

Construction Accident Litigation
2025 edition
by David Stechow

Construction Accident Litigation provides detailed examination of construction accident litigation, discussing the interpretation and application of liability and indemnity in various jurisdictions. The title analyzes issues such as accident investigation, contract review, and forms relating to discovery and discusses construction projects, design professionals, architects and engineers, owners and contractors, and liability theories applicable to owners and contractors. The book also covers material and equipment suppliers, express contractual indemnity, defenses to express contractual indemnity, tendering the indemnity's defense, indemnity without a written contract, insurance, investigations, pleadings and discovery, and expert witnesses.

Highlights to the 2025 update include discussion of:

- Stoneham v. Joseph Barsuk, Inc. addressing New York's popular scaffold law (§ 4:7)
- El-Jamaly v. Kirco Manix Construction regarding claims related to alleged negligence of an owner and a general contractor (§ 4:20)
- Smith v. Excel Fabrication, LLC regarding how an employer should not have to pay twice for worker injuries (§ 4:40)
- Bellard v. ATK Construction regarding whether an indemnitee must always be free of "active" negligence (§ 9:6)
- Crispin v. Barton Malow Builders, LLC regarding an employer's liability coverage (§ 10:2)
- Amendments to Fed. R. Evid. 702 regarding expert qualifications (§ 12:4)