

CD&E

Peckar and Abramson, part 2 of 2 Construction problems District doesn't sue



the engineers who did the evaluations, even though they had not contract with the district.

However, it is not only owners who may sue design professionals for negligence or misrepresentation to recover financial losses. The courts have also upheld the right of a general contractor to sue the owner's architect for delay damages based upon the issuance of defective plans and specifications. This type of claim for misrepresentation may be permitted even though the general contractor is not a third party beneficiary of the contract between the owner and the architect. In order to be potentially liable to a general contractor, an architect must do more than just prepare the plans and specifications, there must also be a certain level of interaction between the architect and the general contractor.

There may be more than just one option to recover losses due to construction problems. Sometimes, it pays to explore all avenues.

Alan Winkler is partner at Peckar and Abramson, in New York, N.Y.

Building safety a priority in 2003

It can be taken to make buildings safer.

We must continue to be vigilant in our efforts to provide building safety and protect workforces around the five boroughs. We need the help and support of our building workers. With the most

important building project ever in New York City on the horizon construction safety should be one of our top priorities for 2003...and beyond.

Louis Coletti is president and CEO of the Building Trades Employers' Association, in N.Y., N.Y.

Building Management Systems Selected designer/manager

84-foot tower in Times Sq.

Including Blanchfield and Barnard, principals Gilanz Murray Steficek promote five

NEW YORK, N.Y.— According to the structural engineering firm of Gilanz Murray Steficek, five employees have been promoted.

Joseph Blanchfield, RA, has been promoted to principal at the firm. He was formerly and Associate Partner. He joined the firm in 1999. Blanchfield heads up the Building Envelope Design Consulting Division for the firm. Prior to joining the firm he was an Associate Partner for Skidmore Owings Merrill, LLP.

Tim Barnard, P.E., has been promoted to principal. He was formerly an associate partner. He joined the firm in 1996. As principal he will continue with his responsibility for design and day-to-day management

of projects as well as assist in the management of the firm. Prior to joining the firm he was a project manager at the Cantor Seinuk Group, P.C.

Karl Rubenacker, P.E., S.E., has been promoted to associate partner. He was formerly an associate. He joined the firm in 1998. As associate partner he will be responsible for the design and day-to-day management of projects. Prior to joining the firm he was an Associate Engineer at the Boyle Corporation in Newport Beach, CA.

Brendan O'Malley, has been promoted to an associate. Prior to joining the firm in 2002, he was a senior associate at HLW International.

Tele Gonzalez, has been promoted to an associate. Her responsibilities include the analysis of the firm's financial status. Prior to joining the firm in 1998 she was an accountant in Venezuela.



BARNARD



O'MALLEY



RUBENACKER



BLANCHFIELD



GONZALEZ

C&K Props. and The Durst Org. to redesign Pier 40

NEW YORK, N.Y.— C&K Properties, owned and operated by Meir Cohen and Ben Korman, has partnered with The Durst Organization, one of New York City's most prominent real estate



while accommodating the Hudson River Park Trust's requirement for sufficient revenue to support the park," said Korman.

Korman also said "We are delighted now to be joined in this important project by one of New York's most respected real estate companies. The Durst Organization brings additional resources and a