

Agenda

Contract Law Primer for Engineers Reviewing the necessary elements of any contract Understanding contract “legalese” • Determining performance • What constitutes a breach of contract? • What are damages and remedies? • Liability-shifting contract provisions: warranties, guarantees and indemnities Making changes to contracts	<i>D. Spurgeon</i>
Engineering Business Law Understanding forms of business organizations • Corporations, partnerships, limited liability companies, sole proprietorships Complying with regulations governing design firms Understanding employment law issues	<i>D. Spurgeon</i>
Professional and General Liability Insurance for Engineers Understanding business insurance coverage: general liability vs. professional liability policies Additional insureds: obtaining certificates of insurance Understanding insurance policies: • Indemnities • Assignment • Insurance availability • Warranties, guarantees and certifications Recognizing and responding to claims	<i>J. Scuderi</i>
Complying with Rules of Professional Conduct Washington Administrative Code requirements for professional conduct Standards for responsible charge of engineering work Case studies: featuring a discussion of real-life ethical issues Sealing of documents	<i>P. Laughman</i>
Professional Liability Law Reviewing the grounds for professional liability claims Identifying who can bring a claim Examining common sources of professional liability claims Reviewing defenses to liability claims Determining damages Participating in dispute resolution: arbitration, mediation, litigation Obtaining Insurance coverage for professional liability claims	<i>K. Oles</i>
Engineering Contracts in the New Decade: How Technology & Climate Impose Unpredictable Risks for WA Design Professionals Balancing economic considerations and allocation of responsibilities for project participants, particularly design professionals, with emerging technologies like artificial intelligence, drones, blockchain, digital twins and digital delivery, smart contracts, etc. The obligations and legal implications of climate change for design professionals and project owners Emerging legislation and case law on climate change Risks for negotiating design-side contracts in light of developing technologies, climate change implications, and emerging laws	<i>G. Palachuk</i>

Engineering Law & Ethics

Seattle, WA - Wednesday, May 20, 2020



HalfMoon Education Inc.
PO Box 278
Altoona, WI 54720-0278

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Learning Objectives

You'll be able to:

Review the necessary elements of any contract.

Examine common sources of professional liability claims.

Discuss defenses to professional liability claims.

Understand the coverage offered by general and professional liability insurance policies.

Explore common types of business entities, such as corporations, partnerships and limited liability companies.

Recognize the legal risks associated with new technologies and climate change.



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Understand contract law

Explore forms of business organization

Learn the difference between general liability vs. professional liability insurance policies

Analyze case studies dealing with rules of professional conduct

Discuss the specifics of professional liability law

Continuing Education Credits

This seminar offers a 6.5 hour professional enrichment opportunity to Washington engineers.

Enjoy HalfMoon Education's flexible scheduling and different program delivery options! In the event of health concerns, program may be offered as a live webinar or be rescheduled, and will also be available as an on-demand course.



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Faculty

Daniel J. Spurgeon *Martens + Associates P.S.*
Mr. Spurgeon is a seasoned first-chair trial attorney holding law licenses in the states of Washington and California where he practices in state and federal courts and private arbitration. His ten years of attorney experience includes litigation and transactional work in the fields of construction law, administrative law, regulatory compliance and employment law; in both single plaintiff and class action cases. His construction law experience includes prevailing wage, public works, defect and payment disputes including stop payment notices, bond claims, mechanics liens, eight-digit insurance coverage disputes and breach of contract cases. His employment law experience includes wage and hour, wrongful termination, statutory discrimination, hiring practices, statutory leaves, and retaliation claims. In addition to graduating in the top-third of his class from Southwestern Law School in Los Angeles he also holds a master’s degree in project management. As a retired military officer and Air Force and Army veteran he possesses worldwide experience in aerospace and defense including law enforcement, anti-terrorism planning, aircraft maintenance management, and process improvement.

Joseph Scuderi *Cushman Law Offices, P.S.*
Mr. Scuderi’s practice is primarily focused on construction, timber, and earth work issues. He also handles personal and property injury cases and insurance bad faith claims. He is known for his hard work and persistence on behalf of his clients. Mr. Scuderi earned his law degree from Lewis & Clark Law School in Portland, Oregon. He is currently licensed in Washington, Oregon and Alaska. He is also a member of the Guam Bar Association and the Minnesota State Bar. Prior to attending law school Mr. Scuderi worked as a design architect, construction critical path method scheduler, and as a superintendent/field engineer for a large international general contractor. He recently served as chair of the Construction Law Section of the Washington State Bar Association.

Patricia A. Laughman *Cairncross & Hempelmann, P.S.*
Ms. Laughman is an integral member of Cairncross & Hempelmann’s Litigation Practice Group. For several years, she has represented engineering and architectural firms and other commercial entities in complex civil litigation in state and federal courts. Her practice focuses primarily on complex commercial disputes, construction litigation, risk management, professional negligence, and errors and omissions claims. She also does transactional work and has drafted, negotiated, and analyzed design and construction contracts for a

vast array of construction projects. Companies of all sizes and local government entities repeatedly rely on Ms. Laughman’s litigation experience.

Karl F. Oles *Stoels Rives LLP*
Mr. Oles is a partner of Stoel Rives who practices in the firm’s Construction and Design group. For more than 30 years, he has helped owners, architects, engineers and contractors solve complex legal problems through negotiation, mediation, arbitration and trial. Mr. Oles has also drafted, negotiated and analyzed multimillion-dollar design and construction contracts on a wide variety of construction projects. He serves as an arbitrator on the American Arbitration Association’s construction panel. Mr. Oles is a co-author of the current standard treatise on Washington lien law. Mr. Oles was selected as one of “America’s Leading Lawyers for Business” for construction law by Chambers USA in 2019 and has been included in *The Best Lawyers in America*@ guide for construction litigation since 2013. Mr. Oles received his law degree from the University of Washington School of Law. He is admitted to the bar in Washington and to practice before the U.S. District Courts for the Eastern and Western Districts of Washington and U.S. Court of Appeals for the Ninth Circuit.

Geoff F. Palachuk *Lane Powell PC*
Mr. Palachuk is a member of the Construction Group at Lane Powell. He represents large and mid-sized design firms, public owners, healthcare providers, and transportation companies. Along with his several years of trial and arbitration practice resolving construction disputes, Mr. Palachuk also drafts and negotiates complex construction contracts for design professionals and owners on some of the largest construction projects in the Pacific Northwest. He has been recognized as a Washington Super Lawyers “Rising Star” for construction litigation each of the last four years 2017-2020, and has been recognized by various trade publications or peer reviewers as one of the top attorneys in the Pacific Northwest each of the last six years. He has also served as a Diversity Scholar for the American Bar Association Forum on Construction Law, a member of the Washington State Bar Association Section on Construction Law, and on the Board of Trustees for the King County Bar Association Young Lawyers Division. Mr. Palachuk earned his undergraduate degree, with honors, from the University of Oregon and his law degree from the University of Notre Dame.

Seminar Information

Executive Inn
200 Taylor Avenue N.
Seattle, WA 98109
(206) 448-9444

Tuition
\$299 for individual registration
\$279 for three or more simultaneous registrations

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 - 4:30 pm

Continuing Education Credit Information
This seminar is open to the public and offers a 6.5 hour continuing education opportunity to Washington engineers. Continuing education is not mandatory for Washington engineers, but this course will qualify for required continuing education in many states, Refer to specific state rules to determine eligibility. 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.

Included with your registration:
Complimentary continental breakfast and printed seminar manual.

Receive a reduced tuition rate of \$101 by registering to be our on-site coordinator for the day. For availability and job description, please visit www.halfmoonseminars.org.

How to Register

- Visit us online at www.halfmoonseminars.org
- Mail-in or fax the attached form to 715-835-6066
- Call customer service at 715-835-5900

Cancellations: Cancel at least 48 hours before the start of the seminar, and receive a full tuition refund, minus a \$39 service charge for each registrant. Cancellations within 48 hours will receive a credit toward another seminar. You may also send another person to take your place.

Can’t Attend? Order the Manual and Audio from the Live Seminar as a Self-Study Package!
Audio recordings of this seminar are available for purchase starting at \$279. See registration panel for more information and please refer to specific state licensing rules or certification requirements to determine if this learning method is eligible for continuing education credit.

Additional Learning

Webinar Series

Structural Forensic Engineering

- **Overview of the Role of Forensic Engineering**
Thurs., April 16, 2020, 11:00 - 12:30 PM CDT
- **Forensic Engineering Process and Forensic Engineering Report**
Thurs., April 16, 2020, 1:00 - 3:00 PM CDT
- **Causes of Structural Failures**
Fri., April 17, 2020, 11:00 - 12:30 PM CDT
- **Forensic Examination of Structures and Use in Litigation**
Fri., April 17, 2020, 1:00 - 3:00 PM CDT

Special Inspections under the IBC Chapter 17

- **Special Inspections under the IBC Chapter 17, Part I**
Wed., April 29, 2020, 11:00 AM - 2:15 PM CDT
- **Special Inspections under the IBC Chapter 17, Part II**
Thurs., April 30, 2020, 11:00 AM - 3:15 PM CDT

For more information and other online learning opportunities visit:
www.halfmoonseminars.org/webinars/

Registration

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How to Register		Registrant Information Name: _____ Company/Firm: _____ Address: _____ City:_____State: _____ Zip_____ Occupation: _____ Email: _____ Phone: _____ Additional Registrants: Name: _____ Occupation: _____ Email: _____ Phone: _____ Name: _____ Occupation: _____ Email: _____ Phone: _____ Email address is required for credit card receipt, program changes, and notification of upcoming seminars and products. Your email will not be sold or transferred. () I need special accommodations. Please contact me.
Online: www.halfmoonseminars.org		
Phone: 715-835-5900		
Fax: 715-835-6066	Code:	
Mail: HalfMoon Education Inc., PO Box 278, Altoona, WI 54720-0278		
Complete the entire form. Attach duplicates if necessary.		

Tuition

() **I will be attending the live seminar.** Single Registrant - **\$299.00**. Three or more registrants from the same company registering at the same time - **\$279.00** each.

() **I am not attending.** Please send me the self-study package:

☐ Downloadable MP3 Audio/PDF Manual for **\$279.00**.
☐ CD/Manual Package for **\$299.00**. ☐ USB/Manual Package **\$299.00**.
(S&H included. Please allow five weeks from seminar date for delivery)

Checks: Make payable to HalfMoon Education Inc.

Credit Card: *Mastercard, Visa, American Express, or Discover*

Credit Card Number: _____

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