

Construction Litigation & Expert Witness Consulting

Consulting and review of construction claims; defective design, specifications or construction work; schedule delays; lost productivity; project administration & management performance issues; professional designers' construction administration issues; industry standard practices and compliance issues; change order claims and cost overruns.

Services & Profile Expertise

Offering the expertise from over 30 years of hands on project and construction operations, administration and management with both field and professional management experience as an owner's representative, construction manager and general contractor. Specific areas of proven expertise include:

- ▶ Third Party/Neutral Analysis of Claims
- ▶ Defective Design & Construction Analysis
- ▶ Technical Issue Evaluation
- ▶ Discovery & Deposition Assistance
- ▶ Review & Interpretation of Drawings, Details, Specifications, Instructions to Bidders & Contract Documents
- ▶ Scope of Work Analysis
- ▶ Change Order Justification & Analysis
- ▶ Construction Contract Disputes
- ▶ GC – Subcontractor Disputes
- ▶ Industry Standards of Care, Procedures & Practices
- ▶ Lease Work Letters & Tenant Improvement Issues
- ▶ Final Payment Negotiations with GCs & Subcontractors

Education & Licenses**Advanced Management College**

Graduate School of Business, Stanford University

MS Construction Management Stanford University

BS Civil Engineering Stanford University

Accounting for Non-Financial Managers

Department of Economics, Stanford University

California Contractor's License # 392190

Nevada Contractor's License # 48646 (inactive)

Operational Expertise

Direct and hands on experience in the following project functions:

- ▶ Design Drawing Plan Checking & Review
- ▶ Constructability Analysis
- ▶ Conceptual Estimating & Scheduling
- ▶ Plans & Spec Hard Cost Bidding
- ▶ Turnkey Design & Construction
- ▶ Build To Suit & Design/Build Projects to meet a GMP
- ▶ Commercial Development Analysis & Proforma
- ▶ Tenant Improvement and Buildout Documentation & Standards
- ▶ Construction Contract Documentation
- ▶ Contract Negotiation – Fixed Sum, Cost-Plus & GMP
- ▶ Project & Construction Management Procedures & Standards
- ▶ Change Order Evaluation
- ▶ Discounted Payoff Negotiations

Professional Experience & Background**Project &
Construction
Management**

MDW Group, Inc., San Francisco
2005 – Present

Independent Project & Construction Management

Project and construction management of commercial building and office projects representing developers and tenants

Construction Operations Consulting

Management & Operations consulting to construction company executives emphasizing best practices in project management systems

Construction Litigation Consulting – Expert witness investigation, consultation and testimony

**Real Estate
Development****OAC, LLC Oakland, CA****Managing Development Principal** 2002 – 2007

Real Estate Development LLC formed to construct and lease a 4 story, ground up 90,000 SF Class A office building in the Central Business District.

MDW Associates, LLC Oakland, CA**Developer & Owner** 2000 – 2006

Real Estate Development LLC formed to rehab and lease a 3 story, 20,000 SF Class B office building in Oakland's Central Business District.

Project Development Responsibilities

- Wrote business plans, Project Proforma and LLC offerings
- Negotiated purchase agreements and financing packages
- Retained, negotiated contracts and managed leasing, design and construction project teams
- Development Manager of tenant leasing and TI construction; negotiated and executed tenant leases
- Negotiated building sales to Owner-Users

**General
Contracting****CIC Associates, Inc., Oakland, CA****President** 1990 — 2005**VP Operations & Project Management** 1985 — 1990

Director of Operations & Project Management for a commercial general construction and project management company. Contractor's License Holder.

- Directed Company's professional Project, Construction & Turnkey Management services throughout California and four states.
- Hands on experience and expertise in all facets of the planning, design, conceptual and hard cost estimating, supervision, management and construction of projects.
- Director of Operations: Developed and implemented procedures for Preconstruction Services, Estimating/Bidding, Contract Writing & Negotiation, Project Management, Project Supervision, and Quality Control.
- Completed projects totaled approximately 8MM Sq Ft; with \$85MM in annual project valuation covering 150 projects/year. Managed 55 employees - including 16 Project Professionals.

Professional References

Bill Norman, Esq.

Cooper, White & Cooper LLP

(415) 765-6236

Richard Sipos, Esq.

Huddleston & Sipos Law Group

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Manuel A. Martinez, Esq.

Stein & Lubin LLP

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Garret D. Murai, Esq.

Wendel, Rosen, Black & Dean, LLP

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