

Agenda

Contract Law Primer for Engineers

B. Thomas

Reviewing the most important elements of any contract
Understanding contract “legalese”
Importance of scope of work and standard of care
What constitutes a breach of contract?
What are possible damages and remedies?
Liability-shifting contract provisions: warranties, guarantees and indemnities
How to effectively negotiate contracts

Professional Liability Law

K. Slavens

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

Professional and General Liability Insurance for Engineers

C. Reedy

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

Understanding the Investigatory and Disciplinary Practices of the Missouri Division of Professional Registration

G. Snodgrass
N. Meriage

Understanding the Board’s disciplinary powers
Reviewing prohibited practices and grounds for disciplinary action
Investigatory procedures
Disciplinary hearings
Administrative and other penalties and enforcement

Complying with Rules of Professional Conduct

G. Snodgrass
N. Meriage

Sealing of documents
Standards for responsible charge of engineering work
Unauthorized practice of engineering
National Society of Professional Engineers’ Code of Ethics

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Missouri Engineering Law Live, Interactive Webinar Monday, November 29, 2021

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Learning Objectives

You’ll be able to:

Discuss common contract provisions and examine what constitutes a breach of contract.

Identify who can bring a professional liability claim and identify common sources of such claims.

Understand general and professional liability insurance policies.

Discuss the Missouri Division of Professional Registration practices and procedures, including disciplinary hearings.

Discuss requirements for sealing of documents and standards for responsible charge of engineering work.



HalfMoon Education Live Webinars

Missouri Engineering Law

Live, Interactive Webinar
Monday, November 29, 2021



Understand contract law and get tips on making changes to contracts

Examine professional liability law and dispute resolution

Learn about professional and general liability insurance for engineers

Explore the investigatory and disciplinary practices of the Missouri Division of Professional Registration

Comply with rules of professional conduct for engineers

Continuing Education Credits

Professional Engineers

6.0 PDHs



Faculty

Bill Thomas *Co-Founder, Principal - Gausnell, O'Keefe & Thomas, LLC*

William S. Thomas is a co-founder and member of Gausnell, O'Keefe & Thomas, LLC, in St. Louis, Missouri where he focuses his practice on handling matters involving the construction process, including up-front contract reviews, commercial litigation, professional liability defense and trial work. He has represented owners, contractors, subcontractors, architects, engineers, land surveyors and landscape architects in all phases of construction claims. He also handles product liability claims, other general commercial disputes and general liability claims. He is licensed to practice law in Missouri and Illinois, the Federal Court of Claims, and several Federal Courts. He is a past president of the Lawyers Association of St. Louis, the local trial bar. Mr. Thomas is involved in many professional organizations, including the IADC and the Missouri Organization of Defense Lawyers. He is a member of the Defense Research Institute and its Construction Law Committee, Product Liability Committee, and Building Products - Substantive Litigation Group, and Professional Liability Committee, where he served on the Steering Committee, and Design Professional Subcommittee. Mr. Thomas is an associate member of the ASCE and the AIA, and is a Fellow of the Construction Lawyers Society of America. He is recognized by U.S. News - Best Lawyers as a Best Lawyer in Construction Law, and was honored as Lawyer of the Year in Construction-Litigation for 2022.

Kenneth Slavens *Partner with Husch Blackwell*

Mr. Slavens is dedicated to helping solve construction and development clients' most complicated problems with as little disruption as possible to their businesses. He represents architects, engineers, owners and contractors in construction disputes over alleged defective design and construction, delays, cost overruns, interference, obstruction, property damage and suspension of work. He litigates claims arising from injuries on project sites or from defective construction. His substantial experience also includes related civil litigation, arbitration and mediation. Mr. Slavens' familiarity with the construction and design industry dates to his college days, when he worked for a residential and small commercial contractor. After law school, he was introduced to construction and design litigation by an attorney mentor. Having spent his entire career in construction law, Mr. Slavens has a unique understanding of the business that benefits clients. To help maintain his broad perspective and deep knowledge, Mr. Slavens is actively involved in organizations affiliated with the non-legal side of the construction industry. These interactions provide valuable insights into the issues that clients experience day to day, as well as their longer-term concerns.

Christopher Reedy *Broker with Crane Agency*

Chris is a long time member of the Crane Agency and has a vast array of risk management, loss control and insurance product knowledge. He also has a deep understanding of professional liability, general liability, property and management liability exposures. Through experience, education

Webinar Information

Log into Webinar 8:00 - 8:30 am CST	Break 11:45 am - 12:15 pm CST
Morning Session 8:30 - 11:45 am CST	Afternoon Session 12:15 - 3:30 pm CST

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Continuing Education Credit Information

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

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and training, Mr. Reedy has developed the skills and expertise required to find specialized risk management solutions to meet challenges specific his clients. He is a member of PLAN (Professional Liability Agents Network) and the exclusive representative of XL/Catlin's Design Professional program, in addition to Berkley DP and CAMICO Mutual's accountants program. Mr. Reedy has authored and delivered presentations to the American Institutes of Architects, American Council of Engineering Cos. and the Missouri Society of Professional Engineers in addition to numerous other organizations, individual design firms and higher learning institutions. He is always willing to assist existing and prospective clients – no issue is too large or small.

Gary Snodgrass *Principal - Pitzer Snodgrass, P.C.*

Gary E. Snodgrass received his B.A. degree in Psychology from Saint Louis University, graduating *cum laude* in 1973; his master of arts degree in Philosophy in 1975, *magna cum laude*, from Michigan State University; and his J.D. degree in 1978 from Saint Louis University. Gary was admitted to the Bar in Missouri in 1978 and the Bar in Illinois in 1979. He is also admitted to practice in the United States District Court for the Eastern District of Missouri and the United States Court of Appeals for the Seventh and Eighth Circuits. He is also a member of the International Association of Defense Counsel and The Defense Research Institute. Mr. Snodgrass is the former chairman for the International Association of Defense Counsel Construction Litigation Committee. He is an advocate for American Board of Trial Advocates. Other affiliations: The Bar Association of Metropolitan St. Louis, Lawyers Association of St. Louis, The Missouri Bar, Missouri Organization of Defense Lawyers, and the Illinois State Bar Association. He completed the American Academy of Attorney-Mediators' training program in 1994 and serves as a mediator for USA&M on cases pending in various courts in the St. Louis area. Mr. Snodgrass co-authored "Architects and Engineers' Liability" for the *Missouri Tort Law CLE Desk Book* series and "Waiver of Subrogation and Allocation of Risk in Construction Contracts" for *The Defense Counsel Journal*. He is also a frequent lecturer at continuing legal education seminars and trial practice seminars sponsored by the Bar and other professional organizations.

Nicholas Meriage *Principal – Pitzer Snodgrass, P.C.*

Nick Meriage is a graduate of the University of Missouri-Columbia School of Law where he was awarded the Allen H. Parker Memorial Scholarship, and MU Grant, The JB Reynolds Student Award in Insurance Law, and CALI awards in: Insurance Law, Land Use Controls, and Agricultural Law. Mr. Meriage is developing a focused civil litigation practice. His practice includes professional liability, premises liability, product liability, and business litigation. Previously his practice included ctional work. He is a former small business owner, which helps him relate to the complex issues facing business owners today.

Additional Learning

Handling Ethical Issues in Professional Engineering Practice

- Wed, Nov 3, 2021 | 3:00 - 4:00 pm CDT

Engineering Project Management

- Mon, Nov 8, 2021 | 8:30 am - 5:00 pm CST

Ethical Issues in Sustainable Design: Understanding and Preventing Greenwashing

- Tues, Nov 9, 2021 | 8:30 - 9:30 am CST

National Electrical Code 2020: Grounding and Bonding

- Wed, Nov 10, 2021 | 8:30 am - 5:00 pm CST

HVAC Primer for Design Professionals

- Fri, Nov 12, 2021 | 8:30 am - 4:30 pm CST

Focusing on the Legal Ramifications of Drone Use for Utilities

- Fri, Nov 19, 2021 | 10:00 am - 12:00 pm CST

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Registration

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