



ROBERT S. MARCONI PARTNER

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BACKGROUND:

Since joining Ashbaugh Beal in 1989, my practice has been devoted to construction law and litigation, with a focus on public and private contracts, bid disputes and claim and dispute resolution. I've been the Chair of the firm's Construction Law Group since 1999.

I've helped clients resolve construction disputes throughout the Western United States and have successfully handled multi-million dollar claims against a variety of public and private owners. My practice emphasizes mediation and alternative dispute resolution. I regularly conduct seminars and presentations on a variety of construction-related topics.

In city, state and federal projects, I've successfully handled hundreds of bid disputes that have resulted in millions of dollars of work awarded to my clients. Recently, I successfully defended a client's \$130,000,000 bid and another client's \$200,000,000 bid against two bid protests on two major public projects.

I am extremely active in construction industry trade associations, including AGC of Washington and NUCA of Washington. I am a board member of the AGC of Washington's Education Foundation. I am a past board member of NUCA and the AGC of Washington.

I have handled hundreds of construction issues and disputes, and enjoy working with clients to help solve their problems quickly and effectively. And if litigation is required, I have the tenacity and experience to get great results.

REPRESENTATIVE MATTERS:

- Construction Jury Trial in King County. Jury verdict in client's favor. Multi-million dollar settlement pre appeal.
- Construction Jury Trial in King County. \$3 plus million dollar jury verdict in client's favor.
- Claim by general contractor against public utility mediated for recovery by client of \$4,200,000.
- Claim by general contractor against county and architect mediated for recovery by client of \$3,500,000.
- Construction Arbitration, \$500,000 plus award for client and recovery of all attorneys' fees and costs.
- Bench trial in Snohomish County. Represented general contractor against city for value engineering claim. Six figure judgment for general contractor.



PRACTICE AREAS:

Construction Law and Litigation
Commercial Litigation
Appellate Work

EDUCATION AND HONORS:

University of Washington (J.D. 1986)

Syracuse University
Amsterdam, The Netherlands
Madrid, Spain
(B.A., Magna Cum Laude, 1981)

Super Lawyer, *Super Lawyers Magazine*, 2011 - 2023

Seattle Metropolitan Top Lawyers,
Seattle Metropolitan Magazine, 2010

Super Lawyer, *Washington Law & Politics Magazine*, 2005-2007, 2010

Associate of the Year, NUCA of Washington, 2004 & 2015

Director's Appreciation Award, NUCA of Washington, 2002

COURT ADMISSIONS AND ASSOCIATIONS:

Washington State Courts, 1986
Oregon State Courts, 2013

AGC of Washington Education Foundation Board of Trustees (2005-present)

National Utility Contractors Association of Washington: Board of Trustees (2000-2004, 2013-2017)

Legislative Committee Chair (2004-2017)

AGC of Washington: Board of Trustees (2000-2002)

Construction Industry Advisory Council (1999-2004)

Washington State Bar Association, Construction Law Section

- Jury trial in Pierce County. Defended wrongful termination claim against my general contractor client. Complete jury verdict for my client.
- Successful representation of dozens of contractors in bid protests and disputes, resulting in over half of a billion dollars in work awarded to my clients on local, state and federal level.
- Successful prosecution of over 25 felony jury trials, including murder, as a King County Deputy Prosecuting Attorney.

PUBLICATIONS:

- Bid Disputes: Three Keys to Success, *ENR*, July 2013
- Sound Transit case reaffirms the need to meet contract deadlines, *Seattle Daily Journal of Commerce*, 2013
- Scoccolo case could hurt contractors, taxpayers, *Seattle Daily Journal of Commerce*, 2006
- In a lawsuit? Who's paying the lawyers?, *Seattle Daily Journal of Commerce*, 2004
- Good communication helps contractors avoid litigation, *Puget Sound Business Journal*, 2002
- Disgruntled bidders can't seek damages, *Seattle Daily Journal of Commerce*, 2000
- Some tips on how to handle bid disputes, *Seattle Daily Journal of Commerce*, 1999

