

Agenda

Examining Contract Terminology

D. Norris

Parties, consideration, term, performance, substantial performance, breach, remedies, damages

Understanding types of construction contracts:

- Stipulated sum
- Cost plus fee
- Design build
- Construction management

Understanding roles and relationships of project participants:

- Owners, architects/engineers, construction managers, contractors, subs and suppliers

Contract negotiation and drafting

Exploring the law of construction contract interpretation

The Primary AIA Contract Documents

C. Farrar & J. Anderson

A101-2017 Standard Form of Agreement Between Owner and Contractor (Stipulated Sum)

A102-2017 Standard Form of Agreement Between Owner and Contractor (Cost Plus Fee with GMP)

B101 - 2017 Standard Form of Agreement Between Owner and Architect

A133-2009 Standard Form of Agreement Between Owner and Construction Manager Where Construction Manager is also Constructor

A141 - 2014 Standard Form of Agreement Between Owner and Design Builder

A401 - 2017 Standard Form of Agreement Between Contractor and Subcontractor

C401 - 2017 Standard Form of Agreement Between Architect and Consultant

AIA A201: General Conditions

J. Mermis

Overview of new updates to AIA documents

General provisions

Project participants: owner, contractor, architect, engineer, subcontractors

Changes in the work

Time, payments and completion

Protection of persons and property, insurance and bonds

Defects in and correction of work

Miscellaneous provisions

Termination, suspension, claims and disputes

Supplemental or Alternate AIA Contract Documents

K. Cromeens

A105-2017 Standard Form of Agreement Between Owner and Contractor for a Residential or Small Commercial Project

A107-2017 Standard Form of Agreement Between Owner and Contractor for a Project of Limited Scope

B105-2017 Standard Form of Agreement Between Owner and Architect for a Residential or Small Commercial Project

The "SP" Series for Sustainable Projects

AIA Contract Documents for Digital Practice

Case Study: Reviewing Completed Contract Documents for a Sample Project

O. Banks

AIA Contract Document Workshop

Houston, TX - Wednesday, October 16, 2019

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Learning Objectives

You'll be able to:

Explore the roles and relationships of project participants.

Understand the law of construction contract interpretation.

Discuss new updates to primary AIA documents.

Review AIA A201: the general conditions document.

Learn about AIA documents for residential, small commercial and sustainable projects.

Review a case study with completed documents for a sample project.



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Examine contract terminology

Understand the types of contract documents

Review AIA contract documents for small projects and sustainable buildings

Understand how to utilize the AIA A201 General Conditions document

Discuss a sample case study that includes completed AIA documents

Continuing Education Credits

Professional Engineers

7.0 PDHs

Contractors

Non-Credit Continuing Ed.

Architects

7.0 HSW CE/CE Hours

7.0 AIA LU|HSW



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AIA
Continuing
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Faculty

Debra Norris *Debra B. Norris, P.C.*

Ms. Norris combines her technical and legal background in her construction law practice. She has a B.S. degree in Electrical Engineering, *magna cum laude*, from Louisiana Tech University; a B.A. degree in Physics, cum laude, from Centenary College; and a J.D. degree from the University of Texas School of Law. As an electrical engineer she spent ten years building plants for the gas and chemical industries. For the past three years she has been recognized as “Top Houston Lawyer” in construction law by *H Texas Magazine*. Ms. Norris has also taught construction law in the graduate faculty at the Cullen College of Engineering at the University of Houston since 2005.

Cristopher Farrar *Bradley Arant Boult Cummings LLP*

Mr. Farrar focuses his practice on drafting construction, engineering and architectural agreements, as well as on service and operation-related contracts and oilfield transactions. He represents clients in a wide range of sophisticated and complex project development matters related to commercial, energy, oil and gas, power, renewable, manufacturing, chemical, pipeline, and offshore, industries and infrastructure. Having served as in-house counsel for international engineering and construction companies, Mr. Farrar is a trusted advisor and consultant on the development of construction projects by leading clients through the development and negotiation of project documents. He has drafted and negotiated bespoke agreements, including unique contractual agreements, as well as AIA and FIDIC industry forms. He has handled agreements for major projects in North and South America, the Middle East, Europe, Russia and Africa. Each project has risk in schedule, technology, cost, volatility, markets, shareholders, and safety and health. Mr. Farrar works closely with clients to identify and mitigate risks and resolve any disputes efficiently and effectively.

Joseph Anderson *Bradley Arant Boult Cummings LLP*

Mr. Anderson is an attorney in the Houston office of Bradley Arant Boult Cummings LLP. Mr. Anderson’s practice is focused on construction litigation where he represents businesses and individuals in matters involving commercial and residential construction, real estate, financial services, and energy-related disputes. He is a graduate of South Texas College of Law in Houston and Texas Christian University in Fort Worth.

Joshua Mermis *West Mermis PLLC*

Mr. Mermis is a founding partner of West Mermis, PLLC. He has broad experience in litigation, construction, energy and business matters. Mr. Mermis has extensive trial experience having conducted jury and bench

trials, as well as arbitrations involving significant multi-million-dollar commercial projects throughout Texas. He represents operators, general contractors, subcontractors, developers, suppliers, product manufacturers, businesses and individuals in a variety of disputes. He is licensed in Texas. Mr. Mermis has been selected as a Texas Super Lawyer by Thompson Reuters, which is an honor conferred upon only on 5 percent of lawyers in Texas and named a Best Lawyer. He was also selected by his peers for inclusion in *H Texas Magazine* Top Lawyer and Houstonian Top Lawyer. Mr. Mermis is the past chair of the Houston Bar Association Construction Law Section. West Mermis, PLLC has been a Best Law Firm by *US News & World Report*.

Karalynn Cromeens *The Cromeens Law Firm*

As owner/managing partner for The Cromeens Law Firm, PLLC, Ms. Cromeens has more than 12 years of experience practicing construction, real estate and business law. She has successfully filed more than a thousand lawsuits to foreclose or remove mechanic’s liens, with several of those being tried to a jury. Ms. Cromeens graduated with a B.S. degree in Criminal Justice from Carroll College, before attending the South Texas College of Law, where she received her J.D. degree in 2004. With her extensive experience within the construction and real estate industries, she goes the extra mile, providing her clients with innovative legal strategies and services necessary to protect their rights. As founder of the firm, Ms. Cromeens has grown The Cromeens Law Firm, PLLC, at a tremendous rate and serves as a mentor to several employees.

Olaide Banks *Olaide A. Banks & Associates, PLLC, Houston*

Mr. Banks is the principal attorney at Olaide A. Banks & Associates, PLLC, a Houston-based law firm focused on meeting the needs of government and construction contractors throughout Texas. Mr. Banks is an advisor and trusted counsel for CEOs and managers of mid-market construction firms and experienced government contractors. He was rated as a Texas Super Lawyers Rising Star for 2015 and 2016. Mr. Banks became a licensed CPA in 2003 and has 20 years experience as a lead accountant and CFO for successful government contractors. Mr. Banks is a Corporate Fellow in the MBA Program at University of Houston Downtown. In addition to various non-profit and community work, he is a sought after speaker in the areas of government contract law, and procurement law. Mr. Banks earned his B.B.A. degree with a double major in Accounting and Finance from the Bauer College of Business at The University of Houston, and secured his J.D. degree from South Texas College of Law while working full-time as a chief financial officer. Mr. Banks is a member of the State Bar of Texas, Association of Corporate Counsel and the American Institute of Certified Public Accountants (AICPA).

Seminar Information

Marriott West Loop - By the Galleria

1750 West Loop South
Houston, TX 77027
(713) 960-0111

Registration
8:00 - 8:30 am
Morning Session
8:30 am - 12:00 pm
Lunch (On your own)
12:00 - 1:00 pm
Afternoon Session
1:00 - 5:00 pm

Tuition

\$289 for individual registration

\$269 for three or more registrants from the same company at the same time.

Included with your registration: *Complimentary continental breakfast and printed seminar manual.*

How to Register

- Visit us online at www.halfmoonseminars.org
- Mail-in or fax the attached form to 715-835-6066
- Call customer service at 715-835-5900

Cancellations: Cancel at least 48 hours before the start of the seminar, and receive a full tuition refund, minus a \$39 service charge for each registrant. Cancellations within 48 hours will receive a credit toward another seminar or the self-study package. You may also send another person to take your place.

Continuing Education Credit Information

This seminar is open to the public. It offers 7.0 PDHs to professional engineers in all states. Educators and courses are not subject to preapproval in Texas.

This course offers 7.0 HSW CEPHs to Texas architects. Educators and courses are not subject to preapproval in Texas.

The American Institute of Architects Continuing Education System has approved this course for 7.0 LU|HSW (Sponsor No. J885). Only full attendance can be reported to the AIA/CES. Visit www.halfmoonseminars.org for complete AIA information under this course listing.

HalfMoon Education is an approved continuing education sponsor for engineers in Florida, Indiana, Louisiana, Maryland,

New Jersey (Approval No. 24GP00000700), North Carolina, and North Dakota. HalfMoon Education is deemed an approved continuing education sponsor for New York engineers and architects.

This course offers a non-credit continuing education opportunity to construction contractors. It has not been approved by any state contractor licensing entity.

Attendance will be monitored, and attendance certificates will be available after the seminar for most individuals who complete the entire event. Attendance certificates not available at the seminar will be mailed to participants within fifteen business days.


Can't Attend? Order the Manual and Audio from the Live Seminar as a Self-Study Package!

Audio recordings of this seminar are available for purchase starting at \$269. See registration panel for more information and please refer to specific state licensing rules or certification requirements to determine if this learning method is eligible for continuing education credit.

Registration

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Houston, TX - Wednesday, October 16, 2019

How to Register		Registrant Information
Online: www.halfmoonseminars.org		Name: _____ Company/Firm: _____ Address: _____ City: _____ State: _____ Zip: _____ Occupation: _____ Email: _____ Phone: _____
Phone: 715-835-5900	Code:	Additional Registrants: Name: _____ Occupation: _____ Email: _____ Phone: _____
Fax: 715-835-6066		Name: _____ Occupation: _____ Email: _____ Phone: _____
Mail: HalfMoon Education Inc., PO Box 278, Altoona, WI 54720-0278		Name: _____ Occupation: _____ Email: _____ Phone: _____
Complete the entire form. Attach duplicates if necessary.		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.

Tuition

() **I will be attending the live seminar.** Single Registrant - **\$289.00**. Three or more registrants from the same company registering at the same time - **\$269.00** each.

() **I am not attending.** Please send me the self-study package:

Downloadable MP3 Audio/PDF Manual for **\$269.00**.

CD/Manual Package for **\$289.00**.

(S&H included. Please allow five weeks from seminar date for delivery)

Checks: Make payable to HalfMoon Education Inc.

Credit Card: *Mastercard, Visa, American Express, or Discover*

Credit Card Number: _____

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