

## EXPERIENCE SUMMARY

Jeffrey Kozek, a founding member and Principal of Resolution Management Consultants, Inc., (RMC) has spent his entire professional career associated with the prevention, mitigation and resolution of claims and disputes in construction and supply contracting. He has worked with public and private owners, contractors, architects, engineers and attorneys in the development of contract provisions and procedures; in the implementation of these procedures and in the monitoring of ongoing construction; in developing independent schedule delay and disruption analyses; in overseeing, reviewing and evaluating the delay analysis work product of others; and in calculating damages and performing productivity analyses.

Mr. Kozek's experience spans many industries including commercial (high-rise office buildings, hotels, casinos, parking garages, department stores and shopping malls); residential (condominiums, townhomes and military housing); healthcare (hospitals, medical plazas and nursing homes); education (primary and secondary school and university renovation and new construction); judicial facilities (courts and detention facilities); transportation (highways and bridges, light rail, airports and bus facilities, and ports); environmental (soil remediation, asbestos abatement, wastewater treatment facilities, dams, waterways and pumping stations); manufacturing (vehicle assembly plant, newspaper printing facility, potato processing plant and special security facility); industrial (automobile plant and steel mill dismantlement); power (fossil, hydro, cogeneration and nuclear); and miscellaneous federal and local government projects (U.S. embassies and consulates, base facilities, commissaries, naval vessels and municipal complexes).

Mr. Kozek has been involved in the application of critical path method (CPM) scheduling techniques for over 48 years. From drawing network logic - to developing work sequences and durations - to drafting scheduling specifications - to updating schedules - to preparing or evaluating schedule delay analyses. Mr. Kozek has worked on scheduling assignments in various industries, including condominium development, manufacturing facilities, asbestos removal, schools, hospitals, embassies and highway construction.

Project Management assignments have included contract and project procedures development, the crafting of forms for use in the field for purposes of identifying, tracking and monitoring work performed and time and cost of performance, and developing documents for dealing with change or variation orders. Assignments have included condominiums, production facilities, detention centers, wastewater treatment facilities, drilling rigs and casino/hotels.

Claims work has included projects of varying size and type, working with both the private and public sectors, and dealing with various levels of the client's staff, legal counsel and other professional assistance. This work has involved projects worldwide on claims ranging from \$100,000 to \$500,000,000.

Mr. Kozek has provided expert witness testimony in a number of cases regarding analyses prepared by him and under his direction and control involving claims for delay and disruption and damages. He has also lectured for more than 35 years, both domestically and abroad, to professional organizations, companies and groups, and to the general public on the topics of project delivery systems, equitable adjustments, construction claims avoidance and dispute resolution, critical path method scheduling, delay and disruption analysis and damages.

### ACADEMIC BACKGROUND

- Drexel University – Philadelphia, PA  
B.S. Commerce and Engineering  
(1976)
- Rutgers School of Law J.D. (1979)

### LICENSES/REGISTRATIONS

- Certified Forensic Claims  
Consultant
- Pennsylvania and New Jersey Bars

### PROFESSIONAL SOCIETIES/ORGANIZATIONS

- American Bar Association (Forum  
Committee on the Construction  
Industry, Public Contract Law Section)
- New Jersey Bar Association  
(Construction Law Section)

### PRIOR EMPLOYMENT

- 1983 – 1993 Arkhon Corporation
- 1977 – 1983 Hill International
- 1972 – 1975 MDC Systems  
Corp. (Co-op)

## **SEMINARS & PRESENTATIONS**

- 2021 – “Man Your Battle Stations – Construction Claims & Successful Resolution” (Advanced Professional Training)
- 2021 – “Effective Use of Expert Witnesses in Your Case” (National Academy of Continuing Legal Education)
- 2020 – “Litigation Risk and Reality in Construction” (National Academy of Continuing Legal Education)
- 2019 – “7 Keys to a Successful Equitable Adjustment Recovery” (Constructor Conference, American Institute of Constructors, Philadelphia)
- 2019 – “Project Management Horror Stories” Webinar (Lorman Education Services)
- 2019 – “Behind the Numbers” – Interview with Jeff Kozek (RVN TV)
- 2019 – “Equitable Recoveries in Construction” (Ladder of Success Podcast)
- 2019 – “Five Trends Likely to Drive Construction Litigation in 2019” (GlobeSt.com Podcast)
- 2016 – “Expert Report Preparation & Testimony” (ASCE – New Jersey Section, South Jersey Branch)
- 2015 – “Use of Expert Witnesses” (New Jersey State Bar Association, Construction Law Section)
- 2014, 2013, 2006, 2005 – “The Fundamentals of Construction Contracts in New Jersey: Understanding The Issues” (Lorman Education Services)
- 2012 – “Brave New World: A Program Dealing with School Construction by Local Districts in New Jersey” (co-presenter)
- 2012 – Litigation Risk and Reality in Construction (Insurance Society of Philadelphia)
- 2011, 2013 – “Minimizing and Managing Risks and Disputes in Construction” (Lorman Education Services)
- 2010 – “Lost Productivity Methodologies” [co-author] (Insurance Society of Philadelphia)
- 2006-2010 – “Managing Construction Projects in New Jersey” (Lorman Education Services)
- 2006 – “Comprehensive Construction Law in New Jersey” (Lorman Education Services)
- 2005 – “Construction Management/Design Build” (Lorman Education Services)
- 2005 – “Public Works Construction” (Lorman Education Services)
- 2005 – “Change Orders in New Jersey” (Lorman Education Services)
- 2004 – “Advanced Concepts in Construction Delay and Disruption Disputes” (Pennsylvania Bar Institute)
- 1992 – “CPM – Out of Theory and Into the Contract” (American Bar Association, Section of Public Contract Law, Midyear Meeting)
- 1991 – “Project Shield, Project Storm – Keys to the Avoidance and Resolution of Construction Claims, Merck & Co., Inc. 1991 Engineering and Technology Conference, Atlanta, GA (co-author and co-presenter)
- 1990 – 1999 – “Scheduling for Control & Delay Claims” (Masters Institute in International Construction Program Management and Contract Claims, The George Washington University)
- 1990 – “Winning Strategies in Negotiating, Arbitrating & Litigating Construction Disputes: Using Critical Path Method Scheduling Techniques to Establish Causation” (Construction Litigation Superconference) [contributing author]
- 1983 – “Avoidance and Resolution of Construction Claims”, two-day presentation to Empresa de Energia de Bogota (Colombia)

1982 – “Avoidance and Resolution of Construction Claims”, two-day presentation to Arkansas Power & Light, Independence, AR

### **ARTICLES & PUBLICATIONS**

2019 – “5 Steps to Better Project Communication” (Construction Business Owner)

2019 – “The Interesting Tale of the *Grete Bay v. Perini* Case and its Impact on Construction Law Today”(NU State Bar Association, Construction Law Section Newsletter, Vol. 21, No. 1 – August 2019)

2016 – “The Potential Cost Impact from the TTF Shutdown” (NJ Association of Counties, NJAC County Biz, November 2016 – Issue 67)

2013 – “Rx for Healthcare Capital Projects: Steps to Reduce Risk and Resolve Conflicts”, Beckers Hospital Review [co-author]

2000 – “Delay Claim Analysis Using CPM Techniques” (International Construction Contracts and Claims Management Super Conference)

1990-1999 “Scheduling for Control & Delay Claims” (Masters Institute in International Construction Program Management and Contract Claims), The George Washington University

1991 – “Structuring Construction Contracts,” American City & County

1989 – “Do You Have Visibility and Control Over Your Project?” Tri-State Real Estate Journal

1989 – “Contracts: Share the Risk,” Water Engineering & Management [co-author]

1987 – “Schedule Delay Analysis: Passing Muster Before the Courts,” Construction Litigation Reporter [co-author]

1985 – “Guaranteed Maximum Price: What Does it Really Mean?” Hotel & Motel Management [co-author]

1984 – “Liquidated Damages,” Construction Briefings, Federal Publications [co-author]

1984 – “Legal and Practical Implications of Scheduling Controls,” Construction Law Reports [co-author]

1984 – “The Right to Finish Early: An Owner's Dilemma,” Construction Litigation Reporter [co-author]

1983 – International Construction Claims: Avoiding and Resolving Disputes (Engineering News Record/McGraw Hill, [contributing author]

1982 – The Handbook of Construction Law and Claims (Reston Publishing Co.) [contributing author]

1981 – “Change Order Pricing,” Briefing Papers, Federal Publications [co-author]

1979 – “Proving Damages in Arbitration,” Construction Briefings, Federal Publications [co-author]

1978 – “Construction Arbitration Procedures,” Construction Briefings, Federal Publications [co-author]