



AAA Mediation.org™

FN-6131071 MN-6131071 LN-6131071

Honolulu, Hawaii



Current Employer-Title Bergeman Group – Chief Executive Officer

Professional Summary Seasoned construction professional with 30 years of experience in the architecture, engineering, and construction industry. Actively participated in, consulted on, or managed hundreds of projects ranging in value from \$50,000 to over \$300 million in construction costs. Assisted clients with project consulting, construction management, construction administration, litigation support, cost estimating, mediation, and expert witness services.

Profession Construction Manager, Consultant, Expert Witness, Repair Administrator, AIA Initial Decision Maker, Mediator

Work History Chief Executive Officer, Bergeman Group, 2010-Present; Principal/ Vice-President, Allana Buick & Bers, 2003-2010; Principal/ Vice-President, Keala Bergeman, Project Manager, Dome Construction, 2001-2003; Product Manager, BuildPoint, 2000-2001; Project Engineer, Hensel Phelps Construction Company, 1995-2000.

Experience Experienced construction management consultant with diverse experience in design, consulting, forensics, inspection, quality control, project management, owners' representative, construction manager, expert witness, and decision-making roles on projects across the western United States and Hawaii. Experience includes multi-family, single-family, commercial, HOA/AOAO, hospitality, healthcare, retail, restaurant, industrial, aviation, military, and government projects.

Mediator Experience Informally mediated dozens of construction, contract, and AEC related disputes. Served as the designated Initial Decision Maker on dozens of AIA construction contracts. Experienced expert witness in mediations and arbitrations relating to construction contract disputes, construction defects, and class action defect cases.

Representative Issues Handled as a Mediator Wide range of issues including owner-contractor disputes, contractor-subcontractor disputes, jobsite issues, contract disputes, quality and workmanship disputes, labor, and scope of work issues. Heavy experience with multi-family clients, repair projects, and construction projects ranging from very small to tens of millions of dollars.

Mediator Style & Process Preferences I work mostly as an evaluative mediator with use of a facilitative approach where appropriate. Construction cases are usually driven by data, contract terms, and industry practices, which lends to

an evaluative approach. When disputes involve a condominium association, homeowners, or labor issues, a facilitative approach may be preferred because such cases can be quite personal and interspersed with emotion.

Stylistically, you will find me engaged, proactive, and patient, focused on brokering compromise based upon the substance of each issue, seeking common ground, often offering suggestions to achieve resolution. If helpful, I may fluctuate between an evaluative and a facilitative style, depending upon the needs of the participants at a particular moment. I request mediation summaries and related information be confidentially submitted to me by each party prior to mediation.

Technology Proficiency	Familiar with numerous online communication platforms. Willing to utilize online platforms for meetings, hearings, conferences, mediation, and arbitration.
Education	Colorado State University (B.S., Construction Management – 1996). Cornell University (Professional Mediation – 2022); Mediation Center of the Pacific (Advanced Mediation – 2021).
Professional Licenses	Licensed contractor in Hawaii, California, Arizona, and Wyoming
Professional Associations	Construction Management Association of America; American Institute of Constructors; International Institute of Building Enclosure Consultants; Society for Protective Coatings; International Concrete Repair Institute; American Concrete Institute; American Institute of Architects; Institute of Real Estate Management; Condominium Council of Maui; American Society of Civil Engineers; Construction Specifications Institute; California Association of Community Managers; Community Associations Institute; Building Industry Association Hawaii; Association for Conflict Resolution.
Mediation Rate	\$350 Per Hour
Languages	English
Citizenship	United States of America
Locale	Honolulu, HI

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.