

**B. CHRISTOPHER LEE**  
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**Current Employer-Title** Principal, Jacoby Donner, P.C.

**Profession** Attorney - Construction and Business Litigation and Dispute Resolution; Arbitrator and Mediator.

**Work History** Jacoby Donner, P.C., 1995 to present; Managing Shareholder, 2002 to 2008; Partner, Bolger & Picker, 1980-1995; Deputy Attorney General, Pennsylvania Department of Justice, 1978-80; Law Clerk, Hon. Lois G. Forer, Court of Common Pleas, Philadelphia, Major Civil Trials, 1976-77.

**Experience** Over 30 years experience practicing commercial litigation and dispute resolution, primarily involving the construction industry (75%). **Construction Cases:** Represents developers, prime contractors, suppliers, manufacturers, architects, engineers and construction managers. Extensive experience handling multi-million dollar claims for delay, acceleration and other time related claims, construction failures, design defects and contractor termination. Particular experience with stadium construction, power facilities, site work and mechanical and electrical systems. **Commercial Cases:** General business litigation including trade secret, restrictive covenant, and UCC litigation.

**Education** Washington & Lee University, B.A., *cum laude*, 1971; Temple University School of Law, J.D., 1976;

**Alternative Dispute Resolution Experience**

**Arbitration:** Served as an arbitrator since 1987 on multi-million dollar public and private project disputes involving site work, building envelopes, utility plants, mechanical and electrical systems and loss of efficiency and delay claims, including:

- Served as Chairman for dispute between site contractor and owner alleging defective workmanship and delays.
- Served as Chairman in a million dollar claim involving termination of contract for construction of a recycling facility.
- Selected as sole arbitrator to hear evidence and interpret contractual provision relating to construction of a multi-million dollar national transportation facility.
- Served as sole arbitrator on a \$70,000,000 claim for lost profits on breach of European distribution agreement;

**Mediation:** Certified by the International Mediation Institute. Served as mediator since 1994 on more than 100 cases; including.

- Multi-million dollar claim by owner of office campus against eleven parties and their insurers involving in the failure of building envelope system;
- Multi-party, multi-million dollar dispute involving public authority, contractor, design engineer and two subcontractors;
- Multi-million dollar dispute between developer and construction manager on a new high rise condominium project, involving claims for extras, delays and alleged defective work;
- Multi-party ten year old \$2,000,000 dispute between contractor and a Municipal Authority arising out of termination of contractor on a water treatment plant involving delays allegedly caused by design professional and supplier; \$1,000,000 dispute between contractor and owner of bank concerning alleged delays, defective work and contract balance;
- Delay and disruption claims on a \$50,000,000 school project involving school district, three prime contractors, design professional and one subcontractor;
- Dispute between contractor, architect and public housing authority wherein owner claimed defective work and design; \$1,400,000 dispute between municipal parking authority and ten defendants who were involved in constructing a parking garage; seven party dispute over delays alleged to have originated from site work and piling issues.

**ADR Education** AAA Arbitrator Ethics & Disclosure (ACE003), 2006; Faculty, AAA Neutrals Conference, Philadelphia, 9/05; Attended AAA Neutrals Conference and satisfied 2003 ACE requirements, Scottsdale, 1/03; AAA Construction Arbitrator II Training, Philadelphia, 4/02; AAA Arbitrator Update 2003, 2001; attended AAA Mediator Conference, New Orleans, 3/01; American Arbitration Association Basic Mediation Training (2 days, Denver 1999; 2 days; Phila. 9/93; 3 days- Phila. 2/98); American Arbitration Association Arbitrator Training (2 days Phila. 11/95); Chartered Institute of Arbitrators- Special Fellowship Course (Vail, Colorado 7/99); Chartered Institute of Arbitrators-International Commercial Arbitration Training (Charleston, S.C. 4/97)

**Professional Licenses** Admitted to the Bar: Supreme Court of the United States, 1987; Third Circuit Court of Appeals, 1977; U.S. District Court, (1976); U.S. Court of Claims, 1990; Board of Contract Appeals, 1994; Pennsylvania Bar, 1976; New Jersey Bar, 1985;

**Professional Associations** International Bar Association; Chartered Institute of Arbitrators; American Bar Association (Forum Committee on the Construction Industry, Construction Litigation Committee, Fidelity & Surety Committee); Pennsylvania Bar Association (Construction Law Committee; ADR Committee) Philadelphia Bar Association (Federal Courts Committee; Commercial Litigation Committee; Construction Committee); American Arbitration Association (Commercial, Construction, Mediator and Large Complex Case Arbitration Panels); National Construction Dispute Resolution Committee; Construction Financial Management Association, (Philadelphia Chapter Board Member); National Bond Claims Association; General Building Contractors Association (Affiliate Member); Building Contractors Association of New Jersey (Associate Member); American Concrete Institute (Affiliate Member); American Institute of Architects (Affiliate Member); Pennsylvania Council of Mediators.

**Recent Speaking Engagements** Multiple seminars to trade associations on new ConsensusDOCS and revised AIA construction contract forms (2008); Addressed the International Academy of Mediators at the Annual Conference in Philadelphia, PA (May 25, 2007); Panel Member/Presenter at the AAA Mediation Conference, Miami, FL on "Using Quantitative Evaluation Methods: Decision Trees in Construction Mediation" (March 30, 2007); Panelist, Dispute Resolution Division of the ABA Forum Committee on the Construction Industry on "Arbitrator Disclosure to Avoid Vacatur of Awards" (May 2006); Panelist, American Arbitration Association on "Best Practices in Complex Construction Arbitration" (June 2004)

**Education** Temple University School of Law (J.D.-1976); Washington & Lee University (B.A.-1971).

**Compensation** \$500 Per Hour. No charge for travel time or expenses. Reimbursement of all other out-of-pocket disbursements/expenses. Hourly rate applies to all services rendered after initial engagement, including conference calls, study time & start-up activities.

**Citizenship** United States

**Locale** Main office in Philadelphia, Pennsylvania but will travel anywhere.

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