

Agenda

Developments in Federal and Maryland Environmental Law *T. Prevas*

- 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, Maryland Department of Labor and local agencies

Artificial Intelligence for Engineers: A Risk/Benefit Analysis *S. Vyas*

- Defining artificial intelligence (AI)
AI technologies and applications
Can/will engineering work be aided by AI?
Potential benefits/uses
Risks of AI for engineers

Determining What Insurance You Need in Your Engineering Practice *R. Kelly*

- 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

Preventing and Defending Professional Liability Claims *J. Smith*

- 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

Recognizing Your Rights, Responsibilities and Risks under Contracts *K. Smith*

- 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

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Best Practices for Maryland Engineers

Live, Interactive Webinar - Wednesday, April 3, 2024

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Learning Objectives

You’ll be able to:

- Comply** with new environmental developments in water quality enforcement and pollution prevention.
- Identify** the risks and benefits of integrating artificial intelligence into your engineering practice.
- Obtain** general and professional liability insurance for your engineering practice.
- Review** common sources of professional liability claims and discuss common defenses.
- Review** the necessary elements of contracts and understand what constitutes a breach of contract.



HalfMoon Education Live Webinars

Best Practices for Maryland Engineers

Live, Interactive Webinar - Wednesday, April 3, 2024



- Comply** with developments in federal and Maryland environmental law
- Identify** necessary insurance for your engineering practice
- Learn** about appropriate uses of artificial intelligence in engineering practice
- Prevent** and defend against professional liability claims
- Recognize** your rights, responsibilities and risks under contracts

Continuing Education Credits

Professional Engineers
6.0 PDHs



Webinar Information

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

Tuition
\$319 for individual registration.
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Faculty

Tom Prevas *Saul Ewing LLP*
Mr. Prevas is a leader in environmental and energy law. Mr. Prevas' environmental litigation practice includes mass-product environmental litigation, including MTBE, PFAS and climate change, as well as enforcement and private actions relating to pollution and contamination. Recently, he has advised clients on environmental litigation and regulatory compliance relating to the following subjects: solid waste, hazardous waste, petroleum, biosolids, wastewater, land contamination, air permits and climate change. Mr. Prevas has significant experience navigating solid and water waste controversies for solid waste and recycling companies, utilities, cities and contractors, and gasoline contamination controversies emanating from stations and underground storage tanks. In addition to experience with superfund litigation, Mr. Prevas has extensive experience on brownfields redevelopment and cleanup under CERCLA, RCRA and state voluntary cleanup and brownfields programs.

Suraj Vyas *Attorney, engineer, mediator, arbitrator, and owner of The Law Offices of Suraj A. Vyas, LLC based out of Maryland and DC*
At the firm, Mr. Vyas handles legal matters in the realm of construction, contracts, patents, and more. In the construction law world, Mr. Vyas represents a wide variety of clients ranging from contractors and owners to engineers and subcontractors. Mr. Vyas has garnered the attention of many attorneys and engineers alike in a short time since opening his own law firm in 2018. This has brought him recognition on a national and global scale with Mr. Vyas handling negotiations, mediation, and arbitration internationally in addition to his domestic law practice. Mr. Vyas has organized symposiums to discuss construction law issues and spoken at various conferences and internal construction company events about how to best manage and mitigate legal risk in engineering and construction projects. In 2018, the same year He opened his law firm, he was awarded the Clients' Choice Award. Since becoming an attorney, Mr. Vyas has collected numerous accolades including consecutively being selected to the Super Lawyers Rising Stars list. Mr. Vyas enjoys the life of being a true solo attorney law firm. It allows him to truly connect to each of his clients and address their needs directly. He regularly posts to his law firm's blog and on social media channels @SAVLawFirm. While connecting with clients is Mr. Vyas' favorite activity, he also stays regularly connected with his peers and new topics in the field of engineering and law as he is a member of over a dozen unique associations, institutions, bars, and programs across the globe.

Credit Information

This webinar is open to the public and is designed to qualify for 6.0 PDHs for professional engineers in Maryland. HalfMoon Education is an approved continuing education sponsor for engineers in Maryland.

Attendance will be monitored, and attendance certificates will be available after the webinar for those who attend the entire course and score a minimum 80% on the quiz that follows the course (multiple attempts allowed).

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Robert Kelly *Director, Jackson & Campbel, P.C., Washington D.C.*
Mr. Kelly's practice has concentrated on the counseling and defense of clients in litigation arising out of construction defect and delay claims, professional liability claims, environmental and toxic tort disputes and pharmaceutical product liability claims. He also assists insurance companies in resolving coverage questions arising under general liability policies, and he represents insurers in coverage litigation. Mr. Kelly speaks and publishes frequently on litigation and insurance coverage topics. He authors and provides annual updates to the chapters on District of Columbia law in the highly-regarded *Tort Law Desk Reference* and the *Product Liability Desk Reference*. He has been appointed a fellow of the American Bar Foundation, and has received the coveted "SuperLawyer" designation for Washington, DC, in the field of professional liability defense. Mr. Kelly's education includes a BSE degree in Civil Engineering from Princeton University.

Jason Smith *Partner at Seyfarth Shaw LLP, Washington D.C.*
Mr. Smith is co-chair of the Washington, D.C. Litigation Practice Group. His practice focuses on the representation of owners, design-builders, design professionals, construction managers, and general contractors in all phases of the construction process. Mr. Smith's pre-construction experience includes drafting and negotiating construction, construction management, and design agreements. Mr. Smith assists clients with pursuing their rights through litigation and alternative dispute resolution. His litigation experience includes all manner of construction and design disputes, including impact and delay claims, construction and design defects, differing site conditions, design negligence, terminations for default, change order and extra work disputes, requests for equitable adjustments, payment and performance bond claims, mechanics' liens, prompt payment and conditional payment disputes, and bid protests. Mr. Smith has substantial experience arbitrating and litigating design and construction claims, with a proven track record of success. He is an advocate for early case assessment and mediation, and he has successfully resolved numerous claims through mediation. Mr. Smith has represented clients in state courts throughout the United States, federal courts, the U.S. Court of Federal Claims, the American Arbitration Association, and in several non-administered arbitrations.

Kenneth D. Smith Esq *O'Hagan Meyer*
Mr. Smith practices in O'Hagan Meyer's Maryland office. A civil litigator for over 30 years, the bulk of his time has been devoted to the defense of design professionals. He holds an AV Preeminent® rating from Martindale Hubbell. In addition to providing malpractice litigation defense, he prepares and negotiates contracts and provides risk mitigation advice for his clients. Mr. Smith has litigated, tried cases, and handled appellate matters in each of the jurisdictions in which he practices. While he has concentrated on the defense of design professionals, he has experience in premises liability, automobile accident, products liability, insurance coverage, food poisoning, asbestos cases, and even one McDonald's "hot coffee" case. Mr. Smith spent seven years as the in-house lead claims counsel for Baltimore Gas & Electric Company (BGE). There, he oversaw cases from investigation through trial, handled portions of crisis response, as well as advised management on risk mitigation strategies. His experience with utility issues began before his stint with BGE, providing defense and counsel to underground utility locating companies, and continued after his return to private practice with work on revisions to the Maryland "Miss Utility" law and membership on the Defense Research Institute's Public Utilities Task Force. Mr. Smith was BGE's representative to the Southeastern Electric Exchange Claims Committee, where he also served as secretary, vice chair and chair, (at different times).