

Agenda

Managing Risk in the Practice of Engineering

Identifying engineering risks
Reviewing consequences of potential risks
Understanding principles of risk management
Complying with professional and ethical standards
Identifying strategies to minimize engineering risk and maximize positive results

B. Berger,
A. Di Gioia

Understanding How Contracts Can Shift, Reduce (or Increase) Risk

An overview of contract law and key concepts
Understanding contract formation and revision
Recognizing liability exposure under contract
Reviewing standard contract provisions and understanding their impact on risk

- Guarantees, warranties and indemnities

Understanding consequences for delay, disruption, nonperformance, inadequate performance
Using contract terms to manage risk

B. Berger,
A. Di Gioia

Law of Engineering Malpractice

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

B. Berger,
A. Di Gioia

Reducing Risk for Yourself, Your Company and Your Clients

Negotiating fair and understandable contract terms
Maintaining adequate documentation
Implementing document retention policies and procedures
Utilizing forms and standard documents
Communicating with clients and other parties
Implementing quality control practices
Using alternative dispute resolution procedures

L. Conrad,
A. Leone,
M. Manson

Minimizing Risk by Maximizing Compliance with Rules of Professional Conduct

Complying with rules of professional conduct
Preventing conflicts of interest
Complying with rules on sealing of documents and plans
Preventing the unauthorized practice of engineering
Discussion of ethics hypotheticals/case studies
Promoting health and welfare vs. managing risk: complementary or conflicting duties?
Protecting the environment: meeting or exceeding legal requirements
Watching the bottom line: identifying and balancing economic pressures in design and construction
Integrating new technologies: identifying and balancing the benefits and risks
Reviewing ethics case studies and hypotheticals

L. Conrad,
A. Leone,
M. Manson

Managing Risk with General Liability and Professional Liability Insurance Coverage

Coverage provided by general liability vs. professional liability policies
Certificates of insurance and additional insureds
Indemnities Assignment
Insurance availability Insurance policies
Warranties, guarantees and certifications
Recognizing and responding to design professional claims

L. Conrad,
A. Leone,
M. Manson

Managing Engineering Liability and Risk
North Haven, CT - Wednesday, February 26, 2020

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Learning Objectives

You'll be able to:

- Identify** potential engineering risks and learn how to minimize them.
- Identify** common sources of professional liability claims, and review defenses to claims.
- Recognize** liability exposure in contracts and learn how to use contract terms to manage risk.
- Minimize** risk by complying with the rules of professional conduct.
- Manage** risk with professional liability and general liability insurance.
- Adopt** policies and procedures designed to reduce risk for yourself, your company and your clients.



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Managing Engineering Liability and Risk

North Haven, CT - Wednesday, February 26, 2020



Learn how to apply risk management principles to engineering

Understand how contracts can reduce or increase liability and risk

Review the law of professional engineering malpractice

Examine professional liability insurance coverage

Adopt policies designed to reduce risk for you, your company and your clients

Continuing Education Credits

This course offers Connecticut professional engineers a valuable 7.0-hour educational opportunity.



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Benjamin Berger *Di Gioia Berger*
Mr. Berger's practice areas have included construction law, business law, professional defense and intellectual property litigation. Representative clients include architects, engineers, small businesses and manufacturers in an array of litigation, contract and general business and employment matters. Mr. Berger is a member of the Connecticut Bar Association and the Executive Committee of the Construction Law Section of the CBA. He is a former co-chair of the Construction Section of the Connecticut Bar Association's Young Lawyers' Committee, and he has been a participant in the Hartford College Construction Institute. Mr. Berger obtained his J.D. degree from Boston University School of Law.

Anita C. Di Gioia *Di Gioia Berger*
Ms. Di Gioia focuses her practice on complex civil litigation and in particular within the construction industry, she represents owners, designers and contractors in all stages of their construction projects. She has experience negotiating and drafting construction contracts for all participants in the construction industry and also counsels her clients regarding effective risk management and insurance coverage. Ms. Di Gioia also handles construction claim resolution, whether through alternative dispute resolution or litigation. Ms. Di Gioia is a member of the Connecticut Bar Association and the New Haven County Inn of Court. She is admitted to practice in Connecticut, Louisiana and New York. She obtained her under graduate degree, *magna cum laude*, from Siena College, and her law degree, *magna cum laude*, from the Tulane University School of Law.

Luke R. Conrad *Hinckley Allen*
Mr. Conrad's practice is focused on the representation of general contractors, construction managers, subcontractors, suppliers, owners/developers, architects and engineers in construction-related matters. Mr. Conrad advises clients regarding all aspects of the construction process and has experience as a general contractor and as an attorney in the mediation, arbitration and litigation of construction disputes.

Antonino M. Leone *Hinckley Allen*
Mr. Leone's practice includes construction litigation, contract drafting and negotiation. He represents public and private owners, developers, designers, general contractors, subcontractors, suppliers and other construction industry clients in vertical building construction projects as well as in road, highway and bridge projects. He has handled a wide range of matters relating to the various issues that face construction projects including bidding, payment, delays, performance, termination, surety bond claims and mechanic's liens. Mr. Leone regularly represents and counsels clients in diverse business and commercial matters including corporate formation and financing, contract drafting and negotiation, and employment issues. He advises and represents clients with respect to tort and contract claims and litigation. He has litigated cases before state and federal courts, and in arbitration. Prior to becoming an attorney, Mr. Leone worked as a licensed professional structural engineer responsible for the design and analysis of structural systems and components, and the preparation of contract plans and specifications for the structural design of highway bridges, and of commercial, industrial, and residential building projects ranging from \$1 Million to \$350 Million. He currently maintains his registration as a professional engineer in the state of Connecticut.

Molly E. Manson *Hinckley Allen*
Ms. Manson's practice is focused on the representation of general contractors and owners in claims and disputes arising out of construction-related matters. Ms. Manson has cases pending before state courts and arbitrators alike. As an experienced litigator, Ms. Manson has experience representing insurers, corporate entities, and individuals on a broad array of cases involving design and construction defects, environmental conditions, employment discrimination, breach of contract, and professional negligence. Ms. Manson is admitted to practice in Connecticut, Massachusetts and New York.

Seminar Information

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Additional Learning

- Webinar Series**
- Pumping and Piping Systems**
- **Introduction to Pumps: Operation, Principles and Calculations**
Thurs., Feb. 6, 2020, 11:00 AM - 1:00 PM CST
 - **Pumping and Piping Design Standards and Codes**
Thurs., Feb. 6, 2020, 1:30 - 2:30 PM CST
 - **Piping System Components, Materials and Calculations**
Fri., Feb. 7, 2020, 11:00 AM - 1:00 PM CST
 - **Handling Pump and Piping System Problems**
Fri., Feb. 7, 2020 , 1:30 - 2:30 PM CST

- Pavement Design**
- **Principles of Pavement Design**
Wed., Feb. 12, 2020, 11:00 AM - 12:00 PM CST
 - **Flexible Pavement Design**
Wed., Feb. 12, 2020, 12:30 - 2:30 PM CST
 - **Rigid Pavement Design**
Thurs., Feb. 13, 2020, 11:00 AM - 1:00 PM CST
 - **Maintenance, Rehabilitation and Sustainability of Pavements**
Thurs., Feb. 13, 2020, 1:30 - 3:30 PM CST

For more information and other online learning opportunities visit:
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Registration

Managing Engineering Liability and Risk
North Haven, CT - Wednesday, February 26, 2020

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.	
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Complete the entire form. Attach duplicates if necessary.		

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