



## Litigation & Alternative Dispute Resolution

### LITIGATION

When a client faces a construction or commercial disputes, Zetlin & De Chiara becomes their unwavering advocate. We recognize issues quickly and advocate proficiently on technical matters because we combine our focus on the legal and business issues that are inherent to construction with previous experience in architecture, engineering, construction and real estate.

Zetlin & De Chiara successfully obtained pre-answer dismissal of numerous litigations against design professionals, including wrongful death and substantial property damage claims.

Zetlin & De Chiara brings this depth of experience to every dispute resolution forums--- courtroom trials, mediations, arbitrations, appeals and administrative proceedings. We develop strategies that mitigate potential damages and outline practical solutions in the most effective terms. We frame the issues not just in legal terms, but how will the potential outcomes impact their project, business and future livelihood. Our attorneys deliver persuasive, cost-effective presentations at both the state and federal levels in a broad range of construction claims.

### ALTERNATIVE DISPUTE RESOLUTION

Zetlin & De Chiara understands the taxing effects of long-term litigation, which is why the firm is dedicated to offering its clients alternative forms of dispute resolution. As a third-party mediator, Zetlin & De Chiara is ready to resolve issues fairly for all parties in a timely and professional manner. We leverage our extensive understanding of the legal landscape and recognize the importance of personal, human interactions to award all parties a swift resolution without resorting to litigation.

#### Representative Legal Actions

- Complex contract claims
- Scope of services
- Changed conditions
- Property damages
- Errors and omissions
- Construction defects
- Design and delay claims
- Construction safety claims
- Fee claims
- Surety claims
- Construction-related disputes between adjacent property owners
- ADA and FHA Claims (Department of Justice)

### NEWS & EVENTS

#### News

The First Department Levels the Field in RPAPL § 881 Proceedings  
*New York Real Estate Journal*, 04.18.2022

New York City Developer Prevails in Appeals Court  
03.02.2021

**Downtime, Not Dead Time: Jobsite Resilience During the COVID - 19 Pause**

Steel Institute of America, 04.28.2020

Z&D Client in the News: **Billy Joel Responds to Contractor's Lawsuit** in Newsday.

Newsday, 04.26.2020

**Events**

NY Building Congress to Host a Panel Discussion, "ADR" Alternative Dispute Resolution: A Legal Alternative to Workers Compensation Insurance for Infrastructure and Construction

The Harmonie Club, 4 East 60th Street, New York, 07.14.2022

Champion or Challenger - How the DRB Process is Viewed Through the Lens of the Designer and Engineer

Virtual, 11.08.2021

Understanding the Arbitral Decision-Making Model and What Advocates Can Do to Protect the Award

Virtual, 06.10.2021

Risk Management for Underground Construction: Lessons Learned from the Millennium Tower Project

Zoom, 04.22.2021

Michael De Chiara Discussed Project Team Responsibilities for NYC Local Law 97 Compliance at ACECNY

Online, 01.20.2021

Lessons Learned from 301 Mission and Other Large Urban Projects-Event Postponed

Construction Law Issues in the Age of Coronavirus

WEBINAR, 04.23.2020

Collaborative Leadership in Design & Construction in the Age of COVID - 19

WEBINAR, 04.14.2020

COVID - 19 Challenges to the Construction Industry WEBINAR

WEBINAR, 04.08.2020

Partner Loryn R. Riggiola Spoke at the American Arbitration Association - International Centre for Dispute Resolution  
The American Arbitration Association – International Centre for Dispute Resolution (AAA-ICDR),  
08.15.2019

## **Publications**

Alternative Dispute Resolution (ADR) as a Legal Alternative to Workers Compensation Insurance for Infrastructure and Construction  
07.26.2022

Critical Changes in Comprehensive Insurance Disclosure  
04.13.2022

You're Doing Construction in Russia, Now What?  
03.29.2022

200 Amsterdam Avenue Saved From the Chopping Block  
03.12.2021

MTA Adopts Revised Contractor Debarment Regulations  
09.02.2020

Technology in Construction Claims Management  
HKA.com, 07.27.2020

COVID - 19 Challenges of to the Construction Industry Webinar: Questions & Answers  
04.21.2020

Feasibility Study on Utilizing the Internet and Information Technology to Improve the Efficiency and Transparency of Litigation and Arbitration Proceedings  
PFCCL, 08.22.2019

## **RELATED SERVICES**

Bonds / Liens