

Exponent®
Engineering & Scientific Consulting

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Professional Profile

Mr. Anderson has over 30 years of experience in the preparation, analysis and resolution of construction claims and disputes, in the United States and internationally. His client representations include many of the world's largest and best-known participants in the construction industry, including more than 250 engagements.

Mr. Anderson has testified as an expert in the areas of CPM scheduling, delay analysis, and cost and damage analysis on more than thirty (30) occasions in various forums, including the US Court of Federal Claims, the Armed Services Board of Contract Appeals, and the US District Court, as well as before arbitration panels, mediators and dispute review boards.

He has served as an expert on such well known construction projects as the Bank One Ballpark in Phoenix; the Alfonse D'Amato Federal Courthouse in New York; the LA Federal Courthouse in Los Angeles; the Eglinton Light Rail Transit Project in Toronto; the LAX Automated People Mover (APM) in Los Angeles, the Bipole III Transmission Reliability Project in Manitoba, Canada; the AEGIS Ashore Missile Defense Project in Romania; the Burj Khalifa Tower in Dubai; the Campeche Offshore Gas Compression Project in Mexico; the West African Gas Pipeline in Nigeria; the Playas Hydro-Electric Project in Colombia; and the Peace Shield and Peace Sun Defense Programs in Saudi Arabia.

Mr. Anderson has also served as an expert on delay and damage issues on aircraft, shipbuilding and manufacturing programs including the A-12 Avenger Program, the C23b+ Aircraft Modification Program, the Israeli Aircraft Industries B707 AWACs Program, the A781 SATCOM Program, and the Maersk Flooring Transportation, Setting and Fastening Project . His expertise also includes analysis of delays and impacts on large-scale engineering and software development programs such as the Integrated Project Control System (IPCS) for the Big Dig Central Artery/Tunnel, and the Business Management IT System Development - SAP for the Department of the Interior. Mr. Anderson has also provided testimony and expert opinion on schedule delay and quantum in international arbitration and adjudication, as well as the Technology and Construction Court in London and the International Centre for Settlement of Investment Disputes (ICSID).

Mr. Anderson graduated with a Bachelor of Science in Building Construction from Virginia Polytechnic Institute and State University (Virginia Tech) in 1981. He is active and has been involved in various construction industry organizations in the Washington, DC area and nationally throughout his career including the DC Building Industry Association, the Association of General Contractors, and the Construction Forum of the American Bar Association. He is also a Member of the Industry Advisory Board of the Myers-Lawson School of Construction at Virginia Tech and a frequent guest lecturer on scheduling, project controls, contract administration, claims and risk management.

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Academic Credentials & Professional Honors

B.S., Building Construction, Virginia Polytechnic Institute and State Univ, 1981

Academic Appointments

Member of Industry Advisory Board, Myers-Lawson School of Construction, Virginia Polytechnic Institute and State University, 2010-present

Prior Experience

Executive Vice President and Chief Operating Officer, Warner Construction Consultants, Inc. 2004-2018

Senior Vice President - Claims Group, Hill International, Inc. 1981-2004

Professional Affiliations

Association of General Contractors

American Bar Association, Construction Forum

Project Management Institute, College of Scheduling

District of Columbia Building Industry Association

Publications

Anderson MI. Forensic Schedule Analysis of Construction Projects: What Constitutes Reality? Expert Witnesses, 2010 Annual Review from the ABA Section of Litigation's Committee on Expert Witnesses.

Anderson MI. Contractor's Delay and Acceleration Claims, Construction Checklists: a Guide to Frequently Encountered Construction Issues, American Bar Association, June 2008.

Anderson MI. Choosing an Expert, Construction Claims On-Line, November 2006.

Anderson MI. Recovery Schedules, Construction Project Controls Scheduling Best Practices, Warner Construction Consultants, Inc. May 2006.

Presentations

Anderson MI Construction Interrupted: Managing Contracts and Disputes in the Age of COVID. International Bar Association Virtually Together, November 2020

Anderson MI. Resolving and Avoiding Schedule and Delay Issues: Examining the Enforceability of Site Disclaimer Clauses, Retaining Schedule Experts, Assessing Issues With Disruptions, Delays, and Damages Associated With the Construction Project Timeline, American Conference Institute 2nd National Forum on Construction Claims and Litigation, February 2015.

Anderson MI. Is that Really Proof of Delay? Critical Path Method Analyses Versus The Insurgents, Construction SuperConference, December 2014.

Anderson MI. Change Management and Project Controls, NSPE 2013 Northeast Regional Meeting & Mid-Atlantic Engineers Conference, December 2013.

Anderson MI. Testimony: Legal, Expert or Lay Opinion? Construction SuperConference, December 2012.

Anderson MI. Risk Assessment Considerations in Prosecuting Claims and Settling Disputes, Construction SuperConference, December 2010.

Anderson MI. Expert Witnesses: Proper Care and Feeding and Pitfalls to Avoid, Construction SuperConference, December 2009.

Anderson MI. Successful Best Practices Under Alternative Delivery Methods, July 2008.

Anderson MI. Sticks and Bricks and Bears, Oh My! ADR In Bloom, ABA Section of Dispute Resolution 9th Annual Spring Conference, April 2007.

Anderson MI. Preparing your Expert for Trial - From the Expert's Perspective, Ober Kaler, April 2007.

Anderson MI. Construction Scheduling: Protecting the Bottom Line National Business Institute, March 2007.

Anderson MI. Preparing your Expert for Trial - From the Expert's Perspective, The American Bar Association Forum on the Construction Industry, 2006 Fundamentals of Construction Law: Learn the Basics from the Pros, November 2006.

Anderson MI. Resolving Problems and Disputes on Construction Projects, National Business Institute, June 2006.

Anderson MI. Commode Conundrum - Wastewater and Water Resources: Local Solutions to Global Challenges, International SuperConference, May 2006.

Anderson MI. Who Wants to be a Contractor - Default Termination, Construction SuperConference, December 2005.

Anderson MI. A/E Performance - A Contractor's Dream or Nightmare? Construction SuperConference, December 2004.

Deposition & Trial Testimony

Skanska-Shimmick-Herzog versus Santa Clara Valley Transportation Authority, Superior Court of the State of California, County of San Mateo, Case No. 20-CIV-02854. 2022 (Deposition)

Florida Gas Transmission Company versus Texas Brine Company, LLC,Docket No. 34316, Crosstex Energy Services, LP, et al. versus Texas Brine, et al., Docket No: 34202, Pontchartrain Natural Gas System, k/d/s/ Promix, LLC and Acadian Gas Pipeline System versus Texas Brine Company LLC, et al., Docket No: 34265, Division “B” 23rd Judicial District Court, Assumption Parish, Louisiana. 2022 (Deposition)

Malta Healthcare Caterers Ltd and Taca Insaat Ve Ticaret A.S., International Chamber of Commerce (ICC) Case No. 25429/AZR. 2022 (Arbitration)

Costruzioni Dondi S.P.A. Claimant, v. Ministry of Infrastructure and Energy of Albania National Agency for Water Supply and Sewage Respondent. ICC case no. 24140/MHM 2022 (Arbitration)

Parsons-Mahan Joint Venture and Case Foundation Company et al., Prairie County Circuit Court Case 595CV-19-8, 2022 (Deposition)

Proyecto Monteverde Segundo Informe Pericial de Daños, MAESSA v. República del Ecuador, Caso Nº

UNC 161/ASM, UNCITRAL, 2021 (Arbitration)

Linco, Inc. v. Lochlyn Hill Development Group, LLC, Case No. 01-20-0015-8912, American Arbitration Association, 2021 (Arbitration)

Kingston at McLean Crossing, McLean Phase I L/CAL LLC v. Hoar Construction, LLC, Circuit Court for Fairfax County, Case No. CL-2018-04492 2019 (Deposition)

Appeal of A-Del Construction, Inc., Replacement Bridge No. 0301900 on MD 25 Over Georges Run, Maryland State Board of Contract Appeals, MSBCA No. 3029, 2018 (Deposition)

Structure Tone, Inc. v. M. Cohen & Sons, Inc., Superior Court of the District of Columbia Case No. 15-0001055, Covington & Burling Project, Washington, DC, 2017/2018 (Jury Trial)

CFI Construction Corp (CFI) v. City of Rockville, IFB 1-11 Maintenance Complex Improvements, Rockville, MD, Administrative Hearing, 2018 (Deposition)

George Moehrle Masonry, Inc. vs. The Christman Company of Mid-Atlantic and Federal Insurance Company, Case No. 01-17-00015498-IMM, American Arbitration Association, 2018 (Arbitration)

MWH Treatment LTD v. Saur Services (Glasgow) LTD, Adjudication Referral Regarding Daimuir WwTW Capital Solution Works, 2017 (Adjudication Hearing)

Joseph Rizzo & Sons Construction Co. vs. Ewing & Kreiser P.C. et al, Court of Common Pleas of Montgomery County, Pennsylvania, Civil Action - Law No. 10-00613, 2015/2016 (Jury Trial)

Chugach Alaska Services, Inc. Petition for Fee Arbitration, Alaska Bar Association Fee Review Committee, Third Judicial District, File No. 2013F036, 2014 (Administrative Hearing)

Simmons & White, Inc. vs. Royal Office Park, Ltd., Shoppes at Isla Verde and Isla Verde, LLC, Circuit Court of the 15th Judicial Circuit in and for Palm Beach County, Florida, Case No. 209-CA-028578-MB, 2013 (Deposition)

Martin and Gass, Incorporated vs. Sagres Construction Corporation, et.al., Circuit Court of Fairfax County, Civil Action No. 2011-12891, 2012 (Jury Trial)

Rust of Kentucky, Inc. vs. TMS Contracting, LLC, United States Bankruptcy Court for Western District of Kentucky, Case No. 10-10271(1)(11), 2011 (Bench Trial)

Morales Electrical Contracting, Inc. against Siemens Building Technologies, Inc., United States District Court, Eastern District of New York, Case 2:09-cv-02743-ADS-ETB, 2011 (Jury Trial)

Powell Steel Corporation vs. PKF-Mark III, Inc., Court of Common Pleas Philadelphia County Commerce Program, Civil Action-Law, December Term 2007, No. 1839, 2010 (Jury Trial)

Travelers Casualty and Surety Company vs. Dormitory Authority - State of New York, TDX Construction Corp. and Kohn Pedersen Fox Associates, P.C., United States District Court, Southern District of New York, Case No. 08-CV-6915 (DLC), 2009 (Deposition)

Comstock Potomac Yard, L.C. vs. Balfour Beatty Construction, LLC, United States District Court, Eastern District of Virginia, Civil Action Ni. 1:08-cv-894, 2009 (Bench Trial)

Turner Construction Company vs. Silver Spring Gateway Residential, LLC, et al., Circuit Court for Montgomery County, Maryland, Case Number 297210-V, 2009 (Deposition)

Airway Sheet Metal Company, Inc. vs. United States Fire Insurance Company, et al., Circuit Court for

Fairfax County, Virginia, Civil Case No. 2007-3164, 2008 (Jury Trial)

CVS vs. Riverdale International, American Arbitration Association, 2007 (Deposition)

Murphy & Maguire vs. Gaspere, Claim No. 16 110 E 00076 07, American Arbitration Association, 2007 (Arbitration Hearing)

James G. Davis Construction Corp. vs. The Navy League Building, LLC, American Arbitration Association Case No. 16 110 Y 00112 05, 2007 (Arbitration Hearing)

Appeals of Costello Construction of Maryland, Inc., Under DGS Project No.: J-641-971-001, MSBCA Docket Nos. 2470, et al., 2007 (Deposition)

Creedon Controls, Inc. vs. Banc One Building Corporation, United States District Court for the District of Delaware, Civil Action No. 05-CV-300-JJF, 2006 (Deposition)

Wilmington Electrical Company, Inc. vs. Zadmer Enterprises, Inc., American Arbitration Association, Case No. 14 110 Y 01301 05, 2006 (Arbitration Hearing)

Honeywell International, Inc. vs. Israel Aircraft Industries Ltd., American Arbitration Association, Case No. 50 180 T 00128 05, 2006 (Arbitration Hearing)

St. Paul Mercury Insurance Company vs. Dick Corporation, Middlesex Superior Court, Action No. 02-05195, 2006 (Deposition)

Williams Services Group, LLC, et al. vs. Dresden Energy LLC, et al. Dresden Energy Facility, American Arbitration Association (Consolidated Case No. 53 Y 110052003), 2005 (Arbitration Hearing)

Appeal of Ascend/DK, US Army Corps of Engineers, Whole House Renovation Project, Armed Services Board of Contract Appeals, 2004 (Board of Contract Appeals Hearing)

ENRON v. Black & Veatch, Penuelas Power Project, Puerto Rico, American Arbitration Association, 2001 (Deposition)

KiSKA Construction Corporation, U.S.A. and Kajima Engineering and Construction, Incorporated, A Partner in KiSKA-Kijima, A Joint Venture vs. Washington Metropolitan Area Transit Authority, United States District Court, District of Columbia, Civil No. 97-2677, 2000 (Deposition)

Appeal of Padula Construction Company, Frontiers Housing Project, District of Columbia Contract Appeals Board (No. D-997), 1998 (Contract Appeals Board Hearing)

Appeal of Associated Builders, Greenleaf Senior Citizens Apartment Dwellings, District of Columbia Contract Appeals Board (No. D-977 and 978), 1997 (Contract Appeals Board Hearing)

S.A. Healy v. United States of America, Cumberland Gap Tunnel Project, US Court of Federal Claims (No. 94 755C), 1997 (Deposition)

Crum Electric v. CCI Construction, Building 535 National Cancer Institute, American Arbitration Association (No. 16 110 00305 95), 1996 (Arbitration Hearing)

S.A. Healy v. Milwaukee Metropolitan Sewerage District, Crosstown 7 Interceptor, US District Court for the Eastern District of Milwaukee (No. 93-C-0605), 1994 (Jury Trial)

SMC Concrete v. DIHC Market Square, Market Square Project, Superior Court for the District of Columbia (No. 90 CA 11815), 1993 (Jury Trial)

Appeal of McCoy Brothers, Carlyle Physical Center, Armed Services Board of Contract Appeals (ASBCA No. 40070), 1991 (Board Hearing)

Project 4C Central Bus Facility, Greater Cleveland Regional Transit Authority, Federal District Court Ohio, 1985 (Jury Trial)