

Preface to the 2025 Edition

Schedule delay, disruption, and acceleration bridge many divides in construction disputes, affecting proof of liability and damages and requiring both legal and technical acumen to apply correctly and consistently. As a result, the field represents one of the more complicated subsets of construction law that uniquely blends legal and technical skills. This book endeavors to examine the major issues that arise in this field and distill a qualitative and quantitative analysis of relevant legal authorities into a single volume resource.

For the 2025 edition, new delay, disruption, and damage cases were added reflecting legal decisions added in the last year, along with revisions to the *Daubert* section reflecting changes to Federal Rule of Evidence (FRE) 702, and new cases where construction experts were excluded from testifying for failure to meet FRE 702/*Daubert*.

For the schedule delay analysis method section, we reviewed and included 15 new case references to specific methods from the United States, United Kingdom, and Hong Kong. These citations include the following methods:

- adjusted time impact analysis
- windows
- prospective time impact analysis
- windows with wide periods
- as-built critical path
- impacted as-planned
- as-planned versus as-built

For disruption, we added 14 new citations to specific methods from the United States, United Kingdom, Australia, and Canada, including the following methods:

- measured mile
- earned value
- modified total cost
- total cost
- MCAA factors
- visual observation/judgment

The addition of the new delay and disruption cases brings the analysis totals to 304 delay analysis method case references and 351 disruption method case references, for a total of 655 cases

CONSTRUCTION SCHEDULE DELAYS

covered in the book material referencing specific methods for proving delay or disruption. All of the charts, analysis, and statistics have been updated to reflect the added cases.

We hope you enjoy the 2025 additions.

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