



## → Candace L. Matson

**Retired - Of Counsel**

cmatson@retiredpartner.  
sheppardmullin.com

Candace L. Matson is retired from the firm and is now Of Counsel.

### **Advocacy, Advice & Transactional Services**

Candace represented owners, lenders, investment funds, contractors, design professionals and others as an advocate in a wide range of private and public contexts relating to design and construction. The subject of such representation includes:

Preconstruction phase: assisted with requests for proposals and bid packages; prosecuting and defending against bid protests; negotiation, drafting and review of build-to-suit agreements, contracts for construction, architectural and engineering services, construction management, and procurement services; advice regarding construction loans, insurance (title and liability), surety issues and licensing.

Construction phase: advised regarding contract compliance, project documentation, and mechanics lien law; early dispute resolution.

Post-construction phase: mediation, arbitration and litigation of disputes, including extra and changed work claims; delay, disruption and acceleration claims; design professionals liens, mechanics liens and stop payment notice claims; construction defect claims; insurance and surety bond claims; assistance with title insurance issues, including obtaining defense, indemnity and clean title.

### **Service as Neutral**

Candace served as an arbitrator and mediator of construction disputes, both privately and through the auspices of various ADR providers.

## **Honors**

Pro Bono Award, *Public Counsel*, 2020

Top Minority Attorneys, *Los Angeles Business Journal*, 2020

Construction Law, Best Lawyers in America, *Best Lawyers*, 2020-2025

Robert B. Flaig Award (2019 Outstanding Construction Lawyer), Los Angeles County Construction Bar Construction, *Chambers USA*, 2015-2021

Real Estate and Construction, *Legal 500 US*, 2013, 2015-2021

Sheppard, Mullin, Richter & Hampton Diversity & Inclusion Award, 2015

Martindale-Hubbell, AV Preeminent

## Articles

### Books

Candace L. Matson, Douglas L. Patin, Amy E. Garber, *Payment Rights and Remedies* (Chap. 10) in Construction Law: State and Local Projects (ABA 2017)

Robert. B. Flaig, Candace L. Matson, *Representing the Owner* (Chap. 8) in California Mechanics Liens and Related Construction Remedies [CEB 3rd Ed. 2010]

Candace L. Matson, Helen Lauderdale, *Representing the Owner* (Chap. 8) in California Mechanics Liens and Related Construction Remedies [CEB 4th Ed. (Published 2011; Updates 2012, 2013, 2014, 2015, 2016, 2017, 2018)]

Candace L. Matson, Alan Hugh Martin, *Representing the Construction Lender* (Chap. 11) in California Mechanics Liens and Related Construction Remedies [CEB 4th Ed. (Published 2011; Updates 2012, 2013, 2014, 2015, 2016, 2017, 2018)]

### Articles

Candace L. Matson, *Landmark Contractor Licensing Case Limits Disgorgement Remedy in California*, Nat'l Ass'n of Surety Bond Producers, NABP Website (October 2020)

Candace L. Matson, *A Primer on Construction Surety Bonds*, 29 CEB Cal Bus L Prac 53 (Spring 2014)

Harold E. Hamersmith, Helen Lauderdale, Candace L. Matson, *The Year 2010 in Review: Design and Construction Defects Litigation*, Construction Defect Journal (Issue 242749, March 28, 2011)

Candace L. Matson, *The Disgorgement Penalty - Another Warning to Maintain Proper Licensure*, AGCC California Constructor Journal (March 2010)

Candace L. Matson, *The Parameters of Mediation Confidentiality in California*, CEB Website (V. 25, March 2008)

Candace L. Matson, *New Legislation Affects Allocation of Risk in Residential Construction Contracts*, CEB Website (V. 17, April 2006)

Harold E. Hamersmith, Helen Lauderdale, Candace L. Matson, *The Year 2004 in Review: Construction Law Update*, Los Angeles County Bar Real Property Section Review (Spring 2005)

Harold E. Hamersmith, Helen Lauderdale, Candace L. Matson, *The Year 2003 in Review: Construction Law Update*, Los Angeles County Bar Real Property Section Review (Spring 2004)

Candace L. Matson (co-author), *AB 544: Some Temporary Labor Service Agencies Now Qualify as Contractors*, Associated General Contractors of California (December 2003)

Candace L. Matson, *New Construction Defect Litigation*, Associated General Contractors of California (Legal Brief 03-01 2003)

Harold E. Hamersmith, Helen Lauderdale, Candace L. Matson, *The Year 2001 in Review: Annual Construction Law Update*, Daily Journal (Los Angeles and San Francisco, April 5, 2002)

Harold E. Hamersmith, Helen Lauderdale, Candace L. Matson, *The Year 2000 in Review: Annual Construction Law Update*, Associated General Contractors of California (Legal Brief 01-06 2001)

Candace L. Matson, *Say What You Mean*, Associated General Contractors of California (Legal Brief 01-03 2001)

Candace L. Matson (co-author), *E-mail and Beyond: Minimizing Risk, Maximizing Benefits of Electronic Communication*, Associated General Contractors of California (Legal Brief 99-4 1999); CMAA Southern California News (November 1999)

Candace L. Matson (co-author), *High Court Puts End to California's Peculiar Twist on Peculiar Risk*, California Construction Law Reporter (October 1993)

## Blog Posts

Candace L. Matson, "Landmark Contractor Licensing Case Limits Disgorgement Remedy in California" (September 2020)

Candace L. Matson, "Avoiding Disaster Due to Improper Licensing" (February 2019)

Nora Stilestein, Candace L. Matson, Mercedes Cook, "Direct Contractors in California Should Take Steps Now to Reduce Exposure for Unpaid Wages by Subcontractors" (February 2018)

## Speaking Engagements

USC Ross Minority Program in Real Estate, "Construction Budgeting," Zoom Panel, July 2020

California Construction Law Seminar, "Introduction to Construction Bonds and Subcontractor Default Insurance," Santa Monica, March 2019

The Nature Conservancy, "Managing Risk and Preventing Claims Through Smart Contracts," National Webcast, November 2017

Los Angeles County Bar Association, Real Property Section, "Bonds, Subcontractor Default Insurance & Wrap Insurance," Los Angeles, April 2017

West Coast Casualty Defect Seminar, "Courtroom Trials, Arbitrations and Judicial References: The Good, the Bad & the Ugly," Anaheim, May 2016

American Bar Association Forum on Construction, Regional Program on Construction Contracts, "Payment Provisions," Los Angeles, February 2016

USC Gould School of Law, Guest Lecturer, Contract Drafting, Analysis and Negotiation Class, "Risk Allocation in Contracting," September 2015

California Mortgage Association, "Overview of California Mechanics Lien and Stop Payment Notice Law Issues for Construction Lenders," Costa Mesa, February 2015

The Rutter Group, "Construction Project Payment Disputes," San Francisco & Los Angeles, May 2014

WPL Publishing Co., "Mitigating and Managing Construction Claims," Webinar, April 2014

Pacific Life Insurance Company, "Payment and Performance Bonds vs. Subcontractor Default Insurance," Newport Beach, April 2014

UC Irvine, Guest Lecturer, Real Estate Development Class, "Construction Contracts," February 2014

Nemetschek Vector Works, BIM Camp, "Owner/Architect Contract Issues," Irvine and Los Angeles, May 2013

USC Gould School of Law Real Estate & Business Forum, "The Impact of SB 474 on Indemnity (and Insurance) in Construction Contracts," Los Angeles, March 2013

Lorman Education Services, "Preventing and Managing Construction Claims," Audio Conference, November 2013, June and December 2012

US Bank National Association, "Overview of California Mechanics Lien and Stop Payment Notice Law," Newport Beach, July 2012

County Counsels' Association of California, Public Works/Hazmat, "Defending Construction Claims," Palm Springs, May 2012

Interface Net Lease West, "What's in the Development Pipeline for NNN Product and How are Deals Getting Financed?" Los Angeles, March 2012

Los Angeles County Bar Association, Real Property Section, "Indemnity and Insurance in Construction Contracts: The Impact of SB 474," Los Angeles, January 2012

American Bar Association Dispute Resolution Section, 12th Annual Spring Conference, "Resolving Construction Disputes in the Recession 'Trifecta' (No Money, No Insurance, No Customers)," San Francisco, April 2010

American Arbitration Association University Construction Conference, "Maximizing ADR Advocacy for Today's Economy," Los Angeles, November 2009

28th Annual California Real Property Retreat, "Remedial Strategies for the Troubled Construction Project," Squaw Valley, May 16, 2009

Los Angeles County Bar Association, Construction Subsection, "Annual Construction Law Update," Los Angeles, annually, February 2001 - 2016

California Homebuilders Foundation, "Mechanic's Liens, Stop Notices, Bonds, and Other Special Remedies in California," Santa Ana, May 2008

Union Bank of California, "California Mechanic's Lien Law as it Affects Lenders," Irvine, April 2008

Los Angeles County Bar Association, Construction Subsection: "Annual Construction ADR Update," Los Angeles, March 2008

Union Bank of California, "California Mechanic's Lien Law as it Affects Lenders," Los Angeles, February 2008

Lorman Education Services, Moderator, "Construction Law From Contract to Closeout in California;" Speaker, "Mechanic's Liens and Stop Notices," Pasadena, December 2007

American Arbitration Association, The Construction Mediation Conference: What You Can't Not Know, "The Parameters of Mediation Confidentiality in California," Marina Del Rey, November 2007

California Homebuilders Foundation, "Mechanic's Liens, Stop Notices, Bonds, and Other Special Remedies in California," Santa Ana, May and October 2007

Building Industry Association & California Homebuilders Foundation, "Mechanic's Liens, Stop Notices, Bonds, and Other Special Remedies in California," Van Nuys, October 2007

Bank of America, "A Review of Selected Creditor's Rights Issues for California Commercial Real Estate Lenders," Los Angeles, September 2007

IQPC Commercial Construction Law, "Drafting a Commercial Construction Contract from the Owner's Perspective," Boston, July 2006

25th Annual California Real Property Retreat, "Licensing Traps and Issues: The Fallout from Vallejo Development," Newport Beach, April 2006

Pepperdine University/AAA/LACBA, "Avoiding and Resolving Construction Claims," Malibu, September 2004

Host, AGC of California Legal Advisory Committee Annual Retreat, Carmel, September 2004

Pepperdine's Straus Institute for Dispute Resolution, "Hot Topics in Construction Law," Malibu, September 2003

22nd Annual California Real Property Retreat, "AIA Construction Contract Forms," Silverado, May 2003

19th AGC of California Legal Advisory Committee Annual Retreat, "Critical Developments in 2002 Construction Law," Carmel, September 2002

National Association of Women in Construction - Region 12, "A Primer on Mold," Los Angeles, August 2002

## Education

J.D., University of California, Los Angeles, 1989

M.S., California Lutheran University, 1980

B.A., University of California, Berkeley, 1977

## Admissions

California