



## ERIC M. LIBERMAN

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Eric Liberman represents and advises clients in disputes related to commercial construction projects and government contracts. Eric has represented large general contractors and sureties, as well as subcontractors, property managers and insurance companies on public and private projects.

With a background in accounting and tax consulting, Eric is well situated to help clients prepare and analyze claims involving breach of contract, payment disputes, delay and disruption, and labor productivity. Eric's clients often find his quantitative analysis instrumental in helping parties to move past misunderstandings and toward successful resolutions.

Eric has represented clients in federal and state court cases and arbitrations, GAO bid protests, and appeals before state and federal boards of contract appeals. Eric also has experience managing large scale e-discovery projects.

### Focused Services

Civil Litigation  
Construction Litigation

### Publications and Presentations

- Panelist: "Serving Two Masters: The Ethical Risks of Joint Representation of the Contractor and Surety" Pearlman 2019 Annual Conference.
- Co-Author: Washington Lawyers Practice Manual: Chapter 25 - Construction Law (2019-2020)
- Co-Author: "The Owner Wants to Audit Us.... What's Next?" American Bar Association Forum on the Construction Industry (2018)
- Author: "Know Your Title Insurance: How A Construction Lender Can Protect Its Interests When a Project Collapses." (2015)
- Guest Lecturer on International Commercial Arbitration at the George Mason University School of Law. Publications and Presentations

### Education

George Mason University  
School of Law, J.D., 2012, cum  
laude

Miami University, B.A.,  
Accounting with a Minor in  
Business Legal Studies

### Bar Admissions

Washington  
Virginia

### Court Admissions

Washington State courts  
Virginia State courts  
US District Court for the Eastern  
District of Washington  
US District Court for the  
Western District of Washington  
US District Court for the Eastern  
District of Virginia  
United States Court of Federal  
Claims

### Professional Associations

Washington State Bar  
Association  
Virginia Bar Association  
ABA Forum on the Construction  
Industry

## Representative Projects

- Obtained a favorable settlement for a Surety whose principal (tunneling contractor) had been terminated, in a dispute regarding claims of defective specifications and differing site conditions encountered during the construction of a sewer pipeline for King County.
- Obtained a favorable settlement for a Design-Build Contractor in a dispute regarding delays and acceleration costs incurred constructing Allegiant Stadium in Las Vegas.
- Obtained a favorable settlement for a Design-Build Contractor in a dispute with the Engineer of Record regarding delays on the construction of a light rail station for Sound Transit.
- Obtained a \$45,000,000 jury award for a Power Plant EPC contractor who accelerated construction to overcome delays caused by the Owner, a Municipal Corporation. *Kiewit Power Constructors Co. v. City of Los Angeles*, No. 2:16-cv-02590 (C.D. Cal. 2016).
- Represented the EPC contractor on construction of Vogtle Nuclear Power Plants 3 and 4 in Waynesboro Georgia in litigation regarding regulatory and design changes exceeding \$1.5 Billion, *Georgia Power Co. v. Westinghouse Electric Company LLC et al.* No. 12-167 (S.D. Georgia 2015).
- Favorable settlement of all claims in concurrent actions in the DC Superior Court and before the Civilian Board of Contract Appeals regarding renovation of fire damage at the Ronald Reagan Building and International Trade Center.
- Successful bid protest at US Court of Federal Claims, where the Court issued a permanent injunction preventing the Defense Information Systems Agency from issuing an award under an improper procurement. *Level 3 Communications, LLC v. United States*, 129 Fed. Cl. 487 (2016).
- Successfully represented intervener in a bid protest at the Maryland State Board of Contract Appeals and in the subsequent Petition for Judicial Review in the Circuit Court for Baltimore City regarding a MDTA procurement to clean and paint the William Preston Lane, Jr. Memorial Bridge. (Docket Nos. MSBCA 2963 and 2968).