

Colorado Department of Transportation
Dispute Review Board (DRB) Candidate Solicitation

This form is to be filled out electronically. Type your answers in the grey areas in the space allowed by the boxes. You can use the Tab key to go from one field to the next. When you have completed this form, save it to your computer, then attach your form in an email to Mark.Straub@dot.state.co.us with the Subject line as “(Your name)’s DRB-CS Form”. Do not include any other attachments to this form.

1. Candidate Information

Name: Allen Overcash	Employer: Woods & Aitken LLP, Of Counsel		
Address: 301 South 13th Street, Suite 500	City: Lincoln	State: NE	Zip Code 68508
Phone Number: 402-437-8507	Email Address (required): aovercash@woodsaitken.com		

2. Education

University/College	Degree	Year Graduated
1. University of Nebraska	B.S. and B.A.	1956
2. Harvard University	LL.B.	1959
3.		

3. Professional Licenses/Certifications and Professional Organizations

1. Nebraska and Colorado State Bar	2. USDC, Neb., US Courts of Appeal, Federal Circuit & 8th Circuit; US Courts of Fed. Claims
3. LEED Green Associate; Am. College of Construction Lawyers; College of Commercial Arbitrators; American Arbitration Association Panel of Large & Complex Case Construction Arbitrators and Mediator Panel	4. ABA Forum on Construction, member & past member Gov. Bd.; past member AAA Nat’l Construction Dispute Resolution Committee (NCDRC)

3. Major Employment History

Employer	Number of Years Employed	Your Job Title(s)
1. Woods & Aitken LLP	54 years	Of Counsel
2.		
3.		
4.		

5. Experience and General Information: (continued on page 2)

<p>1. Describe your major areas of work experience/expertise:</p> <p>Over 50 years of experience as an attorney advocate in construction law, primarily representing general subcontractors, specialty contractors, owners, sureties, and design professionals. Experienced in public and private projects including industrial plants, power plants, petroleum refineries, pipelines, airports, environmental remediation, bridges, dams, highways, water treatment plants, transportation, electrical transmission, high rise buildings, hotels, office buildings, schools, hospitals, shopping centers, sports facilities, and convention facilities. <u>Practice focuses on large complex construction cases with claims valued to \$60 million</u></p> <p>2. Describe your experience with construction claims:</p>
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In addition to serving as an advocate in litigation and arbitration proceedings for over 50 years, has served as an arbitrator for over 15 years. Representative construction arbitration cases in which he served as a neutral include: cases involving claims of less than \$10,000 to over \$10,000,000; cases heard as a sole arbitrator, as a member of a three arbitrator panel and as chairman of a three member panel; cases involving large engineering projects, power plants, high rise buildings, pipelines, institutional projects, residences, schools, industrial plants, highways, office buildings, new construction and renovations, restaurants, mining facilities, and other

3. Describe your knowledge of construction contract law:

I teach construction law at the University of Nebraska College of Law. I have authored extensive publications and lectured on construction law for a number of years.

4. Describe your experience with construction contract administration:

As an advocate on construction matters, I was directly involved with the administration of on-going projects and the analysis of the administration of projects that were completed but involved disputes.

5. Describe your construction field experience:

As an advocate as well as an arbitrator, I have made it a point to appear at construction projects and review the nature and logistics of each project in light of any potential disputes or problems that may occur.

6. Describe your DRB (or arbitration) training, certification, and experience:

AAA ICDR ICC ICSID Joint Colloquium, The Frontiers of Arbitration, 2012; AAA Managing the Arbitration Process for Efficiency & Economy Following the Preliminary Hearing, 2012; The College of Commercial Arbitrators Annual Meeting, 2011; Faculty, AAA Managing Your First Arbitration, 2010; Faculty, AAA Fall Construction Conference: Planning Resolution Strategies, 2010; Faculty, AAA Webinar, Five Steps to Fast-Track the Large, Complex Construction Case, 2010; AAA Advanced Mediator Training, 2010; The College of Commercial Arbitrators National Summit on Business to Business Arbitration, 2009; AAA Arbitration Awards: Safeguarding, Deciding & Writing Awards (ACE 001), 2009; ABA Section of Dispute Resolution, Large Complex Construction Disputes: The Dynamics of Multi-Party Mediation, 2009; ABA Advanced Mediation & Arbitration Institute, 2009; AAA/ICDR International Arbitration Symposium, 2006; AAA Dealing With Delay Tactics in Arbitration (ACE004), 2005; AAA Arbitrator Ethics and Disclosure (ACE003), 2003; AAA Construction Arbitrator

7. Describe your employment/retirement status and availability to serve on a DRB and geographical area:

While I am of counsel to a law firm, my practice is fundamentally limited to arbitration and mediation as well as teaching. Even though my permanent residence is in Lincoln, Nebraska, my law firm has an office in Denver and I spend substantial time in Colorado. I would be available to serve in Colorado at appointed times.

DRB members are compensated as per Section 105.23 of the CDOT Specifications.

6. List Two References For Your Experience With Construction Claims

Name	Title	Organization	Phone Number	Email Address
William C. Schwartzkopf	CEO	Sage Consulting Group	303-571-0237	BILLS@sageconsulting.com
Richard Greenleaf	Partner	Berg Hill Greenleaf & Ruscitti LLP	303-402-1600	rfg@bhgrlaw.com

Important Notice - All information provided on this form will be open to the public on the CDOT – DBR web page: “List of Candidate Members for the Dispute Review Board (DRB)”.