

Introduction to Architects and Engineers 2026

This work reviews of all aspects of professional liability litigation involving architects and engineers in all jurisdictions across the country. It will aid practitioners in evaluating professionals' duties and standards of practice and in interpreting and enforcing public and private contracts to which architects and engineers are parties.

This edition incorporates recent case law addressing the following emerging issues, among others:

- **Standard of practice—Required duty**

- **Duty to Motorists and Pedestrians**

- Fortner v. IMS Engineers, Inc., 422 So.3d 22 (Miss. 2025). Chapter 1

- **Negligence—Negligence and breach of contract**

- Value Plus Flooring, LLC v. Don O. Johnson, LLC, 2025 WI App 44, 2025 WL 1742822 (Wis. App. June 24, 2025) (unpublished). Chapter 1

- **Negligence—Expert testimony**

- **Qualifications of Expert**

- Brown v. Board of Education Reading Community School District, 2025 WL 2237488 (slip op.). Chapter 1

- RTI, LLC v. Pro Engineering, Inc., 28 N.W.3d 167, 2025 S.D. 64 (S.D. 2025). Chapter 1

- Wings Platinum, LLC v. Westchester Surplus Lines Insurance Company, 2025 WL 391388 (N.D. Tex. 2025) (slip op.). Chapter 1

- **Sufficiency of Testimony**

- Tenaris Bay City Inc. v. Ellisor, 718 S.W.3d 193, 68 Tex. Sup. Ct. J. 968 (2025). Chapter 1

- Wings Platinum, LLC v. Westchester Surplus Lines Insurance Company, 2025 WL 391388 (N.D. Tex. 2025) (slip op.). Chapter 1

- **Liability to third parties—Contractors**

- **Interference with contract**

- Allegheny Construction Company, Inc. v. Town of Christiansburg, 86 Va.App. 321, 923 S.E.2d 743 (2025). Chapter 1

- **Liability to third parties—Invitees, patrons, and occupants**

- Fortner v. IMS Engineers, Inc., 422 So.3d 22 (Miss. 2025). Chapter 1

● **Liability to third parties—Other remote parties**

Drivers and passengers

Fortner v. IMS Engineers, Inc., 422 So.3d 22 (Miss. 2025). Chapter 1

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● **Fraud**

Borough of Caldwell v. Cozzarelli Cirminiello Architects LLC, 482 N.J.Super. 492, 348 A.3d 65 (2025). Chapter 2

● **Conspiracy**

Allegheny Construction Company, Inc. v. Town of Christiansburg, 86 Va.App. 321, 923 S.E.2d 743 (2025). Chapter 2

● **Interference with contract**

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Allegheny Construction Company, Inc. v. Town of Christiansburg, 86 Va.App. 321, 923 S.E.2d 743 (2025). Chapter 2

● **Existence of contract**

Eagle Fire and Water Restoration, Inc. v. City of Dinuba, 102 Cal.App.5th 448, 321 Cal.Rptr.3d 593 (2024). Chapter 4

● **Breach of contract and negligence**

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Allegheny Construction Company, Inc. v. Town of Christiansburg, 86 Va.App. 321, 923 S.E.2d 743 (2025). Chapter 4

● **Duties Imposed by Contract**

Value Plus Flooring, LLC v. Don O. Johnson, LLC, 2025 WI App 44, 2025 WL 1742822 (Wis. App. June 24, 2025) (unpublished). Chapter 4

● **[New] Unjust enrichment**

Borough of Caldwell v. Cozzarelli Cirminiello Architects LLC, 482 N.J.Super. 492, 348 A.3d 65 (2025). Chapter 4

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Value Plus Flooring, LLC v. Don O. Johnson, LLC, 2025 WI App 44, 2025 WL 1742822 (Wis. App. June 24, 2025) (unpublished). Chapter 4

● **Breach of contract action by architect or engineer**

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Americo Mallozzi v. Warwick Wings, LLC, 330 A.3d 557 (R.I., 2025). Chapter 4

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As professional relationships in the construction arena become increasingly complex (as do occasions for incurring liability), architect and engineer malpractice law continues to expand. We work diligently each year to make this publication the leading resource available on this topic and hope that you will find it valuable in your practice.

If you have any questions or comments or notice anything you think is not accurate, please let me know at annettedavis@aol.com.

Thank you for your subscription.

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