



Raising the Bar of Continuing Legal Education

ACCREDITATION

Washington CLE:

*5.5 General Credits
and 1.0 Ethics*

Oregon CLE:

*5.75 General Credits
and 1.0 Ethics*

Washington RE:

6.5 clock hours

Washington Insurance:

*6.0 General Hours
and 1.0 Ethics*

Who Should Attend:

- Attorneys
- Contractors/
Subcontractors
- Insurance
Professionals
- Project Managers
- Property Owners and
Managers
- Real Estate
Professionals
- Design Professionals

Construction Defects: Update and Strategies

DEC 10, 2009 ♦ WASHINGTON STATE CONVENTION & TRADE CENTER ♦ SEATTLE, WA

Why You Should Attend:

With the boom in new construction over the last decade, new condominiums, high rises and shopping malls have transformed the landscape. But along with new construction there are often construction defects. If you or your clients have been involved in construction, you have probably also dealt with construction defects litigation — so this is the seminar for you!

Don't miss this opportunity to hear experts in the field provide the perspective of the contractor, the owner and the arbitrator/mediator. In addition, find out what happens when green building projects have construction defects and what can be done about it. Please join us for this important and timely seminar!

These Topics Will be Covered:

- *Owner's Perspective on Construction Defects*
- *Contractor's Perspective on Construction Defects*
- *Consultant's Perspective*
- *Current Insurance Products and Strategies*
- *Green Design Considerations: What to do When Things go Wrong*
- *Pursuing Insurance Coverage*
- *Ethical Considerations*

www.TheSeminarGroup.net

**5 EASY
WAYS TO
REGISTER**

- ① ONLINE: www.TheSeminarGroup.net
- ② FAX: 866-435-3444
- ③ EMAIL: info@TheSeminarGroup.net
- ④ PHONE: 206-463-4400 / 800-574-4852
- ⑤ MAIL: PO Box 523, Vashon, WA 98070

CONFERENCE

SCHEDULE

INSIDE





Construction Defects: Update and Strategies ~ Seattle, WA

Thursday, December 10, 2009

9:00 Introduction and Opening Remarks
Steven J. Jager, Program Chair
Jager Law Office PLLC

9:10 The Owner's Perspective on Construction Defects
T. Daniel Heffernan
Heffernan Law Firm PLLC

10:00 The Contractor's Perspective on Construction Defects
Key Influences on Water Intrusion Litigation; How to Protect Yourself Before the Project Begins; Red Flags to Look for During the Project - Is the Owner Putting You at Risk? How to Manage Litigation if it Happens
Zachary O. McIsaac
Stanislaw Ashbaugh

10:45 Break

11:00 The Consultant's Perspective
Design Considerations; Reality in the Field
Randy Hart, AIA
Olympic Associates Company

11:45 Lunch (on your own)

12:45 Managing Construction Defect Claims from an Insurance Perspective
Nuts and Bolts of Available Policies; Avoiding Gaps in Coverage
Edward G. Rhone, CPCU, AIC, Principal, Claims Mgr.
Parker Smith Feek, Inc.

1:30 Green Design Considerations: What to Do When Things Go Wrong
Edward R. Coulson
Foster Pepper PLLC

2:15 Break

2:30 Pursuing Insurance Coverage for Construction Defects: Common Pitfalls for Construction Coverage
Thomas F. Ahearne
Foster Pepper PLLC

3:15 Ethical Considerations Related to Construction Defects Litigation
What do you do when: Evidence shows your client's work is performing? Your client is presented a consent judgment offer to settle? A client is uncooperative or defunct? Defending more than one trade subcontractor on a case? The insurer wants all claims regarding additional insured obligations released?

Steven J. Jager
Jager Law Office PLLC

4:15 Making or Breaking Your Defect Case: Arbitrator / Mediator Perspective
Successful Mediation Strategies in Construction Claims
Christopher J. Soelling
Christopher J. Soelling PLLC

5:00 Questions and Answers
Members of the Faculty

5:15 Adjourn

UPCOMING SEMINAR SCHEDULE:

Environmental Crimes & Penalties
October 6, 2009 ~ Seattle, WA

Commercial Real Estate Purchase & Sales
October 8, 2009 ~ Spokane, WA

Insurance in the Construction Industry
October 16, 2009 ~ Seattle, WA

The Mighty Columbia
October 29, 2009 ~ Seattle, WA

6th Annual NW Private Equity
October 30, 2009 ~ Seattle, WA

Carbon Credits
November 12, 2009 ~ Portland, OR

CLE Bootcamp
December 8 & 9, 2009 ~ Seattle, WA



Raising the Bar of Continuing Legal Education

THE SEMINAR GROUP ~ FACULTY

Construction Defects: Update and Strategies

Steven J. Jager, Program Chair, is the owner and lead attorney of Jager Law Office PLLC, where his practice emphasizes defense of construction site claims including building defects, personal injury, economic and delay claims. He also represents clients involving extensive property damage claims, product liability and general liability.

Thomas F. Ahearne is a member with Foster Pepper PLLC, where he is the chair of his firm's Insurance Coverage Practice Group. He represents policyholders, with substantial experience in securing coverage for building owners, condominium associations, developers, contractors, subcontractors and suppliers in construction defect and water intrusion disputes.

Edward R. Coulson is a member with Foster Pepper PLLC and chairs the firm's Construction Industry Group. He is also a member of the firm's education and sustainable development industry groups. His practice emphasizes litigation, including securities matters, construction disputes, real estate matters, employment cases, and personal injury cases.

Randy Hart, AIA has been a partner with Olympic Associates Company since 1982 and has provided architectural design, construction defects and building envelope consulting, and property-casualty services since 1989. He has a broad background in repairing buildings that have suffered damage related to fire, collapse, wind, and similar causes.

T. Daniel Heffernan, a member of Heffernan Law Firm PLLC, has 20 years experience in construction and insurance coverage law, including construction defect and condominium law. He represents owners, developers, contractors, and design professionals in construction and property development in both the public and private sectors.

Zachary O. McIsaac, an attorney with Stanislaw Ashbaugh, practices insurance coverage litigation on property, commercial general liability, builder's risk, business liability, directors & officers and professional risk liability policies. He represents owners, developers and contractors in complex litigation involving large scale condominium projects and commercial and residential properties.

Edward G. Rhone is a Manager of the Claims Department at Parker Smith Feek, Inc. He is also Vice President and Principal of the firm. Throughout his 24 years of experience, he has worked on a broad spectrum of property and casualty losses.

Christopher J. Soelling, owner of Christopher J. Soelling PLLC, is a full-time mediator and arbitrator. He practiced 20 years as a construction, commercial, and real estate trial lawyer in Seattle, resolving matters for clients utilizing negotiation and mediation and arbitration, trial, and appeal. He has mediated more than 1,000 cases, using a varied approach that suits the needs of all participants.

www.TheSeminarGroup.net

Register Today!

ONLINE: www.TheSeminarGroup.net

EMAIL: info@TheSeminarGroup.net

FAX: 866-435-3444

PHONE: 206-463-4400 / 800-574-4852

MAIL: PO Box 523, Vashon, WA 98070

Registration: Please mail or email your registration as soon as possible since enrollment is limited, or you may also register with a credit card via email, online, fax or phone. Walk-in registrations will be accepted subject to space availability. Please call THE SEMINAR GROUP at (206) 463-4400 or (toll free) (800) 574-4852 or fax to (866) 435-3444 or email: info@TheSeminarGroup.net

Tuition: The tuition fee includes attendance at all sessions, coffee breaks, and all course materials. Full Tuition: \$495 per person; Special Government rate: \$395 per person; New Associate rate: \$360 per person. Contractor/Subcontractor rate: \$297. Real Estate or Insurance Professional rate: \$297. Student rate: \$297. Make checks payable to: THE SEMINAR GROUP.

Save When Two or More Register: Save \$25 each off of the Full Tuition fee only when two or more register from the same organization at the same time. Multiple discounts do not apply.

Course Accreditation: This course is approved by the Washington State Bar for 5.5 general CLE and 1.0 ethics credits, by the Oregon State Bar for 5.75 general and 1.0 ethics credits, by the State of Washington, Office of the Insurance Commissioner for 7.0 hours, including 1.0 ethics; and by the State of Washington, Department of Licensing, Real Estate Education Section, for 6.5 clock hours. For information or accreditation

in other states, please call THE SEMINAR GROUP at (206) 463-4400 or (800) 574-4852.

Substitution/Cancellation: You may substitute another person at any time. We will refund tuition, less a \$50 cancellation charge, if we receive your cancellation by Friday, December 4th, 2009. No refunds will be given after this date.

Course Materials: Each participant will receive a set of course materials, prepared by the speakers especially for this conference, which will be invaluable as a future reference. The course materials alone are available for \$100 which includes shipping and handling.

Homestudy Package: Our complete Homestudy Course, consisting of a full DVD or Audio CD and the Course Materials, is available for \$505. This package has been approved by the Washington State Bar for 5.5 general CLE and 1.0 ethics self-study credits and may qualify for self-study credit in other states.

Seminar Location: The seminar will be held at the Washington State Convention & Trade Center, 800 Convention Place, downtown Seattle, Washington (206) 694-5000. Please call the facility directly with questions.



PO Box 523 • Vashon, WA 98070
 18305 Vashon Hwy. SW
 206-463-4400 • Fax: 866-435-3444
 info@TheSeminarGroup.net

09.CDEFWA

Construction Defects: Update and Strategies

Dec 10, 2009 • Washington State Convention & Trade Center • Seattle, WA

YES! Please register the following:

Name: _____

Firm: _____

Address: _____

City: _____ State: _____ Zip: _____

Phone: _____ Fax: _____

Email: _____

I cannot attend. Please send me: Course Materials Only
 Homestudy: Video DVD & Materials Audio CD & Materials

Conference Fees

- Single Registration \$495
- 2 or more (one company) \$470
- Government Employee \$395
- New Assoc./Paralegal \$360
- Student \$297
- Course Materials \$100
- Homestudy \$505

Payment Method

Payment of \$ _____

Check Purchase Order

Or Charge my:

VISA MC AMEX

Exp. Date: _____

**Multiple discounts do not apply*

Card No: _____

Signature: _____

Call 800-574-4852 or Register Online at www.TheSeminarGroup.net

Dec. 10, 2009 ~ Seattle, WA
 WA State Convention & Trade Center

Construction Defects: Update and Strategies

CREDITS:

- WA CLE: 5.5 Gen. Credits & 1.0 Ethics
- OR CLE: 5.75 Gen. Credits & 1.0 Ethics
- WA Insurance: 6.0 Gen. Hours & 1.0 Ethics
- WA RE: 6.5 clock hours

www.TheSeminarGroup.net

