

# Agenda

## Michigan Engineering Law Day One

Tuesday, October 13, 2020 | 11:00 am - 2:30 pm EDT (including a 30-min. break)

### Contract Law Primer for Engineers

*J. Spurr*

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

### Professional Liability Law

*J. Spurr*

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

## Michigan Engineering Law Day Two

Wednesday, October 14, 2020 | 11:00 am - 3:00 pm EDT (including two 15-min. breaks)

### Professional and General Liability Insurance for Engineers

*M. Cooper*

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

### Developments in Federal and Michigan Environmental Law

*A. Siegal*

Reviewing recent changes to and enforcement of:

- Pollution prevention
- Water quality enforcement
- Stormwater permitting
- Watersheds, wetlands, lakes and streams

Reviewing recent and anticipated developments at the US EPA

and the Michigan Department of Environment, Great Lakes and Energy

### Engineering Business Law

*R. Hamor*

Understanding forms of business organizations

- Corporations, partnerships, limited liability companies, sole proprietorships

Complying with regulations governing design firms

Understanding tax issues for business organizations

Understanding employment law issues

### Cyber Security Issues for Engineers

*T. Gast*

Cyber security threats and business exposure to data breaches

Anatomy of a data breach or cyber attack and the spectrum of possible responses

Coverage that is available under cyber Insurance policies

Examples of actual cyber events, with lessons learned from those events

## Michigan Engineering Law

Online – Tues., October 13 and Wed., October 14, 2020

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## Learning Objectives

### You'll be able to:

**Review** the necessary elements of any contract and learn how to make changes to contracts.

**Identify** the grounds for professional liability claims and review common defenses to liability.

**Learn** how the coverage provided by professional liability insurance policies differs from the coverage provided by general liability insurance policies.

**Discuss** recent changes to pollution prevention and water quality enforcement regulations.

**Get tips on** forming corporations, partnerships and limited liability companies to provide design services.

**Raise** your awareness of cyber security risks to your practice.



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HalfMoon Education Online Learning

# Michigan Engineering Law

*Live, Interactive Webinar Series*

*Tuesday, October 13 and Wednesday, October 14, 2020*



**Understand** contract terminology and review standard contract provisions

**Discuss** common causes of professional liability claims

**Distinguish** coverage under professional liability insurance policies from general liability insurance coverage

**Review** developments in Michigan and federal environmental law

**Form** business organizations and comply with regulations governing design firms

**Identify** cyber security issues and get tips on preventing them

### Continuing Education Credits

This webinar offers 6.5 continuing education hours to Michigan professional engineers.



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# Faculty

**James E. Spurr** *Principal at MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.*  
Mr. Spurr specializes in resolving disputes, from trials in state and federal court, to arbitrations, mediations and facilitations. Many cases involve real estate and development, construction projects, commercial transactions, contracts and business deals gone awry. Mr. Spurr has resolved many disputes between shareholders and partners, and issues involving corporate governance. He also has substantial experience in probate court, assisting families, trustees and beneficiaries involving their rights in trusts and estates. Mr. Spurr has concentrated upon claims arising from complex construction projects for more than 25 years. He has advocated for, defended against and resolved claims involving corporate headquarters, manufacturing facilities, college and university buildings, public works projects, municipal parks, local schools and athletic arenas. The claims range from interference and delay, to lost productivity, defective buildings, design negligence and serious accidents. His expertise has led him to speak before and serve on the faculties of major nationwide construction law seminars and industry symposiums. In resolving disputes, Mr. Spurr has come to master skills such as creativity and problem solving, effective negotiating, persuasive advocacy and writing, and the effective use of expert witnesses.

**Mark Cooper** *Partner at Jaffe Raitt Heuer & Weiss*  
Mr. Cooper is an attorney in our Litigation & Dispute Resolution, Construction & Development, and Insurance practice groups. He is also a member of the firm’s Board of Directors and serves as the firm’s Risk Management Counsel. Mr. Cooper specializes in commercial and general liability matters that include construction defect, development and contract issues, real estate litigation, business torts, contract disputes, professional liability, and all aspects of insurance coverage, for both insurer and policyholders, including comprehensive opinion recommendations. He also focuses on overall client risk management consultation and has extensive experience defending general liability matters. A trained mediator, Mr. Cooper regularly litigates, tries and arbitrates complex disputes nationwide. He has considerable first-chair experience in all facets of litigation, including numerous trials, arbitrations and other methods of alternative dispute resolution. He provides overall risk management and insurance-related consulting services to businesses in varied industries throughout the country.

**Arthur Siegal** *Partner at Jaffe Raitt Heuer & Weiss*  
Mr. Siegal leads the firm’s Environmental Law practice group. He represents clients dealing with governmental regulations and compliance, focusing on environmental rules and liabilities, and brownfield redevelopment and incentives. Mr. Siegal is often asked to assist the Michigan

Department of Environment, Great Lakes & Energy (EGLE formerly MDEQ) with difficult issues. He has significant legislative experience, including:

- Assisting in crafting 2010 Michigan’s Part 201 “superfund” amendments
- Chairing the subcommittee of a 2014 Stakeholder Initiative that redrafted and strengthened Michigan Act 381 – the brownfield financial incentive statute
- Drafting new coal ash legislation for Michigan
- Serving on the Solid Waste and Sustainability Advisory Panel

Mr. Siegal focuses on innovative “green” redevelopment, green energy issues, and defense of “greenwashing” claims. Visit his blog at <https://www.jaffelaw.com/news-insights/category/michigan-green-law/>, where he addresses current environmental issues.

**Robert A. Hamor** *Associate at Foster Swift Collins & Smith PC*  
Mr. Hamor provides value-added representation for clients in the areas of for-profit and non-profit corporate transactions and governance, commercial real estate, and related litigation matters. Known for his responsiveness and no-nonsense advice, Mr. Hamor zealously represents his clients on the formation, governance, and development of businesses entities; contract negotiation, drafting, implementation, and enforcement; real estate matters such as leases, purchase agreements, environmental compliance, and enforcement of property-related contracts; construction contracts and disputes; government compliance in regulated industries; employment issues; and buying and selling businesses. Mr. Hamor graduated in the top 3% of his class from Western Michigan University - Thomas M. Cooley Law School, *magna cum laude*, with multiple certificates of achievement. He was a guest speaker at the 2011 American Bar Association Mid-Year Event lecturing on the housing crisis and its effects on communities of color. Prior to becoming an attorney, Mr. Hamor was involved with and ran several real estate and finance companies with a focus on commercial real estate transactions.

**Taylor A. Gast** *Associate at Foster Swift Collins & Smith PC*  
Mr. Gast helps businesses and organizations of all sizes and at all stages of development grow and solve problems. He provides practical and thoughtful advice on issues including technology law, data privacy and cybersecurity, startups, mergers and acquisitions, taxation, and contracting. Mr. Gast’s breadth of legal expertise complements his focus on providing practical guidance to help businesses grow and address challenges. Mr. Gast is based in Lansing and counsels clients in Detroit, Grand Rapids, and throughout Michigan.

# Webinar Information

**Day One: Tuesday, October 13, 2020**  
11:00 am - 2:30 pm EDT (including a 30-min. break)

**Day Two: Wednesday, October 14, 2020**  
11:00 am - 3:00 pm EDT (including two 15-min. breaks)

*(please log into the webinar 15 - 30 minutes before start time)*

**Tuition**  
**\$299** for individual registration  
**\$199** for three or more registrants from the same company at the same time.

**Included with your registration:** PDF seminar manual.

**How to Register**

- Visit us online at [www.halfmoonseminars.org](http://www.halfmoonseminars.org)
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**Continuing Education Credit Information**  
This webinar is open to the public and offers 6.5 continuing education hours to professional engineers licensed in Michigan. Educators and courses are not subject to preapproval in Michigan.

Professional engineers seeking continuing education credit in other states will be able to claim the hours earned from this webinar in many cases. Refer to specific state rules to determine eligibility.

Completion certificates will be awarded to participants who complete this event, respond to prompts, and earn a passing score (80%) on the quiz that follows the presentation (multiple attempts allowed).

# Registration

**Michigan Engineering Law**  
Live, Interactive Webinar - Tuesday, October 13, 2020 and Wednesday, October 14, 2020

| How to Register                                                                          |  | Registrant Information                                                                                                                                              |  |
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