Construction Contract Workshop
Irvine, CA - Wednesday, February 26, 2020

Understanding Construction Contract Essentials
E. Luschei
K. Dorse

- Key considerations in public versus private construction projects
- Project delivery systems: traditional design-bid-build, design-build, performance specifications, construction manager at risk, multiple prime contractors
- Roles and relationships of project participants: owners, architects/engineers, construction managers, contractors, subcontractors and suppliers.
- "Top ten" contracting issues for construction contracting, including terminology, parties, term, performance, changes, claims, substantial performance, breach, termination, remedies, and damages

Reviewing Bidding Documents
M. Baker
- Invitation
- Bid form
- Instructions
- Bid bond
- Information
- Addenda

Reviewing Project Documents
M. Baker
- Use of standard forms or custom documents
- Agreement
- Performance bond
- Payment bond
- Contract conditions (general and supplementary)
- Specifications (Format, CSI 1995 and 2004)
- Shop drawings
- Contract modifications (change orders, directives, etc.)

Understanding Issues in Contract Administration
A. Carno
- Insurance and indemnity issues
- Subcontracts
- Changes and change orders
- Payments
- Substantial and final completion
- Breach and pitfalls

Examining Contract Changes and Addressing Problems
A. Harris
- Changed conditions
- Project documentation
- Delays, acceleration
- Handling payment claims and final payments
- Understanding contractual and statutory warranties
- Resolving disputes through mediation, arbitration, litigation

Handling Ethical Issues in Construction Contracting
M. Salamone
- Promoting impartial, merit-based award of construction contracts
- Ensuring honesty, integrity, fair-dealing and quality assurance
- Creating a system of internal practices promoting contract compliance and ethical practices

Learning Objectives
You’ll be able to:
- Describe the roles and responsibilities of all project participants, including designers, contractors, subcontractors and construction managers.
- Discuss bid documents, including invitation to bid, bid form, bid bond and instructions.
- Review project documents, including agreements, payment bonds, contract conditions, and specifications.
- Recognize ethical pitfalls common to construction contracting and promote ethical practices.
- Manage important issues in construction projects, such as change orders, partial payments, changed conditions and delays.
- Examine bid documents, including bid forms, instructions and bid bonds
- Handle changes and change orders
- Promote ethical practices in construction contracting and administration

Continuing Education Credits
- Architects
  - Non-Credit for CA Architects
  - 7.0 AIA LU|HSW
- Professional Engineers
  - 7.0 Continuing Education Hours

*N Continuing education not mandatory in California

Find us on Facebook
Erich R. Luschei is a senior attorney at Theodora Oringher PC who has practiced in construction law for over 20 years. His practice focuses on complex construction litigation and transactions with an emphasis on large infrastructure projects. He represents owners, contractors, design professionals and prime subcontractors in state and federal courts in the United States and in international arbitrations. His clients include the Los Angeles County Metropolitan Transportation Authority, the City of Long Beach, the City of San Bernardino and County of San Bernardino Flood Control District, and the Los Angeles Unified School District. Mr. Luschei has authored numerous construction-related publications and frequently speaks on construction-related topics at industry events.

Kevin A. Dorse is the managing partner at Theodora Oringher, PC. He has been representing business and government clients for over 30 years focusing on complex commercial litigation in a wide variety of industries, issues, and forum—contract disputes, class actions, intellectual property, product liability, insurance coverage, health care, and construction. Mr. Dorse heads the Firm’s Construction Disputes Group specializing in high value construction, structuring, tunnels, pipelines, and engineering disputes. He has worked on some of the most noteworthy and complex infrastructure projects in Southern California and the country, including the LAUSD and LA Community College school bond construction programs, the LACMTA Hollywood/Beverly Roadline Subway Tunnels, the LA Metro Redline, 210 Freeway Extension, North Hollywood Redline Subway Tunnels, and Prudhoe Bay Oil Field. Prior to joining Theodora Oringher PC, Mr. Dorse was a partner with the law firm, Jones Day in Los Angeles. He received his undergraduate degree from Brown University in Providence, Rhode Island where he was Phi Beta Kappa, and his juris doctorate degree from the University of Miami School of Law where he was valedictorian.

Michael J. Baker is a practicing construction lawyer and partner at Snell & Wilmer. He specializes in the representation of owners, designers/engineers and general contractors. He has practiced in this area of law for over 20 years. Mr. Baker is defined by his experience in representing public and private developers and contractors in business and contractual matters, as well as in designing and drafting contracts, arbitration panels, and mediators involving structured construction projects. Mr. Baker’s transactional experience in construction and design related matters includes drafting contracts on behalf of owners, contractors and design teams, concerning all project delivery methods as well as drafting building program management agreements and construction management agreements for building programs. He is also a seasoned and experienced trial lawyer, having brought to trial or decided or settled over 20 matters in 21 different counties in the State of California.

Anna M. Caro is a partner of Caro Law Group, a Professional Law Corporation. For over 25 years, her practice has focused on representing those in the construction industry. She has represented the legal interests of general contractors, developers, specialty subcontractors, engineering firms, design professionals, equipment rental contractors, trucking companies, and various material suppliers and contractors. Caro Law Group has also developed a niche practice with respects to government contracts and SB/8(a)/NAE/MBE and SB 8 (a) certification issues. Ms. Caro graduated cum laude from Loyola Marymount University, and she has served as a director of the University's construction law club. She has spoken at numerous seminars regarding construction-related topics and has authored numerous publications regarding construction and litigation.

Andrew Harris is a partner in the Irvine office of Salaminor Morrow Timpane Dunn LLP. His practice focuses almost entirely in the areas of construction and surety law. He represents contractors, subcontractors, developers and owners in all phases of the construction process, including contract preparation, negotiation and review, contract disputes, delay, interruption, and inefficiency claims; and payment disputes. He also represents sureties to protect their interests arising out of defaults and bond claims on both public-works and private construction projects.

Mary A. Salamone, a partner at Procopio, Cory, Hargreaves & Savitch LLP, has dedicated her 32-year career exclusively to the specialized area of construction law. She has represented virtually every participant in the building industry on both public and private works of improvement, which affords her a unique perspective to assist in understanding and resolving claims in a cost-effective manner. She has handled multi-million dollar disputes on high profile, complex construction projects. Ms. Salamone is an active member of various trade associations and serves as a neutral with the American Arbitration Association. Ms. Salamone has received an AV Preeminent rating with LexisNexis/Martindale Hubbell, which is given to 2 percent of the lawyers in the country. She has also been repeatedly recognized by both Chambers USA: America’s Leading Lawyers for Business and by The Best Lawyers in America in the field of construction law, and she was selected as a fellow with the Litigation Counsel of America.

Irvine Marriott
18000 Von Karman Avenue
Irvine, CA 92612
(949) 553-0100

Irvine, CA - Wednesday, February 26, 2020

Continuing Education Credit Information
This seminar is open to the public and offers a non-credit continuing education opportunity to California architects. The American Institute of Architects Continuing Education System has approved this activity for 7.0 LU/HSW (Sponsor No. I885). Only full attendance is reportable to the AIA/CES. Visit www.halfmoonseminars.org for complete AIA/CES course information.

This course offers a 7.0-hour non-credit continuing education opportunity to professional engineers licensed in California. Architects and engineers seeking continuing education credit in other states will be able to claim the hours earned at this seminar, in most cases. Refer to specific state continuing education rules to determine eligibility.

This course also offers a non-credit continuing education opportunity to construction contractors. Credit approval is not being sought in any state with a contractor continuing education requirement.

Attendance will be monitored, and attendance certificates will be available after the seminar for most individuals who complete the entire event. Attendance certificates not available at the seminar will be mailed to participants within fifteen business days.

Additional Learning Webinar Series
Pumping and Piping Systems
Introduction to Pumps: Operation, Principles and Calculations
The fundamentals of pumps and piping systems
Feb. 6, 2020, 1:30 - 2:30 PM CST

Pumping and Piping Design Standards and Codes
Thurs., Feb. 6, 2020, 10:00 - 1:00 PM CST

Piping System Components, Materials and Calculations
Feb. 6, 2020, 10:00 - 1:00 PM CST

Piping and Pumping System Problems
Feb. 7, 2020, 1:30 - 2:50 PM CST

For more information and other online learning opportunities visit: www.halfmoonseminars.org/webinars/

Can't Attend? Order the Manual and Audio from the Live Seminar as a Self-Study Package!
Audio recordings of this seminar are available for purchase at the same time of $269.00 each. See registration panel for more information and please refer to specific state licensing rules or certification requirements to determine if this learning method is eligible for continuing education credit.