

26th Annual

Oregon Construction Law



SEPT. 23 & 24, 2021

LIVE WEBCAST FROM

Portland, OR

ACCREDITATION

OR CLE, WA MCLE,
CA CLE, ID CLE,
AIA, IRMI

(see inside for details)

THE SEMINAR GROUP ~ RAISING THE BAR OF CONTINUING LEGAL AND PROFESSIONAL EDUCATION

Seminar Overview

If you practice Construction Law or are confronted with matters involving Construction Law, you cannot afford to miss this conference. With major developments like COVID, the OCAT, civil unrest and a possible recession, the legal terrain has become an obstacle course for the construction industry. You need to educate and prepare your teams to overcome these obstacles, protect your company's projects, your rights to receive payment and your defenses against unmeritorious demands. What you don't know can hurt you!

Come learn from Oregon's top construction lawyers, mediators, judges, and industry professionals who will cover the latest developments and issues. This two-day advanced Construction Law conference is designed to provide practical advice for real situations facing the industry today. You will leave better prepared to navigate the complex construction process in today's world.

Who Should Attend:

Architects
Attorneys
Contractors
Engineers
Government Employees

Oregon Construction Law Thursday, September 23, 2021

9:00 Introduction and Overview – Day One

PDT This year's conference will have a particular focus on the changing economic landscape, including new investment in infrastructure, work-from-home trends and virtual meetings, mediations and even arbitrations and trials.

Eric A. Grasberger, Program Co-Chair
Stoel Rives LLP

9:10 Update on New Cases, Statutes ... and Taxes!

Caselaw and statutory changes PLUS changes in taxation (CAT, homeless tax, pre-school tax); the politics of construction

D. Gary Christensen
Miller Nash LLP

10:15 Break

10:30 The Infrastructure Boom is Coming – Are you Ready?

Day One will cover the owner perspective and Day Two will cover the contractor perspective on key issues including RFPs v. low bidding, bidder responsiveness v. responsibility, and key considerations for owners as they plan their projects, select their contractors, and then administer the work.

Eric A. Grasberger
Stoel Rives LLP

11:30 Equitable Contracting – Supporting Your Client's Goals Around Social Responsibility

Molly A. Washington, Chief Operating Officer
Oregon Chapter, National Association of Minority Contractors

12:30 Midday Break

1:45 Record Keeping Tips to Mitigate the Cost of Disputes

Top suggestions for proper job site documentation, communications, financial recordkeeping, email management and database upkeep.

Mario R. Nicholas
Stoel Rives LLP

Samira F. Torshizi
Stoel Rives LLP

2:45 Break

3:00 How Does a Contractor "Work from Home"? Labor & Employment Law Trends in the Construction Industry

Alexander A. Wheatley
Fisher & Phillips LLP

4:00 The Virtual Future of Construction

Zoom meetings, mediations, arbitrations and trials. Hear from a technology expert about what is here today and coming tomorrow.

Noah Wick, National Director of Litigation Consulting
Trial Exhibits, Inc.

5:00 Adjourn

Oregon Construction Law Friday, September 24, 2021

9:00 Introduction and Overview – Day Two

PDT This year's conference will have a particular focus on the changing economic landscape, including new investment in infrastructure, work-from-home trends and virtual meetings, mediations and even arbitrations and trials.

Thomas A. Larkin, Program Co-Chair
Stewart Sokol & Larkin LLC

9:10 Public Works Bid Disputes and Protests

Substantive and procedural laws governing commonly-encountered issues during the bidding process, and related practical and strategic considerations

Tyler J. Storti
Stewart Sokol & Larkin LLC

9:50 Boy that Escalated Quickly! Top 10 Dangers in Residential Construction

The pitfalls in residential construction litigation: considerations for low income housing; impacts of the new economy and market in Portland

Angela M. Otto
Ball Janik LLP
Peter S. Willcox-Jones
Ball Janik LLP

10:30 Break

10:45 Public Contracting from the Contractor's Perspective: Important Practical and Legal Implications

From the contractor's perspective, this will explore key issues including RFPs v. low bidding, bidder responsiveness v. responsibility, and other key considerations for contractors on public works projects.

Thomas A. Larkin
Stewart Sokol & Larkin LLC

11:20 The Design Perspective on Traditional Design-Bid-Build and Design-Build

Design procurement and contracting

William J. Ohle
Schwabe Williamson & Wyatt PC

12:00 Midday Break

1:15 Construction Liens and Payment Bonds

Powerful tools to secure payment on private and public work projects

Andrew MacKendrick
Seifer Yeats Zwierzynski & Gragg LLP

2:00 Best Practices for Construction Arbitrations and Mediations

Tips from seasoned mediators, arbitrators and practitioners on ways to maximize the alternative dispute resolution process – either virtually or in person

John Spencer Stewart, Moderator
Stewart Sokol & Larkin LLC

Joshua Hogan
Hogan Mediation

Hon. Michael R. Hogan
Hogan Mediation

Hon. Karsten H. Rasmussen
KHR Mediation

3:00 Break

3:15 More Misperceptions and Myths about Construction Insurance

Review of the top 10 misperceptions about insurance coverage, and then some

Michael E. Farnell
Parsons Farnell & Grein LLP

4:00 Ethical Considerations in Construction Law

Recognizing and addressing ethical situations that may arise in construction practice

Trisha Thompson
Holland & Knight LLP

5:00 Adjourn

Faculty - Oregon Construction Law



Eric A. Grasberger, Program Co-Chair, is a partner with Stoel Rives LLP. He joined the firm in 1991 and is Chair of the Construction and Design Group. He has represented numerous private and public owners, developers, contractors and design professionals in all facets of development and construction law.



Andrew MacKendrick is a partner at Seifer Yeats Zwierzynski & Gragg LLP. He practices in the areas of civil litigation and construction law, and has represented owners, prime contractors, and subcontractors on matters including contract and lien disputes, bond claims and foreclosures, and defect claims.



Thomas A. Larkin, Program Co-Chair, is a member of Stewart Sokol & Larkin LLC. His litigation practice concentrates on construction, procurement and design matters, representing sureties, owners, prime contractors, subcontractors and design professionals. He has substantial trial and appellate experience.



Mario R. Nicholas is an attorney in Stoel Rives LLP's Construction and Design group. He has assisted clients before federal and state courts, domestic and international arbitration panels, and administrative bodies. He works tirelessly to resolve (or avoid) disputes economically and efficiently.



D. Gary Christensen is a partner at Miller Nash LLP and chairs the firm's Construction Law team. He has more than 30 years' experience representing all segments of the design and construction industry in the Northwest. He focuses his practice on commercial construction litigation.



William J. Ohle is a shareholder in Schwabe Williamson & Wyatt PC's Portland office. He has more than 25 years of experience representing architects and engineers in all aspects of their work including contract negotiations, contract disputes, construction defect litigation and regulatory investigations.



Michael E. Farnell is a founding partner of Parsons Farnell & Grein LLP and leads the firm's insurance recovery group and its national policyholder practice. One of the most sought after policyholder attorneys on the West Coast, he has represented businesses and individuals for more than 25 years.



Angela M. Otto is a Partner in Ball Janik LLP's construction and design practice group. Ms. Otto's practice is dedicated to the representation of general contractors, subcontractors, and suppliers, owners, and developers in construction disputes, litigation, arbitration and mediation.



Joshua Hogan has been the Practice Manager and Mediation Assistant at Hogan Mediation since its launch in 2011. He takes care of the little things that keep settlement negotiations on the track and moving forward. He holds a J.D. and an MBA degree.



Hon. Karsten H. Rasmussen, founder of KHR Mediation, is a Senior Circuit Court Judge and recently transitioned into his new career as a full-time mediator. He served as a sitting Judge with the Lane County Circuit Court from 1999-2018, and as Presiding Judge from 2012-17. He has adjudicated complex land use cases.



Hon. Michael R. Hogan of Hogan Mediation was a judge with the U.S. District Court for the District of Oregon and served as Chief Judge from 1995-2002. He took senior status with the court in 2011. He continues working in that capacity today as a senior district judge presiding over many cases in Eugene.



John Spencer Stewart is one of the founders and a member of Stewart Sokol & Larkin LLC. His practice emphasizes commercial and construction litigation and surety matters. His reputation is best reflected in the concept Principle/Purpose/Passion: integrity and single-minded focus with emotional commitment.



Tyler J. Storti is a member of Stewart Sokol & Larkin LLC. He focuses in the areas of construction law, business and commercial matters, and real estate transactions and disputes. He represents contractors, owners, sureties and design professionals in disputes and litigation related to the construction industry.



Peter S. Willcox-Jones is a partner in Ball Janik LLP's construction and design practice group. He is an experienced trial lawyer who helps businesses, particularly those involved with development, design and construction, with a wide range of issues. He represents clients in risk analysis and management.



Trisha Thompson is a litigation attorney at Holland & Knight LLP, where she focuses on ethics and risk management, as well as commercial and employment litigation. She represents lawyers and law firms in organizational issues (such as formation, operations, dissolution) and in state bar disciplinary defense.



Samira F. Torshizi is an attorney at Stoel Rives LLP. She represents and defends general contractors, subcontractors, and developers in many construction-related matters involving construction defect claims, defective design and workmanship claims, delay claims, and payment disputes.



Molly Washington serves as the Chief Operating Officer of the Oregon Chapter of the National Association of Minority Contractors. Her work with NAMC-OR involves advocacy, support services, and relationship building for Black, Indigenous, and People of Color-owned firms in the construction industry.



Alexander A. Wheatley is a partner with Fisher & Phillips LLP. He assists employers with all manner of employment and labor-related matters, including compliance with employment and labor laws, defending employers from administrative claims and lawsuits, and drafting and implementing policies.



Noah Wick is the National Director of Litigation Consulting at Trial Exhibits, Inc. and is based in Seattle, WA. For the last 15 years, he has been the lead trial consultant in over 5,000 litigation matters nationwide from filing of complaints, mediations, arbitrations, private trials, bench trials, and jury trials.

Oregon Construction Law

Credits

OR CLE

This course has been approved by the Oregon State Bar for 11.0 general and 1.0 ethics CLE credits (Live Credits for Webcast).

WA MCLE

This course has been approved for 11.0 hours of law and legal credit and 1.0 hours of other CLE credit by the Washington MCLE board (Live Credits for Webcast). Study credit will be available, specific credit amount to be determined.

The Seminar Group is an accredited sponsor with the Washington State Bar

CA CLE

The Seminar Group is a State Bar of California approved MCLE provider; therefore, this course is approved for 11.5 general and 1.0 ethics CLE credits (Live Credits for Webcast).

ID CLE

This course has been approved by the Idaho State Bar for 11.0 general and 1.0 ethics CLE credits (Live Credits for Webcast). Self-study credits can be applied for upon request.

AIA

This course has been approved by The American Institute of Architects for 12.5 LUs (Live Credits for Webcast). Day one is approved for 6.25 LUs and day two is approved for 6.25 LUs. Credits for recorded courses not available. The Seminar Group is an AIA CES Approved Provider.

IRMI

This course has been approved by the IRMI for 6.0 hours of CRIS reaccreditation credits (Live Credits for Webcast). If you plan to attend the webcast and need CRIS credits please let us know in advance. We will need to add extra viewing verification for you to receive credits. Credits for recorded courses not available.

Location

Live Webcast broadcasted from Portland, OR

LIVE WEBCAST broadcast from Portland, OR

Phone:

Due to growing health concerns regarding the spread of COVID-19, The Seminar Group has opted to hold the seminar strictly webcast.

Fees

Live Webcast:

Attorney	\$699.00
Government / Tribal / Non-Profit	\$599.00
Other Professionals	\$599.00
Student / Professor	\$599.00
Day One	\$436.88
Day Two	\$436.88

Pre Order On Demand:

All Sessions	\$699.00
Single Session	\$99.00

Pre Order MP3 Download:

All Sessions	\$699.00
Single Session	\$99.00

Pre Order DVD Homestudy:

All Sessions	\$799.00
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Pre Order CD Homestudy:

All Sessions	\$799.00
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Pre Order Materials Download:

All Sessions	\$229.00
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Pre Order Printed Materials:

All Sessions	\$259.00
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Go to our website to register:
www.TheSeminarGroup.net or call our office at 206-463-4400. You can also contact us at info@theseminargroup.net or by mail to The Seminar Group, P.O. Box 523, Vashon, WA 90870.

CANCELLATION POLICY: We will refund your tuition, less a \$50 cancellation charge, if we receive your cancellation by 9/17/21. No refunds will be given after this date. Please note that if you do not cancel by the deadline and/or do not attend, you are still responsible for payment.

Register at

TSGregistration.net/6139