CONSTRUCTION AND PROCUREMENT ALERT – COVID-19

We are all innovating our business to adapt to evolving government health orders and the pandemic impacts on our employees, projects and economy. The procurement and construction industries will not be the same for the foreseeable future:

- Voluntary or mandatory work stoppages, suspensions or terminations.
- Material shortages or disruptions.
- Labor shortages or restrictions.
- Project delays and inefficiencies.
- Difficulties or delays in getting paid.
- Adaptations in the design and development of new projects.

We can help improve your outcomes for these impacts with our extensive experience in the industry by assisting with:

- Drafting and negotiating contract or bid terms that anticipate pandemic impacts.
- Exercising contract provisions that excuse late performance to avoid liquidated damages, defaults or terminations.
- Securing reimbursement for delay, suspension or disruption costs.
- Suspending or terminating projects that can’t move forward.
- Enforcing your rights for payment.

The pandemic will heighten focus on contract provisions such as:

- Delays and Time Extensions (Force Majeure)
- Liquidated Damages.
- Suspension of Work.
- No Damage for Delay.
- Termination for Convenience.
- Termination for Work Stoppages.
- Termination for Default.

If you have questions or require assistance in managing your contracting or projects during the COVID-19 pandemic, call Capell & Howard at 334-241-8000 and ask for one of our Construction and Procurement lawyers: Lister Hubbard, Brooke Lawson, Allen Sheehan, or Blake Brookshire. Or, visit our web page at www.chlaw.com for contact info and the latest alerts. 

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