



LYNN B. LARSEN

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Providing Assistance in Avoiding and Resolving Contract Disputes:

- Contract Administration
- Dispute Avoidance
- Dispute Resolution
- Entitlement Evaluation
- Schedule Analysis
- Damage Determination

Past President, Utah Chapter, Association for the Advancement of Cost Engineering, International (AACE, Int.); AACE, Int. *Certified Forensic Claims Consultant*

EDUCATION

Juris Doctor in Law *with honors*, George Washington University, 1975

M.S. in Engineering, University of Washington, 1971

B.A. in Mathematics, *magna cum laude*, University of Utah, 1969

EXPERIENCE: Vertical and Horizontal: Commercial, Industrial, and Residential

Highway, heavy engineering and civil work, bridge work, Industrial projects, airports, high rise buildings, residential, treatment plants, dams, power lines, power plants, shopping centers, tenant build-outs, pipelines, sports arenas, housing, condominium developments and conversions, casinos, court houses, prisons, office buildings, hospitals, auto plants, airports, and water and sewer projects.

SERVICES PROVIDED

Project Management Assistance. Claims Avoidance. Entitlement Determinations. Forensic scheduling. Cost Analysis. Expert testimony on Damages, Delays and Disruptions, Business Practices, Surety Issues, Fraud allegations, and Contract Interpretations and Procedures. Preparation of claim documents and expert reports. Expert Testimony. ADR Services

Project Counseling, Management, Expert Witness, and Claims Consultant (2000 to Present)

Service in Project Management of projects from \$0.5 Million to \$200 Million. Court Houses, Prisons, Highway, Heavy Engineering, Airports, Residential, Bridges, shopping centers, dams, power plants, condominium conversions, casinos, municipal government centers, federal projects, hospitals, dams, mines, water and sewer project, and civil work.

Arbitrator for American Arbitration Association (AAA) (1985 to Present);

Arbitrator in cases involving federal and private, military, commercial, residential, and industrial projects, 2 to 20 parties.

Arbitrator/Mediator/Expert for Construction Dispute Resolution Services (CDRS) (2015 to present)

Dispute Review Boards: DRBs (2000 to Present)

Panel member for Idaho Transportation Department, Colorado Department of Transportation, Nevada Department of Transportation, and Caltrans.

Selected by Owners and Contractors to serve as jobsite judge to assist in the resolution and avoidance of contract disputes.

Construction Contract Litigator in Private Law Practice (1975 to 2000): Presently Inactive

Litigated and arbitrated construction contract disputes. Counseled contractors on performance issues. Prepared contract forms.

Martindale Hubbell peer rated AV[®] Preeminent[™] (1984 to date)

Member of the Colorado, Utah, and California bars. Past member D.C. and Virginia bars.

Contracting Officer for CIA (1973 to 1974)

Recent Seminar Presentations

- 07/2016 "Maintaining Your Profit Margin on Difficult Projects" Utah AGC
- 03/2016 "Contracts, Claims, and Dispute Resolution" AACE
- 2015-16 "Contracts, Claims, and Dispute Resolution" US DOT
- 08-10/14 "Prevent Cost Overruns By Avoiding the Unexpected" Utah DOT and Utah State Department of Facilities Construction and Management.
- 05/2013 "Construction Scheduling and Productivity Damages," Utah Bar Association
- 10/2009 "Damages," Utah and Colorado Bar Associations.
- 10/2009 "Tricks, Traps And Ploys Used in Construction Scheduling: Legal Issues Relevant to Scheduling and Recovery of Delay Damages," US Army Corps of Engineers.
- 10/2007 "Construction Claim Issues," The Industrial Company.
- 08/2006 "Legal Issues Relevant To Scheduling and Recovery Of Delay Damages," Lorman.
- 05/2003 "Construction Contracts, Architect Contracts, Construction Administration, and Related Issues," Utah Municipal Attorneys Association.
- 02/2003 "Elements Of A Delay And Impact Claim," Lorman.
- 02/2003 "Loss of Productivity And Acceleration," Lorman.
- 06/2001 "Construction Claims: Expert Support and Ethics," Lorman.
- 12/2000 "Construction Contracting For Public Entitles: Claims, Causes, and Damages," Lorman.

Authored the following published articles:

A Jobsite Solomon: A Concept Whose Time Has Come
A Refresher Of General Contract Principles
Alternatives To Court
Architect/Engineer Liability To Contractors And Others
Avoiding Attorneys And Disputes
Bankruptcy And Protecting Your Mechanic's Lien
Beware: Big Changes In Utah Mechanic's Lien Law
Bid Problems: Avoid The Mistakes Of Your Competitors
Bound By Unsigned Contracts And Unwise Terms
Brand Name Or Equal
Business Relationships And Loyalty
Changes: There Is A Limit
Complying With Specs – There Are Limits
Contractor Responsibility Despite Owner Control
Contractor's Obligation To Discover Discrepancies
Contractual Procedural Requirements
Cost Recovery From The Government: Diligence Pays
Court Enjoins Union – Only Agreement
Damages Recoverable For A Delay
Delays, Accelerations, And Damages
Delays, Disruption And Acceleration
Duty To Cooperate
Duty To Inquire
Each Party Has The Right To Expect Cooperation
Enforcing A Settlement Agreement
Evaluating Disruptions And Impacts
General Conditions Of The Contract For Construction
General Contract Principles
Getting Paid On Federal Projects
Good Communications Can Prevent Disputes
Highlights Of California Construction Law
How Much Authority Does Your Attorney Have?
Interpreting Your Contract
Jobsite Labor Disruptions
Liability Of Architects To Contractors
Liquidated Damages May Not Be The Limit

Obtaining Information On Federal Projects
Oral Notice May Not Be Enough
Overruns And Their Causes
Owner Entitlement To Strict Compliance With Specifications: There Are Limits
Piercing The Corporate Veil
Preventing Disputes: Revisited
Pricing Change Orders
Problem Avoidance
Problem Detection And Prevention
Problem Prevention
Problem Solving Through Business Divestiture
Read Your Contract – It Might Be Enforced
Recovering Cost From The Government: Diligence Pays
Recovering The Maximum On Your Mechanic’s Lien
Releases, Part II: More May Be Waived Than You Expect
Relief From Bid Errors
Review Your Indemnity Provision
Safety, Contracts, And Worker’s Compensation
Self-Improvement Analysis: Don’t Let It Be Used Against You
Subcontract Payment Provisions
Subcontract Relations
Ten General Contract Principles: A Reminder And Review Of The Basics
The Overzealous Owner
Unit Priced Agreements
Upward Correction Of Erroneous Bids
Utah Legislature Implements ADR: Alternative Dispute Resolution
When Is A Release Not A Release?
When The Plans And Specifications Have Defects
Who Bears The Cost Of Change Order Preparation: The Contractor Or The Owner?
Who Bears The Risk Of Defective Specifications?
Your Business Organization

Client Feedback

I have known and worked with Lynn Larsen for the past 20 years...Lynn's character has always been exemplary. ... His work was always excellent and he was thorough and hard working.

- President of a National consulting organization

Lynn did a timely, excellent job... He has an extensive background in construction and being an attorney, is experienced in the legal aspects of construction law. I would recommend Lynn as an expert in construction cases with his background as a consultant and an attorney.

- Chairperson of Construction Law Section of State bar

Plaintiffs actually abandoned their claims outright shortly after receiving Mr. Larsen's report analyzing the sources of delays on the road construction project...Plaintiff was represented by well-known local construction counsel...the disparate qualifications and quality of work performed by the competing expert led Plaintiff to lose faith in its claims...Mr. Larsen has exceptional analytical and organizational skills, and I would highly recommend him

- Partner in large national law firm

[We] commissioned Mr. Lynn Larsen...to investigate and prepare a claim...Mr. Larsen was able to understand the cost records, schedules and project data to justify recovery of more than \$20 million dollars...

- Mechanical Contractor on Power Plant

I highly recommend Lynn. We hired Lynn to assist in our case as an expert. His work is excellent, and we would definitely use his services again."

--Engineering Contractor on Large Civil Project

I personally have never had to work with a company like Larsen Analytics and didn't know what to expect. Mr. Larsen was very pleasant and refreshing addition to our team. He added great advise on document preparing, as-built job schedule creation, and job cost analysis. Mr. Larsen is a honest and reliable individual and is very knowledgeable in law. Mr. Larsen carries a level headed and methodical way of thinking which helped us see things from another point of view. I felt we were very well prepared because of Mr. Larsen's attention to details. I will recommend Larsen Analytics to anyone needing his type of services.

--Building Contractor on Residential Construction

Lynn was an invaluable asset as an expert on a complicated construction delay case. I would recommend him to anyone in need of a damage/delay expert in construction litigation concerning delays and damage calculations.

--Counsel on Delay/Disruption case