

COMA CONSULTANTS, INC.

Construction Dispute Litigation Support, Mediation & Arbitration

Construction Dispute Prevention & Resolution

Construction Oversight - OAR Services

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Rev. 9-09

D. Gordon Follett, M.Sc., P.E.

PROFESSION

Expert Litigation Support for Construction Contract Disputes - Including Owner A/E Disputes. Expert Testimony, Trial Support and Consultation; Construction Dispute Arbitrator/ Mediator; Construction Dispute Prevention & Resolution (DRB); Construction Program Manager; Civil Engineer.

CURRENT EMPLOYER

COMA Consultants, Inc. – Principal/Owner

PARTIAL LIST of CONSTRUCTION FORENSIC EXPERIENCE

Working Construction Manager with over 40 years construction experience. Has provided litigation support, both as an expert witness and as a consulting expert, on a multitude of technically complex construction claims and litigation matters with values in excess of \$10 million

- Consulting Expert, Dr. Floral Chen vs. ZD Construction, Inc. (\$150,000)
- Designated Testifying Expert Witness, JF Construction Corporation vs. Construction Concepts, et al. – County of Los Angeles Superior Court Case No. BC293555 (\$0.5 million)
- Designated Testifying Expert Witness, Pinnacle Structural Concrete vs. Amelco Mechanical – Orange County Superior Court Case No. 815792 (\$0.2 million)
- Consulting Expert, MTA vs. EMC – County of Los Angeles Superior Court Case No. BC207617 (\$13 million)
- Consulting Expert, County of Orange, CA vs. Taylor Woodrow Corp. (\$2.5 million)
- Consulting Expert, DKD Electric Co. vs. National Semiconductor Corp., Dallas, TX (\$1.5 million)
- Volunteer, Orange County Bar Association Litigation Training MCLE Programs
- Additional Forensic Special Education:
 - Expert Witness Certification Program, (33 hrs.), California State University, Long Beach
 - Forensic Expert Witness Association, MCLE Programs
 - American Society of Civil Engineers, Forensic Technical Group, Continuing Education Program

PARTIAL LIST of ARBITRATION/ MEDIATION (ADR) EXPERIENCE

NOTE: Designation as an expert witness or other Section 2034 purposes requires a signed and funded *COMA Consultants, Inc. Attorney's Retainer Agreement or Service Agreement*. Counsel is liable for any usage and is subject to *COMA Consultants, Inc. standard fee schedule*.

D. Gordon Follett

Has served as a sole and panel construction dispute arbitrator for the American Arbitration Association since 1996. Have facilitated numerous claim resolutions using ADR mechanisms (See partial listing below):

- Arbitrator, Orange County Bar Assoc. Mandatory Fee Arbitration Committee
- ADR Panel, Los Angeles Superior Court since 2004
- Certified Senior Mediator, Orange Country Superior Court Mediation Program since 2003
- Panel of Neutrals, American Arbitration Association since 1996
- Member Institute of Conflict Management (ICM) Construction Issue Review Board Panel
- Dispute Resolution Specialized Training:
 - LACSC Neutral Orientation
 - SCMA, *Legal-Ease for Mediators* – (added requirement by LACSC) (4.5 hrs.)
 - LACBA DRS, *Advanced Mediation Skills Practicum*, (20 hrs.)
 - Pepperdine University School of Law, *Mediating Complex Construction Disputes*, (18 hrs.)
 - Participant, Southern California Mediation Association Continuing Professional Development Program
 - Southern California Mediation Association Annual Conference 2007, 2006, 2005
 - Institute for Conflict Management Issue Review Board Certification Course (16 hrs.)
 - Institute for Conflict Management Issue Review Board Chair Course (8 hrs.)
 - AAA Annual National Conferences
 - AAA Annual Mandatory Arbitrator Continuing Education Program (2.5 hrs. minimum each session)
 - Pepperdine University School of Law, *Mediating the Litigated Case*, (48 hrs.)
 - May 2003, Institute for Conflict Management/ Society of St. Vincent de Paul, Cross Mediation Training (16 hrs.)
 - AAA Mediator Skills Training, (40 hrs.)
 - Pepperdine University School of Law, *Mediating Construction Disputes*, (18 hrs.)
 - AAA Construction Industry Arbitrator II Training, (16 hrs.)
 - AAA ADR Annual Updates, 2008, 2007, 2006, 2005, 2004, 2003, 2002, 2001, 2000, 1999, 1998, 1997, 1996 (4 hrs. each)
 - AAA Construction Arbitrator I Training, (8 hrs.)
 - OCBA MFP Committee – Arbitrator Panel Training
 - AAA Construction Mediation Conference, 2007 (6 hrs.)
 - OCBA Construction & ADR Sections Monthly MCLE programs

Presentations, Articles & Publications:

- “Construction Litigation: What Went Wrong and How To Avoid It”
MCLE Program for FEWA
- “Summery of Construction Updates for 2009 ”
Newsletter Article for CMAA
- “Construction Management – Effective Use of Collaboration to Avoid Litigation”
Newsletter Article for CMAA

PARTIAL LIST of CONSTRUCTION MANAGEMENT EXPERIENCE

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An accomplished professional offering over 40 years broad-based experience in the construction management of both private and public works projects from \$5 million to \$200 million of including:

- Review Team, Construction Specialty Services, a Constructability/ Due Diligence plans and specifications pre-bid review specialty firm
- Construction Mgr., CSU - 10 major educational facilities structures, including both new & remodel work, five campus-wide infrastructure upgrades & three pre-stressed concrete parking structures on four CSU campuses
- TSA Site Lead Support Services, LAX/ONT In-Line Baggage Screening Project
- Sr. C. E., Design Development, LAX/ONT In-Line Baggage Screening Program
- Program Mgr., Industrial Complex Exterior Upgrade, Costa Mesa, CA
- Construction Mgr., LAUSD District K
- Construction Mgr./Resident Engineer, EMAS Project, Burbank Airport
- Project Engineer, Constructability Review, Taxiway "C" Extension over Sepulveda Boulevard at LAX
- Project Management & Coordination Services at LAX IT/ Telecom Department for various projects as assigned.
- Project Manager, Facilities Inspection, MCAS Tustin, in preparation for the transfer of the base to local government control.
- Construction Mgr., Runway/ Taxiway paving work at Burbank & Chino Airports
- QA Mgr., Disneyland California Adventure – various projects
- Misc. Projects Mgr., Ontario Airport Construction of Terminals 2 & 4
- Asst. Program Mgr. for A/E, John Wayne Orange County Airport Terminal
- Other experience includes over twenty-five (25) years with construction-related steel industry firms where job titles included Project Manager, Field Engineer, Designer, Estimator, Contracting Engr, Sales Engr, Product Mgr and Sales Mgr.

OTHER SPECIALIZED CONSTRUCTION MANAGEMENT TRAINING

- Primavera Certified – P3e/c & Expedition
- Continuation Education Programs CMAA , SEA/ICC

PROFESSIONAL LICENSES

- Registered Professional Civil Engineer, CA (#18838)
- Licensed General Contractor, CA (#801554)

PROFESSIONAL ASSOCIATIONS

- Dispute Resolution Board Foundation
- Professional Member, Southern California Mediation Association
- Associate Member, Los Angeles & Orange County Bar Association
- Forensic Expert Witness Association (Former State & Local Board Member)
- CMAA - Member, '08 - '09 SC Chapter Board Member, Chair - Legislative Committee; National Risk Management Committee
- ASCE (Honorary Life Member); SEA of CA; ICC

EDUCATION

- Lehigh University (MSCE); Swarthmore College (BSCE)

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