



David H. Corkum

Partner

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Experience

David Corkum is a construction attorney intimately familiar with every aspect of the planning, design, and construction of heavy civil and underground construction projects. David's practice is concentrated in the defense of architects, engineers and construction managers. He also advises clients on risk management practices and procedures throughout the various stages of a design and construction project. Prior to joining Donovan Hatem in 2001, David spent 23 years as a geologist and construction manager on large-scale and vital energy and infrastructure projects (Seabrook Station Nuclear Power Plant, the design of the Alaskan Natural Gas Pipeline, the site investigation for a high level nuclear waste storage facility in West Texas, the construction of the Red Line Tunnel Extension for MBTA, and as program and construction manager for the design and construction of the Deer Island Waste Water Treatment Facilities). He has resolved hundreds of disputes between and among owners, designers, and contractors.

Admitted to Practice

- Massachusetts
- United States District Court for the District of Massachusetts

Business and Professional Associations

- American Bar Association
- Boston Society of Civil Engineers
- American Society of Civil Engineers
- Society of Mining Engineers

Education

- Suffolk University (J.D., 2001, *magna cum laude*)
- Northeastern University (B.S., 1977)

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(David H. Corkum, continued)

Articles and Publications

The Structural Engineer's Risk During the Construction Phase of a Project, co-authored with David Hatem, partner at Donovan Hatem LLP, STRUCTURE Magazine, April 2011.

Chapter 4: Architect-Engineer Contracting, co-authored with David Hatem and Kenneth Walton, partners with Donovan Hatem LLP. Federal Government Construction Contracts, Editors: Adrian L. Bastianelli III, Andrew D. Ness, Joseph D. West, published by American Bar Association, 2010.

Contracts, co-authored with David Hatem, partner at Donovan Hatem LLP, STRUCTURES Magazine, July 2009

Roles and Responsibilities, co-authored with David Hatem, partner at Donovan Hatem LLP, STRUCTURE Magazine, March 2009

Contributing Author, Chapter 9 *Contracts*. Recommended Contract Practices for Underground Construction, Edited by William W. Edgerton, Published by Society for Mining, Metallurgy, and Exploration, 2008

Design for Construction Safety Initiative, Donovan Hatem LLP Client Alert, April 2008.

Beware of Qui Tam. A Closer Look at the False Claims Act. Tunnel Business Magazine, February 2008.

Killer Contract Clauses. What to Look for Before You Sign on the Dotted Line. Tunnel Business Magazine, August 2007

Co-Author, a two-part series, *How to Procure a Tunneling Project*. Underground Infrastructure Management, Part I – The Problem, March/April 2007, Part II – The Solution, May/June 2007

California Appeals Court Rejects Public Owner's Attempt to Disclaim Geotechnical Data, The Design and Construction Management Professional Reporter, October 2007.

Adjudication of Contractor's Defective Specification Claim "Collapses" into its Parallel Differing Site Condition Claim, The Design and Construction Management Professional Reporter, April 2007.

Featured cover story, one of four roundtable participants regarding the state of the tunneling industry, *The Letter of the Law. Experts Discuss Legal Issues in Tunneling*. Tunnel Business Magazine, August 2006

Contributing Author, Chapter 6 *Design-Build Agreements: Owner/Design-Builder and Design-Builder/Engineer*. Design-Build Subsurface Projects, Edited by Gary S. Brierley, PhD, PE and David J. Hatem, Esq., Published in cooperation with the American Underground Construction Association, 2002

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Additional Information

- Licensed Professional Geologist in the State of Indiana
- Participated in the SME Special Program peer-review workshop to discuss a draft of the "2007 Better Contracting for Underground Construction Manual" at the 2007 Rapid Excavation & Tunneling Conference (RETC) & Exhibit in Toronto, Ontario, June 2007
- Presented "Legal Considerations For Design Professionals Involved in the Identification, Evaluation, and Mitigation of Geo-Hazards" at the New York ASCE Metropolitan Section Geo Institute's Engineering of Geo-Hazards Symposium, May 2007
- Presented "Differing Site Conditions" at the Trenchless Technologies workshop in Marlborough, Massachusetts on procuring underground construction projects, May 2007

