Mr. Ochoa also has experience in both the Colorado Court of Appeals and the U.S. Court of Appeals for the Tenth Circuit. He has been selected numerous times for Colorado Super Lawyers® in Construction Litigation. Mr. Ochoa is rated by Martindale – Hubbell as an “AV/Preeminent Attorney.” Recently, Mr. Ochoa has been recognized in the 2014 edition of Chambers USA in the category of Real Estate: Construction and in the 2015 edition of Best Lawyers in America® in the area of Litigation - Real Estate.

Lewis Roca Rothgerber LLP is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership

- Associated General Contractors of Colorado
- Hispanic Contractors of Colorado

Representative Seminars

- Speaker, “Timely Real Estate Construction,” Associated General Contractor (AGC) Annual Convention, Spring 2013
- Speaker, “Delays in Construction,” USLAW NETWORK Construction Seminar, Spring 2013
- Speaker, “Eminent Domain-Fundamentals and Practice for Special Districts,” Client seminar, Fall 2005

Representative Articles

- “Colorado Compendium of Law,” USLAW National Compendium of Law, Co-Author, Spring 2009

Education

- 1987, J.D., University of Colorado Law School
- 1983, B.S., University of Colorado College of Business, cum laude
Jared Cohane
Hinckley Allen
20 Church Street
Hartford, CT 06103-1221
(860) 331-2724 Office
(860) 331-2725 Fax
jcohane@hinckleyallen.com
www.hinckleyallen.com

Biography and Experience

Jared’s practice is focused in construction, with special emphasis on construction contract claims. While he represents primarily general contractors, he has represented all aspects of the construction industry including subcontractors, owners, design professionals, and sureties. Jared’s experience includes drafting and negotiating contracts for a wide range of projects, as well as counseling clients on related insurance and bonding issues. During construction, he assists clients in documenting and protecting their interests on the diverse issues that may arise such as documenting and dealing with contract claims or environmental issues often encountered during the building process, so that they may attempt to resolve them during construction and, if not, will have protected their interests. Jared then assists his clients with any remaining issues as cost-effectively as possible, including resolving claims directly with other entities, drafting claims and requests for equitable adjustment, and successfully mediating disputes before the clients incur the substantial costs required to fully litigate matters. When necessary, he represents his clients in state and federal courts, as well as arbitration, both nationally and internationally. Jared has handled various appeals and has argued before the Connecticut Supreme Court. Jared has represented clients in private and public construction projects, including power plant upgrades, schools, office buildings, and heavy highway, as well as government facilities and infrastructure projects both in the United States and abroad.

Jared then assists his clients with any remaining issues as cost-effectively as possible, including resolving claims directly with other entities, drafting claims and requests for equitable adjustment, and successfully mediating disputes before the clients incur the substantial costs required to fully litigate matters. When necessary, he represents his clients in state and federal courts, as well as arbitration, both nationally and internationally. Jared has handled various appeals and has argued before the Connecticut Supreme Court. Jared has represented clients in private and public construction projects, including power plant upgrades, schools, office buildings, and heavy highway, as well as government facilities and infrastructure projects both in the United States and abroad.

Hinckley Allen is a member of the Associated General Contractors of Connecticut.

Construction Industry Group Membership

- American Bar Association
- Massachusetts Bar Association
- New York Bar Association
- Hartford County Bar Association
- Construction Financial Management Association
- Connecticut Construction Industries Association
- AGC of Connecticut

Representative Articles

- “New Connecticut Law Adds an Arrow to Contractor’s Quiver in Efforts to Recover Wage Payments From Subcontractors,” Hinckley Allen Construction Newsletter, June 2010
- Power to the Arbitrator,” Connecticut Law Tribune, March 2010
- “The Impossibility Doctrine – Still Hazy After All These Years: Part II,” Journal of the American College of Construction Lawyers, Volume 3, Summer 2009
- “The Impossibility Doctrine – Still Hazy After All These Years: Part I,” Journal of the American College of Construction Lawyers, Volume 2, Summer 2008

Education

- 2002, J.D., University of Connecticut School of Law, with honors
- 1994, B.A., Philosophy and Anthropology, Oberlin College
**Biography and Experience**

In a legal career spanning two decades, Tim has successfully recovered multi-millions of dollars in damages for his clients across the United States. Focusing in Construction and Commercial Litigation, he has successfully represented high-profile, international clients, including: top ENR contractors, a major pharmaceutical corporation, a world leader in energy plant construction, and many of the world’s leading surety companies. Tim’s legal counsel has also proved successful for general contractors and sureties in arbitration and mediation, and in federal and state court. He has arbitrated, tried, or litigated cases nationwide in major metropolitan markets including Manhattan, Brooklyn, Louisville, Boston, and Jackson. Tim is the former Chair of the Connecticut Bar Association Construction Law Section. His many professional accomplishments include the expansion of the law regarding a Connecticut contractor’s recovery under the “Eichleay Formula” for suspension of work claims before the Board of Contract Appeals and the Federal Circuit Court of Appeals. An in-demand panelist and speaker, Tim has presented programs and seminars on emerging trends and changes in construction and surety law. As a keynote speaker, he has lectured at the Connecticut Bar Association, the National Association of Credit Managers, and the Cambridge Institute in Massachusetts.

Hinckley Allen is a member of the Associated General Contractors of Connecticut.

**Construction Industry Group Membership**

- American Bar Association, Forum Committee, Construction Industry, Member
- American Bar Association, Fidelity Surety Law Committee, Member
- American Bar Association, Construction Law Section, Member
- Connecticut Construction Industries Association, Inc., Mechanic's Lien Task Force
- Connecticut Associated Builders and Contractors, Inc.
- International Association of Defense Counsel, Member

**Representative Seminars**

- “Raise or Fold - How To Effectively and Efficiently Plan and Prosecute Litigation and Arbitration Without Putting the Client on Tilt,” Construction SuperConference 2014
- “Key Clauses in a Construction Contract,” AICPA Construction Conference
- “Mechanic’s Liens, Performance Bond Claims, Payment Bond Claims,” Cambridge Institute Seminar
- “Demonstrative Evidence,” Connecticut Bar Association Seminar
- “Liquidating Agreements, Arbitration – Obtaining and Preserving the Award,” Connecticut Bar Association Seminar
- “Payment Bond Claims,” National Association of Credit Managers Seminar

**Representative Articles**

- “BIM: The New Standard of Practice,” Engineering News-Record, August 2010

**Education**

- 1983, LL.M., International Business, McGeorge School of Law University of the Pacific
- 1982, LL.B., University of New Brunswick
- 1979, B.A., Saint Thomas University
Peter J. Martin practices construction law, with special emphasis on litigating construction and surety disputes. He represents general contractors, subcontractors, design professionals and sureties in state and federal courts and in arbitration. In addition, Peter’s experience includes drafting and negotiating contracts, and assisting clients documenting and protecting their interests on the diverse issues that arise prior to and during construction activities and drafting and responding to claims. Peter assists his clients with issues as cost-effectively as possible, including resolving claims through mediation and other dispute resolution venues before they incur the substantial costs required to fully litigate matters.

Peter has been with Hinckley Allen since 2010. Before that he was with Pepe & Hazard, LLP from 2004 to 2010 and Morris, Duffy, Alonso & Faley, LLP from 2003 to 2004.

Hinckley Allen is a member of the Associated General Contractors of Connecticut.

Construction Industry Group Membership

- CCIA, Young Contractors Forum
- Associated Builders & Contractors of Connecticut, Legislative Subcommittee Member

Representative Seminars


Representative Articles

- “The King Is Dead; Long Live the King: The Connecticut Supreme Court Resurrects Stale Claims by the State,” Hinckley Allen Construction eNewsletter, April 19, 2013
- “Connecticut May Soon Have Its Own False Claim Act,” Pepe & Hazard LLP Newsletter, April 1, 2007

Education

- 2003, J.D., Brooklyn Law School
- 1999, B.S., School of Business, University of Connecticut
Biography and Experience
David Brannon is a shareholder in Carr Allison’s Tallahassee, Florida office. An AV rated attorney, Mr. Brannon has had an active construction litigation practice for the past five years; a practice that currently comprises approximately 20% of his overall practice. Mr. Brannon represents a range of construction clients, including contractors and subcontractors, in claims involving construction defects, toxic exposure and personal injury, including wrongful death. Mr. Brannon is also involved in providing a national insurance carrier with advice and counsel relative to reactive drywall issues and litigation in Florida. Mr. Brannon has over 20 years of trial experience and has represented clients in jury trials in state and federal courts throughout Florida. Carr Allison is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership
- Defense Research Institute – Construction Law Contract and Delay Claim Specialized Litigation Group

Representative Seminars
- “Update on Florida Legal Issues,” Seminar sponsored by insurance carrier for national attorney network, 2011
- “Impact of MSPA on Professional Liability Claims,” Seminar sponsored by national attorney/carrier network, 2010

Representative Articles
- Co-Author, “Florida Section USLAW Construction Law Compendium,” 2009
- “Expert Witness Discovery after the Boecher Decision,” 19 Trial Advocacy Quarterly, 2000

Education
- 1989, J.D., University of Florida College of Law
- 1986, B.S., Florida State University
H. Wayne Clark, Jr.
Wicker Smith O’Hara McCoy & Ford, P.A.
515 East Las Olas Boulevard
Suite 1400
Fort Lauderdale, FL 33301
(954) 847-4800 Office
(954) 760-9353 Fax
(954) 203-7034 Cell
wclark@wickersmith.com
www.wickersmith.com

Biography and Experience
H. Wayne Clark, Jr., joined Wicker Smith in 2006 and is a partner in the Fort Lauderdale office. Mr. Clark practices in both the state and federal courts, focusing on all aspects of construction law, first party property law, premises and security liability, condominium disputes, wrongful death and commercial litigation. Mr. Clark handles construction litigation throughout the state of Florida, representing developers, general contractors, sub-contractors and design professionals for both residential and commercial properties. Mr. Clark has litigated routine lien matters to complex multi-million dollar construction defect cases. He also serves as counsel for a Fortune 500 construction company. He is an AV® Preeminent™ rated attorney by Martindale-Hubbell, the highest rating awarded by that organization.

Wicker Smith O’Hara McCoy & Ford, P.A. is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership
- Wicker Smith is a law firm member of the ATA
- DRI Construction Practice Group

Representative Seminars

Education
- 2004 J.D., Nova Southeastern University
- 2000, B.A., University North Carolina Greensboro
William F. Fink, a partner in the Miami office, serves as head of the firm’s Construction Practice Group. Mr. Fink has handled cases in all aspects of construction litigation involving both property damage and bodily injury throughout Florida for 23 years, representing developers, general contractors, sub-contractors and design professionals for both residential and commercial properties. Mr. Fink has also represented contractors in matters involving contract dispute and lien issues, as well as handled numerous insurance coverage cases. He has tried many cases involving millions of dollars to verdict in both state and federal court. Mr. Fink’s achievements throughout his career have been recognized by his peers, earning him an AV® Preeminent™ rating from Martindale-Hubbell. Most recently, he was admitted to the American Board of Trial Advocates, an invitation only group of trial attorneys required to be certified by the local bench and bar as exceptional practitioners in the community. He is a member of the South Florida Chapter of the Associated General Contractors of America and currently serves as the Chairman for the USLAW Construction Practice Group.

Wicker Smith O’Hara McCoy & Ford PA. is a member of the Associated General Contractors of America (AGC).

### Biography and Experience

William F. Fink, a partner in the Miami office, serves as head of the firm’s Construction Practice Group. Mr. Fink has handled cases in all aspects of construction litigation involving both property damage and bodily injury throughout Florida for 23 years, representing developers, general contractors, sub-contractors and design professionals for both residential and commercial properties. Mr. Fink has also represented contractors in matters involving contract dispute and lien issues, as well as handled numerous insurance coverage cases. He has tried many cases involving millions of dollars to verdict in both state and federal court. Mr. Fink’s achievements throughout his career have been recognized by his peers, earning him an AV® Preeminent™ rating from Martindale-Hubbell. Most recently, he was admitted to the American Board of Trial Advocates, an invitation only group of trial attorneys required to be certified by the local bench and bar as exceptional practitioners in the community. He is a member of the South Florida Chapter of the Associated General Contractors of America and currently serves as the Chairman for the USLAW Construction Practice Group.

Wicker Smith O’Hara McCoy & Ford PA. is a member of the Associated General Contractors of America (AGC).

### Construction Industry Group Membership

- Associated General Contractors of America (AGC)
- DRI Construction Practice Group
- South Florida Chapter, Associated General Contractors of America

### Representative Seminars

- “Illegal Alien or Undocumented Immigrant; Either way you Slice it, There are Damage Issues,” USLAW Spring Client Conference, Dana Point, April 2012

### Education

- 1988, J.D., Stetson University
- 1984, B.S., Business Administration, University of Florida
Raymond E. Watts
Wicker Smith O’Hara
McCoy & Ford, P.A.
390 North Orange Avenue
Suite 1000
Orlando, FL 32801
(407) 843-3939 Office
(407) 649-8118 Fax
(407) 317-2166 Alternative
rwatts@wickersmith.com
wfink@wickersmith.com
www.wickersmith.com

**Biography and Experience**

Raymond E. Watts, Jr., joined Wicker Smith in 1992 and is a partner in the Orlando office. For over 20 years, Mr. Watts has actively litigated in both the state and federal courts, representing clients in the defense of construction defects, medical malpractice, wrongful death, products liability, premises liability, automobile negligence, and complex litigation. Mr. Watts has tried to verdict and arbitrated more than two dozen long term care claims. In the construction litigation field, he has handled construction defect, defective material and personal injury/wrongful death claims. His experience includes representation of general contractors, material suppliers and most of the various subcontractor trades involved in commercial and residential construction.

Wicker Smith O’Hara McCoy & Ford, P.A. is a member of the Associated General Contractors of America (AGC).

**Education**

- 1986, B.A., University of Florida
Jim Fisher chairs the Hall Booth Smith Construction Practice Group. Whether the problem is litigation or claims involving construction design and defect, delay, change orders and extra work, systems engineering, contract compliance, insurance coverage and regulatory or grading, hydrology and erosion control, heavy equipment and personal injury or property damage, Mr. Fisher has been involved in the representation of developers, owners, general contractors, subcontractors, architects and engineers, construction managers, suppliers, transportation providers and haulers as well as insurance carriers in nearly every aspect of the construction industry for more than thirty years providing solutions and problem avoidance. Mr. Fisher has served as a Special Assistant Attorney General representing the State of Georgia Department of Transportation in connection with construction litigation. He has been called upon to represent numerous national insurance carriers to the construction industry in connection with complex claims, disputes and coverage litigation. He is also actively involved in industry and professional organizations and is a member of the Construction Law Committee of the USLAW NETWORK of trial attorneys.

Hall Booth Smith, P.C. is a member of the Associated General Contractors of America (AGC).

**Construction Industry Group Membership**

- Defense Research Institute Construction Practice Group
- ABA Construction Practice Group
- Associated General Contractors of America
- USLAW NETWORK Construction Practice Group

**Representative Seminars**

- Contingent Business Interruption Construction Claims, Hamilton, Bermuda, September 2011
- Ensuing Loss, Construction Insurance, Hamilton, Bermuda, September 2011

**Representative Articles**

- Co Author – *Georgia Construction Law Compendium*

**Education**

- 1976, J.D., Emory University College of Law
- 1971, A.B., Political Science, Emory University
Biography and Experience

Mrs. Spitalnick provides advice and counsel to general contractors, subcontractors, owners, developers and design professionals in cases involving construction defects, construction accidents and construction contracts. Her practice is focused on the litigation of construction cases, including mediation, arbitration and trials in both state and federal courts throughout Georgia. Mrs. Spitalnick advises national insurance carriers and construction entities on matters of risk management, insurance coverage analysis, drafting and review of construction related agreements and documents, construction defects, performance and payment disputes/bonds, mechanics liens, OSHA compliance, insurance and regulatory or workplace and other catastrophic injury claims or damage to property. She has served as a Special Assistant Attorney General in litigation involving highway construction for the Georgia Department of Transportation.

Hall Booth Smith, P.C. is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership

- Associated General Contractors of America

Representative Articles

- Georgia Construction Compendium of Law, 2014 and 2015
- Hall Booth Smith Construction Blog

Education

- 2002, Juris Doctorate, Loyola University, cum laude
- 1998, BS, Political Science, University of Georgia
Biography and Experience
Lennes N. Omuro joined Goodsill Anderson Quinn & Stifel in 1990 and has been a partner in the firm since 1997. His primary area of practice is real estate related litigation including but not limited to development, construction, sales, premises liability and insurance. He also has experience in commercial litigation and professional malpractice including but not limited to the defense of design professionals, real estate agents, management companies and mortgage brokers. Beginning from the early 1990s, he has successfully handled numerous residential and commercial construction cases involving design and construction defects of residential and commercial structures, payment and performance issues, and such related issues as insurance, mold, drainage/flooding, rockfall, pest/termite, dust, toxic tort, violation of Americans With Disability Act (ADA), defective product, class actions, personal injury and wrongful death. He has extensive experience in advising and representing commercial and residential developers, design professionals, contractors and manufacturers/suppliers.

Construction Industry Group Membership
- DRI Construction Practice Group

Representative Articles
- “Removing a Case to Federal Court When Diversity Jurisdiction Exists,” Hawaii Bar Journal, November 2014 (with D. Hoftiezer and K. Suzuka)
- “Hawaii Section,” DRI Construction Litigation Desk Reference, 2010
- “Coming to Terms with Electronic Discovery,” Hawaii Bar Journal, February 1, 2006 (with L. Bail and A. Thompson-Smith)
- “New Hawaii Construction Defect Claim Law,” February 2, 2005

Education
- 1990, J.D., William S. Richardson School of Law
- 1983, B.A., Economics, Stanford University, with distinction

Lennes N. Omuro
Goodsill Anderson Quinn & Stifel LLP
First Hawaiian Center
Suite 1600
999 Bishop Street
Honolulu, HI 96813
(808) 547-5791 Office
(808) 547-5880 Fax
lomuro@goodsill.com
www.goodsill.com
Randy Whattoff is experienced in high-stakes business litigation. He has substantial experience in all phases of litigation and arbitration, including complex discovery matters, pre-trial motion practice, appellate issues, and settlement.

Mr. Whattoff began his career as an associate at a prominent national law firm based in Los Angeles, where he focused on litigation for a number of notable entertainment clients. While in Los Angeles, Mr. Whattoff represented professional athletes in highly publicized contract disputes, individuals and entertainment companies in intellectual property disputes, and businesses in complex commercial litigation. In one notable case, Mr. Whattoff represented the estate of the musician Michael Jackson in litigation that determined control of Mr. Jackson’s estate. Other examples of Mr. Whattoff’s work include:

- **Complex Commercial Litigation**: Mr. Whattoff has represented manufacturers and other businesses in contract disputes and fraud claims.
- **Real Estate Litigation**: Mr. Whattoff has represented developers and individuals in litigation involving breach of contract claims, partnership disputes, and construction defects.
- **Class Action Defense**: Mr. Whattoff has represented businesses in large class actions, often involving Hawai’i’s unfair and deceptive trade practices laws.
- **Government Procurement**: Mr. Whattoff has represented a wide range of businesses in claims related to public procurement, including protests, claims, and appeals arising under government contracts.
- **Intellectual Property Litigation**: Mr. Whattoff has a broad range of experience litigating intellectual property disputes related to trademark, copyright, Internet issues, and trade secrets.

Mr. Whattoff received his undergraduate degree from U.C. Berkeley, where he majored in sociology and minored in computer science. While at U.C. Berkeley, Mr. Whattoff worked for the California Attorney General’s Office on a number of statewide cases. Mr. Whattoff attended Cornell Law School, where he was an editor of the Cornell Law Review and served as a Judicial Extern for the Honorable Joel August in Hawai’i’s Second Circuit Court.

**Education**

- 2006, J.D., Cornell Law School, *cum laude*
- 2002, B.A., University of California at Berkeley
Dennis J. Cotter
SmithAmundsen LLC
150 North Michigan Avenue
Suite 3300
Chicago, IL 60601
(312) 894-3229 Office
(312) 997-1739 Fax
(815) 985-5691 Cell
dcotter@salawus.com
www.salawus.com

Biography and Experience

Dennis Cotter is a founding partner of SmithAmundsen, co-chair of the firm’s Construction Practice Group, and member of the firm’s Executive Committee. For over 25 years, he has represented clients as lead trial counsel in cases involving professional liability, commercial litigation, construction, product liability, municipal liability, breach of contract, real estate, insurance, extra-contractual issues, general liability, and more. He is an accomplished trial attorney and his cases routinely include the representation of business and commercial entities in matters involving multi-million dollar exposures. Dennis is also a frequent lecturer on a wide array of litigation-related legal topics and emerging legal trends.

Dennis has served as Chair of the national USLAW Construction Practice Group (2007), and authored both the USLAW Illinois Construction Law Compendium and the DRI Illinois Construction Desk Reference (2009).

In addition to an aggressive trial practice, Dennis is also a certified arbitrator for Illinois Mandatory Arbitration Programs, is trained as a certified Mediator through Northern Illinois University, and has mediated cases in the 17th Judicial Circuit Major Civil Mediation program and in Cook County, Illinois. Dennis was named to the Illinois Super Lawyers list for 2005-2015 and was listed in the Super Lawyers, Corporate Counsel Edition in 2009 for his work in construction and surety litigation. He received an AV rating from Martindale-Hubbell, Corporate Counsel Edition in 2009 for his work in construction and surety litigation. He was named a Leading Lawyer by the Law Bulletin Publishing Company.

SmithAmundsen LLC is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership

- Associated General Contractors of America
- Northern Illinois Building Contractors’ Association
- DRI Construction Law Committee
- Illinois Road and Transportation Builders Association
- Highway Work Zone Safety
- IDC (Construction Law Committee, Co-chair)
- MAASTRO Reg AASHTO-AGC-ARTBA Joint Committee

Representative Seminars

- Co-presenter, “Use of Laser Scanning Technology in Litigation,” USLAW Spring Conference, April, 2014
- Speaker, 2014 NAHB International Builders’ Show, National Association of Home Builders, February, 2014
- Presenter, “Insurability of Indemnity Agreements,” Associated General Contractors of America (AGC) Annual Convention, March, 2013

Education

- J.D., DePaul University College of Law
- B.B.A., Accounting, University of Notre Dame
Biography and Experience

Tim Epstein is a partner in SmithAmundsen's Litigation Practice Group and Chair of the firm's Sports Law Practice Group. Tim's work spans across both litigation and transactional client needs across the United States and the greater international community, involving matters in construction, sports, events/festivals, product liability, commercial litigation, education, real estate, and insurance. Tim has the benefit of serving as lead trial counsel in his litigation practice, and as general counsel for numerous entities in his transactional work.

Tim is an Adjunct Professor of Law at Loyola University Chicago School of Law, and regularly lectures and serves as a panelist for various industry and legal education events, including numerous presentations for DRI, and engagements at law schools including Duke, Northwestern, the University of Chicago, Boston College, Arizona State, Fordham, Ole Miss, and Tulane.

Tim is an accomplished legal writer, published as an author and contributor in nationally respected law reviews, periodicals, and bar association publications. Tim has earned the respect and trust of his fellow attorneys by being selected for numerous bar association leadership positions, has also served as a legal analyst for ABC, Fox and WGN. Tim is a member of the Sports & Fitness Industry (SFIA) Legal Task Force.

Tim serves on numerous education and not-for-profit boards including the Fetzer Institute, the Sports Law Institute, the Welles Remy Crowther Trust, and the Pat Tillman Foundation.

Tim is an “AV” rated attorney from Martindale-Hubbell, and an Illinois Super Lawyers® “Rising Star”.

SmithAmundsen LLC is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership

- Associated General Contractors of America
- DRI
- IDC
- ABA
- Liaison Chair and Teleconference Chair: Construction Law Committee, Young Lawyers Committee, DRI (2006-2008)

Representative Articles


Education

- 2004, J.D., University of Illinois College of Law
- 1999, B.A., History/Irish Studies, Boston College
**Matthew W. Horn**  
SmithAmundsen LLC  
150 North Michigan Avenue  
Suite 3300  
Chicago, IL 60601  
(312) 894-3322 Office  
(847) 404-9449 Cell  
mhorn@salawus.com  
www.salawus.com

**Biography and Experience**

Matthew is an attorney in SmithAmundsen’s Chicago office and is an integral member of the firm’s Commercial Litigation, Corporate, and Construction Practice Groups. He focuses on representing all parties in breach of contract, bonding, mechanics lien, and asset and business valuation litigation, and representing contractors, developers, owners, manufacturers, and general industry in construction defect, property damage, fire damage, personal injury, and OSHA-related litigation. In addition to his extensive litigation practice, he also serves as outside general counsel to companies of all sizes in the construction and general industry fields, providing legal and business advice on a wide variety of issues.

Matthew is a proven advocate for his clients, and his practical and competitive nature has allowed him to achieve an unparalleled level of success in the courtroom, as well as positive outcomes for his clients through settlement, mediation, arbitration, and dispositive motion. Additionally, his creative and thoughtful approach to business and legal issues, coupled with his insurance, accounting, and construction background, allow him to serve as trusted and effective advisor to his general representation clients.

Matthew’s successes do not end in serving the litigation and general representation needs of his clients. He is an accomplished legal writer and speaker, and is involved in many different legal and construction-related associations, including the Illinois Association of Defense Trial Counsel, the Defense Research Institute, the Underground Contractors Association, and the Illinois Road and Transportation Builders Association.

Matthew has been named to the 2014 and 2015 Illinois Super Lawyers® list of “Rising Stars.” SmithAmundsen LLC is a member of the Associated General Contractors of America (AGC).

**Construction Industry Group Membership**

- Illinois Association of Defense Trial Counsel  
- Defense Research Institute  
- Underground Contractors Association

- Illinois Road and Transportation Builders Association  
- Associated General Contractors of America  
- Association of Subcontractors and Affiliates

**Representative Seminars**

- Presenter, “Managing an OSHA Inspection from Opening to Closing,” Valley Industrial Association, December 11, 2014  
- Co-presenter, “OSHA’s Application to, and Intervention in, the Health Care Industry,” Chicagoland Healthcare Risk Management Society, Webinar, September 17, 2014  
- Presenter, “From Womb to Tomb and Back Again,” ISBA Construction Seminar, Chicago, IL, April 27, 2012  

**Representative Articles**

- Author, Construction Law Updates, SmithAmundsen Construction Alert, July 4, 2014  

**Education**

- 2004, B.A., Accounting, University of Illinois
Grant Clapacs is a senior member of Bingham Greenebaum Doll’s Construction Team. Grant works with owners, contractors and suppliers to help them achieve their business objectives, whether by advising them on contract negotiations or by representing them in litigation or arbitration. Grant has served as the Chair of the Indiana State Bar Association Construction and Surety Law Section. A graduate of Cornell University and the Duke University School of Law, Grant is a frequent seminar presenter on construction and real estate topics. He is active in several community organizations.

Bingham Greenebaum Doll LLP is a member of the Associated General Contractors of America (AGC) through the ICA – Indiana Contractor’s Association.

### Construction Industry Group Membership
- ABA Construction Forum, Member
- Associated General Contractors, Member
- Indiana State Bar Association, Construction & Surety Law Section, Immediate Past Chair

### Representative Seminars
- “Mold and Construction Defects,” Builders Association of Greater Indianapolis, Spring 2005
- “Joint and Several Liability Issues at Trial: Examples from the Water Intrusion Case,” ABA Litigation Section, December, 2004
- “Public Bidding Issues,” ILTAP Conference, November, 2004
- “Residential Construction Law,” ICLEF, May, 2004
- Associated General Contractors of Indiana, Annual Educator’s Conference Annual Meeting, Presenter, September, 2003

### Representative Articles

### Education
- 1995, J.D., Duke University School of Law
- 1992, B.A., Government, Cornell University, with high distinction
Donald J. Graham's practice areas include construction law and insurance regulation/insolvency. He represents owners and contractors in all facets of construction, including analysis of alternative delivery systems, contract drafting and other services required at the inception of a project, as well as evaluation of and the pursuit or defense of claims and disputes arising out of construction projects. Among his most notable projects are: Lucas Oil Stadium; Conseco Fieldhouse and affiliated projects; expansion to the Indiana Convention Center; Thomson Consumer Electronics North American Headquarters, and Indianapolis Indians' Victory Field. Mr. Graham also provides legal services relative to administrative, regulatory and legal proceedings in the field of insurance, primarily focusing on insurance company acquisitions, holding company transactions and rehabilitation/liquidation proceedings. Mr. Graham received his law degree from Indiana University, summa cum laude, in 1980 and his undergraduate degree from Purdue University, with distinction, in 1977. He received admittance to the Indiana Bar in 1980.

Bingham Greenebaum Doll LLP is a member of the Associated General Contractors of America (AGC) through the ICA – Indiana Contractor's Association.

Education
• 1980, J.D., Indiana University School of Law, summa cum laude
• 1977, B.S., Business, Purdue University, with distinction
Biography and Experience

Gerard Gregerson concentrates on the representation of contractors, design professionals and owners in construction contracts and disputes. Mr. Gregerson has over 20 years of experience in handling construction law related matters. Bingham Greenebaum Doll's Construction Industry team can handle construction projects from inception to completion, including design, development, contract negotiation, litigation, OSHA and related services. A frequent author and presenter, Mr. Gregerson makes time to be involved with a variety of business and youth-related initiatives in the community of Zionsville (IN).

Bingham Greenebaum Doll LLP is a member of the Associated General Contractors of America (AGC) through the ICA – Indiana Contractor’s Association.

Construction Industry Group Membership

- American Bar Association Forum on the Construction Industry
- Indiana Bar Association Construction Section
- ICA – Indiana Contractor’s Association
- US LEED Council

Representative Articles

- “Indiana Chapter of Insurance and Tort Law Desk Reference” to be published by Lawyers Cooperative Publishing Co., Co-Author
- “Preferential Transfers,” and “Fraudulent Transfers” Bankruptcy Litigation Skills in Indiana, National Business Institute, Inc., August 1992, Co-Author Thomas C. Scherer

Education

- 1989, J.D., Indiana University School of Law, cum laude
- 1985, B.A., Indiana University
Roger Stone joined Simmons Perrine Moyer Bergman PLC in 1981 where he began litigating construction cases. He has since led the firm’s efforts to build a strong reputation in the industry. Mr. Stone is the first Iowan elected to the American College of Construction Lawyers, has been named Best Lawyers Lawyer of the year for Construction and Construction Litigation in Cedar Rapids, Iowa, he was included in Chambers USA for Litigation General Commercial, and he was named to the Top 10 Attorneys by Super Lawyers. Mr. Stone has handled hundreds of matters for all types of construction clients for over thirty years and is on the AAA’s National Registry of Construction Arbitrators. Mr. Stone serves as Managing Partner of the firm and Chair of its Board of Directors.

Simmons Perrine Moyer Bergman PLC. is a member of the Associated General Contractors of America (AGC).

**Construction Industry Group Membership**
- American College of Construction Lawyers
- National Registry of Construction Arbitrators, American Arbitration Association
- AIA Iowa
- Master Builders of Iowa (MBI)
- Associated General Contractors of Iowa (AGC)

**Representative Seminars**
- Indemnity Law for Architects and Engineers, 2010
- Legalities of the Construction Industry, 2010
- Labor and Materials on Public Improvements Iowa Code Ch. 573, 2009
- Risk Management Seminar for Architects and Engineers, 2008
- 2008 Architects Liability under Iowa Construction Law, 2008
- Risk Management Seminar Preventing Losses, 2008

**Representative Articles**
- Co-Author – “Indemnity in Iowa Construction Law,” 54 Drake Law Review 125, 2005

**Education**
- 1980, J.D., University of Iowa College of Law, *with highest distinction*
- 1977, M.A., Political Science, Columbia University
- 1975, B.A., University of Iowa, *with highest distinction*
Mark A. Roberts is a member of Simmons Perrine Moyer Bergman PLC located in Cedar Rapids, Iowa. He has litigated several million dollars’ worth of construction-related claims through jury trials, injunction proceedings, bench trials, arbitrations and mediations. His practice has included a wide variety of construction claims on behalf of design professionals, general contractors, subcontractors, suppliers, corporate and institutional owners as well as individuals. This practice has included claims from virtually every facet of the construction industry. Mr. Roberts is an arbitrator approved by the American Arbitration Association for construction matters. He is a member of the Firm’s board of directors.

Mr. Roberts is representing design professionals regarding alleged faulty construction of municipal swimming pools and an international construction firm regarding the construction of an ethanol plant. Mark wrote a successful trial and appellate argument regarding Iowa’s statute on deeds in lieu of foreclosure and he successfully defended a roofing contractor in federal court on $1.6 million dollar construction defect claim. He is obtaining summary judgment for an engineering firm accused of failure to appropriately design a subdivision.

Simmons Perrine Moyer Bergman PLC. is a member of the Associated General Contractors of America (AGC).

### Construction Industry Group Membership
- Master Builders of Iowa (MBI)
- Associated General Contractors of Iowa (AGC)

### Education
- 1993, J.D., University of Nebraska College of Law, with high distinction
- 1989, B.A., Iowa State University
Philip Burian is a member of Simmons Perrine Moyer Bergman PLC located in Cedar Rapids, Iowa. He brings a range of experience in multiple areas of law to his advice and advocacy in complex matters. Mr. Burian represents engineers, architects, contractors, subcontractors, suppliers and owners in construction and design disputes on public and private construction projects. His experience ranges from allocation of responsibilities in the initial contracting phase to resolution and litigation of matters that arise well after final acceptance of the project. Mr. Burian is a veteran of the first Persian Gulf War.

Simmons Perrine Moyer Bergman PLC, a member of the Associated General Contractors of America (AGC).

Biography and Experience

Construction Industry Group Membership

- Master Builders of Iowa (MBI)
- Associated General Contractors of Iowa (AGC)

Education

- 1996, J.D., University of Iowa College of Law, with high distinction
- 1993, B.A., History Coe College
- 1989, A.A., Kirkwood Community College
**Lee B. Brumitt**  
Dysart Taylor Cotter  
McMonigle & Montemore, PC  
4420 Madison Avenue  
Suite 200  
Kansas City, MO 64111  
(816) 714-3027 Office  
(816) 931-7377 Fax  
(816) 797-5533 Cell  
lbrumitt@dysarttaylor.com  
www.dysarttaylor.com

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**Biography and Experience**

Lee has over 30 years of experience representing owners, general contractors, subcontractors, suppliers, and design professionals on all aspects of public, commercial, and residential construction projects. Over 60% of his practice is devoted to construction litigation and disputes along with construction contract issues. The remainder of his practice is primarily devoted to defense of various property and casualty insureds from personal injury and property damage claims and as coverage counsel. Lee currently serves as the general counsel for the Kansas City Chapter of American Subcontractors Association and is an active presenter and author. Lee shares experiences and lessons learned as a construction attorney on his blog, *Mo-Kan Construction Law*. He has been listed as a Missouri & Kansas Super Lawyer and has an AV® Preeminent™ rating by Martindale-Hubbell. The firm is a member of The Builder’s Association which is the sponsoring entity for the Kansas City Chapter of the AGC.

**Construction Industry Group Membership**

- American Subcontractors Association – Kansas City Chapter, Board Attorney  
- The Builder’s Association  
- Kansas Bar Association (Construction Law Section)  
- Kansas City Metropolitan Bar Association (Construction Law Committee)

**Representative Seminars**

- “Dispute Resolution Provisions,” Kansas City American Subcontractor’s Association (KCASA), February 2015  
- “The Ground Rules of Mechanic’s Liens,” Kansas City American Subcontractor’s Association (KCASA), January 2015  
- “Unlocking Retainage,” The Builder’s Association Estimating Academy, October 2014  
- “Managing Delay on Construction Projects,” KCASA, April 2014  
- “The Basics of Bond Claims,” KCASA, February 2014  
- “Prevailing Wage 101,” KCASA, September, 2013  
- “Keeping Collections Affordable,” KCASA, May 2012  
- “Disciplinary Actions Against Professional Engineers & Architects” December 2005

**Representative Articles**

- See articles on *Mo-Kan Construction Law* at www.mokanconstructionlaw.wordpress.com  
- “Mechanic’s Lien Rights,” The Contractor’s Compass, September 2013  
- “Kansas Passes Retainage Reform Legislation,” The Addendum, September 2010  
- “Missouri Enacts Changes to Mechanic’s Lien Law Construction,” The Addendum, August 2010  
- “Residential Construction Defects,” The Addendum, November 2006  
- “Missouri Addresses Payment of Retainage,” The Addendum, March 2004  
- “A Narrow Victory for Subcontractors,” The Addendum, July 2001

**Education**

- 1983, J.D., Drake University Law School  
- 1981, B.S., Central Methodist College
Biography and Experience

Steve Brehm is a member in the Litigation Practice Group in the Louisville office. Steve focuses on business, commercial and construction litigation and arbitration. Steve’s clients include owners, general contractors, subcontractors and design professionals. He has also litigated cases involving breach of contract litigation, construction litigation and arbitration, covenant not to compete and trade secret litigation, estate litigation and securities litigation and arbitration. Steve is admitted to practice in Kentucky as well as the Eastern and Western Districts of Kentucky and the Southern District of Indiana. Bingham Greenebaum Doll LLP is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership

- Associated Builders and Contractors of Kentuckiana
- American Bar Association Construction Practice Group
- Kentucky Bar Association Construction Section

Representative Seminars

- “Using a Mechanics’ Lien To Get Your Money”
- “Understanding the Basics of Mechanics’ Lien Law”
- “Managing Construction Projects – Handling Project Delays, Disruptions and Changes”
- “Managing Construction Projects – Reducing Project Risks”
- “Fundamentals of Real Estate Law”

Representative Articles

- “Kentucky Fairness in Construction Act Overview and Summary”
- “Kentucky Civil Practice & Trial,” June Chapter, 2008

Education

- 2001, J.D., University of Louisville, Louis D. Brandeis School of Law, magna cum laude
- 1993, B.A., University of Kansas
J. Mark Grundy
Bingham Greenebaum Doll LLP
3500 National City Tower
101 South Fifth Street
Louisville, KY 40202
(502) 587-3628 Office
(502) 540-2197 Fax
(502) 905-1158 Cell
mgrundy@bgdlegal.com
www.bgdlegal.com

**Biography and Experience**

Mark Grundy has significantly concentrated his practice in construction law for 24 years, representing owners, general contractors, subcontractors, and suppliers. *Chambers USA: America's Leading Lawyers for Business* has commented that, "Mark Grundy wins high accolades from peers for his strategic, large perspective on cases and his excellent understanding of the technical aspects of construction matters. He is well prepared and extremely professional." In addition, *Kentucky Super Lawyers* has recognized Mark as a leading lawyer in the field of construction litigation, and *Louisville Magazine* has honored Mark as one of the “Top Lawyers” in the field. Peers rank Mark as a Band 1 construction attorney, *Chambers USA*.

Bingham Greenebaum Doll LLP is a member of the Associated General Contractors of America (AGC).

**Construction Industry Group Membership**

- Builder's Exchange
- Associated General Contractors
- DRI Construction Practice Group
- ABA Construction Practice Group
- Kentucky Bar Association Construction Section

**Representative Seminars**

- “Guaranty Agreements,” National Business Institute, 2012
- “How to Plan and Manage a Successful Construction Project,” National Business Institute, 2008
- “The Seven Deadly Sins of Construction Lending,” Kentuckiana Banking Association, 2007
- “What Every Corporate Counsel Should Know About Litigation,” Kentucky Bar Association, 2006
- “Impact of Federal Legislation,” KET Television, 2005

**Representative Articles**

- Kentucky Construction Law, Defense Research Institute, 2009-2012
- Significant Changes To AIA Construction Contracts, *GDM Newsletter*, 2011
- Dynamics In Construction Industry, *GDM Newsletter*, 2010

**Education**

- 1988, J.D., University of Louisville
- 1981, B.A., University of Louisville
Peter J. Wanek
McCranie, Sistrunk, Anzelmo, Hardy, McDaniel & Welch LLC
3445 N. Causeway Blvd.
Suite 800
Metairie, LA 70002
(504) 846-8406 Office
(800) 977-8810 Fax
(504) 606-5515 Cell
pwanek@mcsalaw.com
www.mcsalaw.com

Biography and Experience
Peter J. Wanek is head of the construction practice group for McCranie, Sistrunk, Anzelmo, Hardy, McDaniel & Welch LLC in its New Orleans office. His practice focuses on construction industry and commercial litigation and arbitration, including delay and interference claims, defense of manufacturers of construction industry products, general contract litigation, construction defects, and professional liability litigation in the defense of architects and engineers. He is a member of DRI, the Louisiana Association of Defense Counsel, The Associated General Contractors of America (AGC), and a member of the Board of Directors for the Louisiana chapter of the Federal Bar Association. Mr. Wanek is also AV rated by Martindale-Hubbell.

McCranie, Sistrunk, Anzelmo, Hardy, McDaniel & Welch LLC is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership
- DRI Construction Practice Group
- Member, Associated General Contractors (AGC)
- Co-Chair, Construction Practice Group, USLAW NETWORK Spring Conference, Charleston, SC, March, 2009

Representative Seminars
- Co-Chair, Construction Practice Group, USLAW NETWORK Spring Conference, Charleston, SC, March, 2009
- Guest speaker, AGC New Orleans Chapter, Quarterly Meetings, 2009-10
- Guest speaker, Jefferson Parish and St. Tammany Parish Home Builders Association

Education
- 1994, J.D., Tulane University School of Law
- 1990, B.A., Washington & Lee University
Biography and Experience

Thomas R. McKeon is a shareholder with Richardson, Whitman, Large and Badger in the Portland, Maine office. Construction claims constitute over half of his practice. He has represented general contractors, subcontractors, owners and insurance carriers in a wide variety of construction claims. His work has included everything from home defects to multimillion, multiparty claims arising from large commercial projects. In addition to construction defect claims, he has represented contractors and material suppliers in mechanic’s lien claims and collection matters. He also has been increasingly asked to serve as a mediator almost exclusively in construction claims where he employs a strong working knowledge of the needs of contractors, owners and insurance carriers to resolve claims. He is a Member of the Maine Bar and has been admitted to all Federal Courts in Maine.

Construction Industry Group Membership

- DRI Construction Practice Group
- Maine President, Tri State Defense Lawyers Association

Representative Seminars

- “Handling Construction Defect Claims,” Maine State Bar Association, January 21, 2010

Representative Articles

- Maine Compendium of Law, USLAW National Compendium of Law

Education

- 1992, J.D., Boston College
- 1987, M.A., Social Studies Education, Columbia University
- 1982, B.A., American Studies, Colby College
Ami C. Dwyer is a partner with Franklin & Prokopik in their Baltimore office. She concentrates her practice on construction law, general liability claims, and contract drafting, negotiation and claims. She has represented developers, general contractors, subcontractors, architects, engineers and material and equipment suppliers in residential and commercial claims. Her experience ranges from state and federal court litigation to arbitration, mediation, multi-district litigation and class action. Ms. Dwyer is a member of the Maryland State Bar, the District Court for the District of Maryland, and the Fourth Circuit. She currently serves on the Board of Directors for the USLAW NETWORK.

Franklin & Prokopik, PC is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership

- DRI Construction Law Committee
- USLAW NETWORK Construction Practice Group, past chair
- Member, AGC (Franklin & Prokopik)
- Member, Council on Litigation Management
- Maryland State Bar Association Construction Committee

Representative Seminars

- “BIM Contract Negotiation and Risk Allocation,” Co-Instructor, sponsored by AGC, September 2011
- “How to Avoid Getting Thrown Under the Bus: Current Trends in Construction and Insurance,” Moderator, Panelist, November 2010
- “Managing Construction Projects,” Lorman, January 2009
- “Managing Construction Projects In Maryland,” Lorman, January 2006

Representative Articles

- DRI’s Construction Litigation Desk Reference: A State-by-State Compendium, 2010 (Maryland section)

Education

- 1995, J.D., University of Baltimore
- 1992, B.A., Loyola University Maryland
Biography and Experience

Caryn Boisen has represented clients since 1997 in a wide variety of matters, including contract drafting and negotiation, administrative and governmental proceedings, and complex civil litigated disputes venued throughout the United States. Caryn has represented clients in diverse industries, including construction, insurance, healthcare, pharmaceuticals, agriculture, manufacturing, media and broadcasting, and financial services. In the construction area, Caryn has represented contractors, subcontractors, material suppliers, owners, and design professionals in matters involving both residential and commercial projects. She has extensive experience in mechanics’ liens, bond claims, construction contracts, construction defects, jobsite accidents, OSHA, and arbitration. Caryn also has represented major property and liability insurers on a broad range of matters, including construction, environmental, and claim handling issues.

Caryn grew up in the Twin Cities area. She obtained her undergraduate degree from the University of St. Thomas in St. Paul in 1994, and her law degree from Hamline University School of Law in St. Paul in 1997. Prior to joining Larson • King, Caryn worked for a large Washington, D.C. law firm.

Education

- 1997, J.D., Hamline University School of Law, magna cum laude
- 1994, University of St. Thomas, magna cum laude

Construction Industry Group Membership

- Association of Women Contractors of Minnesota
- Women Construction Owners and Executives
- American Arbitration Association’s National Construction on Dispute Resolution Committee

Representative Seminars

- Presenter, “Top Ten Contract Clauses For You To Know And Understand,” Association of Women Contractors Fall Workshop, Legalese for Construction, October 2013
- Presenter, “Contractual Indemnity Clauses,” Minnesota Continuing Legal Education Seminar, Negotiating, Drafting & Handling Contracts in Minnesota, January 2013
- “Making the Most of the Discovery Process,” Hennepin County Bar Association Continuing Legal Education Seminar, September 2011
- “Managing a Crisis and its Aftermath,” Minnesota State Bar Association, Corporate Counsel Section, March 2011
- “Mediation Basics,” University of Minnesota, November 2010

Representative Articles


Education

- 1997, J.D., Hamline University School of Law, magna cum laude
- 1994, University of St. Thomas, magna cum laude
Stephen P. Laitinen, Esq., a partner with Larson • King, concentrates his civil practice on the representation of clients involved in complex commercial, professional liability, construction defect, and product liability disputes.

For over 20 years, Mr. Laitinen has handled a wide variety of construction litigation matters involving property damage and bodily injury in Minnesota, representing developers, general contractors, sub-contractors, and design professionals, for both residential and commercial properties. Mr. Laitinen also regularly handles insurance coverage cases in this area. He has tried cases to verdict in state, federal and administrative courts, and has litigated in state and federal courts throughout the country. Steve is a qualified ADR-Rule 114 neutral as a mediator and an arbitrator. He also regularly serves as an umpire or as a panel member for construction appraisal disputes.

Biography and Experience

Stephen P. Laitinen, Esq., a partner with Larson • King, concentrates his civil practice on the representation of clients involved in complex commercial, professional liability, construction defect, and product liability disputes.

For over 20 years, Mr. Laitinen has handled a wide variety of construction litigation matters involving property damage and bodily injury in Minnesota, representing developers, general contractors, sub-contractors, and design professionals, for both residential and commercial properties. Mr. Laitinen also regularly handles insurance coverage cases in this area. He has tried cases to verdict in state, federal and administrative courts, and has litigated in state and federal courts throughout the country. Steve is a qualified ADR-Rule 114 neutral as a mediator and an arbitrator. He also regularly serves as an umpire or as a panel member for construction appraisal disputes.

Construction Industry Group Membership

- DRI Construction Practice Group
- Associated General Contractors

Representative Seminars

- "Managing Expectations: Clients, Opposing Counsel, Neutrals," Minnesota Defense Lawyers Association Trial Techniques Seminar, August 2009

Representative Articles

- "Social Media: A New ‘Must Use’ Tool in Litigation?,” by Stephen P. Laitinen and Hilary J. Loynes, For The Defense, August 2010
- "Destroying the Opposing Expert’s Credibility,” by Stephen P. Laitinen and David Classen, For The Defense, September 2007

Education

- 1993, J.D., Drake University
- 1985, B.S., University of Wisconsin-La Crosse
**Biography and Experience**

Douglas Bagwell's 29-year practice has been focused primarily at the trial level in the defense of civil litigation for insurers, insureds, and self-insured corporations in a variety of litigation, including but not limited to issues involving bad faith, construction, fraud/misrepresentation, premises liability, products liability, professional liability, automobile accidents, trucking litigation accidents, state workers’ compensation and longshore litigation. Currently, he is panel counsel in for a number of major insurance companies. Mr. Bagwell also does statewide defense work, including workers’ compensation, for a major trucking company and dialysis health company. Mr. Bagwell is also a Fellow in the ABA College of Workers’ Compensation Lawyers. Mr. Bagwell has an AV rating with Martindale-Hubbell.

Although Mr. Bagwell handles virtually all types of litigation, approximately 20-25% of his practice is construction related. He has handled numerous cases involving construction and design defects and personal injury. Over the years he has handled litigation involving construction and design of bridges, parking garages, condominiums, college dormitories, commercial and residential buildings, representing various contractors, sub-contractors, and engineers. He is the primary contact for the Gulfport, Mississippi, office of Carr Allison. He is admitted to practice in all state courts in Mississippi; United States District Courts for Northern and Southern Districts of Mississippi; and United States Court of Appeals for the Fifth Circuit. Carr Allison is a member of the Associated General Contractors of America (AGC).

**Representative Seminars**

- Mr. Bagwell has participated in several client in-house seminars and lunch-and-learn events sponsored by Carr Allison law firm.

**Education**

- 1986, J.D., University of Mississippi
- 1977, B.A., History and Anthropology, University of Southern Mississippi, *highest honors*
- 1972-1974, Millsaps College
Stephen L. Beimdiek has over 29 years of experience as a practicing attorney, with a wide variety of litigation matters, including construction litigation comprising a large percentage of his practice. Mr. Beimdiek has tried over 50 cases to verdict in a number of different jurisdictions, and has successfully disposed of numerous other cases by dispositive motion. Mr. Beimdiek's experience in construction matters includes representing property owners, general contractors, sub-contractors, manufacturers of building products, architects, suppliers, distributors, developers and homeowners. Mr. Beimdiek's experience includes cases involving contract disputes, defective designs, defective conditions, latent defects, cost overruns, change order disputes, lien disputes, and defective products.

**Education**

- 1985, J. D., St. Louis University School of Law
- 1981, B.A., Political Science, Tulane University
James A. Donahue represents both plaintiffs and defendants in all facets of construction related matters. His practice includes residential and commercial construction defect, construction site accident, subdivision development, construction engineering negligence, lien and lien foreclosure, insurance coverage, real estate sale dispute, property inspection, mold, realtor breach of contract, and landlord/tenant claims. He has represented general contractors, subcontractors, material suppliers, homeowners, home inspectors, subdivision developers, engineers, realtors, landlords, and tenants. Mr. Donahue is well experienced in all aspects of litigation, including discovery, arbitration, mediation, and trial having spent the last eighteen years of his career as a litigation attorney.

Construction Industry Group Membership
- USLAW Construction Practice Group

Education
- 1993, J.D., University of Minnesota
- 1987, B.S., Electrical Engineering, Stanford University
Biography and Experience

As a commercial litigator and a fellow of the American College of Trial Lawyers, Bill has been continuously involved in construction litigation matters during 35 years of practice. Mr. Dittrick has handled construction litigation matters, including contract disputes and personal injury matters as a mediator and as an advocate in civil litigation, mediation, and arbitration.

Education

- 1974, J.D., University of Nebraska College of Law, Executive Editor, *Nebraska Law Review*
- 1969, B.A., Business Administration, University of Nebraska
Christopher J. Curtis, a shareholder in the Las Vegas office, is the head of the firm’s dedicated construction law unit. Since joining Thorndal Armstrong in 1996, Mr. Curtis has represented developers, general contractors, subcontractors, and design professionals in all aspects of construction litigation, including property damage and bodily injury. Mr. Curtis has had experience in construction defect insurance coverage matters as well, in both residential and commercial settings. Mr. Curtis has been involved in the trial of multiple cases in Clark County, and is a member of the Associated General Contractors of America local branch. The firm is a member of the Associated General Contractors of America.

**Construction Industry Group Membership**
- DRI Construction Practice Group
- Member, DRI
- State Bar of Nevada’s Construction Law Section
- Southern Nevada Chapter Associated General Contractors of America

**Representative Articles**
- “Nevada Compendium of Construction Defect Law,” *USLAW National Compendium of Law*
- Co-author, “Deposition & Discovery,” *Nevada Civil Practice Manual*

**Education**
- 1988, J.D., Loyola Law School
- 1985, B.A., UCLA
Charles Burcham has been involved in Construction Law and the defense of construction defect claims for over 20 years. During that time, he has represented developers, general contractors and subcontractors of various trades. Charlie has also attended specific seminars of Construction Law, and the mediation of construction defect claims, including mediator training at the Strauss Institute for Dispute Resolution at Pepperdine University. This training has enabled him to act as special master and mediator in numerous construction defect lawsuits. The firm is a member of the Associated General Contractors of America.

### Biography and Experience

Charles Burcham has been involved in Construction Law and the defense of construction defect claims for over 20 years. During that time, he has represented developers, general contractors and subcontractors of various trades. Charlie has also attended specific seminars of Construction Law, and the mediation of construction defect claims, including mediator training at the Strauss Institute for Dispute Resolution at Pepperdine University. This training has enabled him to act as special master and mediator in numerous construction defect lawsuits. The firm is a member of the Associated General Contractors of America.

### Construction Industry Group Membership

- State Bar of Nevada's Construction Law Section

### Education

- 1985, J.D., University of Washington School of Law
- 1981, B.A., California State University Sacramento
- Construction Law Mediation Training at Pepperdine University's Strauss Institute for Dispute Resolution
Phil Goodhart has been practicing in Nevada with the firm since 1994 and devotes a large share of his practice to construction defect litigation. He is a vital part of the firm's work defending window manufacturers and a variety of subcontractors in the construction defect arena. With subcontractors, he handles cases involving diverse construction related claims, including complex construction defect disputes in single and multi-family dwellings and commercial developments. Mr. Goodhart has also handled complex construction defect insurance coverage matters ranging from the definition of property damage; to the number of occurrences; and to an insurer seeking reimbursement for its insured for settlement payments made for non-covered damages. The firm is a member of the Associated General Contractors of America.

**Construction Industry Group Membership**
- Member, DRI
- State Bar of Nevada’s Construction Law Section

**Education**
- 1990, J.D., University of San Diego School of Law; Order of the Barrister, 1990; Winner, 1989 Jessup International Moot Court Competition
- 1987, BC, University of Alberta
Michael X. McBride  
Connell Foley LLP  
85 Livingston Avenue  
Roseland, NJ 07068  
(973) 535-0500 Office  
(973) 535-9217 Fax  
mmcbride@connellfoley.com  
www.connellfoley.com

**Biography and Experience**

Mr. McBride maintains an extensive practice representing owners, developers, contractors, and vendors in all aspects of the real estate development and construction business. Among his more notable projects are the large scale development of data centers, industrial tract and office developments, residential apartment and condominium projects, and shopping center developments.

In his 37 years of experience, Mr. McBride's construction projects include the resolution of various disputes by way of negotiation, trial, or arbitration on casino projects in Atlantic City (Tropicana and the Borgata); office buildings in Newark (Gateway 3 and 4); and Chicago (Prudential Centers 1 and 2); power plants in India and China; a $250 million polypropylene plant in Linden, New Jersey; Dow Jones' headquarters in Princeton, New Jersey; large residential and redevelopment projects along the Hudson River and in Queens and Brooklyn for Toll Brothers; and a large shopping center development in the Rockefeller Economic Trade Zone in Mount Olive, New Jersey. Mr. McBride has recently resolved a complicated dispute for Foster Wheeler regarding a termination for convenience on a large power plant project in Louisiana.

Connell Foley served for over 35 years as the General Legal Counsel to the New Jersey Chapter of the AGC.

**Construction Industry Group Membership**

- Associated Construction Contractors of New Jersey  
- Fellow, American Bar Foundation  
- Trustee, Atlantic Legal Foundation  
- Board Member, Commerce & Industry Association of New Jersey (2011-present)

**Representative Seminars**

- Speaker, “Risks, Rewards and Consequences of DBE, WBE and MBE Programs” American Institute of Certified Public Accountants (AICPA) National Construction Industry Conference; Las Vegas, NV, December 2013  
- “How Contractors Can Protect Themselves from the Financial Deterioration of Subcontractors or General Contractors/Construction Managers,” American Institute of Certified Public Accountants (AICPA) National Construction Industry Conference; Phoenix, AZ, December 2010

**Education**

- 1978, J.D., Georgetown University, *with honors*  
- 1975, B.A., Economics, Stanford University, *cum laude*
**Biography and Experience**

Peter J. Smith's practice is primarily devoted to litigation and arbitration of construction disputes in New Jersey and New York. He became a partner of the firm in 1989.

Mr. Smith has consistently been named one of New York area's top lawyers in the field of construction law. He is listed in the Best Lawyers in New Jersey, Best Lawyers in New York, Best Lawyers in America, and Super Lawyers directories.

Mr. Smith has been a member of the American Arbitration Association's Construction Industry Panel of Arbitrators since 1995. In 1999, Mr. Smith was selected by the American Arbitration Association to serve on its New Jersey Public Sector Panel of Mediators and Arbitrators. He has served on a variety of construction industry arbitration panels, deciding claims involving major public and quasi-public construction projects and surety matters. Mr. Smith was appointed to the New Jersey Construction Advisory Council of the American Arbitration Association in 2006.

Connell Foley served for over 35 years as the General Legal Counsel to the New Jersey Chapter of the AGC.

**Construction Industry Group Membership**

- Member, New Jersey State Bar Association, Construction and Public Contract Law Section
- Chairman, New Jersey State Bar Association, Construction and Public Law Sections, 1993-1995
- Member, American Bar Association, Public Contract Law and Litigation Sections
- Member, American Arbitration Association, Construction Industry Panel of Arbitrators, 1995–present
- Member, American Bar Association, ABA Forum on the Construction Industry
- Member, Associated Construction Contractors of New Jersey

**Representative Articles**

- Author, "One-Call Disputes- Where Do We Go From Here," *New Jersey Constructor*, Winter 2012
- Author, "Construction Defect Litigation," 2001
- Author, "New Jersey Supreme Court Interprets the Construction Lien Law," 2001

**Education**

- 1981, J.D., Rutgers University Law School
- 1978, B.A., University of Notre Dame
Sonya Burke is an associate in Modrall Sperling’s Litigation group. She works in construction, design, and premises liability litigation. Her cases include construction design litigation, disputes between general contractors and subcontractors, breach of contract litigation, and premises liability cases.

**Construction Industry Group Membership**
- DRI Construction Group
- ABA Construction Forum
- Associated Builders and Contractors of New Mexico

**Education**
- 2012, J.D., Boston University School of Law
- 2007, B.A. in English and French minor, University of Texas, Academic Honors
James P. Houghton
Modrall Sperling
500 4th Street NW
Suite 1000
Albuquerque, NM 87102
(505) 848-1856 Office
(505) 848-9710 Fax
James.Houghton@modrall.com
www.modrall.com

Biography and Experience

With more than 40 years of experience practicing law in New Mexico, Jim is the past Chair of the Firm’s Corporate/Banking/Real Estate Department and Practice Group and is the current Chair of the Construction and Design Law Industry Service Group. His practice has concentrated in transactions, litigation and alternative dispute resolution in the areas of real estate, construction and design law, government contracts, commercial leasing, and land use (including development, zoning and subdivision)

He has represented owners, bonding companies, title companies, engineers, architects, contractors, subcontractors and suppliers in a variety of construction problems and claims, dealing with both commercial and residential projects. He has drafted commercial leasing and management systems for office buildings and shopping centers and numerous ground leases. He has handled hundreds of transactions for buyers, sellers and developers of real estate.

Jim has also represented national and local developers and property owners concerning land development issues. He has assisted developers in addressing their zoning, subdivision, and entitlement issues throughout the state. He also has substantial experience in dealing with commercial sign issues.

Jim has been acknowledged in Best Lawyers in America® 2008-present in Construction Law, Litigation-Construction and Real Estate Law and is Martindale-Hubbell AV® Preeminent, Peer Review Rated. Jim was named Best Construction Lawyer in Albuquerque for 2013 in Best Lawyers of America®.

He has completed mediator training through the Attorney-Mediators Institute and advanced arbitration training through the American Arbitration Association.

Construction Industry Group Membership

- State Bar New Mexico Real Property Section
- American Bar Association Forum Committee on the Construction Industry
- Past Co-Chair of the Design and Construction Contracts Committee of the ABA Real Property Section
- New Mexico Chapter of NAIOP
- Associated Builders and Contractors Albuquerque Chapter

Representative Seminars

- Jim is a frequent speaker at the American Bar Association Real Property Section (Construction and Design Law) and the ABA Public Contract Law Section. Topics have included programs on change orders in construction contracts; residential construction forms; insurance products in the construction and design professional arena; resolving dispute by arbitration in construction contracts; use of partnering in construction contracts; and review and participation on panels on the AIA Documents from the perspective of owners and also from the perspective of design professionals.
- State of New Mexico Association of State Contract Procurement Officers, speaking on the topic of the ramifications of the NM subcontractors Fair Practices Act.
- Complete list found at: www.modrall.com/jph

Representative Articles

- A Practical Guide to Common Construction Law Issues in New Mexico
- Complete list found at: www.modrall.com/jph

Education

- 1973, J.D., University of Virginia
- 1970, B.S., Economics and Political Science, Indiana University, cum laude. Phi Beta Kappa
Biography and Experience

R. E. Thompson is an experienced practitioner in the area of civil litigation, primarily involving commercial disputes, products liability, class actions, malpractice, negligence, insurance, nursing homes and assisted living facilities. R.E.’s experience also includes administrative law hearings, government relations and lobbying. He is Board Certified as a Civil Trial Specialist by the New Mexico Board of Legal Specialization.

In addition to his legal practice, R.E. has a long history of public service. He has served as a United States Attorney for the District of New Mexico, a New Mexico State Senator, a member of the National Conference of Commissioners on Uniform State Laws and the U. S. Attorney General’s Advisory Committee of U.S. Attorneys. He has also served on the New Mexico Supreme Court Committees, including the Rules of Evidence and the Rules of Civil Procedure. He is a Hearing Officer for the Disciplinary Board. Additionally, R.E. has served as out-of-state liaison for the Board of Directors of the State Bar of Texas.

Named Outstanding Civil Defense Lawyer by the New Mexico Defense Lawyer Association in 2010, R. E. was also honored as one of the “Top 25 New Mexico Southwest Super Lawyers.” He is listed in Best Lawyers of America® and selected as Lawyer of the Year in Albuquerque for Government Relations in 2013 and for Litigation – Construction in 2014. R. E. has achieved an AV® rating from Martindale-Hubbell, based on a peer review. In addition, the New Mexico Business Weekly honored him as Best of the Bar in Litigation in 2009.

R.E. serves as Vice Chair of the firm’s Construction and Design service industry group. He previously served as firm President and Chair of the Executive Committee.

Construction Industry Group Membership

- Albuquerque Builders Construction Association

Representative Seminars

- “Is Federal Court the Right Court? Jurisdiction, Venue and Local Court Procedure,” “Developing a Successful Trial Strategy,” and “Case Management,” three presentations at continuing education seminar, Representing Your Client in Federal Court, sponsored by National Business Institute, March 2013

Education

- 1968, J.D., University of Texas School of Law
- 1965, B.B.A., University of Texas
Deborah Del Sordo, a partner in the Manhattan office is a Senior member of the construction site accident and construction defect team. She has 25 years of litigation experience, inclusive of trials and appeals in State and Federal Courts involving real property, property damage, personal injury, construction defect and contract claims. Her expertise in Real Estate litigation includes the defense of cooperatives and condominium on a variety of claims: breach of lease, breach of fiduciary duty, breach of the covenant of quiet enjoyment, and breach of warranty of habitability.

Ahmuty, Demers & McManus is a member of the Associated General Contractors of America (AGC).

**Biography and Experience**

Deborah Del Sordo, a partner in the Manhattan office is a Senior member of the construction site accident and construction defect team. She has 25 years of litigation experience, inclusive of trials and appeals in State and Federal Courts involving real property, property damage, personal injury, construction defect and contract claims. Her expertise in Real Estate litigation includes the defense of cooperatives and condominium on a variety of claims: breach of lease, breach of fiduciary duty, breach of the covenant of quiet enjoyment, and breach of warranty of habitability.

Ahmuty, Demers & McManus is a member of the Associated General Contractors of America (AGC).

**Construction Industry Group Membership**

- USLAW Construction Practice Group
- AGC New York State

**Education**

- 1980, J.D., Cardozo School of Law
- 1977, B.A., History & Economics, SUNY Stonybrook, *cum laude*
Mike Rabus, a partner in the Manhattan office, serves as the firm’s liaison to the USLAW Construction Practice Group. Mike has handled litigation and trials involving property damage and bodily injury throughout downstate New York for 30 years. Mr. Rabus has represented developers, general contractors, subcontractors and design professionals for both commercial and residential concerns. Mr. Rabus is recognized as a preeminent attorney in his field having been rated “AV” by his peers in the Martindale-Hubbell attorney rankings. Mike has served as a Chair for the Construction Track for two USLAW Client Conferences and tries the highest exposure cases in the courts of Metropolitan New York with a special emphasis on construction site accidents. Ahmuty, Demers & McManus is a member of the Associated General Contractors of America (AGC).

**Construction Industry Group Membership**

- AGC New York State
- USLAW Construction Practice Group

**Representative Seminars**

- Medicare Secondary Payer Statute Seminar, Nassau County Bar Association, March 9, 2010
- Old Republic Construction Program Group Annual Meeting, February 2010
- “Undocumented Alien Damages Recovery in Construction Site Accident Litigation,” USLAW Construction Practice Group Seminar, 2009
- The Contract Side of Safety Conference March 27, 2007
- “Developments in Construction Work Site Litigation,” NYS Bar Association, October 24, 2003

**Representative Articles**

- “Developments in the Law Concerning Negligence,” *Construction Labor Laws* 200, 202-H and 241(6); NYS Bar Association Construction Work Site Litigation, October 2003

**Education**

- 1982, J.D., St. John’s University
- 1978, B.A., St. John’s University
Michael C. Salvo, the managing partner of the firm’s New Jersey Office, heads the firm’s construction defect group and has extensive experience in handling all aspects of construction litigation involving both property damage and bodily injury in both New York and New Jersey. He has represented general contractors, construction managers, subcontractors, property managers and design professionals in all aspects of litigation, including coverage disputes, for over 18 years. He has a proven track record in successfully representing clients in property damage matters including construction defect claims, particularly those involving condominiums. He has acted as lead defense counsel in several major property damage/personal injury claims involving multiple plaintiff’s and dozens of defendants. Mr. Salvo has also successfully defended contractors and design professionals in complex construction defect cases including a $60 Million construction defect claim wherein he secured a defense verdict for the subcontractor he represented. Other practice areas he is involved in include Commercial Transportation, Commercial Transactions, Products Liability, Professional Liability, Toxic Tort and Environmental law. Mr. Salvo regularly lectures on various areas of law including, The New Jersey Spill Compensation and Control Act, New York’s Navigation Law, New Jersey’s Tort Claims Act, New Jersey’s Product’s Liability Law, and New York’s Labor Law. He has also conducted seminars relating to handling catastrophic transportation claims, including charter bus accidents and commercial trucking accidents.

Ahmuty, Demers & McManus is a member of the Associated General Contractors of America (AGC).

**Biography and Experience**

Michael C. Salvo, the managing partner of the firm’s New Jersey Office, heads the firm’s construction defect group and has extensive experience in handling all aspects of construction litigation involving both property damage and bodily injury in both New York and New Jersey. He has represented general contractors, construction managers, subcontractors, property managers and design professionals in all aspects of litigation, including coverage disputes, for over 18 years. He has a proven track record in successfully representing clients in property damage matters including construction defect claims, particularly those involving condominiums. He has acted as lead defense counsel in several major property damage/personal injury claims involving multiple plaintiff’s and dozens of defendants. Mr. Salvo has also successfully defended contractors and design professionals in complex construction defect cases including a $60 Million construction defect claim wherein he secured a defense verdict for the subcontractor he represented. Other practice areas he is involved in include Commercial Transportation, Commercial Transactions, Products Liability, Professional Liability, Toxic Tort and Environmental law. Mr. Salvo regularly lectures on various areas of law including, The New Jersey Spill Compensation and Control Act, New York’s Navigation Law, New Jersey’s Tort Claims Act, New Jersey’s Product’s Liability Law, and New York’s Labor Law. He has also conducted seminars relating to handling catastrophic transportation claims, including charter bus accidents and commercial trucking accidents.

Ahmuty, Demers & McManus is a member of the Associated General Contractors of America (AGC).

**Representative Seminars**

- “The Internet & Social Networking in Claims Investigation,” Compass Group, October, 2012
- “Handling New Jersey PIP Claims,” Nova Casualty Claims Seminar, Buffalo, NY, May 2011
- “The Internet & Social Networking in Claims Investigation,” Gallagher Bassett Claims Seminar, Mechanicsburg, PA, January 2011
- “Updates in Labor Law, Transportation & Coverage Issues,” Nassau County Bar Association Lecture to Claims Professionals, Mineola, NY, November 2010
- “Handling Catastrophic Bus Claims,” York Risk Service Group Claims Seminar, Longwood, FL, June 2010
- “Handling New York State Labor Law Claims,” MAC Risk Management Claims Seminar, January 2010

**Education**

- 1992, J.D., New York Law School
- 1989, B.A., Political Science, Fordham University
Kenneth Alweis is a partner at Goldberg Segalla where he is Co-Chair of the firm's Business and Commercial Litigation Practice Group and heads the Retail and Development Litigation Practice Group. An experienced trial attorney practicing over 25 years, he has represented some of the country's largest developers, contractors, and construction managers and in construction and commercial and disputes, worksite accident litigation, and land use and zoning disputes. In addition, he provides consulting services to clients in terms construction contract preparation and drafting, indemnification and insurance consulting, risk management, and land use permitting and application. In addition, to his many years of trial experience, Ken is frequently retained by other attorneys to serve as an arbitrator and mediator in federal and state court matters. He holds the Martindale-Hubbell Peer Review Rating of AV Preeminent and has been recognized by Super Lawyers, Corporate Counsel Edition and Upstate New York Super Lawyers.

Ken is a member of the Board of Directors of the Empire State Chapter of the Associated Builders and Contractors (ABC) and the Associated General Contractors of America (AGC).

Construction Industry Group Membership

- Associated of Builders and Contractors – Board of Directors, Empire State Chapter
- Associated General Contractors of America (AGC)

Representative Seminars

- Presenter, "Top Ten Additional Insured Considerations," IRMI Construction Risk Seminar, San Diego, CA, November 2013
- Presenter, "NY Construction Site Accident Update: Labor Law Section 240, Indemnity Agreements and Insurance," Associated Builders and Contractors, October 2011
- Presenter, "Contract Drafting for Construction Projects," Cazenovia College, April 2011
- Speaker, "Bed Bugs: Will They Really Eat our Brand Name," USLAW NETWORK Spring Conference, Phoenix, AZ, March 2011
- Chairman and Moderator, "Strictly Retail," Defense Research Institute (DRI), Chicago, IL, March, 2010
- Panelist, "Responding to the Catastrophic Mass Injury Claim: Avoid Adding to the Catastrophe," USLAW NETWORK Fall Conference, Las Vegas, September, 2008

Representative Articles

- Construction Site Personal Injury Litigation - New York Labor Law Sections 200, 240(1) and 241(6), New York State Bar Association, January 24, 2011
- "Legal Pitfalls for Joint Employers," Plain Vanilla Shell, February 2008
- Co-Author, Guide to New York Commercial Eviction, October 2007
- Contributing Author, Construction Site Personal Injury Litigation - New York Labor Law Sections 200, 240(1) and 241(6), New York State Bar Association, 2006

Education

- 1985, J.D., University of New York at Buffalo School of Law
- 1982, B.A., Binghamton University
Christopher J. Belter
Goldberg Segalla LLP
665 Main Street, Suite 400
Buffalo, NY 14203
(716) 566-5412 Office
(716) 566-5401 Fax
(716) 510-3197 Cell
cbelter@goldbergsegalla.com
www.goldbergsegalla.com

**Biography and Experience**

A senior trial partner of the firm, Christopher Belter is an experienced commercial and business litigation attorney who has successfully represented clients in state and federal courts throughout the United States for almost 20 years. He devotes his practice to the resolution of complex business disputes and construction matters. Chris serves as Co-Chair of the firm’s Business and Commercial Practice Group and Chair of its Construction Practice Group. As a nationally recognized authority on construction law, Chris represents contractors, construction managers, and others in matters involving all aspects of construction, from contract negotiation through litigation, on major private and public projects. His experience includes breach of contract claims, collection remedies, damage analysis, delay and acceleration claims, design and construction defect claims, mechanic’s liens, and worksite injury litigation. He also represents contractors, sureties, and insurance and bond providers in all types of bond claims made against payment and performance bonds. Chris is a member of the Associated General Contractors of America (AGC).

Chris has been recognized by the *Best Lawyers in America*, *Super Lawyers*, *Corporate Counsel Edition*, *Upstate New York Super Lawyers* and *Business First’s Legal Elite of Western New York*.

**Construction Industry Group Membership**

- Defense Research Institute: Construction Law Committee (Former National Committee Chair);
- Commercial Litigation Committee (National Steering Committee, Intellectual Property Subcommittee, Business Torts Subcommittee)
- The Associated General Contractors of America
- USLAW NETWORK: Business Litigation Practice Group, Business Dispute and Unfair Competition Subcommittee, Construction Law Practice Group

**Representative Seminars**

- Presenter, “You Owe Me Money – Getting Others And Their Insurers to Pay You,” Chinese Drywall Litigation Conference, Harris Martin, October 29, 2010
- Speaker, “Chinese Drywall Litigation: Emerging Developments and Legal Theories,” DRI Webcast, August 2009
- Program Chair, DRI’s Construction Law Seminar, September, 2008
- Program Vice Chair, DRI’s Construction Law Seminar, September, 2007

**Representative Articles**

- Author and Presenter, Aggressive Players and Ugly Flops – The Expansion of Deceptive Trade Practice Statutes to Business Torts, DRI Intellectual Property Commercial Litigation Committee Seminar, Key Biscayne, FL, 2006

**Education**

- 1993, J.D., State University of New York at Buffalo, School of Law
- 1989, B.A., State University of New York at Buffalo
William Greagan has nearly 25 years of experience defending a wide range of clients in the construction trades in personal injury actions brought under New York’s Labor Law, indemnity actions, additional insured actions, contract actions, and construction defect and chemical exposure cases at both the trial and appellate levels. In the last 15 years, this accounts for 75 percent of his practice. He is an active member of the Associated General Contractors of New York State.

William holds the Martindale-Hubbell Peer Review Rating of AV Preeminent and has been recognized by Who’s Who in American Law and Upstate New York Super Lawyers.

**Biography and Experience**

**Construction Industry Group Membership**
- Associated General Building Contractors of New York State, Associate Member
- Capital Region Builders & Remodelers Association, Inc. (CRBRA)

**Representative Seminars**

**Education**
- 1988, J.D., Albany Law School of Union University, *cum laude*, (Justinian Society; Gabrielli Appellate Moot Court Competition Best Brief Award)
- 1985, B.A., Political Science, Siena College
Ms. Black's construction practice involves the defense of owners and contractors in personal injury, property damage and construction defect cases. For nearly 17 years she has handled a wide range of construction claims including claims involving catastrophic injuries due to scaffold collapses and other construction accidents. She is a seasoned litigator in the defense of claims asserting statutory strict liability under the New York State Labor Law and also devotes a significant portion of her practice defending owners and contractors in matters involving damage to structures allegedly due to faulty excavation, underpinning and soil stabilization. Ms. Black also represents primary and excess insurers in coverage matters in the construction context regarding issues of policy interpretation and risk transfer. Approximately 70% of her practice is devoted to construction and risk transfer.

Ms. Black is a frequent lecturer in national organizations on topics related to construction, insurance, premises, retail, general liability and litigation matters to national clients and organizations including USLAW NETWORK, Inc. She Co-Chaired the USLAW National Conference Construction Track for both the 2013 and 2012 conferences and was Co-Chair of the 2014 and 2015 USLAW Women’s Conferences. Ms. Black is the 2014-2015 Vice-Chair of the USLAW NETWORK Women’s Connection.

Ms. Black is the Co-founder of the NYLS Moot Court Alumni Organization Support Network and a member of the Federal Bar Council and New York State Bar Association. She is also the Founder/Co-Chair of the firm's Law Student Internship Program since 2008 and an alumni-student mentor. In addition to her professional obligations, she serves as Commissioner of the Scarborough Fire District and a member of her local PTA.

Traub Lieberman Straus & Shrewsberry LLP is a member of the Associated General Contractors of America (AGC).

Lisa J. Black
Traub Lieberman Straus & Shrewsberry LLP
7 Skyline Drive
Hawthorne, NY 10532
(914) 347-2600 Office
(914) 586-7063 Direct
(914) 347-8898 Fax
(917) 848-5511 Cell
lblack@traublieberman.com
www.traublieberman.com

Biography and Experience

Representative Seminars

Representative Articles

Education

• 1998, J.D., New York Law School, Moot Court Executive Board Member, Competition Author 1996-1997
• 1995, B.A., Binghamton University
Biography and Experience

Mr. Castellitto’s construction practice involves the defense of contractors and design professionals in personal injury, property damage and construction defect cases. For the past fifteen years he has handled a wide range of construction claims including claims involving catastrophic injuries due to scaffold collapses, crane collapses and other construction accidents. He has developed expertise in the defense of claims asserting statutory strict liability under the New York State Labor Law, and is a frequent lecturer on topics involving the history, development and application of that statute. He is actively involved in the defense of design professionals in matters involving damage to structures allegedly due to faulty excavation, underpinning and soil stabilization, as well as claims involving water infiltration, mold and roadway design. Mr. Castellitto also represents primary and excess insurers in coverage matters related to building design and construction regarding issues of policy interpretation and risk transfer. Approximately 70% of his practice is devoted to construction related matters.

Traub Lieberman Straus & Shrewsberry LLP is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership

- USLAW Construction Practice Group
- Member, AGC – New York Chapter

Representative Seminars

Mr. Castellitto is a frequent lecturer at continuing legal education and insurance industry seminars. Representative programs include:

- “Direct and Cross Examination of Witnesses,” New York County Lawyers Association, August 10, 2010
- “Cross examination of Medical Experts,” New York County Lawyers Association, May 15, 2010

Education

- 1989, B.S., Fordham University

Mario Castellitto
Traub Lieberman Straus & Shrewsberry LLP
7 Skyline Drive
Hawthorne, NY 10532
(914) 347-2600 Office
(914) 347-8898 Fax
(914) 400-5623 Cell
mcastellitto@traublieberman.com
www.traublieberman.com
Robert S. Nobel is a senior partner in Traub Lieberman's New York office. After graduating cum laude from law school in 1992, Mr. Nobel began handling construction related matters on behalf of the New York City Department of Buildings, Board of Standards and Appeals (the City's Zoning Board), Environmental Control Board and the Department of Design and Construction as an Assistant Corporation Counsel. Thereafter, Mr. Nobel served as an Assistant General Counsel to the New York City Department of Buildings where he also served as Chairperson of the Electrical Licensing Board. Since joining Traub Lieberman in 1998, Mr. Nobel has defended property owners, contractors, architects and engineers in a variety of personal injury and property damage matters including but not limited to cases asserting strict liability based upon New York Labor Law, breach of contract, indemnification, building failure and collapse, construction defect and delay. Mr. Nobel also counsel's and litigates on behalf of his insurance company clients regarding general liability, professional liability, OCIP (wrap up) and OCP policies with respect to a variety of insurance coverage issues including but not limited to additional insured status, indemnification and application of the business risk exclusions.

Traub Lieberman Straus & Shrewsberry LLP is a member of the Associated General Contractors of America (AGC).

Biography and Experience

The 7-Minute Construction Law Drill – Insurance Issues,” AGC’s 94th Annual Convention, March 7, 2013
"Faulty Work or Faulty Coverage: The Risks You May Not Have Bargained For,” USLAW Spring 2012 Conference, April, 2012
"Shifting The Risk in This Economy – It Is All About Risk Management,” USLAW Fall 2010 Conference, October, 2010
"Insurance Agents and Brokers: Friend of Foe?,” USLAW Fall 2009 Conference, September 26, 2009

Representative Seminars

Representative Articles


Education

1992, J.D., St. John's University School of Law, cum laude
1989, B.A., Psychology, State University of New York at Binghamton
Biography and Experience
Dan Cahill has over 19 years’ experience representing corporations in all types of commercial disputes in state and federal court, and through alternative dispute resolution. He focuses his practice on complex commercial disputes, construction disputes and condemnation proceedings. From 2001 to 2009, Dan devoted a portion of his time to working as a staff attorney in the legal department of a national construction materials company. Don serves as the chair of the firm’s litigation section and is assistant general counsel and loss prevention partner for the firm.

Poyner Spruill LLP is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership

- North Carolina Bar Association, Construction Law Section

Representative Seminars


Representative Articles

- “General Contractors’ Obligations for OSHA Compliance Expanded,” April 25, 2005

Education

- 1994, J.D., Wake Forest University
- 1989, B.A., Public Policy, University of North Carolina
**Biography and Experience**

Tom is a partner in the firm's Raleigh office with more than 25 years experience in litigation matters. Prior to joining Poyner Spruill, he served as Assistant Attorney General for the North Carolina Department of Justice conducting inverse condemnation and construction litigation on behalf of the North Carolina Department of Transportation. His law practice involves land condemnation, OSHA, government procurement and contracts and the representation of owners, developers, contractors and design professionals in disputes arising out of various large and small building construction matters. He is also a certified mediator. Tom has served as both an author and lecturer on construction law, condemnation and OSHA matters as a part of the North Carolina Bar Association's continuing legal education program and at national seminars. In addition, he is a member of the Litigation and Construction Law sections of the North Carolina Bar Association and previously served as editor of the Construction Law Section's newsletter. Tom is a Fellow of the Litigation Counsel of America, has been recognized three consecutive years as a Super Lawyer, and is listed in Who's Who in American Law.

Poyner Spruill LLP is a member of the Associated General Contractors of America (AGC) and the North Carolina Masonry Contractors Association (NCMCA).

**Construction Industry Group Membership**

- Member, USLAW Construction Practice Group
- Member, NCMCA – Raleigh Chapter

**Representative Seminars**

- “Essentials of Risk Transfer,” Eastern Carolina Safety and Health School, March 18 & 19, 2010
- “Inverse Condemnation,” Eminent Domain in North Carolina, January 26, 2006

**Representative Articles**


**Education**

- 1976, J.D., Wake Forest University
- 1973, B.A., History, North Carolina State University, with honors
Biography and Experience

Jason focuses his practice primarily in the areas of commercial and business tort litigation, construction litigation, and commercial landlord and tenant litigation. Jason brings experience in many disciplines to his representation of business clients. In his construction practice, Jason represents general contractors, subcontractors, material suppliers, as well as owners and developers in disputes ranging from defect and delay claims, performance issues, wrongful termination claims, and liability disputes. Jason is a member of the Litigation and Construction Sections of the North Carolina Bar Association, as well as the Construction Section for the American Bar Association. Jason has been recognized as a Super Lawyer “Rising Star” and as a Legal Elite “Young Gun”.

Poyner Spruill LLP is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership

- ABA Construction Practice Group; Carolinas AGC
- North Carolina Bar Association, Construction Law Section

Education

- 2001, J.D., Campbell University
- 1996, B.A., Wake Forest University
Biography and Experience

Ms. Garritano focuses her practice on all aspects of business and commercial litigation in state and federal courts, including contract disputes, Uniform Commercial Code (UCC) matters, intellectual property disputes, antitrust, construction disputes and business torts. She also has significant experience in various electronic discovery issues under the Federal Rules of Civil Procedure.

Education

- 2004, J.D., The Ohio State University, Moritz College of Law
- 2001, B.A., Political Science, University of Michigan, with distinction
Biography and Experience

Mr. Rosenberg focuses his practice on construction law and civil litigation and leads the Construction Law practice which was recognized in October 2014, as one of the best law firms nationally for construction and construction litigation by US News and World Report. He has been recognized for the past 12 years as one of Ohio’s leading construction lawyers by Chambers USA. In a recent edition of Chambers USA, it was stated that Mr. Rosenberg is “esteemed for his broad expertise, and he has an impressive list of clients.” He has been selected as an “Ohio Super Lawyer” by Ohio Super Lawyers Magazine for the past 11 years. He is listed in “The Best Lawyers in America” for the specialty of construction law and recognized in International Who’s Who in Construction Law for his international construction law experience.

Mr. Rosenberg is an arbitrator with the American Arbitration Association, former Chairperson of Division 4 - Project Delivery Systems and current member of the Governing Committee of the American Bar Association, Forum on Construction Law, former Chairperson of the Lawyers Group of the Builders Exchange of Central Ohio, former Chairperson of the Construction Law Committee of the Columbus (Ohio) Bar Association and a member of the Construction Law Committee of the Ohio State Bar Association. He has served as an arbitrator and mediator in construction disputes on projects of all sizes.

Construction Industry Group Membership

- American Arbitration Association – Arbitrator
- American Bar Association, Forum on Construction Law; Division 4 – Project Delivery Systems, Chairperson (2009-2011); Faculty Member, Construction Forum Trial Academy (2012-2013); Program Co-Chairperson, Annual Meeting (2012); Governing Committee (2013-2016)
- Builders Exchange of Central Ohio, Lawyers Group, Former Chair
- Columbus Bar Association, Construction Law Committee, Former Chair
- Ohio State Bar Association, Government Contracts Committee and Construction Law Committee

Representative Seminars

- “Important Changes in Construction Contracts Created by the Release of New Form Contracts by the American Institute of Architects and Other Organizations,” Microtunneling Short Course, February 2008

Representative Articles

- “Construction Ethics,” January 2008
- “Ethical Considerations in Construction,” August 2008
- Series of Articles for The Columbus Daily Reporter targeted to American Institute of Architects, November 2005
- “Should I Copyright My Drawings? Part I”
- “Should I Copyright My Drawings? Part II”
- “Is the Spearin Doctrine Dead in Ohio or Just Wounded?”
- “Arbitration – Panacea or Pain”

Education

- 1983, J.D., Capital University Law School, Columbus, Ohio
- 1977, B.A., Ohio Wesleyan University, Delaware, Ohio
David Campbell is an associate in the Portland office of Williams Kastner. He is a general and commercial litigation attorney focusing on commercial law, professional liability, construction defect, personal injury, and products liability. Mr. Campbell's construction experience includes representing general contractors and subcontractors in a variety of complex construction defect matters involving schools, condominiums, townhomes, commercial structures, and single-family homes. Mr. Campbell has over seven years of experience as a construction attorney and devotes 25% of his practice to construction related matters. He was named to Rising Stars by Super Lawyers magazine for 2012 and 2013.

Williams Kastner is a member of the Associated General Contractors of America (AGC).

Representative Articles

- "Navigating a New Course: Why the Deepwater Horizon Ecologic Disaster Should Spur Clean Energy Progress," USLAW Magazine, Fall/Winter 2012
- "Why Dangerous Greenhouse Gases May Be Incapable Of Regulation," Metropolitan Corporate Counsel, April, 2012

Education

- 2003, J.D., University of Oregon School of Law, Oregon Law Review, Order of the Coif
- 1998, B.S., Psychology, Washington State University, cum laude
**Biography and Experience**

Tom Ped is a member in the Portland office where his practice focuses on construction and real estate matters, including litigating and resolving construction and insurance coverage disputes. Tom regularly represents owners, general contractors, subcontractors and suppliers in contract performance and payment claims.

Williams Kastner is a member of Associated General Contractors of America (AGC).

**Construction Industry Group Membership**

- Executive Committee Member, Oregon State Bar – Construction Law Section
- Oregon State Bar Association – Real Estate/Land Use Section
- American Bar Association – Title Insurance Litigation Committee
- Painting and Decorating Contractors of America, Portland Chapter (Associate Member)
- CCIM, Oregon/SW Washington Chapter (Affiliate Member)

**Representative Seminars**

- Presenter, “Legal Descriptions, Title Insurance and Surveys in Real Estate Transactions,” National Business Institute, Portland, Oregon, December 2014
- Presenter, “Construction Defects: 5 Steps for a Healthy Defense” OSB Construction Law 101 CLE, Bend, Oregon, June 2009

**Representative Articles**

- “Construction Requirements for Medical Marijuana Facilities.” *OSB Construction Law Newsletter*, Issue 49, November 2014
- “The Duty to Defend: Extrinsic Evidence Does Not Always Help,” *ABA Title Insurance Litigation Committee Newsletter*, Summer 2014
- “Washington Court Refines Doctrine of Equitable Subrogation,” *ABA Title Insurance Litigation Committee Newsletter*, Summer 2012
- “Update on Oregon’s Prompt Payment Act,” *OSB Construction Law Newsletter*, Issue 42, March 2012

**Education**

- 1995, J.D., Willamette University College of Law
- 1991, B.A., University of California, Los Angeles, *cum laude*
Biography and Experience
Mr. Ludwikowski has practiced in the construction law area for over 20 years. He has represented parties in state and federal courts as well as before the American Arbitration association. He has represented lenders, sureties, owners, contractors, subcontractors and materialmen and his experience ranges from mechanics lien matters, and seeking payment for unpaid invoices and change orders, to building defect cases and matters involving changed specifications.

Construction Industry Group Membership
• ACBA Construction Practice Group

Representative Seminars
• “Construction Insurance and Disputes,” National Business Institute, April, 2012
• “Proper Witness Preparation for Depositions,” Cape Education, April, 2011
• “Trials in the Real World: How Things are Done in the Federal Court of Western Pennsylvania,” Academy of Trial Lawyers of Allegheny County, March, 2011
• “Legal and Practical Considerations for Operating a Small Business,” National Business Institute, August, 2006
• “Counseling the Startup Business Client in Pennsylvania,” National Business Institute, May, 2005
• “Recent Developments in Federal Practice,” Pennsylvania Bar Institute, 1998

Education
• 1987, J.D., Southwestern University School of Law, cum laude
• 1983, B.A., University of Southern California
Biography and Experience

Mr. Sneath has extensive federal and state court trial experience in cases involving construction matters. He has tried over 95 cases to jury and non-jury verdict in Federal and State Court jurisdictions and has helped clients resolve disputes through a variety of Alternative Dispute Resolution Procedures.

Two of Mr. Sneath’s representative cases follow. *American Atlas Corporation v. Allegheny County Industrial Development Authority* – Federal District Court (Pittsburgh, Pa.) Obtained summary judgment on behalf of defendant in multi-million dollar breach of contract and tort action. Plaintiff alleged that it was the successful low bidder on a large environmental remediation and construction project and brought claims against the defendant alleging a failure to award the bid to the lowest responsible bidder. Plaintiff sought $26 million in compensatory damages and asked for punitive damages. On our motion, summary judgment was obtained on behalf of the defendant and the District Court’s ruling was upheld by the United States Circuit Court of Appeals and certiorari to the United States Supreme Court was denied. Handled the prosecution of the underlying claims and with a fellow partner, all appellate claims arising therefrom.

*Large National Retailer v. Design-Build Contractor and Cement Floor Contractors* (Names Protected) – Schuylkill County (Hazelton, Pa.) On behalf of Defendant Design-Build Contractor, resolved alleged construction defect claims arising out of the design, manufacture, and installation of a “superflat” cement floor in a large distribution center warehouse.

Education

- 1983, J.D., Duquesne University School of Law
- 1980, B.A., Hamilton College
Christopher J. McCabe

With more than 10 years of legal experience, Christopher has significant experience defending architects, engineers, contractors and construction managers in all aspects of design and construction litigation, including both economic and personal injury claims. Specifically, Chris has prosecuted mechanic’s lien claims in different states and defends claims for contract funds, change orders, labor inefficiencies, delays, and other direct and indirect costs. In addition, he prepares and revises contracts for many projects.

Construction Industry Group Membership

- DRI Construction Law Group
- ABA Construction Law Group

Education

- 2002, J.D., Duquesne University School of Law
- 1999, B.A., History/American Studies, Dickinson College
Louis J. Vogel, Jr.
Sweeney & Sheehan, P.C.
1515 Market Street
Suite 1900
Philadelphia, PA 19102
(215) 963-2477 Office
(215) 557-0999 Fax
(856) 261-3209 Cell
louis.vogel@sweeneyfirm.com
www.sweeneyfirm.com

Biography and Experience
Louis Vogel has been practicing construction law since admission to the Pennsylvania and New Jersey bars in 2012, with particular emphasis on the defense of design professionals in professional liability claims.
Sweeney & Sheehan, P.C. is a member of the Associated General Contractors of America (AGC).

Education
- 2012, J.D., Villanova School of Law
- 2009, B.A., History, University of Pennsylvania
James A. Hall
Adler Pollock & Sheehan P.C.
One Citizens Plaza
8th Floor
Providence, RI 02903
(401) 274-7200 Office
(401) 351-4607 Fax
jhall@apslaw.com
www.apslaw.com

Biography and Experience
James Hall has over 14 years of experience representing diverse members of the construction community including general contractors, subcontractors, owners, architects, engineers and suppliers. James provides a full range of construction-related services, including the enforcement of mechanic lien claims, bond claims, contract review and drafting, as well as public construction claims on both the state and municipal level. James has litigated matters for clients in federal and state courts and before boards of contract appeals. He has experience in alternative dispute resolution, helping his clients resolve disputes via arbitration and mediation. James is also a member of Adler Pollock & Sheehan’s land use and zoning practice groups, through which he works the firm’s real estate development clients. James dedicates over fifty percent of his practice to construction related matters.

Adler Pollock & Sheehan P.C. is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership
- U.S. Green Building Council, Rhode Island Chapter

Representative Seminars
- “Practical and Ethical Pitfalls of Practicing Against Pro Se Litigants,” Seminar Speaker and Panelist (Chair of Rhode Island Bar Assoc. Bench/Bar Committee), June 11, 2010
- “Rhode Island Mechanics’ Lien Procedure,” National Business Institute, Seminar Speaker, Fall 2008

Representative Articles

Education
- 1999, J.D., Loyola University
- 1995, M.P.A., Public Administration, University of Rhode Island
- 1993, B.A., Political Science, University of Rhode Island
Biography and Experience

Rett Kendall is a trial lawyer who concentrates in the areas of construction defect, products liability and commercial litigation. He represents clients throughout South Carolina in both state and local jurisdictions, before arbitration panels and in trial and appellate courts. Mr. Kendall holds a Bachelor’s Degree from Furman University, and a J.D. and M.B.A. from the University of South Carolina. He has been practicing with Sweeny, Wingate & Barrow, P.A. since graduating in 1996, where he leads the Construction practice group.

Rett represents General Contractors, trades and products manufacturers in contract and defect disputes throughout South Carolina.

Construction Industry Group Membership

- DRI Construction Practice Group
- S.C. Construction Section

Representative Seminars

- “BIM Contract Negotiation Strategies,” AGC Annual Convention, March 2013

Education

- 1996, J.D., University of South Carolina
- 1996, M.B.A., University of South Carolina
- 1990, B.A., Business Administration, Furman University
Robert C. Riter
Riter, Rogers, Wattier & Northrup, LLP
319 S. Coteau
P. O. Box 280
Pierre, SD 57501
(605) 224-5825 Office
(605) 224-7102 Fax
(605) 280-4669 Cell
(605) 223-9315 Home
r.riter@riterlaw.com
www.riterlaw.com

Biography and Experience

Bob Riter joined the firm in 1973. His legal efforts are focused principally upon litigation and trial work in all courts in this state, with a concentration in the defense practice. He also spends significant time appearing before state administrative bodies, and engaging in lobbying and legislative work. Robert Riter has 25 years defending companies involved in construction projects. Approximately 5% of his practice is devoted to construction matters.

Professional memberships include: State Board of South Dakota (Commission and Past Chair of Ethics Committee, Administrative Law Committee and Continuing Legal Education Committee); Defense Research Institute (DRI) (State Representative, 1994-1999 Member, Board of Directors, 1999-2003); South Dakota Defense Lawyers Association (Past President 1994-1995); Fellow, American Bar Foundation; American Board of Trial Advocates; American College of Trial Lawyers.

Bob has lectured and given presentations before Insurance law classes at the University of South Dakota, School of Law, Continuing Education programs of the South Dakota State Bar, and Defense Research Institute (DRI) gatherings. He has also authored law review articles on the patient/physician privilege and civil justice reform.

Representative Articles


Education

- 1973, J.D., University of South Dakota
- 1970, B.S., University of South Dakota
Richard Carter has handled construction litigation and arbitrations for more than twenty years. Cases on which he has worked have involved alleged structural defects leading to roof collapse; improper waterproofing membrane design and application; improper application of EIFS; inadequate earthwork and soils testing leading to structural deflection. He has also handled cases based on CPM schedule-time delay claims.

**Biography and Experience**

Richard M. Carter
Martin, Tate, Morrow & Marston, P.C.
6410 Poplar Avenue
Suite 1000
Memphis, TN 38119
(901) 522-9000 Office
(901) 527-3746 Fax
(901) 340-8044 Cell
(901) 683-1177 Home
rcarter@martintate.com
www.martintate.com

**Education**

- 1980, J.D., Memphis State University School of Law
- 1973, B.S., United States Military Academy
Biography and Experience

Shea Wellford has represented construction industry clients since becoming licensed in 1994 and joining Martin Tate. Her experience includes representing general contractors, subcontractors, and REITs in drafting and negotiating construction contracts, construction defect and delay litigation, Prompt Pay Act and Miller Act matters, and other construction-related litigation and arbitration. She also represents construction clients on coverage issues, actively monitors insurance-appointed counsel on behalf of her clients, and negotiates coverage on behalf of her clients with their insurers. In addition, Shea has represented lenders in suits brought by contractors for payment and lender liability type claims. In 2014, she was named Construction Lawyer of the Year (Memphis, Best Lawyers in America).

Education

- 1994, J.D., University of Memphis, Cecil C. Humphreys School of Law, with high honors
- 1991, B.A. English, Vanderbilt University
Biography and Experience

Brett has practiced in aspects of the construction law industry virtually his whole legal career since 1990, with increased emphasis on construction law matters as a larger percentage of his practice in the last 10 years. Construction law currently comprises about 50% of Brett’s law practice. Brett’s practice focuses on representation of owners, developers and contractors in virtually all aspects of the construction industry, including contract formation and disputes, construction defect litigation, lien, bond and payment disputes and insurance and indemnity issues.

Cox Smith Matthews is member of the Association of General Contractors and the Association of Builders and Contractors. Cox Smith Matthews has been rated as the top construction law firm in San Antonio by the San Antonio Business Journal for 2011-2014.

Construction Industry Group Membership

- State Bar of Texas, Construction Law Section
- San Antonio Bar Association, Construction Law Section, Board Member and Past Chair
- Construction Financial Management Association, San Antonio Chapter
- Associated General Contractors
- Associated Builders and Contractors

Representative Seminars

- “Faulty Work or Faulty Coverage,” Panelist, USLAW Client Conference, Spring 2012
- “Insurance and Indemnity,” Cox Smith Matthews Client Presentation, June, 2011

Representative Articles


Education

- 1990, J.D., Duke University School of Law
- 1987, B.S., Finance, Louisiana State University, cum laude
Biography and Experience

David counsels and represents developers and owners in drafting and negotiating contracts and obtaining land approval; as well as in controversies that involve bid protests and mistakes, cost disputes, design error, defective installation and contract disputes. Cox Smith Matthews is member of the Association of General Contractors and the Association of Builders and Contractors.

Construction Industry Group Membership

- Association of General Contractors
- Association of Builders and Contractors

Education

- 2009, J.D., St. Mary’s University School of Law, summa cum laude
- 2006, B.A., Baylor University, Honors Program
Mr. Derks has practiced as a construction attorney for 10 years. Approximately 85% of his case load involves defending construction related claims and allegations. He has defended national construction companies as well as companies whose primary construction activities take place in the State of Texas. The primary focus of his practice is construction defect related defense work, however, he also defends companies against claims involving worksite injuries, product liability, contractual disputes, and indemnity and insurance disputes.

Fee, Smith, Sharp & Vitullo, L.L.P. is a member of the Associated General Contractors of America (AGC).

### Biography and Experience

- “Construction Defect Claims – Where Do We Begin?” Union Standard CE Presentation, October 2010
- “Construction Defect Claims – An Overview,” America First CE Presentation, April 2009
- “Construction Claim Pitfalls,” AON CE Presentation, February 2009
- “First Party Construction Claims,” FSSV Client Seminar, November 2006

### Construction Industry Group Membership

- DRI
- Texas Association of Defense Counsel
- Dallas Bar Association Construction Group
- AGC

### Representative Seminars

### Education

- 1999, J.D., University of Tulsa
- 1995, B.A., History, Loyola University

**Paul A. Derks**
Fee, Smith, Sharp & Vitullo, L.L.P.
Three Galleria Tower
Suite 1000
13155 Noel Road
Dallas, TX 75240
(972) 980-3295 Office
(972) 934-9200 Fax
(214) 641-4726 Cell
(972) 934-9100 Alternative
pderks@feesmith.com
www.feesmith.com
Fee, Smith, Sharp & Vitullo, L.L.P.

Biography and Experience
Tom Fee has litigated high exposure construction cases involving personal injury/wrongful death and construction defects for more than two decades. Tom represents both general and sub-contractors who are involved in the construction of commercial buildings, stadiums and highways. For the last 5-6 years, Tom Fee has also represented several architects and engineers involved in construction. See Tom Fee’s personal Bio at www.feesmith.com for recent trials and cases handled. Tom Fee has tried more than 60 cases to verdict in both state and federal courts throughout Texas. Tom is an AV Rated Preeminent attorney by Martindale-Hubbell and has been selected as a Texas Super Lawyer in 2005 through 2014. Mr. Fee has also been selected as one of Dallas’ Best Lawyers in 2013 and 2014.

Fee, Smith, Sharp & Vitullo, L.L.P. is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership
- DRI
- Texas Association of Defense Counsel
- Dallas Bar Association Construction Group
- AGC (Dallas Chapter ABC)

Representative Seminars
- Speaker on various topics related to utility industry with emphasis on gas pipeline distribution, AEGIS Roundtable 2009, 2010 and 2011
- Chair for USLAW Construction Track – Spring 2011
- Speaker/Panelist, “Managing The Media,” A Case Study of the Dallas Cowboys Practice Facility Collapse, USLAW Conference, Construction Tract, Spring 2011

Representative Articles
- Litigating the Catastrophic Injury Case
- Handling Trucking Litigation in Texas

Education
- 1991, J.D., Paul M. Hebert Law Center, Louisiana State University
- 1987, B.S., Louisiana State University
Mike Sharp has been involved with commercial construction law involving construction defect, property damage, wrongful death, contractual enforcement, and bodily injury matters for over 10 years. Mike has represented both international and national construction companies, developers, contractors, subcontractors, and insurance companies in federal and state courts throughout Texas. Mike has personally tried numerous wrongful death and catastrophic injury cases to verdict in these courts. Over 20% of Mike’s practice is dedicated to the representation of construction clients.

Fee, Smith, Sharp & Vitullo, L.L.P. is a member of the Associated General Contractors of America (AGC).

**Construction Industry Group Membership**
- DRI
- USLAW Construction Practice Group
- Associated General Contractors of America (AGC)
- Council on Litigation Management (CLM)
- RIMS
- Texas Association of Defense Counsel

**Representative Seminars**
- “Construction Trends Across the Nation,” USLAW NETWORK Client Conference
- “Preparing & Presenting The Corporate Representative,” ATA Litigation Forum for Motor Carrier General Counsel
- “What’s it Worth?,” Council on Litigation Management Annual Conference, 2011
- “Construction Defect Claims,” Nautilus Insurance Group, Scottsdale, AZ, September 2009

**Education**
- 1991, J.D., Louisiana State University
- 1988, B.S., Finance, Louisiana State University
Mr. Mermis has represented general contractors, subcontractors, suppliers, manufacturers, developers and owners on substantial construction projects, including condominium high-rises, master-planned residential communities, single-family homes, public buildings, mid-rise apartments and commercial projects. His experience also includes the prosecution and defense of a variety of construction-related issues before State and Federal Courts, including matters related to mechanic's liens; performance and payment bonds; differing site conditions; water rights; breach of contract; construction-defect claims; delay claims; and termination of contracts. Mr. Mermis has been named a Rising Star in Construction Litigation by Texas Monthly Magazine in 2010 and 2011, and a Top Lawyer in Construction Law in H Texas Magazine in 2011.

Joshua W. Mermis
Johnson, Trent, West & Taylor, L.L.P.
919 Milam, Suite 1700
Houston, TX 77002
(713) 860-0549 Office
(713) 222-2226 Fax
(832) 244-3189 Cell
jmermis@johnsonntrent.com
www.johnsonntrent.com

Construction Industry Group Membership
- Texas State Bar – Construction Law Section
- Houston Bar Association – Construction Group
- Associated General Contractors – Houston Chapter
- DRI – Construction Section
- Texas Association of Defense Counsel
- Institute for Energy Law Advisory Board

Representative Articles
- Co-Author “Compendium of Texas Construction Law,” USLAW NETWORK Construction Practice Group, 2010

Education
- 2002, J.D., University of Texas
- 1999, B.A., English/Political Science, University of Kansas
Biography and Experience

Rafe Taylor is a native Texan and has been an associate, partner and managing partner at Johnson, Trent, West & Taylor, L.L.P. He has 20 years of experience representing clients ranging from entrepreneurs to Fortune 500 companies in litigation matters extending from bet-the-company cases to more routine litigation in the areas of construction, products liability, professional liability, commercial, oil-and-gas and contract matters. Mr. Taylor has skillfully navigated these clients through the discovery, arbitration, trial and appellate processes. He represented one of the nation’s largest privately held homebuilders in disputes related to more than 450 homes in the Houston, Texas area. His work generally consists of complex litigation, including trial and appellate work in both federal and state jurisdictions.

Johnson, Trent, West & Taylor, L.L.P. is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership

- Fellow of the Texas Bar Foundation
- Associated General Contractors of America (AGC)
- Houston Bar Association

Education

- 1993, J.D., University of Houston Law Center, Distinguished Service Award
- 1990, B.S., University of Texas, with honors
Lawrence J. West
Johnson, Trent, West & Taylor, L.L.P.
919 Milam, Suite 1700
Houston, TX 77002
(713) 860-0512 Office
(713) 222-2226 Fax
(713) 253-3024 Cell
lwest@johnsonntrent.com
www.johnsonntrent.com

Biography and Experience
Lawrence J. West, is a founding partner of Johnson, Trent, West & Taylor. He practices in the areas of construction defect, premises liability and complex commercial litigation. For more than twenty years he has defended general contractors, developers, subcontractors and small business owners in construction defect and work site accidents. He has been recognized as a leader by his peers and has an AV Preeminent rating, the highest rating given by Martindale-Hubbell in legal ability and ethical standards. He is an active member of the Construction Law Practice Group of USLAW and DRI. He is a Co-Author of the Compendium of Texas Law for the USLAW NETWORK. He is also part of the USLAW Rapid Response Team. He has served on the faculty of the State Bar of Texas Expert Witness Group. In addition to trying cases, Mr. West has appealed cases to the Supreme Court of Texas and on more than one occasion, persuaded the Supreme Court to overrule an Appellate Court decision.

Johnson, Trent, West & Taylor, L.L.P. is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership
- Construction Practice Group – USLAW NETWORK
- Construction Law Section – State Bar of Texas
- Construction Practice Group – DRI

Representative Seminars
- "Requirements for Additional Insurance Coverage," IADC, August, 2012
- "Preparing the Expert Witness for Deposition," FEWA, Spring 2012
- "Making an Additional Insured Claim," USLAW NETWORK Client Conference, Spring 2011
- "Dallas Cowboys Practice Facility Collapse," USLAW NETWORK Client Conference, Spring 2011

Representative Articles
- Co-Author "Compendium of Texas Construction Law," USLAW Construction Practice Group, 2012
- Co-Author "Compendium of Texas Construction Law," USLAW Construction Practice Group, 2010

Education
- 1988, J.D., SMU School of Law
- 1984, B.B.A., Finance, The University of Texas at Austin
Biography and Experience
Stanford P. Fitts is a partner in Strong & Hanni’s Salt Lake City office. His practice concentrates in Construction and Design-Build Law, Construction Defect and Design Liability Defense, Insurance and Surety Defense, Business Law, Real Estate, Employment Law and Commercial Litigation. He assists clients with construction contract negotiation, mechanics lien and bond claims, changed conditions and delay claims, contract disputes, bid protests and disputes, government contracting issues, and all types of construction and design matters. He has represented and defended construction and design-build firms, architects, engineers and design professionals, insurance and surety companies, businesses and commercial clients in a variety of complex, multi-party, multi-million dollar matters, including numerous trials to verdict, in both state and federal court. Rated “AV” by Martindale-Hubbell. Recognized in Mountain States Super Lawyers listing of top attorneys in Utah. Recognized in Utah Business Magazine’s “Utah Legal Elite” listing for “the best and the brightest among Utah’s attorneys.” (2004-2010; Commercial and Construction attorneys). Selected for Rocky Mountain Super Lawyers listing of construction attorneys.

Strong & Hanni is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership
- Member, AGC – Utah Chapter (Legal Advisory Committee, 2000-2002; Education Council)
- Chair, USLAW Construction Practice Group (2010-2011)
- Chair, Construction Law Section, Utah State Bar Association, 2005-2006
- Member DRI Construction (Past Chair, Delay Claims Committee, Design Professional Committee)
- Member, ABA Construction Forum
- Member, National Home Builders Association (Construction Law Attorney Forum)

Representative Seminars
- “Dallas Cowboy Practice Facility Collapse,” USLAW Construction, April 2011
- “Green and Sustainable Construction,” DRI Construction, October 2010
- “Green and Sustainable Construction,” AGC-Utah Convention, January 2010
- “Construction Changes, Differing Site Conditions and Delays,” USLAW Construction, March 2008
- “Construction Scheduling in Utah,” Lorman, March 2006
- “Construction Management/Design Build in Utah,” Lorman, June 2005
- “Public Construction Contracting,” Lorman, September 2002

Representative Articles
- “Overview of Construction and Design Defect Law,” Strong & Hanni, June 2005

Education
- 1986, J.D., University of Utah College of Law, Utah Law Review, William H. Leary Scholar, American Jurisprudence Award recipient
- 1983, B.A., Finance, University of Utah, cum laude
Jack Robb is a partner on LeClairRyan’s Construction Industry Team. Jack has been practicing construction law for eight years. Nearly 100% of his practice focuses on construction related areas of the law representing owners, developers, contractors, architects and engineers. His work includes reviewing contracts, litigating disputes, advice regarding real estate development and land use issues, and collecting payments. Jack has been named a “Rising Star” by Law and Politics Magazine and a “Legal Elite” Young Lawyer by Virginia Business Magazine.

LeClairRyan is a member of the Associated General Contractors of America (AGC).

Representative Seminars

- “Construction Law,” University of Richmond School of Law, Adjunct Professor, February 2015
- “Intellectual Property Essentials for Engineers,” Half Moon Seminars, November 6, 2014
- “The AIA Agreement Between Owner and Contractor,” Lorman, July 25, 2014

Commonwealth of Virginia Construction Law Compendium, USLAW NETWORK, February, 2015

Commonwealth of Virginia Construction Law Compendium, USLAW NETWORK, February, 2015

Education

- 2006, J.D., University of Richmond T.C. Williams School of Law, cum laude
- 2002, B.A., Economics, Washington & Lee University, cum laude
Biography and Experience

Tom is a trial attorney with 37 years of experience in construction law. He heads the Construction Industry Team and the General Counsel Group of LeClairRyan, a firm of approximately 400 lawyers. Tom has taught Construction Law at the T.C. Williams School of Law, University of Richmond since 1986 and has chaired the Virginia State Bar Construction and Public Contracts Law Section. He has been lead counsel in billion dollar cases involving construction and has tried more than 40 cases to verdict with a jury. Tom has obtained numerous multi-million dollar verdicts for clients, including two verdicts plaintiffs in construction/real estate matters exceeded $10M each. Tom is a frequent lecturer to bar and industry groups on construction-related legal topics and has been recognized by “Best Lawyers in America” for Commercial Litigation and for Construction Law. LeClairRyan is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership

- ABA Construction Industry Forum
- AGC of Virginia
- Virginia State Bar Construction and Public Contracts Law Section (former chairman)
- Virginia Bar Association Construction Law and Public Contracts Section (Board of Governors)

Representative Seminars

- Tom has been a speaker at the annual seminar of the Virginia State Bar on Construction and Public Contracts Law for each of the last 25 years.

Representative Articles

- Virginia Engineering Law, Foxmoor Continuing Education, 2014, co-author
- Virginia Construction Law Deskbook, Chapter One, Overview, Virginia CLE Publications, 2011
- Delay Clauses in International Construction Contracts, Chapter on USLAW, Wolters Kluwer, 2010
- Construction Management/Design-Build In Virginia – Minimizing Risk and Maximizing Profit, Lorman Education, 2003, co-author
- Solving Water Intrusion and Mold Problems in Virginia, Lorman Education, 2002, co-author
- Construction Claims Management, Cambridge Institute, 1997

Education

- 1978, J.D., Vanderbilt University School of Law
- 1973, B.A., English/Political Science, Vanderbilt University
Biography and Experience

Bob Manlowe is a member in Williams Kastner’s Seattle office. His practice involves Complex Litigation Management, ESI/e-Discovery consultation services, Crisis Management and Media Relations. He currently serves on the Crisis Management Teams for several companies in the product manufacturing, construction and industrial sectors. Mr. Manlowe, as the co-chair of the Washington Construction Safety Task Force, brought labor, management and government leaders together to develop the “Safety Plus” pilot program for the Washington State Department of Labor & Industries and OSHA. He also co-authored the nationally recognized training video, “Safety on Trial.” As a result of his achievements, Mr. Manlowe received the President’s Award from the Associated General Contractors of Washington and the Washington State Governor’s Construction Safety Award. Mr. Manlowe has over 20 years of experience as a construction attorney.

Construction Industry Group Membership

- Board of Directors, International Association of Defense Counsel Construction and Litigation Committee, 2005-2008

Representative Seminars

- Co-Speaker, “Cutting-edge Techniques for Providing Your Clients with Cost-effective Services,” USLAW Spring Client Conference, Phoenix, AZ, April 2, 2011

Representative Articles

- “Paradigm Shifts in e-Discovery Litigation: Cooperate or Continue to Pay Dearly,” Defense Counsel Journal, April 1, 2011
- “An Inconvenient Forum – Reining In E-Discovery In the United States,” The Metropolitan Corporate Counsel, February, 2011
- “Paradigm Shifts in E-Discovery Litigation: Cooperate or Continue to Pay Dearly,” November, 2010

Education

- 1984, J.D., Seattle University, cum laude
- 1981, B.S.E., Civil Engineering, Princeton University
Rod Umberger is a member in the Seattle office, where he chairs the Business Litigation Practice Group and has served on the Board of Directors. He is first and foremost a trial lawyer with experience handling premises liability, product liability, toxic tort, transportation, construction, and a variety of commercial disputes.

Mr. Umberger's construction experience is diverse and includes the following: defense of construction defect claims, defense of construction site injury and death claims, and representation of builders, contractors and suppliers in complex construction contract litigation. Mr. Umberger devotes 35% of his practice to construction related matters.

Mr. Umberger has been named to Super Lawyers by Super Lawyers magazine for several years and recently was one of only sixteen attorneys in the state of Washington recognized as a top civil litigation defense attorney by the Corporate Counsel Edition of Super Lawyers magazine. He has been “AV Preeminent” peer review rated by Martindale-Hubbell since 1998.

A sampling of Mr. Umberger’s representative clients includes Quanta Services, Potelco, Inc., Cadman, Inc. and Northwest Underwater Construction, Inc.

### Construction Industry Group Membership

- Washington Defense Trial Lawyers
- Associated General Contractors of America (AGC)
- International Association of Defense Counsel

### Representative Seminars

- “Defense Perspectives on Corporate Designee Depositions under FRCP 30(b)(6),” USLAW NETWORK Fall Conference, Vancouver, British Columbia, October 4, 2013
- “Cutting-Edge Settlement and Defense Strategies for Complex Litigation,” USLAW NETWORK Spring Client Conference, Laguna Beach, CA, April 10-14, 2012
- “Closing Arguments, Litigation Counsel of America,” Spring Conference, Santa Fe, NM, May, 2009
- “DRI Preeminent Trial Lawyer Seminar (Defense Opening Statement),” Defense Research Institute, Chicago, IL, September, 2007

### Education

- 1987, J.D., University of Tennessee College of Law
- 1984, B.A., Furman University
**Biography and Experience**

Mr. Glazer is an experienced construction law attorney. He regularly represents owners, contractors, subcontractors, engineers and architects in preparation of construction contracts, and integrated project delivery documents (including AIA, EJCDC, DBIA and Consensus documents). He also represents clients in mediation, arbitration, and litigation regarding bid disputes, change orders, construction and design defects, differing site condition claims, delay claims, insurance coverage issues, ATCP 110, and lien law claims.

Mr. Glazer is the co-author of the Wisconsin Chapter of the *State by State Guide to Construction Contracts and Claims* (Aspen 2012). He is also the co-author of the Wisconsin chapter of the *DRI Construction Litigation Desk Reference*, and he authored the chapter for Construction Dispute Resolution for the *Inside the Minds* series (Aspatore 2010).

Learn more at [http://www.axley.com/attorney/saul-glazer](http://www.axley.com/attorney/saul-glazer)

Axley Brynelson, LLP is a member of the Associated General Contractors of America (AGC).

**Construction Industry Group Membership**

- Chair, Wisconsin State Bar Section on Construction and Public Contracting
- Vice President of Associate Board, Associated General Contractors of Wisconsin

**Representative Seminars**

- Seminar Speaker – “ACEC Recent Construction Cases,” American Council of Engineering Companies Webinar, March 2014
- Seminar Speaker – “Legal Update,” 2014 Wisconsin Transportation Builders Association Annual Convention, February 2014
- Seminar Speaker – “Contracts Basics,” Associated General Contractors of Wisconsin, February 2012
- Seminar Speaker – “Killer Contract Clauses,” Associated General Contractors of Wisconsin, February 2012

**Representative Articles**


**Education**

- 1990, J.D., University of Wisconsin Law School
- 1989, M.L.S., Library Science, University of Wisconsin-Madison
- 1984, B.S., English, University of Wisconsin-Madison
Biography and Experience

Brian Mullins is a partner at the firm of Axley Brynelson, LLP and co-chair of its Construction Law Team. He is also a member of the firm’s Litigation and Business Practice Groups. Brian’s practice focuses on construction and real estate development, entitlement, claims, disputes, contracts and transactional work. He is also experienced in civil, commercial and insurance claims, mediation, arbitration and litigation matters.

Brian has over 30 years of experience as an advocate for contractors, owners, developers, public owners, subcontractors, suppliers, insurers and sureties. He was one of the founding members of the 50 State Network of Lien and Bond Attorneys. Brian has been named to the International Who’s Who of Construction Lawyers. He has been selected in nearly every statewide survey of lawyers as one of the state’s top construction, real estate and litigation lawyers, including being named a Best Lawyers® 2015 Construction Law “Lawyer of the Year,” 2014 Litigation – Real Estate “Lawyer of the Year” and 2013 Construction Law “Lawyer of the Year” in Madison. He also frequently serves as a neutral arbitrator, mediator and Dispute Resolution Board ("DRB") member – and has served on the DRB for several of the largest public works projects. Brian is a graduate engineer and has received an AV Preeminent® rating from Martindale-Hubbell® Peer Review Ratings™.

Brian has prior experience as a project manager and an owner representative in construction projects. He has represented and counseled clients on large and small Wisconsin private developments and public works projects in connection with zoning, municipal and government approvals, public and private financing, development agreements, construction contracts, construction claims, dispute resolution and other legal affairs. Learn more at http://www.axley.com/attorney/brian-mullins

Axley Brynelson, LLP is a member of the Associated General Contractors of America (AGC).

Construction Industry Group Membership

- Member, Past President of Associate Council, Past Member of General Board of Directors – Associated General Contractors of Wisconsin
- Member, Board of Directors, Past Chair – Construction and Public Contract Law Section, State Bar of Wisconsin
- Member – American Council of Engineering Companies of Wisconsin
- Member and Chapter Attorney – Associated Builders and Contractors of Wisconsin
- Former Member, Construction Law Practice Group and Former Vice Chair – Section of Public Contract Law, American Bar Association
- Member – Construction Financial Management Association
- Member – Madison Area Builders Association
- Member – Wisconsin Builders Association
- Member, Past Board Member – Wisconsin Transportation Builders Association
- Member – Wisconsin Underground Contractors Association
- Member – Wisconsin Earthmovers Association
- Member – Surety Association of Wisconsin
- Past Chapter Attorney and Member – Plumbing, Mechanical and Sheet Metal Contractors Association

Representative Seminars

- Seminar Speaker and Panelist – “Construction Update for In-House Counsel,” March 2015
- Seminar Speaker – “Differing Site Conditions,” University of Wisconsin, September 2014
- Seminar Speaker – “Key Court Decisions Impacting Contractors,” Wisconsin Transportation Builders Association Annual Convention, February 2013
- Seminar Speaker – “Getting Paid on Construction Projects,” Wisconsin Credit Association, July 2012
- Lecturer – “Legal Aspects of Engineering,” University of Wisconsin College of Engineering

Representative Articles

- Article – “Managing Subcontractor Risk,” Associated General Contractors Association, 2009

Education

- 1980, J.D., University of Wisconsin Law School
- 1977, B.S., Civil Engineering, University of Wisconsin-Madison
**Biography and Experience**

Buck Sweeney is a partner at Axley Law Firm practicing in the areas of environmental and construction law, and is co-chair of the firm’s Construction and Transportation Focus Group. Mr. Sweeney is former chair and current board member emeritus of the State Bar of Wisconsin Construction and Public Contract Law Section. Mr. Sweeney is experienced in handling matters dealing with Resource Conservation and Recovery Act, Superfund, air and water issues. His trial experience includes mediation, arbitration and administrative law hearings in environmental and construction law issues. Mr. Sweeney assists in resolution of construction disputes. He has also testified as an expert witness on behalf of the Aggregate Industry on issues relating to mineral extraction locations. Construction contracting, insurance coverage issues, bid disputes, wetland, OSHA matters, land use matters, siting of gravel pits and other construction law issues make up the balance of his practice. Mr. Sweeney also assists in Wisconsin’s growing frac sand industry and has extensive experience against the Wisconsin Department of Justice. He is also General Counsel for the Aggregate Producers of Wisconsin and represents the aggregate industry in siting, local regulation issues and litigation.

Mr. Sweeney was formerly an engineer at Martin Marietta Aggregate Corporation and previously owned Edgerton Sand & Gravel, Edgerton Ready-Mix Concrete Company and Administrative Services (president of companies involved in sand and gravel mining, ready-mix concrete industry and operation of a landfill). He once served as director of real estate for ABC Supply, overseeing acquisition of properties throughout the United States.

Learn more at http://www.axley.com/attorney/charles-sweeney

Axley Brynelson, LLP is a member of the Associated General Contractors of America (AGC).

**Construction Industry Group Membership**

- Member and legal advisor, former associate board member – Aggregate Producers of Wisconsin
- Member, former associate board member – Wisconsin Transportation Builders Association
- Member – Madison Area Builders Association
- Member – Wisconsin Builders Association
- Member – Wisconsin Transportation Builders Environment and Safety Legislative Committees
- Member – Associated General Contractors
- Former chair, current board member emeritus – State Bar Construction and Public Contract Law Section
- Former co-chair – Environmental Auditing Roundtable

**Representative Seminars**


**Representative Articles**

- Article – “Public Perception Not a Rational Basis for Revoking Conditional Use Permit,” Axley.com, April 4, 2014
- Article – “Do You Have the Right to Get Onto a State Highway?” Axley.com, December 3, 2014
- Article – “Shoreland Zoning Trumps Town’s Authority,” Axley.com, October 24, 2013
- Article – “Don’t Build a Road Through the Wetland,” Axley.com, October 8, 2013

**Education**

- 1985, J.D., University of Wisconsin Law School
- 1975, B.S., Civil Engineering, University of Notre Dame
Ryan Schwartz is a partner with Williams, Porter, Day & Neville PC, and the Chair of the firm’s construction practice group. Ryan has enjoyed a robust construction practice for the past 10 years representing architects, engineers, general contractors, and numerous different types of subcontractors in construction defect litigation. He has also represented insurance carriers in coverage matters arising out of design and construction activities. In recent years, he has represented a construction management firm related to asbestos issues encountered during construction, an architectural firm with respect to alleged defects in the design of a roofing system for a Civic Center, and been involved in litigation involving two large hotel complexes. Ryan is a member of the Wyoming State Bar, and a former president of the Natrona County Bar Association. Ryan is admitted to practice in all Wyoming State District Courts, the U.S. District Court for the District of Wyoming, and the 10th Circuit Court of Appeals. Mr. Schwartz has received a “BV” rating from Martindale-Hubbell. Ryan, and Williams, Porter, Day & Neville PC are also a member of the Wyoming Contractor’s Association.

Construction Industry Group Membership

- USLAW Construction Litigation Group
- American Bar Association, Section on Construction Litigation
- Counsel for Litigation Management, Construction Litigation Section

Representative Articles


Education

- 2002, J.D., University of Wyoming School of Law
- 1998, B.S., Economics, University of Wyoming
Bob McBean has practiced civil litigation for 29 years and for the past 13 years has focused on the mediation of commercial and insurance disputes.

Bob has been awarded the designation of Chartered Mediator by the ADR Institute of Canada and has completed the Alberta Arbitration and Mediation Society’s Certificate Program in Conflict Management. He has coached and trained other legal professionals in alternative dispute resolution. His coaching and training experience includes seminars for the Legal Education Society of Alberta and the Canadian Bar Association, as well as courses offered to Alberta Crown Prosecutors, Justice Canada lawyers, and U of A law students.

Bob has extensive practical experience as a mediator, having mediated in excess of 300 matters in the past 15 years. Bob’s mediation experience has focused on the resolution of civil litigation claims, including commercial disputes, employment disputes, professional liability disputes, and personal injury claims. Bob has conducted several arbitrations as sole arbitrator in such matters as commercial, construction, and workers’ benefits disputes. In addition, he has mediated – as a volunteer – numerous disputes between victims of crime and the accused person.

Bob is active in the mediation community, being a member of the Alberta Arbitration & Mediation Society, Past Director of the Mediation and Restorative Justice Centre, and a member and Past Chair of the Alternative Dispute Resolution Section (Northern Alberta) of the Canadian Bar Association. Bob has been a roster mediator for the Court of Queen’s Bench Civil Mediation Project since its inception in 2005 and a member of the Roster of Mediators of the Energy and Utilities Board (EUB).


### Education
- 1976, LL.B., University of Saskatchewan
- 1976, B.A., University of Saskatchewan
Biography and Experience

Jim articulated at Parlee McLaws and became a partner in the firm in 1982. During his 24 years with Parlee McLaws, Jim has practised exclusively in the area of civil land commercial litigation, initially doing insurance defence work, and thereafter expanding his practice to include matters pertaining to commercial, corporate and banking litigation, copyright infringement claims, construction law, real estate litigation, and royalty claims arising out of the production of oil and gas on aboriginal lands. He has conducted numerous trials, including acting as defence counsel in a claim for lost oil production arising out of a major fire at the Syncrude oil sands plant in 1984, and acted for a developer in an action against a municipality to recover oversizing costs. Most recently, Jim has been involved in a construction-related lawsuit related to defective roofing materials. Jim has also acted as counsel before the Alberta Court of Appeal. Jim has also successfully litigated contaminated land claims and advised clients on matters dealing with various environmental regulatory agencies. Jim was appointed Queen’s Counsel (Q.C.) on December 31, 2007.

Education

- 1976, LL.B., University of Alberta
- 1973, B.Sc., University of Alberta
A Partner in Parlee McLaws’ Calgary office, Greg’s practice is focused on civil litigation. His clients include a number of nationally prominent companies, for whom he provides counsel with an emphasis on Corporate Commercial disputes including construction and employment matters. He has appeared on numerous occasions in the Court of Queen’s Bench and the Alberta Court of Appeal.

Since 1984 a substantial part of Greg’s practice has been in the areas of construction law, builders’ liens and design negligence. Representative cases include:

- As co-counsel for a general contractor in a claim of approximately $30,000,000.00 related to engineering negligence and a shoring wall failure. The claim was settled favourably on the eve of trial. The claim involved dozens of experts and issues related to delay and business interruption.
- A claim involving faulty design and product defects related to the design and manufacture of gas compressors for use in a large diameter pipeline. The claim is in excess of $10,000,000.00.
- A claim involving allegations of professional negligence and breach of contract in relation to a design build contract for the construction of substations and a hydroelectric transmission line in the Yukon. The claim involves claims for delay and economic loss. The claim is approximately $15,000,000.00.
- A claim on behalf of an owner related to the performance of heavy industrial work in the oil sands. The dispute includes a claim for economic loss and delay. The claim is just under $40,000,000.00.
- A claim related to the failure of a storm and sanitary line and other design issues related to the construction of a condominium project. There are numerous claims of negligence against a variety of engineering disciplines. The claim is for $9,000,000.00.
- Acting on behalf of a general contractor in relation to a dispute concerning the faulty design and installation of tiling and flooring at the Calgary Airport. The claim is in excess of $4,000,000.00.
- Representing a general contractor in respect of a claim involving an individual who was rendered a quadriplegic allegedly as a result of construction and design deficiencies in the construction of a skateboard park. It is multi-party litigation, with extensive expert evidence required.
- On a multi-jurisdictional claim involving claims of breach of trade secrets, copyright and patent issues involving internal automatic welders. The claim involved lengthy proceedings in Alberta and an Arbitration under the International Commercial Court of Arbitration.
- Over the course of Greg’s practice, he has worked with numerous engineers, architects, delay experts and economists related to claims of professional negligence, delay and business interruption loss.

Representative Seminars

- Greg has participated in seminars and delivered papers involving corporate/commercial litigation, construction and employment matters. He is a former instructor of the Bar Admission Course and an instructor in the Alberta Trial Advocacy Course.

Education

- 1984, LL.B., Dalhousie University
- 1981, B.A., University of Guelph
Biography and Experience

Samantha Ip is a partner of the firm and a member of the Construction & Procurement Group. With 17 years of experience handling construction matters, Samantha has been nationally recognized for her legal work. She has appeared as counsel in the Supreme Court, the Court of Appeal and Federal Court, as well as before administrative tribunals. Samantha resolves claims through alternative dispute resolution for effective risk management.

In the construction industry she represents her clients in all facets of a project, including contract drafting and negotiations, lien and deficiency claims, surety bond negotiations and claims, and tender disputes. Samantha assists parties in understanding their rights under the RFQ and RFP process, disputes arising in public private partnership projects, professional negligence claims, and insurance coverage and defence.

Samantha is a regular speaker at seminars; she has presented on construction topics for industry associations, including Buildex Vancouver, Canadian Construction Women, Vancouver Regional Construction Association, and the BC Insurance Institute. Samantha has also spoken at the BCBEC Annual Conference and AGM on consultants’ legal responsibilities. She was the editor for the Continuing Legal Education Annual Law Review for Construction from 2007 to 2011. Samantha has also been published in Construction Business, Legal Edge, Adjusters Quarterly and Canadian Insurance Top Broker. In addition to English, Samantha speaks French, Cantonese and Mandarin.

Construction Industry Group Membership

- Construction, Insurance, and Civil Litigation Sub Sections of the Canadian Bar Association (CBA)
- Canadian Construction Women
- Vancouver Regional Construction Association

Representative Seminars

- “Consultants’ Legal Responsibilities,” BCBEC Annual Conference and AGM, September 26, 2012
- “Mandatory Warranties For Residential Housing – Taking the Mystery out of ’2-5-10‘,” Buildex Vancouver, February, 2012
- “CCDC2 – A Focus on 3 Topics Using Case Studies,” Buildex Vancouver, February 24, 2011

Representative Articles

- “The Role of the Consultant in Construction,” Clark Wilson LLP, April, 2009
- “Homeowner Warranties: Taking the Mystery out of ’2-5-10‘,” BCRELinks, August 3, 2007

Education

- 1994, LL.B, University of British Columbia
- 1991, B.A., University of British Columbia
**Biography and Experience**

Shawn O’Connor has over 25 years experience advising commercial builders, materials suppliers and subcontractors as well as homebuilders on construction lien claims and building deficiency claims brought before the Courts and at arbitration hearings. Shawn also represents many insurers on their subrogated property loss claims.

**Construction Industry Group Membership**

- Ottawa Construction Association

**Representative Seminars**

- Shawn is a regular panelist and presenter on construction law and employment law for the Ottawa Construction Association seminars and conferences including: “Construction 101 – Contracts & Tenders,” “Construction Lien Act” and “Employment Law in the Construction Industry.”

**Representative Articles**

- Amendments to WSIB Act for Contractors

**Education**

- 1984, LL.B., University of Ottawa Law School
Yannick Crack, director of the Sherbrooke office, has been a partner with the firm since joining in 2011. His practice spans trade and construction litigation as well as drafting a wide range of shareholder agreements and business contracts. He also acts as a legal advisor in the field of labour relations for various businesses and industries.

Yannick has taught the law of security interests, law of evidence and civil procedure at the l’École du Barreau du Québec. Highly responsive, Yannick attends to the complexities of each case with great efficiency while seeking the best practical or legal alternative for his clients’ needs. He also puts his keen business acumen to work for the benefit of the wide range of companies for whom he serves as a business advisor.

Yannick has practiced in the area of construction law for 10 years and devotes 50% of his practice to this industry.

**Biography and Experience**

Yannick Crack, director of the Sherbrooke office, has been a partner with the firm since joining in 2011. His practice spans trade and construction litigation as well as drafting a wide range of shareholder agreements and business contracts. He also acts as a legal advisor in the field of labour relations for various businesses and industries.

Yannick has taught the law of security interests, law of evidence and civil procedure at the l’École du Barreau du Québec. Highly responsive, Yannick attends to the complexities of each case with great efficiency while seeking the best practical or legal alternative for his clients’ needs. He also puts his keen business acumen to work for the benefit of the wide range of companies for whom he serves as a business advisor.

Yannick has practiced in the area of construction law for 10 years and devotes 50% of his practice to this industry.

**Representative Seminars**

- “Contrats de constructions: Clause de mots… et maux de clause,” Association de la construction du Québec, Estrie, 1er mars 2013
- “L’Hypothèque légale de la construction,” Banque de développement du Canada, 10 juillet 2013

**Education**

- 1997, Member of the Barreau du Québec
- 1996, LL.B, Université de Sherbrooke
Biography and Experience

Since 2005, Martine Lord has represented numerous contractors, sub-contractors and other individuals in claims dealing with poor workmanship, loss of undertakings, hidden defects, construction liens and related claims.

Representative Seminars

• “Les hypothèques légales et les cautionnements dans le domaine de la construction,” Therrien Couture Lawyers L.L.P. Client Conference Series, Brossard, Québec, May 9, 2012
• “Les vices cachés et la responsabilité de l’inspecteur,” Therrien Couture Lawyers L.L.P. Client Conference Series, Brossard, Québec

Education

• 2005, Member of Barreau du Québec
• 2004, LL.B., Law graduate from Université de Montréal

Martine Lord
Therrien Couture Lawyers L.L.P.
4605-B Lapinière Blvd., #350
Brossard, Québec J4Z 3T5
(450) 462-8555 Office
(450) 462-5955 Fax
(450) 210-1340 Cell
martine.lord@therriencouture.com
www.therriencouture.com
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What is the value in having individual access to 4-8 highly experienced USLAW member attorneys from around the country and around the world (if necessary) roundtable specific issues you may be facing including actual cases or hypotheticals? USLAW is pleased to provide this free consultation which will give you a sense of comfort that you are managing a specific issue/case in an appropriate manner and make you aware of unforeseen roadblocks and variables that may pop up. It never hurts to phone a friend!

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USLAW regularly produces new and updates existing Compendiums providing a multi-state resource that permits users to easily access state common and statutory law. Compendiums are easily sourced on a state-by-state basis and are developed by the member firms of USLAW. Current Compendiums include: Retail, Spoliation of Evidence, Transportation, Construction Law, Nullum Tempus, Workers’ Compensation, Surveillance, Offers of Judgment, and a National Compendium addressing issues that arise prior to the commencement of litigation through trial and on to appeal.
STATE JUDICIAL PROFILES BY COUNTY

Jurisdictional awareness of the court and juries on a county-by-county basis is a key ingredient to successfully navigating legal challenges throughout the United States. Knowing the local rules, the judge, and the local business and legal environment provides a unique competitive advantage. In order to best serve clients, USLAW NETWORK offers a judicial profile that identifies counties as Conservative, Moderate or Liberal and thus provides you an important Homefield Advantage.

USLAW DIGIKNOW

USLAW DigiKnow is USLAW’s bi-weekly digital e-newsletter featuring insights and perspectives on today’s trending legal issues. Articles and posts are written by USLAW member attorneys who are subject matter leaders from our USLAW Practice Areas and the USLAW membership in general. Through USLAW DigiKnow, we share legal, legislative and jurisdictional news as well as promote upcoming USLAW events, webinars and podcasts that might be of interest to you and your colleagues. It is an excellent resource to keep abreast of new case law, important verdicts and other pending legislation.

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We pack light. Take USLAW with you wherever you go with two important USLAW mobile applications. Get USLAW information fast by downloading USLAW 24/7. As well, USLAW Events is our Client Conference mobile app that archives all of the presentation materials, among several other items, from past USLAW Conferences. USLAW apps are available on iPhone/iPad, Android (by typing in keyword USLAW) and most Blackberry devices.
In today’s digital world there are many ways to connect, share, communicate, engage, interact and collaborate. Through any one of our various communication channels, sign on, ask a question, offer insight, share comments, seek advice and collaborate with others connected to USLAW. Please check out USLAW on Twitter @uslawnetwork and our LinkedIn group page.

USLAW Magazine is an in-depth publication produced twice annually and designed to address legal and business issues facing commercial and corporate clients. Released in Spring and Fall, recent topics have covered managing litigation in a tighter economy, cyber security & data privacy, changes in M&A strategies, sidestepping legal challenges during a workforce reduction, best practices in e-discovery policies, and weighing the pros and cons of litigation versus mediation, social media and the law, patent troll taxes and much more.

A wealth of knowledge offered on demand, USLAW EduNet is a regular series of interactive webinars produced by USLAW practice groups. The one-hour programs are available live on your desktop and are also archived at USLAW.org for viewing at a later date. Topics range from Medicare to Employment & Labor Law to Product Liability Law and beyond.

Several USLAW NETWORK practice groups have compiled detailed directories of the active attorneys within their group. These directories showcase the attorneys’ specific areas of experience, education, industry memberships, published articles, and in some cases representative clients. These directories are available as downloadable PDFs.

Don’t see a specific practice area listed? No worries as USLAW firms cover the gamut of the legal profession and we are sure to find a firm that has significant experience in the area of need.

The USLAW NETWORK Rapid Response App locates USLAW attorneys quickly when timeliness is critical for you and your company. Offered for Transportation, Construction Law and Product Liability, this resource provides clients with attorneys’ cell and home telephone numbers along with assurance that USLAW will be available 24/7 with the right person and the right expertise. Available at uslaw.org and the USLAW 24/7 App.

Take advantage of the knowledge of your peers. USLAW NETWORK’s Client Leadership Council is a hand-selected, diverse group of prestigious USLAW firm clients that provides expertise and advice to ensure the organization and its law firms meet the expectations of the client community. In addition to the valuable insights they provide, CLC members also serve as USLAW Ambassadors, utilizing their stature within their various industries to promote the many benefits of USLAW NETWORK.
S-E-A

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U.S. Legal Support, Inc. founded in 1996 is a privately held company with over 45 offices located across the United States. As one of the leading providers of litigation services, they are the only litigation support company that provides, court reporting, record retrieval and litigation, eDiscovery and trial services to major corporations and law firms nationwide.

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Granite Legal Systems proudly supports USLAW NETWORK firms and their clients throughout the discovery process from legal hold planning through trial support, ensuring that they have the information required for timely and cost effective client representation. Granite professionals work with law firms and corporations to define discovery obligations and plan defensible responses. To these engagements, Granite offers seasoned industry veterans with versatile skill sets who understand and implement technology resource requirements, address team structure & responsibilities, and assure effective quality control processes for all phases of the project. Our consultants and project managers are attorneys, legal assistants, and experienced technologists with extensive litigation and technical expertise.

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Online at www.granitelegal.com
On LinkedIn at www.linkedin.com/company/granitelegal

Jeffrey R. Hewett, JD
Chief Executive Officer
PH (713) 652-0881
EMAIL jhewett@granitelegal.com

Steve Mack
Consultant
PH (713) 240-0634
EMAIL smack@granitelegal.com

Dennis Kiker, JD
Consultant
PH (804) 350-8444
EMAIL dkiker@granitelegal.com
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We have been honored to provide our expertise on cases of every size and scope, and we would be pleased to discuss our involvement on these files while still maintaining our commitment to client confidentiality. Briefly, some of these engagements have involved: lost profit calculations; business disputes or valuations; commercial lending; fraud; product liability and construction damages. However, we have also worked across many other practice areas and, as a result, in virtually every industry.

Founded in Chicago in 1933, MDD is now a global entity with 22 U.S. and 21 international locations.

In the United States, MDD’s partners and senior staff are Certified Public Accountants; many are also Certified Valuation Analysts and Certified Fraud Examiners. Our international partners and professionals possess the appropriate designations and are similarly qualified for their respective countries. In addition to these designations, our forensic accountants speak more than 30 languages.

Regardless of where our work may take us around the world, our exceptional dedication, singularly qualified experts and demonstrated results will always be the hallmark of our firm. To learn more about MDD and the services we provide, we invite you to visit us at www.mdd.com. You are also welcome to contact John A. Damico, one of MDD’s founding partners, at jdamico@mdd.com or 404.252.0085.