



AAA Mediation.org™

**FN-12858 MN-12858 LN-12858**

**Centennial, Colorado**



**Profession**

Private Consultant; Arbitrator, Mediator

**Work History**

Private Consultant, Self-employed, 2009-Present; Corporate Strategic Growth Officer/Division President/Vice President/Construction Manager/Project Executive/Operations Manager, The Weitz Construction Company, 1982-2009; Treasurer/Director of Administration, Weaver Construction Company, 1977-1982; various positions, hospitality industry, 1969-1977.

**Experience**

Over 30 years of experience with large-scale commercial general contractors with practical working experience in all departments of a general contractor. Recent expertise in negotiated commercial building projects in public and private sector. Significant experience in negotiating contracts with owners, designers and subcontractors, claims negotiation and settlement, design review and value analysis, and warranty and completion guarantees. Participant in development and presentation of various project delivery methods including lump sum bidding; construction management; GMP; and design/build documents, training seminars, and publications. Active participation on various boards concerning economic development, as well as committee member on architectural control committees for several business development parks in the greater Denver area.

**Mediator Experience**

All experience has been in construction related issues. Due to the time constraints of full time employment as an executive in a national construction firm, cases have been limited to those not requiring extensive commitments of time.

- Cases ranged from disputes of \$1,500 to \$200,000;
- Half a dozen have involved disputes concerning construction defects between building owners and contractors;
- Half a dozen have involved disputes between subcontractors and contractors concerning disputes over the scope of work included in the subcontractors contract;
- Several have involved interpretation of contract language;
- Several have involved disputes as to the value of added or disputed work.

**Mediator Style & Process Preferences**

I approach mediation as an opportunity to resolve all or part of disputes by getting both parties to understand the value of both their and the other parties' claims, issues, or disputes, understand not just the apparent costs but the indirect costs of distraction, consultants, and lost time and opportunity if resolution is not achieved. I see mediators as facilitators who, if qualified in the particular dispute area, can help both parties clarify the facts of their positions, bring reality to their arguments, and

move beyond the emotions of the issues. It is the mediators responsibility to encourage the parties to reasonable accomodation, but not to force resolution.

<b>Education</b>	University of Texas at Austin (BA-1969).
<b>Professional Licenses</b>	General Contracting License (Company principal): previously Colorado; New Mexico, California.
<b>Professional Associations</b>	Board of Directors of Weaver and Company, Iron Woman Construction Company, and various not-for-profit Boards. Previous Board involvement includes Denver Technological Center (Development Control Committee; Meridian Architectural Control committee); Associated General Contractors (Colorado/ National; Past Board of Directors); Southeast Business Partnership (Board of Governors); Fitzsimons Redevelopment Authority (Board); City of Aurora (Business Advisory Board).
<b>Recent Publications &amp; Speaking Engagements</b>	Contributor, OUTSIDE BOARD OF DIRECTORS...GOOD FOR YOUR FUTURE?, 2006; contributing author, PROJECT DELIVERY SYSTEMS, a textbook, 2nd edition, 2003; contributing author and editor, MANAGING THE RISK OF MOLD IN THE CONSTRUCTION OF BUILDINGS, 2003; contributing editor, THE DESIGN-BUILD PROCESS, 2000; co-author, GUIDELINES FOR DEVELOPING A DESIGN-BUILD TEAM, AIA-AGC-ACEC of Colorado Liaison Committee, 1995; co-author, GUIDELINES FOR CONSTRUCTION IN THE PUBLIC SECTOR, 1999.
<b>Mediation Rate</b>	\$300 Per Hour
<b>Languages</b>	English
<b>Citizenship</b>	United States of America
<b>Locale</b>	Centennial, CO

The AAA's Rules provide the AAA with the authority to administer a mediation including, mediator appointment, general oversight and billing. Accordingly, mediations that proceed without AAA administration are not considered AAA mediations, even when the parties select an mediator who is on the AAA's Roster.

The information contained in this resume has been supplied solely by the individual mediator and may, or may not, be a complete recitation of their experience. The AAA assumes no responsibility for the content, completeness, accuracy, or reliability of the information contained in a mediator's resume. If you have any questions about a mediator's experience or background, you are encouraged to contact your case manager.

Mediators on the AAA Roster are not employees or agents of the AAA.