



WCD LITIGATION SUPPORT AND CLAIMS EXPERIENCE



WCD Group, LLC, its Principals and key consultants have been providing consulting, engineering, strategic and technical litigation support, claims consulting, expert report preparation and expert testimony for more than 25 years. We have assisted Owners, Developers, Contractors, Insurance Carriers, Insureds and their counsel in various types of litigation, including class actions involving exposure to microbiological and asbestos-containing materials and a wide array of hazardous substances. We have investigated and defended wrongful death and Legionella fatality claims. We have responded to and managed claims associated with explosions and fires. We have represented clients on post-catastrophe environmental, property and business interruption claims in excess of \$1.0 billion. During litigation, we have completed Performance Bond work on projects as large as \$148 million. We have performed schedule analysis for delay and business interruption claims. We have performed forensic engineering in construction defect claims and testified in Professional Liability claims. We regularly advise clients with respect to Pollution Legal Liability claims. We have supported litigation surrounding such events as the 911 attacks on the World Trade Center, Hurricane Katrina and Super Storm Sandy. We have also assisted clients with a myriad of other environmental claims of every type, size and scope.

Our staff and resources include Ph.D. Engineers, Construction Managers, Certified Industrial Hygienists, Professional Engineers, Certified Hazardous Materials Managers, Forensic Accountants, former State Regulators, PMP Managers and Schedulers, OSHA and Safety Professionals, State and EPA Licensed Asbestos, Mold and Lead Professionals, Certified Litigation Management Professionals, a Certified Risk and Insurance Specialist and a Court-Approved Civil Mediator.

The WCD senior consulting staff also includes a former NJDEP Assistant Administrator and NJDOT Director, with over 25 years managing the NJ Site Remediation Program, the NJ Brownfields Act, and the deepening/dredging program of the NY/NJ harbor. The staff also includes an accomplished Environmental Attorney. Her experience and accomplishments include litigating technically challenging environmental disputes, including class actions, toxic torts, and RCRA citizen suits, on behalf of manufacturing clients in a wide range of industries. She has represented Superfund potentially responsible parties (PRPs) and has served as common counsel for CERCLA PRP groups with respect to remedy negotiations with the US Environmental Protection Agency, implementation of landfill remedies, operations and maintenance activities, allocation determinations and contribution litigation.

Below are representative examples of the claims and litigation work we perform on a routine basis.

REPRESENTATIVE CLAIMS & LITIGATION SUPPORT PROJECTS (examples)

- Contractor oversight and claims evaluation for execution of cleanup at large US military installation in South Carolina
- Claims evaluation and analysis of releases from fuel transfer and storage facilities in numerous states
- Determine regulatory disposition to support claim evaluation for spills at fueling station in North Carolina
- Analyze environmental impact to verify claim for fuel oil release at terminal in Louisiana
- Claims evaluation associated with overfills at large tank farm in North Carolina
- Contractor oversight and claims evaluation/analysis of large municipal contaminated area in Rhode Island
- Claims evaluation and technical analysis of oil field residual disposal site in Louisiana
- Determine remedial effectiveness and evaluate claims associated with landfill site in Louisiana
- Claims evaluation associated with cleanup at large Superfund NPL site in South Carolina
- Investigation and evaluation of claims associated with municipal landfill in Rhode Island
- Technical analysis and claim evaluation of groundwater contamination near municipal water supply in North Carolina
- Claims analysis associated with improper waste disposal in environmental sensitive area in Illinois
- Contractor oversight and claims evaluation for remediation of 500+ acres former steel mill facility in California
- Claims consulting on Real Estate Environmental Liability at large NASCAR race facility in California
- Contractor oversight and claims analysis at a large bulk terminal facility in New Jersey
- General Liability claim analysis for past environmental impact at closed New Jersey manufacturing facility
- Technical and financial claim analysis for intercontinental pipeline rupture in Illinois
- Claims analysis and management of tank overfill and resulting contamination at site in New York
- Financial and technical evaluation of claims associated with cleanup at former wood treating facility in Hawaii
- Contractor oversight and claims evaluation of cleanup and restoration at 40 international oil field service facilities in the US, Canada, Mexico and Europe
- Claims investigation and analysis associated with Engineering Errors and Emissions at multiple sites in Mexico
- Technical claims evaluation at large dry cleaning facility in Arizona
- Bond claim evaluation associated with failure of stream restoration project in a major metropolitan area of North Carolina
- Contractor guidance/oversight and claims evaluation for demolition and cleanup of manufacturing facility located on main inland waterway in New York

Litigation Support and Claims Experience

- Investigate potential claims associated with disposal of coal refuse in Pennsylvania
- Evaluate claim validity for past deep well waste injections in Louisiana
- Contractor oversight and management of cleanup and subsequent claims from fire/explosion at hazardous waste treatment facility in Wisconsin
- Claims analysis and technology consulting for solvent releases at a paint manufacturing facility in New Jersey
- Financial and technical analysis of claim at solvent recycling facility in Connecticut
- Determine remedial effectiveness and evaluate claims associated with decommissioned Fortune 500 manufacturing facility in New Jersey
- Contractor oversight and management of emergency response, cleanup and subsequent claims from fire/explosion at oil field drilling platform site in Tennessee
- Advice to counsel and litigation support pursuant to cost recovery and cost overruns of asbestos abatement at major department store in Connecticut
- Investigation of alleged health effects from exposure of mold at hotel in Washington, DC
- Management of claim regarding structural and environmental damage pursuant to condominium conversion in New Jersey
- Management of claim and coordination of environmental expert team, including providing expert testimony, regarding water and flood damage resulting from Hurricane Katrina (confidential institutional client); integration of engineering, meteorological, and microbiological data to formulate claimant's position with regard to source of damage and appropriate remediation costs
- Claims evaluation (technical and fiscal) for major high-rise fire in the City of New York
- Contractor oversight and management of cleanup and subsequent claims from fire/explosion at TSD facility in North Carolina
- Claims analysis and litigation support associated with a lead acid battery recycling facility in Indiana
- Litigation support in contaminated site cleanup at major US University in the South
- Claims evaluation (technical and fiscal) for cleanup at large Brownfield Redevelopment site in the City of New York
- Claims analysis and litigation support for a large ship building facility located on the Gulf Coast
- Forensic engineering, cost allocation and litigation support for construction delay, cost overruns and alleged exposure to asbestos during mega million dollar occupied school reconstruction in Connecticut
- Forensic engineering, cost allocation and litigation support for improper and incomplete asbestos removal and regulatory violations in New York
- Investigation of water intrusion and microbial infestation from design and/or envelope failure at hotel in Maryland
- Project oversight and litigation support regarding asbestos contamination at a multi-story office building following a fire in Delaware
- Building survey and evaluation and claims consulting regarding extent of fungal infestation and costs to remediate pursuant to hurricane damage at hotel in Virginia

- Building survey and evaluation and claims consulting regarding extent of fungal infestation due to fire/water intrusion at restaurant in New York
- Claim evaluation, expert witness support for cost overruns from asbestos removal claimed to have been caused by building owner Maryland
- Expert witness report and trial testimony of impact of kitchen exhaust system upon adjacent building occupants in New York
- Litigation support and expert witness report in anticipation of mediation with regard to mold growth, water damage and HVAC contamination in Florida
- Claims/cost analysis of environmental remediation of asbestos and PCBs following fire in Connecticut, and technical advice to attorneys and presentation during claim mediation
- Litigation support and technical advice regarding microbiological contamination in a conference center in Florida
- Technical consulting and expert witness testimony with regard to extent of mold contamination and clean-up costs at state office building in Michigan
- Technical consulting and expert witness deposition and trial testimony with regard to extent of mold contamination at apartments in New Jersey
- Site evaluation, litigation support, including trial testimony, with regard to extent of mold contamination, causation, and health effects in New Jersey
- Site inspection, litigation support, including deposition, with regard to extent of mold growth and relationship to construction defects in multiple states
- Site inspection, litigation support, including testimony at trial, with regard to extent of mold growth and relationship to alleged health effects in Florida
- Building survey, claims consulting and expert witness services to insurer for alleged mold infestation as a result of building façade cleaning, New York, New York
- Technical advice and expert witness support in property damage suit against asbestos manufacturer in New York
- Expert witness affidavit regarding potential impact of damaged asbestos containing material upon building occupants in Pennsylvania
- Evaluation of asbestos abatement project design and execution; claims consulting for cost recovery in Connecticut
- Evaluation of asbestos abatement project execution, claim evaluation and expert witness services concerning cost overruns and project schedule delays for environmental remediation following September 11, 2001 terrorist attacks
- Site evaluation and expert testimony at arbitration with regard to extent of mold contamination, causation, and scope of remediation in New Jersey
- Site evaluation and litigation support with regard to water damage and mold proliferation in residential property in New Jersey
- Technical consulting and assistance to counsel at mediation for property damage and mold contamination claims in New Jersey
- Site inspection, litigation support, including deposition, with regard to extent of mold contamination throughout residential planned community in Florida
- Site inspection, litigation support, including testimony at arbitration, with regard to extent of mold growth and relationship to inherent construction defects and renovation procedures in New York
- Site inspection and litigation support, including testimony at arbitration, regarding mold growth, remediation methods and costs for 60 newly constructed homes in south central Florida

Litigation Support and Claims Experience

- Expert testimony regarding water management and mold growth during construction of public library in Tennessee
- Site inspection, environmental investigations, litigation support, including testimony with regard to extent of mold growth and causation in multi-story office building in Virginia
- Litigation support of Superfund PRP for site in the southeast United States in case against national environmental consulting firm regarding appropriate due diligence in undertaking remedial obligation/liability transfer
- Business interruption claims analysis and litigation support for Hurricane Sandy in New Jersey
- Technical and litigation support of defendant in a lawsuit involving heavy metal (i.e., lead and cadmium) exposure amongst federal workers in the electronics reclamation industry nationwide
- Technical analysis of multiple landfill closure claims in Nevada
- Technical and litigation support in a wrongful death lawsuit involving asbestos exposure in New Jersey
- Expert witness in a wrongful death lawsuit involving secondary asbestos exposure in Missouri
- Litigation support of defendants seeking \$8 billion in personal injury and property damage due to mold growth in New York
- Technical and litigation support, including expert testimony, in wrongful death lawsuit involving asbestos and diesel exhaust exposure in New York