

## Construction

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### Related Services

Litigation

Energy Litigation

Real Estate & Construction

Environmental Law

Government Contracts &  
Grants

Labor Management  
Relations

Workers' Compensation &  
OSHA

When it comes to the most successful construction projects, time is money. At Fredrikson, attorneys in our Construction Group have the experience necessary to anticipate and resolve problems before they arise, which allows more of our clients' projects to come in on time and on budget. When disputes threaten a construction project or threaten a contractor's ability to be paid for its work, we have the expertise necessary to resolve them through negotiation, mediation, arbitration or in court with a no-nonsense approach that resolves disputes quickly and efficiently.

Members of our Construction Group represent developers, contractors, subcontractors, manufacturers and suppliers on both public and private construction projects across the Upper Midwest.

### Services

- Drafting and negotiating construction contracts and design agreements
- Resolution of construction disputes through negotiation, mediation, arbitration, trial and appeal
- Advising clients in connection with public and private construction projects
- Regulatory compliance and licensing
- Bid protests and mistakes
- Mechanic's lien claims and litigation
- Payment and performance bond claims and litigation
- Construction insurance issues
- Delay, suspension, acceleration and disruption claims
- Defective construction claims
- Labor law, including labor disputes, negotiating collective-bargaining agreements and NLRB proceedings
- Occupational Safety and Health Administration (OSHA) inspection, citation and dispute resolution
- Immigration and nationality law, including worksite enforcement, corporate compliance and temporary worker visas
- Land use and permitting

## Experience

### Construction Contract Negotiation & Drafting

- Advised the owner and developer of \$323 million biochemical plant in all aspects of developing and constructing the plant, including finance, permitting, and negotiation and drafting of contracts with architects, engineers, construction managers, contractors and key suppliers.
- Counseled the Minnesota Orchestra regarding its contract for the \$40 million renovation of Orchestra Hall in Minneapolis.
- Composed a standard construction contract for a national restaurant chain with over 800 restaurants throughout the United States and Canada.
- Negotiated a design-build construction contract for the erection of a wind farm facility in South Dakota.
- Drafted a \$200 million contract for design and construction of a bio-lab facility in Brooklyn Park, Minnesota.

### Construction Litigation Representative Cases

- Defended a construction-products manufacturer against claims asserted in over a dozen putative nationwide class action lawsuits filed around the country alleging that the client's core product was defective and caused damages to surrounding structures.
- Filed claims in arbitration for negligent construction against a general contractor responsible for building a \$59 million wind turbine farm in North Dakota. Fredrikson's client asserted claims for nearly \$20 million in damages and the general contractor counterclaimed for nearly \$30 million in damages.
- Represented a general contractor involving construction issues on a \$30 million new high school project. Issues involved termination of a defaulting subcontractor, construction defects, a payment and performance bond claim, and negotiating a take-over agreement with the surety.
- Asserted claims in arbitration for professional negligence against a pipeline engineering company, which were settled confidentially. Legal issues in the case included: delegation of design issues to contractors; inspection responsibilities of engineers and contractors; the legal effect of warnings contained in soils reports; and the collateral estoppel effect of an arbitrator's holdings and award in a previous arbitration between owner and contractor.