

EDWARD MARKEY

Consultant – Claims Consulting



Edward Markey has more than 25 years of experience working with project teams to provide project oversight and claims preparation/defense services on large and complex, billion-dollar projects, including public and private major capital construction, power generation plants, including nuclear new-build and refurbishment. Mr. Markey's key skills and capabilities include:

EXPERTISE

- ▶ Cost Estimating & Budgeting
- ▶ Report Research/Writing
- ▶ Project Controls
- ▶ Claims Investigation, Preparation & Analysis

25+ YEARS OF EXPERIENCE

- ▶ Cost estimating and budgeting services.
- ▶ Change order analysis.
- ▶ Report research and writing.
- ▶ Project Controls support.
- ▶ Claims investigation, preparation and analysis.
- ▶ In depth knowledge of rate case process.

EXPERIENCE

Modus Strategic Solutions, Inc. 2012-Present **Consultant**

For OPG on \$10B refurbishment of four-unit Darlington nuclear power plant, working with project team to provide ongoing project oversight services Assisted with vetting of contractor estimates and schedules, business cases and project budgets, as well as preparation of quarterly reports to BOD.

For prime contractor on \$10B new build nuclear power plant in Georgia, USA, working with project team to provide ongoing claims analysis and project oversight services. Services include budget analysis, cost estimating, claims investigation, and reporting.

Working with project team to provide claims preparation services to mechanical contractor on construction of 300 MW solar power plant in Arizona, USA. Services include scheduling, cost estimating and budget, claims analysis and reporting.

Working with mechanical contractor to prepare and present claim related to refurbishment of 400MW coal fired unit.

Schiff Hardin LLP 1989-2012 **Construction Specialist Paralegal**

Project controls, claims preparation and defense, procurement and project oversight services on numerous power generation projects, new build and refurbishments, including nuclear, coal, gas and solar. As member of Project Controls team, provided project controls support, cost estimating and budgeting services. Drafted commercial correspondence and reports to senior project management on status of project and issues of concern. Representative matters include the following:

- ▶ On OPG Pickering (PARTS), worked with project team to provide root cause analysis, scheduling, budgeting and reporting services on multi-billion dollar nuclear refurbishment project.
- ▶ Worked with project team to vet cost estimate of new CANDU design for AECL.



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- ▶ Worked with team to resolve commercial issues and change orders on \$1.25B project for large Midwest utility, involving design, construction and start-up of new 850MW coal-fired unit. Drafted commercial correspondence to document and respond to issues in real time, creating project documentation to support eventual rate case. Supported and participated in structured negotiations and mediations to resolve issues in real time during project, thus avoiding future litigation.
- ▶ Assisted finance group with ongoing forecasting of project costs creating the documentation to support the eventual rate case. Worked with team to prepare rate case filings, witnesses for testimony before public service commission that eventually awarded utility recovery on the vast majority of its construction costs, well above the industry average.
- ▶ Drafted monthly status reports for senior management, on \$600M project for large east coast utility, involving design, construction and start-up of new AQCS system, working with project controls team to respond to emerging issues and enable management to resolve disputes in real time, avoiding project delays and enabling project to come in under budget.
- ▶ Worked with scheduling consultant to review and evaluate project control metrics on three ongoing FGD projects for large east coast utility, issuing report with recommendations and providing management with assurances that the right processes and procedures were in place.
- ▶ Analyzed change order requests of prime contractor on closeout of FGD project for major east coast utility, set up databases, worked closely with consultants analyzing schedule and cost issues, drafted mediation brief and work product, completing preparation for negotiation.
- ▶ Managed team of paralegals and project assistants, worked closely with consultants, cost and schedule experts, analyzed documents, wrote memos on key issues, responding to \$40M claim brought by prime contractor on project closeout for large mid-west utility, and prepared for mediation which saved client \$30M.
- ▶ Analyzed current and potential claims against construction entities targeted for acquisition by private equity firm to identify potential exposure affecting value.

Neal Gerber Eisenberg & Lurie **1987-1989**

Construction Paralegal

Supported insurance defense practice representing architects/engineers in mediation/arbitration/litigation.

Lurie Sklar & Simon **1983-1987**

Construction Paralegal

Supported insurance defense practice representing architects/engineers in mediation/arbitration/litigation.

PUBLICATIONS

Researched, wrote first drafts of and edited presentations, articles and book chapters on a variety of construction law topics. List of publications, conferences and seminars available upon request.

EDUCATION

University of Chicago, Chicago IL

