



*Jay H Isenberg, AIA*



IsenbergADR is a private consulting firm providing conflict prevention, resolution and management services exclusively to the design and construction industry and its partners. Principal, Jay H. Isenberg, AIA brings a wide ranging background and skill set to the table as an architect, mediator, arbitrator and dispute prevention consultant. His steady hand, balanced approach and tenacious commitment to the process establishes an atmosphere of productive negotiation and trust for both client and counsel.

*Professional Qualifications (full CV available upon request):*

- Practicing Architect - 20 years experience in both residential and commercial projects. Principal, Isenberg + Associates Architects
- Mediator and Arbitrator - 12 years experience on over 90 ADR cases
- Adjunct Assistant Teaching Professor - School of Architecture, University of Minnesota teaching courses in Professional and Integrated Design/Practice

*ADR Services (design and construction disputes exclusively):*

- Mediation and Arbitration
- Dispute Review Advisor, Early Neutral Evaluation
- Claims Consultation and Preparation
- Dispute Review Boards and Partnering
- Seminars and Training

*ADR Experience*

Mediation and Arbitration:

- Recommended and/or consulted as a neutral on over 90 cases for both private and public projects involving private businesses, residences, municipalities and their agencies including public works, school districts, sureties, developers, and non profit organizations
- Mediation and sole arbitration experience includes cases involving owner/architect, owner/contractor, and contractor/subcontractor disputes including numerous multiparty disputes
- Panel Arbitration experience on several large complex multimillion dollar cases
- Special expertise in residential project disputes including architect designed and contractor led design/build



*Representative Issues as mediator:*

- Professional fees, negligence and standard of care
- Unauthorized use of documents, costs
- Construction defects and latent defects,
- Warranties, delay damages, requests for equitable adjustments
- Parking lot design defects, landscape material calculations and selections
- Water intrusion and mold damage
- Delivery and fabrication of subcontractor materials
- HVAC, lighting and electrical quality of work and remediation
- Defective fireproofing and acoustical systems repair
- Defective roofing, water intrusion and mold
- Owner supplied material and manufacturer's discounts

*Representative Issues as arbitrator*

- Water intrusion and mold damages
- Delay and schedule impact analysis
- Fraud, breach of contract and cost overruns
- Construction defects
- HVAC and electrical defects
- Roofing defects
- Professional negligence, fee and cost estimating disputes
- Accelerated schedule calculations
- Prolonged equipment utilization
- Home office overhead, and extended general conditions
- Labor inefficiency calculations.

*Representative Attorney Partners:*

- Fabyanske Westra Hart Thomson
- Coleman Hull and Van Vliet
- Leonard Street and Deinard
- Greene & Espel
- Faegre Bensen
- Dorsey & Whitney
- Briggs and Morgan
- Fredrikson & Byron
- Siegel Brill Greupner
- Michael Landrum
- Vincent King
- Rider, Bennett, Egen & Arundel
- David Meyers, Rinke-Noonan
- Zimmerman Reed

*ADR Affiliations:*

- American Arbitration Association Panel of Commercial Mediators
- American Arbitration Association Panel of Commercial Arbitrators
- American Arbitration Association Large Complex Case Panel
- CPR Institute for International Conflict Prevention and Resolution
- Construction Dispute Resolution Services (CDRS ) Panel Member

*Education:*

- University of Minnesota, M-Arch
- Colgate University, BA

*ADR Training, seminars and presentations available upon request*