



## JAMS GLOBAL ENGINEERING & CONSTRUCTION GROUP

# Control Costs and Minimize Risk With Our Comprehensive ADR Services

**The JAMS Global Engineering and Construction Group (GEC)** offers a wide range of options to resolve domestic and cross-border construction and infrastructure disputes—especially complex, high-stakes matters in which time is of the essence and access to experienced panelists is critical.

**Leading global ADR practitioners:** The GEC Group is comprised of former judges, litigators, transactional attorneys and corporate counsel with deep subject matter expertise—many of whom rank among the international construction industry's foremost ADR practitioners. Supported by a team of proficient case managers and virtual ADR moderators, these highly skilled, full-time neutrals have successfully resolved thousands of engineering and construction cases worldwide.

**Flexible processes to address conflict at any stage:** JAMS GEC panelists utilize early intervention methods ranging from structured negotiations, project neutrals, initial decision makers and mediation to adjudication, dispute review boards and mini-trials.

- **Project Neutrals** are selected by owners, contractors and architects and written into contracts, ideally before the design and construction process begins. A trusted member of the team from concept through completion, **the project neutral has just one client: the project.** They are available not only to mediate disputes as they arise, but also to identify and resolve potential problems before they grow into full-blown litigation. They understand the intricacies involved in the finance and construction of multinational megaprojects and how to balance the needs of owners, contractors, subcontractors and design professionals.
- **Dispute Review Boards (DRBs)** are routinely established at the beginning of large infrastructure projects to render non-binding decisions on disputes arising over the lifetime of the project. Each party selects someone to be a member of the board. DRB members are typically architects, engineers and lawyer/mediators. With their substantive ADR expertise and broad engineering, construction and legal backgrounds, **JAMS GEC panelists are uniquely qualified to serve as DRB members.**
- **Neutral Evaluators** provide analysis pre-suit, during litigation, or to assess arguments on appeal. **These processes are tailored to client and case needs** and typically involve reviews of factual and legal positions either through briefs or oral arguments, or an evaluation of what a likely jury outcome might be.

Choosing JAMS as your  
ADR provider means  
you'll have a blueprint  
for keeping your project  
on track and avoiding  
expensive delays.

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JAMS GEC neutrals are adept at managing the resolution process, whether they are conducting in-person, virtual or hybrid hearings.



- **Mediators** from the GEC Group have the requisite **expertise in the mediation process as well as the industry knowledge** needed to resolve complicated construction disputes. JAMS mediators develop bases for settlement by assisting the parties in evaluating critical factual and legal issues rather than simply engaging in “shuttle diplomacy.”
- **Arbitrators** from JAMS, among the most experienced in their field, are **sensitive to the legal and cultural differences inherent in international disputes**. They serve as sole arbitrators and are also frequently chosen as chairs or members of arbitration panels. Sought after for their commitment to efficiently manage the entire arbitration process, GEC arbitrators employ expedited processes and disciplined case management to save you time and money.

**Custom Arbitration Rules and Contract Clauses:** Recently updated to reflect the latest trends in construction arbitration, our custom rules and clauses are designed to meet the parties’ needs in a variety of situations. They include:

- **JAMS Construction Arbitration Rules** provide a comprehensive process, including an **Optional Appeal Procedure** that minimizes risk by allowing parties using JAMS rules to agree to appeal an arbitration award to a three-member JAMS panel.
- **JAMS Expedited Construction Arbitration Rules** address such issues as control of discovery and document admissibility, use of hearing “chess clock” procedures, expert witness examinations, prompt rulings on motions, maintenance of hearing schedules with minimum delays and issuance of detailed reasoned awards to assure settlement of all issues.
- **JAMS Surety Adjudication Rules** recognize the unique nature of surety disputes and the necessity of resolving them quickly. They provide for adjudicator appointment within three days of filing of a demand. Adjudicators drawn from the JAMS GEC Panel issue a binding decision within 30 days of the adjudication commencement date.
- **JAMS Construction Arbitration Clauses** allow parties entering into commercial contracts to plan ahead for efficient conflict resolution and can be modified to meet the needs of your project.

*Founded in 1979, JAMS is the world’s largest private provider of ADR services. With a roster of more than 400 experienced ADR professionals, JAMS resolves thousands of important cases every year around the globe. We provide concierge-level client services and state-of-the-art Resolution Centers that accommodate matters of all sizes, including international arbitrations.*

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