

BUSINESS LITIGATION

Construction Contracts and Litigation

Successfully avoiding and resolving claims based on disputes or alleged defects in commercial, industrial, residential and public construction requires intellectual stamina and agility in grasping relevant, and often dynamic, law. Developers and builders, general- and sub-contractors, property owners, municipalities and state regulatory bodies: these are among our clients. Whether contemplating or defending a lien claim or lawsuit, they seek our counsel knowing our reputation for aggressive representation and our success before mediators, arbitrators, judges and juries.

Experienced in generating contract language intended to avoid conflict, the attorneys in this practice area have won the respect of competitors and peers. They believe the most effective means of risk management is an effective contract and therefore have negotiated numerous design and construction agreements based on standards set by leading organizations in architecture, engineering and construction. Developing, drafting and reviewing contracts, tedious but necessary duties, are no guarantee against future strife. When done conscientiously, however, using the most current industry guidelines, these tasks become the most reliable means of self-insurance.

Knowledgeable about myriad properties, from highway projects to commercial developments, Schuyler, Roche & Crisham's construction attorneys are qualified to analyze construction issues effectively and to provide seasoned representation in the prosecution and defense of contract, lien and bond claims. They are experienced, too, in tackling the property damage and personal injury claims that can arise during the construction process. In addition, one member of this practice group offers a background in the emerging sphere of toxic mold litigation, having helped challenge the limits of existing legislation.

Whether seeking indemnification for a contractor or counseling an insurer regarding a tender of claim, our attorneys represent clients involved in many facets of insurance coverage issues. Insurers facing substantial losses from construction defects have consulted with our members, as have insurers seeking defense against companies claiming hidden asbestos, construction or environmental liability and demanding coverage in the hundreds of millions of dollars.

When negotiating and drafting construction contracts and prosecuting or defending claims resulting from design or construction mistakes or disagreements, Schuyler, Roche & Crisham delivers representation targeted to achieve the most advantageous conclusions.

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