

Nick Fiduccia

Representative Experience in Litigation, Arbitration, Mediation and Settlement:

As an expert in matters concerning excavation and underground facility safety, a professional opinion was provided to Rissman, Barrett, Hurt, Donahue, McLain & Mangan, PA. in Tampa, Florida on the responsibilities of American Drilling of Sarasota, Inc. (Client) under the Florida Underground Facility Damage Prevention and Safety Act for the Contract signed with Mar Cove Condominium Association (Owner). This damage claim was successfully settled in March 2025, prior to the date of the scheduled Court appearance.

As an expert retained by Counsel for Blue Cloud Wind Energy Wind Farm. Generation Data and Landowner Royalty Payment Calculations was reviewed at the request of Griffin Purnell LLC., Client. An offer was submitted by Counsel to the Owner in February 2025, which was based on supporting data that was assembled and is pending further review by all parties. This case is currently still open.

As an expert to perform an audit of three (3) BESS facilities under construction in California was reviewed at the request of the Developer in September 2024. The purpose of this audit was to ensure that work on these projects had been completed to industry standard and in accordance with the approved design and permit requirements. We were commissioned to provide an independent and objective view of the progress and the current state of completion at each site, including any visible defects or deficiencies.

IEA Construction vs RWE/Allianz – El Algodon Flood Damage Claim- Nick provided litigation support and developed the claim forensic cost used to submit the claim. Mediation was successfully concluded at JAMS NY Office (December 5-6, 2022).

IEA Construction vs Panther Creek Wind Farm III, LLC/RWE Renewables Americas - Panther Creek III Flood and Tornado Damage Claim – Nick developed the claim forensic cost used to settle this claim on March 14, 2022, after all questions concerning the claim raised by the Insurer were satisfied by Nick.

White Construction vs Timber Road III/Paulding III Wind Project Warranty Claim- Settlement was reached with the Owner and White Construction (WCI) on April 13, 2021. Nick provided risk assessment and estimating used to develop a settlement with the Owner. WCI remediated the T-Line poles as the Subcontractor who completed the T-Line work maintained that the T-Line design was deficient.

White Construction vs Interstate Power & Light and their insurer Associated Electric & Gas Insurance Services Limited, Bermuda (AEGIS) – Nick developed the claim forensic cost used to settle this claim after all questions concerning the claim raised by the Insurer were satisfied by Nick. Golden Plains Flood Damage Settlement was reached with the Owner’s insurer on February 19, 2021.

IEA Construction vs RWE Clean Energy - Raymond Flood and Tornado Damage Nick developed the claim forensic cost used to settle this claim on March 14, 2022, after all questions concerning the claim raised by the Insurer were satisfied by Nick. Settlement was reached with the Owner on December 2, 2020.

IEA Constructors vs RWE Clean Energy – West Raymond Flood and Tornado Damage. Nick developed the claim forensic cost used to settle this claim on March 14, 2022, after all questions concerning the claim raised by the Insurer were satisfied by Nick. Settlement was reached with the Owner’s insurer on December 2, 2020.

White Construction vs Interstate Power and Light and their insurer Associated Electric & Gas Insurance Services Limited, Bermuda (AEGIS) – Nick developed the claim forensic cost used to settle this claim after all questions concerning the claim raised by the Insurer were satisfied by Nick Whispering Willow North Wind Farm Flood Damage Settlement under their Builders’ All Risk policy was reached on October 15, 2020.

IEA Construction vs Las Majadas Wind Farm, LLC c/o EDF-RE US Development, LLC - Nick developed the claim forensic cost used to settle this claim after all questions concerning the claim raised by the Insurer were satisfied by Nick Las Majadas Flood/Force Majeure (Hurricane/Windstorm) Flood Claim Settlement was reached with the Owner’s insurer on August 8, 2020.

HB White Canada/Virginia Transformer vs Kingston Solar/Canadian Solar Solutions Inc. and Kingston Solar LP - Sol-Luce Kingston Solar PV – Nick provided litigation support and developed the claim forensic cost used to submit the warranty claim. Main Transformer Failure Claim Settlement was reached on August 5, 2020.

IEA Construction vs Clearway Energy/ NRG Energy, Inc. - Nick developed the forensic cost used to settle this claim after all questions concerning the claim raised by the Insurer were satisfied by Nick. Patriot Wind Farm Damage Claim Settlement was reached on November 12, 2019.

IEA Construction vs Sammons - Midway Wind Farm Flood Damage Claim. Nick provided litigation support and developed the claim forensic cost used to submit the claim, plus Nick satisfied and responded to all questions concerning the claim raised by the Insurer, which led to a Settlement meeting at IEA offices in Indianapolis, Indiana on April 10-11, 2019.

Astaldi Construction Corp vs City of Fort Lauderdale, Nutting Engineers, Inc, Nutting Engineers of Florida, Inc., R.C.T. Engineering Inc., Camp Dresser & McKee, Inc., CH2M Hill, Inc. – Nick provided expert witness testimony to support the litigation and claim costs submitted for Case No. 05-016138 (19) Fort Lauderdale Florida, which was successfully concluded on December 2, 2009.
