

## CLAIMS SERIES



Thursday  
April 14, 2022  
8 - 10 AM (PT)

### REGISTER (Save on Teams of 3 or more)

**E-MAIL:** vann@wccc.org (call in CC #)

**PHONE:** (916) 599-8020

**MAIL:** Call or e-mail your RSVP - then mail form & list with check payable to **Western Council of Construction Consumers**

2356 Terraza Ribera, Carlsbad, CA 92009

	WCCC Member	CURT Member	Non- Member
Single	<input type="checkbox"/> \$ 95	<input type="checkbox"/> \$105	<input type="checkbox"/> \$ 120
Team 3+	<input type="checkbox"/> \$ 80	<input type="checkbox"/> \$90	<input type="checkbox"/> \$ 105 ea.

**\*\*Add \$10 each after 4/7/22**

No-shows, & cancellations after **4/7/22** are subject to full fee. You may send Subs.

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Title: \_\_\_\_\_

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Address: \_\_\_\_\_

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Work Ph: \_\_\_\_\_ Cell: \_\_\_\_\_

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► **TEAMS: Attach List** ([w/this info for each](#))

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To what e-mail should we send the link?**

# Registrants: \_\_\_ x Fee \$\_\_\_ = Total \$\_\_\_\_\_

# Webinar: Mediating Construction Disputes – a Way to Avoid Arbitration and Litigation

Arbitration and litigation are very lengthy and expensive. Mediation is a good alternative form of dispute resolution in which the parties involved structure and control the process and the outcome. This webinar focuses on how to prepare for and achieve an acceptable resolution of construction disputes.

Mediation is not new. It was employed in ancient India and the Islamic world. In more recent times, mediation has been widely adopted in the U.S. construction industry as a form of Alternative Dispute Resolution (ADR).

Mediation is often employed, in lieu of arbitration or litigation, when negotiations have failed to resolve claims. We will outline the mediation process and discuss why construction professionals need to learn about mediation. We will also analyze the good and bad aspects of mediation. Finally, we will offer several practical suggestions on how to prepare for, and be successful in, mediation.

### Participants will learn:

- the role of mediator in the process
- why mediation so often leads to settlement, though previous negotiations failed
- how mediation compares to other forms of ADR
- how to effectively prepare for mediation
- how to effectively participate in mediation
- what to do after mediation agreement is attained

### Webinar Outline:

- Introduction to mediation
- Role of the mediator
- Reasons for mediation success
- Mediation vs. other forms of ADR
- Mediation Process
- Strong & weak points of mediation
- How to “succeed” at mediation.
  - ◊ General points
  - ◊ Preparation for mediation
  - ◊ At Mediation
  - ◊ After mediation
- Conclusion / Q & A

### Who would benefit most from this program?

Project Owners, Owner Reps, Design Professionals, CMs, PMs, FMs, Engineers, Contractors and more . . .

► **Instructor: James G. Zack, Jr.** is Principal of James Zack Consulting, LLC, a construction claims consultancy dedicated to helping Owners and Contractors complete projects in the field, not arbitration or court. He is a recognized, published expert in mitigation, analysis, and resolution or defense of construction claims and disputes. In his 49-year career, he has been involved in public and private projects throughout the U.S. and 39 countries, working with Owners and Contractors on 5,000+ claims. He is Sr. Advisor to Ankura Construction Forum™ and was previously Ex. Dir. of Navigant Construction Forum™; Ex. Dir. of Corporate Claims Management Group at Fluor Corporation; VP at PinnacleOne; and Sr. Construction Claims Consultant for CH2M HILL, Inc. He is a Fellow of AACE, RICS, GPC, SCCSI. His professional certifications include: CCM, CFCC, ECCCS, ECCDA and PMP.