

JOHN A. APOSTOLOS, P.E.

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GENERAL:

Registered Professional Civil Engineer & Land Surveyor (California)
Registered Professional Quality Engineer (California)
Over 40 years' experience in Highway, Mass Transit, and Transportation Engineering

DRB-Relevant Experience:

- Chief of Construction, Calif. Dept. of Transportation
Established DRB and Partnering Program in Calif. DOT.
Chaired the Calif. DOT's Claims "Board of Review" at the Executive Level, where Contractors presented disputes on heavy and highway construction contracts that were not resolved at the local level.
Over a period of five years managing a 1000-contract, \$ 2 Billion/year construction program encountered and resolved claims issues arising from approximately 3,000 major contracts; the largest of these claims exceeding \$100 Million.
Served as the Governor's appointee on the Committee responsible for review and accreditation of individuals to serve as Arbitrators on Public Works Arbitration cases.
Worked with the Construction industry (Calif. AGC) and the Federal Government (FHWA) to develop mutually-agreed specifications to deal with claims resolution.
- Deputy District Director – Construction, Calif. Dept. of Transportation
Continuous interface, development of "Contract Change Orders," and issue and dispute resolution with contractors working in a multi-county Calif DOT "District," comprising urban, rural, and highly-environmentally sensitive areas including the State Capitol, Sacramento, and the Lake Tahoe area at the California-Nevada border.
- Group Manager, San Francisco Bay Area Rapid Transit District ("BART")
Developed specifications for "Design-Build" of a multi-Station extension of the BART line into the San Francisco International Airport. Included specifications for Partnering, Dispute Resolution, and DRB, and worked with the contractor and liaison with the FHWA to resolve disputes as they arose. Responsible for contract administration, safety, labor compliance, insurance, and quality assurance.
- Independent Consultant
Served as a select, independent claims resolution team leader for the Boston Central Artery Project ("Big Dig"), providing guidance and advice on the review and settlement of disputes and closure on approximately 20 multiple issue contracts, each exceeding \$20 million disputed, over a period of two years.

Provided advice to Private Firms for settlements, when in dispute with Public Agencies.
Served as a member of DRBs in the State of Nevada.
Served as an expert witness, and as a percipient witness, on Arbitrations and Litigation involving claims between Contractors and Public Agencies; and between Insurance Companies and Public Agencies.

- **Training**

Along with the significant “on-the-job” training, as briefly implied above, received formal training for DRB from the “DRB Foundation.”

Technical Background:

Bridge Design and Construction Engineer. Designed and oversaw construction of many highway bridges in California. Various assignments in Geotechnical Engineering, foundation design, and Highway design. Also designed several multi-story buildings, and specially hardened structures for the U. S. Corps of Engineers and the Kingdom of Saudi Arabia.

Deputy Chief of the (California DOT) Transportation Laboratory. Responsible for evaluation and quality assurance testing all electrical and electronic products utilized in the California Highway and Transportation infrastructure. Oversaw instrumentation and testing of structures for stress analysis, and vehicles for controlled barrier crashes. Early work on traffic “weigh-in-motion” and sensors for “Automated Toll” stations. Senior Corrosion Engineer, internationally recognized expert in corrosion control, with a relevant US Patent and an Award from the Transportation Research Board. Interfaced and familiar with all the materials used in Transportation, including Asphalt and Asphaltic Concrete, Portland Cement Concrete, Steel and metallurgy, Chemistry and Coatings, and Environmental and Noise testing.

Responsible for the maintenance, and improvement of the California Standard Specifications used by Calif. DOT. Significant expertise in Contract Management, Contract Administration, specification development, contract interpretation, cost and schedule analysis, utilization of audits, contract-related litigation, etc.

My Services as a DRB Member:

My 40+ years’ experience in-depth has enabled me to see and deal with most conceivable issues in dispute, and has provided me with an appreciation of the views of the Contractor and the Public Agency. I believe that I can serve both parties fairly and dispassionately, with the uppermost interest in reasonableness and fairness, within the bounds of the contract, the circumstances, common industry practice, previous precedents, and the law.
