

# Dispute Resolution + Avoidance

Construction projects are complex. And the more complex they are, the more likely it is that a dispute will occur. Some are manageable if caught early, while others require an extended commitment of resources. In either case, Cumming provides the expert guidance needed to resolve disputes quickly and confidentially. With our team's expertise in resolving construction disputes of all types and sizes, we know what to look for and how to achieve positive results on a wide range of issues, including delay, acceleration, labor productivity, cost overruns, and standard-of-care, among others. Regardless of how or when a dispute occurs, Cumming delivers exceptional results and a solid return on investment through:

## **Quick + Cost-Effective Identification of Core Issues**

Cumming's experts provide realistic evaluations through preliminary cost and schedule comparisons. These evaluations allow for a timely and informed decision-making process about how best to proceed.

## **Broad Discipline Expertise**

Cumming has broad discipline expertise in-house, including: licensed architects, engineers, and attorneys; certified cost, schedule, project management, and LEED professionals; and past owners, designers, and builders with many years of practical, hands-on experience in the field.

## **Extensive Sector Expertise**

Cumming has extensive knowledge in a variety of sectors, including: aviation, civil/infrastructure, commercial, education, gaming, healthcare, hospitality, institutional, petrochemical, public works, themed entertainment, and water/wastewater.

## **Objective + Accurate Analyses**

Cumming prepares detailed analyses that provide in-depth information tailored to the unique factors of the dispute. Our findings are factual and supportable, based purely on the comparison of actual versus contractual — an approach grounded in reality and superior to those that rely on more theoretical methods.

## **Compelling + Simple Communication of Complex Matters**

Cumming's dispute resolution professionals are expert analysts and superb communicators. Their findings illuminate the essential elements of the dispute and are prepared and presented in a manner that is both compelling and easily understood by judge or jury.

## **Detailed Contract Reviews**

Most questions related to a design or construction dispute are addressed in the contract. Having collectively reviewed thousands of contracts for design, construction, and specialty services, our multi-disciplinary team is able to quickly allocate responsibility for most issues and distill the dispute down to the few areas requiring more detailed evaluation and interpretation. When brought in early, our team is also able to help develop contract language that protects your interests, even in the most challenging circumstances.



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## SANTA BARBARA COTTAGE HOSPITAL

Santa Barbara, CA



## Our Services Include:

### Design

- Standard-of-Care Interpretation
- Contract Document Reviews
- Review of Contract Change Directives
- Design Coordination
- Constructability Reviews

### Costs + Damages

- Contract Reviews
- Estimate Validation + Adjustments
- Comparative Cost Analyses
- Pre- and Post-Construction Cost Audits
- Calculation of Damages + Counter-Damages

### Scheduling + Labor

- Forward Scheduling
- Resource-Loading
- As-Planned Schedule Validation
- Labor Productivity Analysis
- Critical Path Delay + Acceleration
- Technical Forensics
- Project Work-Outs

### Litigation Support

- Expert Testimony
- Claims Critique + Preparation
- Document Control
- Demonstrative Exhibits
- Neutral Settlement Facilitation

## Office Locations



Program + Project  
Management

Cost Management +  
Estimating

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