

AIA Contracts

Moderator:

Herman J. Gesser III, AIA, Esq.

Jones, Walker, Waechter, Poitevent, Carrère & Denègre, L.L.P.

Steven B. Loeb, Esq.

Breazeale, Sachse & Wilson, L.L.P.

Richard J. Tyler, Esq.

Jones, Walker, Waechter, Poitevent, Carrère & Denègre, L.L.P.

This seminar is designed for architects, engineers, attorneys, contractors, subcontractors, owners, project managers, accountants, presidents, vice presidents, controllers and contract managers.

BATON ROUGE, LA
APRIL 29, 2008

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Critical Issues on the Agenda

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8:00 AM – 8:30 AM

Registration

8:30 AM – 8:45 AM

Program Overview

— Herman J. Gesser III, AIA, Esq.

8:45 AM – 9:15 AM

AIA Contract Documents System

— Herman J. Gesser III, AIA, Esq.

- History, Drafting and Revision Process
- Project Delivery Methods
- Document Families and Frequently Used Documents
- Document Series
- Document Numbering System

9:15 AM – 10:30 AM

Owner-Architect Agreements – B101, B102 and B201-2007

— Herman J. Gesser III, AIA, Esq.

- AIA's Reconsideration of the Two-Part Agreement Format
- Organization of Articles
- Explanation of Key Clauses
- Major 2007 Revisions

10:30 AM – 10:40 AM

Break

10:40 AM – 12:00 PM

Owner-Contractor Agreement – 2007 A101 and A201 General Conditions

— Richard J. Tyler, Esq.

- Administration of Construction Contract
- Check Box Dispute Resolution
- Consolidation and Joinder
- Concealed Conditions and Human Remains
- Statute of Repose
- Hazardous Substances
- Initial Decision Maker

12:00 PM – 1:00 PM

Lunch (On Your Own)

1:00 PM – 1:45 PM

Owner-Contractor Agreement – 2007 A101 and A201 General Conditions (Continued)

— Richard J. Tyler, Esq.

- Instruments of Service
- Insurance
- Intellectual Property
- Digital Information Transfer
- Owner Financial Disclosure and Owner's Self-Help Remedies
- Shop Drawings and Contractor Certification
- Termination

1:45 PM – 2:50 PM

Subcontract Documents

— Steven B. Loeb, Esq.

- Subcontract Documents
- Subcontractor Duties
- Progress Payments and Final Payment
- Warranties Indemnification
- Indemnification
- Termination and Suspension
- Mediation and Arbitration
- Waivers of Subrogation

2:50 PM – 3:00 PM

Break

3:00 PM – 4:15 PM

Design-Build Documents

— Steven B. Loeb, Esq.

- Overview and Relationship of Parties
- Scope of the Work
- Owner's Duties
- Changes in the Work
- Insurance Provisions and Indemnification
- Design-Builder – Constructor Subcontract
- Design-Builder – Architect Subcontract

4:15 PM – 4:30 PM

Questions and Answers

— Herman J. Gesser III, AIA, Esq., Steven B. Loeb, Esq., and Richard J. Tyler, Esq.

*Lorman Education Services reserves the right to modify
the agenda and the faculty when circumstances are beyond our control.*

Registration

AIA Contracts

Baton Rouge, LA - April 29, 2008



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Managing Construction Projects – Defective Plans, Specs and Shop Drawings; Changes After the Project Commences; Delay Acceleration; Concurrent Delay and Float; Contract Modifications: Issues and Options; Site Conditions Claims.

Item: 364053 CD and Manual ____@ \$149 Manual ____@ \$69 E-Manual ____@ \$69

Construction Lien Law – Contract Interpretations Modification, Issues and Options; The Louisiana Civil Code and Construction Contracts; Bidding of a Contract; Identifying and Evaluating a Claim; Defective Plans, Specs and Shop Drawings; Delay and Acceleration.

Item: 358056 CD and Manual ____@ \$149 Manual ____@ \$69 E-Manual ____@ \$69

The Fundamentals of Construction Contracts: Understanding the Issues – Common Fact Patterns in Construction Defect Disputes; Resolving Defect Claims; Differing-Site Conditions; Delays and Suspensions of Work; Lost Productivity and Efficiency; Arbitration, Mediation, and Other Forms of Alternative Dispute Resolution.

Item: 374669 Manual ____@ \$69 E-Manual ____@ \$69

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Our Distinguished Faculty

Herman J. "Bubba" Gesser III, AIA, Esq., is an architect and attorney. In 2007 he joined the Baton Rouge office of Jones, Walker, Waechter, Poitevent, Carrère & Denègre, L.L.P., where he is a member of the law firm's Real Estate and Government Relations Practice Groups. Before his recent return to legal practice, Mr. Gesser served as chief counsel and projects director to U.S. Senator Mary L. Landrieu for nine years. His legal practice once again focuses on design and construction matters. Earlier in his career, Mr. Gesser practiced architecture and was an adjunct assistant professor of architecture at both Louisiana State University and the University of Southwestern Louisiana (now named the University of Louisiana at Lafayette). He earned a B.Arch. degree from LSU, an M.Arch. degree from the University of California, Los Angeles, and a J.D. degree from the LSU Law Center. Mr. Gesser anticipates receiving an LL.M. degree in government contracts from The George Washington University Law School upon completion of a master's thesis titled "Federal Design-Build Contracting."

Steven B. Loeb, Esq., is a partner in the Baton Rouge office of Breazeale, Sachse & Wilson, L.L.P. His principal areas of practice include building and heavy highway construction, architect's and engineer's professional practice liability, public bid law, the American with Disabilities Act, mediation and arbitration. Mr. Loeb's experience includes litigation of multiparty complex construction matters; drafting legislation and standard form agreements for the American Institute of Architects; and arbitration of disputes between owners, developers, contractors, subcontractors, sureties and design professionals. He has also handled complex insurance and surety claims all as part of his construction law practice. Mr. Loeb is a certified mediator on Americans with Disabilities Act matters through Key

Bridge Foundation/U.S. Department of Justice. He has also served as the project neutral for project completion and resolution of major building construction disputes. Mr. Loeb has taught several courses in the Louisiana State University School of Construction, the LSU Paralegal School, the Southern University School of Architecture and the Baton Rouge Community College. He earned his B.A. degree in political science, a B.Arch. degree and an M.Arch. degree from Tulane University and a J.D. degree from Loyola University of New Orleans. Additionally, he attended the Lawrenceville School in Lawrenceville, New Jersey, and The University of North Carolina at Chapel Hill.

Richard J. Tyler, Esq., is a senior partner in the New Orleans office of Jones, Walker, Waechter, Poitevent, Carrère & Denègre, L.L.P., and chair of the law firm's Construction Practice. He is a graduate of Georgetown University and the Georgetown University Law Center. Mr. Tyler has been a member of the firm's Business and Commercial Litigation Practice Group since 1982, and his practice involves complex matters in the fields of construction and real estate, business litigation and health insurance. He is listed in *The Best Lawyers in America* (Woodward/White, Inc.) in the area of construction law and *Louisiana Super Lawyers* (Law and Politics, Inc.) in the area of business litigation. Mr. Tyler is a member of the American Arbitration Association's National Roster of Neutrals and has extensive ADR experience. He is also an active member of the American Bar Association Forum on the Construction Industry, where he serves as chair of the Division 3 (Design) Steering Committee, and the ABA Section on Litigation's Construction Litigation Committee, where he serves as a program co-chair. Mr. Tyler frequently writes and speaks on a variety of topics.

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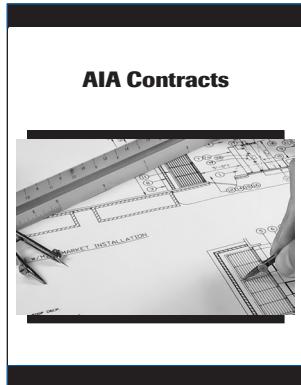
Seminar Highlights

Get ready – the AIA document revisions are here, and they’re going to affect your practices.

AIA documents affect every aspect of your project – and they’ve just been changed in some major ways. You need to know how these revisions will impact how you do your job. Come to this informative seminar and get a working knowledge of the major AIA contract documents. Experienced Louisiana construction attorneys will provide practical insight into the transactional relationships between the primary parties in the design and construction process. You’ll explore how recent trends in the industry have helped change the owner–architect agreement, the general conditions, the owner-contractor agreement, the contractor-subcontractor agreement and the design-build agreement. AIA contracts are too important for you to ignore – register today and we’ll shed some light on the documents and their revisions.

Benefits for You

- Meet the challenges ahead – stay up to date on the recent revisions to AIA documents
- Get an overview of the AIA family of documents and its new numbering system
- Learn about the organization of the major AIA contracts and their key provisions
- Determine the strengths and weaknesses of the AIA contract documents
- Navigate through the new owner-architect agreements with ease



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IACET Learning Objectives

- The attendee will be able to:
- review recent 2007 revisions
 - identify the strengths and weaknesses of the AIA contract documents
 - discuss the AIA family of documents and the new numbering system



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This seminar has been reviewed and approved for inclusion in the Construction Compliance™ Certification Program and qualifies for 1.0 credit. Please visit www.lorman.com/certification/cc for more information.

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BATON ROUGE, LA APRIL 29, 2008

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