

Morning 8:30 a.m. - 11:45 a.m.

Afternoon 1:00 p.m. - 5:30 p.m.

<p>8:30 Registration and Continental Breakfast</p> <p>9:00 Welcome and Introduction Overview of the Day Hal Hamersmith, Esq. Sheppard, Mullin, Richter & Hampton, Los Angeles</p> <p>9:15 Keynote Presentation Public works design and construction (add more here???) Alan L. Murphy, Airport Director John Wayne Airport, Orange County</p> <p>10:00 Morning Break</p> <p>10:15 Defective Specifications: Can the Spearin Doctrine Survive in a Design-Build World? Many public agencies are using design-build construction to shift design responsibility to the contractor and save time and costs. But their use of "hybrid" specifications may defeat these goals. New statutes and court decisions will be discussed. Edward B. Lozowicki, Esq. Sheppard, Mullin, Richter & Hampton, San Francisco</p> <p>11:00 Delay, Disruption and Acceleration Claims Will improved scheduling technology or construction management techniques reduce claims for DDA damages and counterclaims for liquidated damages? C. William Ibbs, PhD President, The Ibbs Consulting Group, Oakland Professor, Department of Civil and Environmental Engineering University of California, Berkeley</p> <p>11:45 Lunch Break</p>	<p>1:00 Design-Build Laws and Opportunities Under California Public Works Laws The California Legislature has recently expanded the number of public agencies eligible to use the design-build contracting method and lowered the dollar threshold for such projects. Hear about the opportunities and risks associated with design-build projects from the perspectives of both design-build firms and owners. John P. Carpenter, Esq., Assistant General Counsel Kiewit Corporation, Omaha Helen J. Lauderdale, Esq. Sheppard, Mullin, Richter & Hampton, Los Angeles Moderator: Hal Hamersmith, Esq., Program Chair</p> <p>2:00 Abandonment Claims and Cardinal Changes Can the federal and state rules be reconciled? John A. Yacovelle, Esq. Sheppard Mullin Richter & Hampton, San Diego</p> <p>2:45 Dispute Resolution What are the pros and cons of the various ADR procedures available to settle disputes? (add more here???) Michael J. Bayard, Esq. Construction ADR Services, Los Angeles</p> <p>3:30 Afternoon Break</p> <p>3:45 Differing Site Conditions What are the important differences between California statutes and the Federal Rules? (add more here???) Timothy M. Truax, Esq. Cox Castle & Nicholson, Los Angeles</p> <p>4:30 Ethics Hot issues in false claims matters (add more here???) Charles M. Sink, Esq. Farella, Braun + Martel, San Francisco</p> <p>5:30 Evaluations and Adjourn</p>
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<p>Program Chairs</p> <p>Hal Hamersmith represents public and private owners, contractors, architects, and engineers in a wide range of contexts. He specializes in construction contracts, claims, and litigation, as well as counseling on matters related to construction, engineering, insurance, and commercial activities. He has 28 years of experience in the litigation, arbitration, and mediation of disputes on a wide variety of commercial, industrial, infrastructure, and other projects.</p>	<p>John P. Carpenter has served as on-site counsel to the joint ventures responsible for three of the largest design/build highway projects in U.S. history: the \$800 million San Joaquin Hills Transportation Corridor in Southern California, the \$1.59 billion reconstruction of I-15 in Salt Lake City, Utah, and the \$1.67 billion light-rail expansion and reconstruction of I-25 in Denver, Colorado.</p> <p>C. William Ibbs has been a professor for 26 years and teaches Construction Risk at UC Berkeley. He is also a visiting professor of Construction Management in the Department of Civil and Environmental Engineering at the Massachusetts Institute of Technology. He has experience in management processes of technical organizations and their projects, project control systems, risk management-based requalification procedures for facilities and change management.</p> <p>Helen J. Lauderdale has more than 22 years of experience representing public and private owners, general contractors, and engineering firms. She has advised local public agencies regarding competitive bidding and competitive negotiation procedures. She has negotiated, drafted, and reviewed engineering, design, design-build, construction, and material procurement contracts on behalf of public agencies, private owners, and contractors.</p> <p>Edward B. Lozowicki has more than 30 years of experience in construction law and litigation, complex commercial litigation, and energy/public utility law. In the construction industry, he represents contractors, owners and developers on diverse private and public projects involving disputes over delay, disruption, acceleration, extra work, changed conditions, construction defects, mechanics' lien claims and bid protests.</p>	<p>Charles M. Sink has over 30 years of commercial litigation experience, largely involving construction or energy claims, and insurance-related issues. He has served as an arbitrator and as a mediator. He represents private owners, public entities, architects & engineers, and EPC contractors. His claims experience covers many forms of public and private infrastructure, including: power plants, transmission lines, treatment plants, bridges and roads, commercial buildings, housing, government centers, hospitals and airport facilities.</p> <p>Timothy M. Truax focuses his practice on construction law, with emphasis on litigation and alternative dispute resolution, contract drafting, and advice, for public and private works, including commercial, industrial, infrastructure, residential, retail, mixed-use and other projects. His areas of expertise include mechanic's liens, stop notices, construction bonds, construction and consulting agreements, delay claims, change order claims, defective work, indemnity and insurance.</p> <p>John A. Yacovelle is a partner and the Practice Group Leader in his firm's Construction, Environmental, Real Estate and Land Use Litigation Practice Group. He has represented construction and real estate industry clients since 1987. He has represented owners, developers, general contractors, subcontractors, suppliers and product manufacturers in connection with private and public works projects.</p>
<p>Keynote Speaker</p> <p>Alan L. Murphy heads the 42nd busiest commercial airport and 22nd busiest general aviation airport in the nation. He oversees all aspects of the day-to-day management of the airport, including the Airport Improvement Program. He is responsible for managing a \$179 million annual budget and a staff of approximately 173 employees.</p>		
<p>Faculty Members</p> <p>Michael J. Bayard has 27 years of construction law experience. He is currently a full-time Construction ADR Neutral. He has mediated over 100 construction cases and has arbitrated over 150 private and public construction cases. His public projects have included port improvements, airports, schools, community centers, infrastructure projects, military bases, and convention centers. Mr. Bayard is a nationally-recognized authority on the drafting and negotiation of major construction-related documents.</p>		<p>CLE INTERNATIONAL Program Attorney: Michelle Messner, michelle@cle.com.</p> <p>For information on becoming an Exhibitor or a Sponsor, please contact Sponsorship Coordinator Barbara Hollingsworth, barbara@cle.com.</p>

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