

Agenda

Examining contract terminology

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

Understanding types of construction contracts:

- Stipulated sum
- Cost plus fee
- Design build
- Construction management

Understanding roles and relationships of project participants:

- Owners, architects/engineers, construction managers,
contractors, subs and suppliers

Contract negotiation and drafting

Exploring the law of construction contract interpretation

*Andrew Vicknair,
Adrian D'Arcy*

The Primary AIA Contract Documents

A101-2017 Standard Form of Agreement Between Owner
and Contractor (Stipulated Sum)

A102-2017 Standard Form of Agreement Between Owner and
Contractor (Cost Plus Fee with GMP)

B101 - 2017 Standard Form of Agreement Between Owner and Architect

A133-2009 Standard Form of Agreement Between Owner and

Construction Manager Where Construction Manager is also Constructor

A141 - 2014 Standard Form of Agreement Between Owner and Design Builder

A401 - 2017 Standard Form of Agreement Between Contractor and
Subcontractor

C401 - 2017 Standard Form of Agreement Between Architect and Consultant

*Andrew Vicknair,
Adrian D'Arcy*

AIA A201: General Conditions

Overview of new updates to AIA documents

General provisions

Project participants: owner, contractor, architect, engineer,
subcontractors

Changes in the work

Time, payments and completion

Protection of persons and property, insurance and bonds

Defects in and correction of work

Miscellaneous provisions

Termination, suspension, claims and disputes

*Carys Arvidson,
Stuart Richeson*

Supplemental or Alternate AIA Contract Documents

A105-2017 Standard Form of Agreement Between Owner and
Contractor for a Residential or Small Commercial Project

A107-2017 Standard Form of Agreement Between Owner and
Contractor for a Project of Limited Scope

B105-2017 Standard Form of Agreement Between Owner and
Architect for a Residential or Small Commercial Project

The "SP" Series for Sustainable Projects

AIA Contract Documents for Digital Practice

Michael Blackwell

**Case Study: Reviewing Completed Contract Documents
for a Sample Project**

Michael Blackwell

AIA Contract Document Workshop
New Orleans, LA - Friday, April 20, 2018

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Learning Objectives

You'll be able to:

Review the legal rights and duties of various construction entities
including contractors, design firms and suppliers.

Utilize standard AIA documents for a variety of different scenarios
including agreements between an owner and an architect as well as
agreements between contractors and subcontractors.

Understand how to use the A201 General Conditions documents to
specify insurance and bonding as well as other construction conditions.

Use AIA contract documents for sustainable projects.



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Examine the new 2017 updates to
the AIA contract Documents

Understand the basics of
construction contracting

Understand how to utilize the AIA
A201 General Conditions documents

Review supplemental AIA
contract documents and
documents for alternative
projects

Discuss contract provisions on
termination, suspension, claims
and disputes

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Non-Credit Continuing Ed.



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Andrew Vicknair *Partner at Shields Mott LLP in New Orleans*
Mr. Vicknair worked as a software engineer for a major medical manufacturer and as an electrical engineer for a major chemical manufacturer prior to entering law school. He regularly uses his prior work experience as a part of his legal practice. He is now a partner in Shields Mott. Mr. Vicknair’s primary practice areas include all phases of intellectual property, including litigation, prosecution, and transactional matters. He also practices in commercial litigation and construction litigation, including claims related to construction defects, payment, subcontractors, owners, and general contractors. Mr. Vicknair lectures on intellectual property law topics, including trademarks, patents and copyrights, as well as on construction law topics such as Louisiana lien law and general Louisiana construction law.

Adrian D’Arcy *Partner at Shields Mott LLP in New Orleans*
Mr. D’Arcy’s primary practice areas include commercial litigation, with a focus on construction litigation and surety litigation. He has been a LEED Green Associate for over eight years and is currently pursuing his LEED AP B+D accreditation. Mr. D’Arcy also advises clients on sustainability issues on commercial construction projects, has presented numerous lectures on green building, and has written newsletter articles on sustainability issues. He graduated *cum laude* from Loyola Law School in New Orleans and has taught

Louisiana Civil Procedure at Loyola law school as an assistant adjunct professor. Mr. D’Arcy is licensed to practice law in all Louisiana State courts; the United States District Courts for the Eastern, Western and Middle Districts of Louisiana; the United States Fifth Circuit Court of Appeals; the United States Second Circuit Court of Appeals; the United States Court of Federal Claims; and other federal district courts across the country.

Carys Arvidson *Associate at Phelps Dunbar, LLP, in New Orleans*
Ms. Arvidson is an associate in the New Orleans office of the law firm of Phelps Dunbar, LP, in the construction litigation section for the firm. Ms. Arvidson focuses her practice on construction matters, as well as business and commercial litigation, land use, telecommunications, and real estate and AIA contract document litigation. She also has worked with complex commercial lease agreements and contract negotiations. She received her B.A. degree in History from the University of California at Davis, and her J.D. degree from Tulane University. Ms. Arvidson is admitted to practice before all courts in Louisiana and the United States District Courts in Louisiana, as well as the courts of the state of California. She is a member of the American Bar Association Construction Forum, and is a member of the Louisiana State and California Bar Associations.

Stuart Richeson *Associate at Phelps Dunbar, LLP in New Orleans*
Mr. Richeson practices in the area of commercial litigation with an emphasis on construction, intellectual property and insurance defense litigation. His cases have included commercial, industrial and residential construction disputes, a civil RICO claim involving a multi-million dollar insurance kick-back scheme, copyright and design patent litigation over Mardi Gras beads, utility patent litigation involving the heel design of running shoes, tax treatment of illegal slot machines, legal malpractice defense and insurance coverage disputes. Mr. Richeson received his B.A. degree in Political Science, with honors, from Michigan State University and his law degree from Tulane University Law School. He is licensed to practice in both Louisiana and Tennessee.

Michael Blackwell *Associate at Shields Mott, LLP in New Orleans*
Mr. Blackwell’s practice focuses primarily on the areas of construction litigation, surety law, commercial industry contracts and litigation, insurance defense, property litigation, and complex civil litigation. While at Loyola Law School, Mr. Blackwell was the managing print editor for the *Loyola Law Review*, a brief writer and oralist for the Jerome Prince Memorial Evidence Moot Court Team, and a William L. Crowe, Sr. scholar.

Seminar Information

Pan American Conference and Media Center 601 Poydras Street, 11th Floor New Orleans, LA 70130 (504) 200-5730	Registration 8:00 - 8:30 am Morning Session 8:30 am - 12:00 pm Lunch (On your own) 12:00 - 1:00 pm Afternoon Session 1:00 - 5:00 pm
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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.

Continuing Education Credit Information
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The American Institute of Architects has approved this event for 7.0 HSW Learning Units (Sponsor No. J885). The Louisiana State Board of Architectural Examiners accepts programs approved by the American Institute of Architects. Only full attendance can be reported to the AIA/CES.

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This course offers a non-credit continuing education opportunity for construction contractors, but it is not approved in any state with a contractor continuing education requirement.

Additional Learning

- March Webinar Series**
- Solar Photovoltaic Project Design and Development**
- **Solar Photovoltaic Project Design and Development, Part I**
Wed., Mar. 7, 2018, 11:00 AM - 2:15 PM CST
 - **Solar Photovoltaic Project Design and Development, Part II**
Thurs., Mar. 8, 2018, 11:00 AM - 2:15 PM CST

Handling Ethical Issues in Professional Engineering Practice
Fri., Mar. 9, 2018, 11:00 AM - 12:00 PM CST

For more information visit:
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Registration

AIA Contract Document Workshop

New Orleans, LA - Friday, April 20, 2018

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Complete the entire form. Attach duplicates if necessary.	
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