



ALFA International
THE GLOBAL LEGAL NETWORK

CONSTRUCTION PRACTICE GROUP REGIONAL SEMINAR



Detroit, MI | April 13, 2023

SEMINAR PROGRAM SCHEDULE

Thursday, April 13, 2023

Program at Shinola Hotel

1400 Woodward Avenue | Detroit, MI | The Foundry Room

1:45 P.M. – 2:00 P.M.

REGISTRATION

2:00 P.M. – 2:10 P.M.

WELCOME AND OPENING REMARKS

Speakers:

Robert deRosset, YOUNG MOORE AND HENDERSON P.A., Raleigh, NC

David Stechow, PLUNKETT COONEY, Detroit, MI

2:10 P.M. – 3:00 P.M.

COST PLUS . . . (OR MINUS): MANAGING THE UNIQUE RISKS OF COST REIMBURSABLE CONTRACTS

Speaker:

Ian H. Frank, FRANTZ WARD LLP, Cleveland, OH

Cost-reimbursable contracts are used extensively in the construction industry, spanning nearly all contract delivery methods and market segments. But contractors looking for a blank check or owners expecting 100% transparency must be careful. Contracting for work on a cost-reimbursable basis is not for the uninitiated. These agreements carry unique risks to both owners and contractors that must be understood before signing. We will discuss these risks, strategies to mitigate them, and alternative solutions that can benefit all parties to the project.

3:00 P.M. – 3:10 P.M.

BREAK

SEMINAR PROGRAM SCHEDULE

3:10 P.M. – 4:00 P.M.

THE BRAVE NEW WORLD OF PREVENTION THROUGH DESIGN

Speakers:

Joseph B. Carini, III, JOHNSON & BELL, LTD., Chicago, IL

Guy Hollingsworth, *Certified Claims Professional*, HANOVER INSURANCE, Morton Grove, IL

Traditionally, design professionals' contracts disclaim any duty for construction site safety and allocate that responsibility solely to the construction contractor. Proponents of a safety initiative called Prevention through Design (PtD) are advocating for a change in these traditional roles. They contend that design professionals should expressly consider the safety of construction workers (and others) when designing projects. While all can agree that the safety of workers is of paramount importance, our panelists will discuss the risks, rewards and potential for unintended consequences not only for design firms who adopt PtD principles but also for other participants in the design and construction process.

4:00 P.M. – 4:10 P.M.

BREAK

4:10 P.M. – 5:00 P.M.

PRE-SUIT INVESTIGATIONS: WHAT YOU DON'T KNOW CAN HURT YOUR CASE

Speakers:

Marisa R. Brunetti, PLUNKETT COONEY, Detroit, MI

Nicholas Siewert, PLUNKETT COONEY, Detroit, MI

So, there's been an incident at one of your company's locations. A customer was seriously injured, and your employees are worried a lawsuit – a really big one – may soon follow. A growing number of companies are investing time and money in pre-suit investigations with their outside legal counsel to potentially head off litigation or to minimize liability when one is filed. This simple risk management decision could make or break your case. This session will benefit business owners, corporate executives, risk managers and their insurance providers.

5:00 P.M. – 5:10 P.M.

CLOSING REMARKS

Speakers:

Robert deRosset, YOUNG MOORE AND HENDERSON P.A., Raleigh, NC

David R. Stechow, PLUNKETT COONEY, Detroit, MI

5:30 P.M.

SOCIAL EVENT AT THE BRAKEMAN BEER HALL

S O C I A L E V E N T



THE BREAKMAN BEER TAP TABLES

Buffet Dinner, Beer & Bar Games

22 John R Street on Parker's Alley

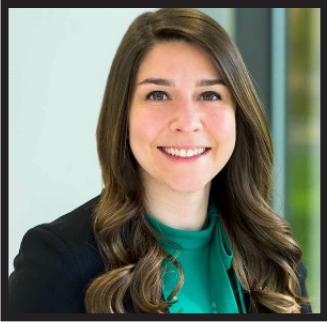
5:30 - 8:30 PM



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SPEAKERS



MARISA R. BRUNETTI is an attorney with Plunkett Cooney, ALFA International's member firm in Detroit, Michigan. Marisa, a member of Plunkett Cooney's Torts & Litigation Practice Group, focuses her practice on construction litigation and general litigation, including toxic torts, business disputes, product liability, breach of contract, antitrust and complex class action claims. She also has substantial experience defending major pharmaceutical companies in national and West Virginia state opioid litigation and various clients involved with claims arising out of consumer defaults and foreclosures. Admitted to practice in West Virginia and Michigan, Marisa is a member of the West Virginia State Bar, the Defense Trial Counsel of West Virginia and the DRI - The Voice of the Defense Bar. A 2016 *magna cum laude* graduate of Western Michigan University Thomas M. Cooley Law School, Marisa served as the Preemption and Screening Editor for the Western Michigan University Cooley Law Review, and she received numerous accolades, including the President's Achievement Award. She graduated *magna cum laude* from the University of Charleston, where she was an NCAA Division II WVIAC Women's Volleyball player and an Involvement Scholar.



JOSEPH B. CARINI, III, is a shareholder of Johnson & Bell, Ltd., ALFA International's member firm in Chicago, Illinois. Joe is the co-chair of Johnson & Bell, Ltd.'s Construction group and concentrates his practice in construction litigation and general negligence. He has extensive experience defending owners, project managers, general contractors, architects, engineers and subcontractors in construction litigation involving personal injury accidents and construction defect and design disputes. He also defends contractors and municipalities in litigation involving accidents arising out of highway construction, signage and signal maintenance. Joe serves as an emergency on-site presence for catastrophic accident investigations. He also conducts risk management seminars for managers and workers, addresses insurance coverage issues and provides contract review services.

SPEAKERS



ROBERT DEROSSET is a shareholder of Young Moore and Henderson P.A., ALFA International's member firm in Raleigh, North Carolina. Bob serves clients in construction, business and product liability law. He tries cases at the state and federal levels in North and South Carolina. He is certified by the North Carolina Dispute Resolution Commission to conduct mediated settlement conferences in Superior Court cases and uses his perspective as a seasoned litigator to assist parties to voluntarily resolve their disputes through mediation. Bob has also completed collaborative law training and advanced collaborative law training. He is recognized in North Carolina Super Lawyers in Construction Litigation and has an AV rating from Martindale-Hubbell. Before joining Young Moore in 2001, Bob practiced law for two years in Columbia, South Carolina, and served as a United States Peace Corps Volunteer in Leon, Nicaragua. Bob enjoys trail running and running on the streets and the greenways of Raleigh. He is a novice ultra-marathoner.



IAN H. FRANK is a partner with Frantz Ward, LLP, ALFA International's member firm of in Cleveland, Ohio, where his practice is dedicated to construction and surety law. Ian is a former chair of ALFA International's Construction Practice Group and is currently the chair of ALFA International's Marketing Committee. His clients comprise construction managers, EPC contractors, owners, developers, sureties, specialty trade contractors and manufacturers of every size, from closely-held small businesses to Top 10 ENR companies. Ian is frequently involved in large, technically complex construction projects around the country and overseas, whether developing contract documents to manage risk, counseling clients on claim management and performance disputes, acting as project counsel, or arbitrating and litigating claims. He is AV rated by Martindale-Hubbell, a Charter Fellow of the Construction Lawyers Society of America and has been recognized as a "Leading Lawyer" in Construction by Chambers USA since 2006. In August 2021, The Best Lawyers in America named Ian the 2022 "Lawyer of the Year" in Construction Law in Cleveland.

SPEAKERS



GUY HOLLINGSWORTH has been in the claims arena in different capacities for over 25 years. Some of the claims involved sexual and clergy abuse, EPLI, asbestos and mass tort claims, including benzene and silica claims, realtor claims, construction defects and various professional liability claims, mostly architects and other design professionals. Guy has been heavily involved in THE CLM organization almost since its inception, including teaching at their Claims College for several years. Guy has obtained several degrees, including AA in Aviation Engineering and an advanced degree in Human Factors Engineering.



NICHOLAS SIEWERT is an attorney with Plunkett Cooney, ALFA International's member firm in Detroit, Michigan. Nicholas is a member of Plunkett Cooney's Product Liability, Torts & Litigation and Construction Law practice groups. His experience includes handling matters involving premises liability, product liability and construction defects. As a certified fire investigation technician by the International Association of Arson Investigators and a certified fire and explosion investigator by the National Association of Fire Investigators, Nicholas has particular expertise in property damage claims involving fire and water. He has also handled matters pertaining to business law, labor and employment law, contracts and commercial litigation.



DAVID R. STECHOW is a shareholder with Plunkett Cooney, ALFA International's member firm in Detroit, Michigan. David focuses his practice in various areas of complex litigation, including construction law, product liability and fire and property damage litigation. He represents builders, contractors, management companies, manufacturers and suppliers. David represents his clients in matters involving property and personal injury claims resulting from construction deficiencies or fire and explosions in residential, commercial and industrial settings. Many of these cases include property destruction or serious injury or death. David attended Southern Methodist University and received his bachelor's degree in 1992 from Michigan State University. He received his law degree in 1996 from the University of Detroit Mercy School of Law. David is AV rated by Martindale-Hubbell. In 2010, he was selected as a Fellow of the Litigation Counsel of America (LCA). The LCA is an honorary trial lawyer society. Fellowship in the LCA is highly selective and by invitation only. Fellows are selected based upon superior ethical reputation, as well as excellence and accomplishment in litigation, both at the trial and appellate levels.