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CFCC, FAACEI, FRICS, PMP2. &
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– Much has been written over the years about proving and pricing contractor claims on construction projects. But little has been published about subcontractor delay claims.

Proving and Pricing Subcontractor Delay

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Construction delays are among the most
common disputes that arise on projects.

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However, the process of establishing and proving a delay claim can get complicated quickly. That's why having a comprehensive understanding of the necessary elements to justify a delay claim can be a priceless advantage.

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Construction Delay Claims: Types,
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Owners Ass'n of Harbor Acres, Inc. v.
Ying, 137 AD2d 509, 510 (2nd Dept
1988) ("While it is a "long established rule
that the proper measure of damages for
permanent injury to real property is the
lesser of the decline in market value and

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Cabrera v Green Complex, Inc. :: 2013 ::
New York Other ...

A Labor Law § 200 claim is not absolute

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and in order to be found responsible for negligently failing to provide a safe place to work, an owner or contractor must have either actual notice or constructive notice of the dangerous condition which caused the accident. *Tkach v. City of New York*, 278 A.D.2d 227, 717 N.Y.S.2d 290 (2d Dep't 2000 ...

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STATE OF NEW YORK CONSTRUCTION LAW COMPENDIUM

The total cost method seeks to convert a standard fixed-price construction contract into a cost reimbursement arrangement. R.

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Cushman & D. Carpenter, Proving and Pricing Construction Claims 36 (1990).

The total estimated cost of performance is subtracted from total actual cost of performance.

Burden of Proof for Delay Damages - NY

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Pricing Construction... Claims Third Edition

II. Methods of Pricing Claims. There are several basic methods for pricing construction claims. The simplest method is the total cost method. The oversimplicity of the total cost method causes it to be frowned on and accepted only in extreme cases. The modified total cost

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method attempts to address those
weaknesses but still faces similar ...

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Litigating Disputes Over Design Changes,
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Inefficiency Claims. Summer 2003 –

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Proving and Pricing Construction Claims,
Third Edition. Hardcover – Dec 1 2000.

by Robert Frank Cushman (Author), Esq
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