



## CONSTRUCTION Out and About

March 2014

Team members of Robinson & Cole's Construction Practice Group have been out and about speaking on topics such as construction claims, surety, managing legal exposure, and risk ownership. We hope to see you at one of the upcoming presentations.

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### **APRIL 22, 2014** **Management of Legal Exposures**

Gregory R. Faulkner will be presenting "[Management of Legal Exposures](#)" at the Construction Institute's Spring 2014 Professional Development Workshop's at the University of Hartford. Mr. Faulkner will be presenting alongside Roy Cooper, P.E., vice president of ARCADIS. This encore presentation of the program they gave in December is part of the Project Management Certificate Series.

### **FEBRUARY 12, 2014** **Careers in Construction Law**

Mr. Faulkner served as a panelist at the University of Connecticut School of Law's "Careers in Construction Law" event in Hartford, Connecticut. He co-led an interactive session that covered the current market for legal services and career opportunities in construction law. He and his co-panelists also introduced attendees to the American Bar Association's Forum on the Construction Industry, which focuses on the education and development of construction lawyers.

### **DECEMBER 17, 2013** **Management Legal Exposures**

Mr. Faulkner presented the session "Management of Legal Exposures" at the Construction Institute (CI) in Hartford, Connecticut. In the presentation, he, along with Roy Cooper of ARCADIS, discussed a comprehensive list of potential legal issues that can result from missteps of project participants. Given the success of the program, CI decided to repeat it in April, as noted above. The program is part of the Project Management Certificate Series.



### **APRIL 14, 2014** **When to Call the Surety: 411 or 911**

Dennis C. Cavanaugh will be presenting "[When to Call the Surety: 411 or 911](#)" at The Roosevelt New Orleans hotel for the American Bar Association's Annual Meeting of the Forum on the Construction Industry. The session will address the interplay between protecting the rights and remedies of the obligee, principal, and surety during an ongoing project, including overpayment, equitable subrogation, and interference with the contractor's work. It will also consider planning for, and the impact of, potential default on overseas or domestic projects involving work or materials supplied from overseas contractors. Mr. Cavanaugh will be presenting alongside Shannon Briglia of BrigliaMcLaughlin, PLLC.

**JANUARY 24, 2014**  
**Use of Power Granted the Surety Program**

At the midwinter program of the American Bar Association Fidelity and Surety Law Committee in New York City, Mr. Cavanaugh was a panelist in the session "Use of Power Granted the Surety in the Indemnity." He and his co-panelists addressed current issues faced by the surety in its exercise of the powers and options in handling bond claims and pursuing recovery of and security against losses under the indemnity agreement, including what to do when a loss, and thus claim for indemnity, appears to be imminent.



**JANUARY 14, 2014**  
**Construction Claims - Tricks, Traps, and Ploys**

Keane E. Aures presented the program "Construction Claims – Tricks, Traps, and Ploys," sponsored by the Connecticut Building Congress, in Hamden, Connecticut, along with Roy Cooper of ARCADIS. Mr. Aures and Mr. Cooper explored ways that firms can best handle critical issues during a construction project. In addition, they provided contract drafting and document retention strategies to avoid and resolve extra work and delay claims.



**DECEMBER 4, 2013**  
**Who Owns the Risk?**

Joseph A. Barra participated in the panel "Who Owns the Risk?" in Boston, Massachusetts. Hosted by Associated General Contractors (AGC) Massachusetts, the panelists in this interactive workshop discussed how risk affects their company or organization. Ideas and concerns regarding risk were shared among the 90-plus attendees. Mr. Barra was joined on the panel by: Robert Foster, Jr., senior vice president of development at Leggat McCall; Peter Hamill, vice president of operations at Turner Construction; Frederick Kramer, AIA, president of ADD, Inc.; Maureen McDonough, senior director of administration strategies at Harvard Planning & Project Management; and Robert Murray, president of BOND.

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**Robinson & Cole's Construction Law Group**

[Keane E. Aures](#) | [Joseph A. Barra](#) | [Robert M. Barrack](#) | [Ryan M. Burns](#)

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