

Agenda



Understanding Construction Contract Essentials

J. McMahon

Examining contract terminology:

Parties, consideration, term, performance,
substantial performance, breach, remedies, damages

Understanding types of construction contracts:

Payment method Award and selection
Project delivery system Number of primes
Legal description

Studying roles and relationships of project participants:

Owners, architects/engineers,
contractors, subs and suppliers
Traditional project delivery Design-build
Construction manager at risk

Exploring the law of construction contract interpretation

Reviewing Bidding Documents

J. Haftek Jr.

Invitation
Bid form
Instructions
Bid bond
Information
Addenda

Reviewing Contract Documents

A. Pralgever

Agreement
Performance bond
Payment bond
Contract conditions (general and supplementary)
Specifications (Format, CSI 1995 and 2004)
Contract modifications (change orders, directives, etc.)

Understanding Issues in Contract Administration

*J. Quinter,
K. Corbett*

Insurance and indemnity issues
Chain of command issues
Subcontracts
Payments
Liquidated damages
Enforcement of general contractor's obligations
Substantial and final completion
Breach and pitfalls

Examining Legal Issues and Disputes

*J. Quinter,
K. Corbett*

Changed conditions
Project documentation
Delays, acceleration
Handling payment claims and final payments
Resolving disputes through mediation, arbitration, litigation
Understanding contractual and statutory warranties

Princeton, NJ • Thursday, August 28, 2014

Construction Contract Workshop

Learning Objectives

You'll be able to:

- Identify** different types of construction contracts and understand basic terminology related to performance, breach, remedies and damages.
- Describe** the bidding process from bids to contract formation.
- Understand** key documents, including performance bonds and payment bonds, and learn about modifying contracts.
- Discuss** contract administration concerns including chain of command issues and subcontracts.
- Ensure** that you avoid legal issues and disputes that can occur on your project with tips from our knowledgeable faculty.

Register online at: www.halfmoonseminars.com



HalfMoon Education Inc.
PO Box 278
Altoona, WI 54720-0278

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HalfMoon Education Inc. presents:

Construction Contract Workshop

Princeton, NJ • Thursday, August 28, 2014

Understand basic contract principles and the roles of project participants in contracts and agreements

Review essential bidding documents

Examine contract documents including those relating to specifications and contract modifications

Learn about insurance and indemnity issues

Explore legal disputes that can arise, and that you need to be aware of

Architects

7.0 HSW Contact Hours
7.0 AIA HSW Learning Units

Professional Engineers

7.0 PDHs

Contractors

Non-Mandatory Continuing Ed.



About the Seminar

Thursday, August 28, 2014

Doubletree by Hilton Hotel Princeton (609) 452-2400
4355 US 1 • Princeton, NJ 08540

\$269 for one or \$249 each for three or more from the same company, registering at the same time. Each registration includes one copy of *Construction Contract Workshop*.

Manage the registration table for reduced tuition!

You, someone in your office, or an associate can attend this event for only \$101 — just agree to be our on-site coordinator for the day. It's fun and easy, and a great way to earn your continuing education credits. For availability and a job description, go online to www.halfmoonseminars.com.

Four Easy Ways to Register Today!

Register online at www.halfmoonseminars.com, mail in registration form to **HalfMoon Education Inc., PO Box 278 Altoona, WI 54720-0278**, fax the form to (715) 835-6066, or call a customer service representative at (715) 835-5900.

Cancellations: Cancel at least 48 hours before the start of the seminar (CDT), and receive a full tuition refund, minus a \$39 service charge for each registrant. If you cancel after that time, you may choose to apply a credit toward another seminar or the CD/manual package. You may also send another person to take your place.

Earn continuing education credit!

This seminar is open to the public and offers up to 7.0 HSW contact hours to architects and 7.0 PDHs to professional engineers in New Jersey.

This event has been approved by the American Institute of Architects for 7.0 HSW Learning Units (Sponsor No. J885). Courses approved by the AIA qualify for New Jersey architects. HalfMoon Education is an approved continuing education provider for New Jersey engineers (Approval No. 24GP00000700).

New Jersey architects and engineers with continuing education requirements in other states will be able to apply the hours earned at this seminar, in most cases.

This seminar also offers a non-mandatory education opportunity for contractors; it has not been approved in any state which has 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.

CD/Manual Package: An audio recording of this seminar is available for \$279 (including shipping). Allow five weeks from the seminar date for delivery. Please refer to specific state licensing rules or certification requirements to determine if this learning method is eligible for continuing education credit.

Registration
8:00 - 8:30 a.m.
Morning Session
8:30 a.m. - 12:30 p.m.
Lunch (On your own)
12:30 - 1:30 p.m.
Afternoon Session
1:30 - 5:00 p.m.

Faculty

James M. McMahon *Attorney in the Saddle Brook office of Lewis & McKenna*
Mr. McMahon focuses his practice on construction law and litigation. He is co-secretary of the New Jersey State Bar Association's Construction Law Section and is a member of the New Jersey, New York and Massachusetts bars. Mr. McMahon has lectured on construction law matters to a variety of groups. He earned his J.D. degree, *cum laude*, from Suffolk University Law School.

Joseph R. Haftek, Jr. *Attorney with the law firm of Schenck, Price, Smith & King, LLP*
Mr. Haftek has experience in handling all forms of construction law, including prosecution of affirmative and construction lien claims; negotiating, drafting and reviewing contracts; collection services; public contract law issues; and bid protests. He provides general legal advice and guidance for each phase of the construction process. He is consulting counsel to several construction companies, in particular numerous construction material suppliers. In addition, as the son and brother of contractors, Mr. Haftek has grown up in and around the construction industry and understands the specific needs of today's construction practitioner. Prior to attending law school, he worked as a laborer, operator and supervisor, learning firsthand about day-to-day construction operations. Mr. Haftek is a past secretary of the New Jersey Bar Association's Construction Law Section. He has been named a SuperLawyers Rising Star in the area of Construction Law for 2014.

Alan S. Pralgever *Partner in the law firm of Greenbaum, Rowe, Smith & Davis LLP*
Mr. Pralgever concentrates his practice in several areas including corporate, partnership and medical practice dissolutions, and corporate and business disputes. He has also long been involved in construction law and related areas, about which he has written and lectured extensively, representing owners, general contractors, and public institutions such as school boards. Mr. Pralgever was selected in 2013 for inclusion on the list of New Jersey's Top Rated Lawyers in the areas of Alternative Dispute Resolution, Construction Law and Labor & Employment.

Joshua C. Quinter *Principal in the law firm of Kaplin Stewart Meloff Reiter & Stein, P.C.*
Mr. Quinter actively works with his clients in the areas of business planning, contract negotiation, project consulting, and litigation. He has extensive experience in representing owners, contractors, and subcontractors on both public and private projects. Payment issues, defect and delay claims, and indemnification and insurance issues are among the construction cases he regularly handles. Mr. Quinter is a member of various trade and business organizations, and he is regularly published in national, regional and local publications. He was named a Pennsylvania Super Lawyer in 2013 in the area of Construction Law.

Karin Corbett *Attorney in the law firm of Kaplin Stewart Meloff Reiter & Stein, P.C.*
Ms. Corbett is a litigator whose practice includes the representation of businesses and individuals in all aspects of complex commercial litigation, from the commencement of the action through discovery, trial, post-trial motions, appellate practice and the enforcement of judgments. Her practice is primarily concentrated in construction and real estate litigation including matters arising from contract claims, mechanics liens, construction related statutes, insurance coverage and bad faith claims, title disputes, surety bonds, construction site accidents, foreclosure, land use matters, municipal law, residential and commercial leases, fair housing matters and property management.

Construction Contract Workshop

Yes, I will attend — Princeton, NJ - Thursday, August 28, 2014
\$269 for a single registrant or \$249 each for three or more from the same company registering at the same time. (Manual included.)

No, I am not attending. Please send me the CD/Manual Package:
\$279 (S & H included.) Allow 5 weeks from seminar date for delivery.

Complete the following for each registrant.

Attach duplicate forms if necessary.

Company/Firm:.....
Address:.....
City:..... State:..... Zip:.....
Phone Number:.....
Name:.....
Occupation:.....
Email:.....
Name:.....
Occupation:.....
Email:.....

Check payable to HalfMoon Education Inc.

(Yes, I was pre-registered by phone or fax.)

Thursday, August 28, 2014

Credit Card MasterCard, Visa, American Express, or Discover:

Card Number:.....

Expiration Date:..... CV2 Code:.....

Cardholder Name:.....

Billing Address:.....

City:..... State:..... Zip:.....

Signature:.....

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Email is used for credit card receipt, program changes, and notification of upcoming products and seminars only. Your email address will not be sold or transferred.

I need special accommodations. Please contact me.

Detach entire panel. Send via fax to 715-835-6066 or by mail to HEI, PO Box 278, Altoona, WI 54720-0278.

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