

**Michigan Department of Transportation (MDOT)  
Candidate Application for Dispute Review Board (DRB)**

**A. Contact Information**

Name: Jeffrey W. Roth		Date: 8/20/12	
[REDACTED]	City: Birmingham	State: MI	Zip Code: 48012
Phone #: 248-941-1722	Email Address: rothgroupinc@aol.com		

**B. Professional Licenses/Registrations** (Please provide name/type of license, state, expiration date and number.)

<i>Name/Type of License/Registration</i>	<i>State and Number</i>	<i>Expiration Year</i>

**C. Education/Related Training** (Please list degree, college/other school and dates. Please indicate the location and date of your training.)

<i>University/College/Organization/Trade School</i>	<i>Degree/Certificate</i>	<i>Date/Year</i>
Central Michigan University	BS in Business Admin.	June 1981

**D. Construction Experience Summary**

I have construction experience working in the following capacities:

<input type="checkbox"/>	Civil Engineer	<input type="checkbox"/>	Architect	<input checked="" type="checkbox"/>	Builder/Developer
<input type="checkbox"/>	Structural Engineer	<input type="checkbox"/>	Electrical Engineer	<input type="checkbox"/>	Designer/Planner
<input type="checkbox"/>	Geologist	<input type="checkbox"/>	Land Surveyor	<input type="checkbox"/>	Mechanical Engineer
<input checked="" type="checkbox"/>	General Contractor	<input type="checkbox"/>	Accountant	<input type="checkbox"/>	Chemical Engineer
<input checked="" type="checkbox"/>	Construction Manager	<input type="checkbox"/>	Supplier/Manufacturer	<input type="checkbox"/>	Environmental Engineer
<input type="checkbox"/>	Sub/Specialty Contractor	<input checked="" type="checkbox"/>	Owner Representative	<input type="checkbox"/>	Landscape Architect
<input type="checkbox"/>	Other (Describe) →				

I have substantial experience in the following types of construction:

<input type="checkbox"/>	Bridge (Concrete)	<input type="checkbox"/>	Bridge (Steel)	<input checked="" type="checkbox"/>	Buildings
<input type="checkbox"/>	Earth Retaining Systems	<input type="checkbox"/>	Electrical Systems	<input type="checkbox"/>	Environmental
<input type="checkbox"/>	Foundation	<input type="checkbox"/>	Highway	<input type="checkbox"/>	Landscaping
<input type="checkbox"/>	Marine	<input type="checkbox"/>	Mechanical	<input type="checkbox"/>	Tunnel
<input checked="" type="checkbox"/>	Other (Describe) → Site Infrastructure				

**E. Qualification Statement**

Candidates shall have substantial experience in or directly related to public agency highway and bridge construction projects with or on behalf of federal, state, or local government agencies, particularly MDOT. Experience shall be a minimum of 10 years in active involvement, supervision, or management of public agency highway and bridge construction contracts preferably with an emphasis in resolution of disputes arising out of said contracts. Lawyers, attorneys, and/or legal counsel are not permitted to be DRB candidates nor are they permitted to serve on a DRB panel in any capacity.

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Provide a 500 word or less statement of your qualifications that explain how you meet the aforementioned criteria:

Please refer to attached "Exhibit A".

**F. General Experience Summary**

Please provide a brief description of your experience in 25 words or less. If you are approved to be a DRB candidate, this information will be included next to your name on the Dispute Review Board Candidates List posted on MDOT's website.

Description:

30 years experience in building construction and site infrastructure projects. 20 years experience in construction claims for public/private disputes. Trained arbitrator and mediator.

**“Exhibit A”  
Qualification Statement**

I am a member of the Dispute Resolution Board Foundation (DRBF). I joined this organization in 2008 because I am a strong advocate of real-time dispute resolution. I believe that my extensive construction and dispute resolution experience is an asset to a DRB panel.

I am currently employed at The Roth Group, Inc., a Michigan Corporation providing construction consulting services to project stakeholders. These services include:

- real time consulting - troubled project support, construction cost analysis, request for equitable adjustment preparation/analysis and pre-claim preparation/analysis.
- post construction consulting - litigation support services for contractual disputes and claims and property and general liability insurance claims.
- alternative dispute resolution (ADR) – negotiation, facilitation, mediation and arbitration.

For the past 30 years I have been involved in commercial and industrial general contracting. My experience includes:

- Employed at John E. Roth & Sons, Inc. (1981-1985) and Roth, Incorporated (1985-2012) of Troy, Michigan, a Michigan corporation providing commercial general contracting services.
- From 1981-2008 John E. Roth & Sons, Inc./Roth, Inc. completed over 150 construction projects (new/renovation) totaling over 4,000,000 square feet of floor area.
- Project Type – 80% new construction | 20% renovation
- Project Delivery Method - 80% design-build | 20% gc/cm
- Integrated design-build organizational structure – construction (Roth, Inc.) and design (Roth & Associates, PC) disciplines collaborating under one roof.
- Individual responsibilities for Roth, Inc. progressed from Project Manager to President.
- Training and experience in sales, estimating, project management, scheduling, finance, insurance and bonding and dispute resolution.
- Project manager for 60 design-build and 25 gc/cm construction projects. Individual responsibility for the planning, executing, monitoring and control and closeout of the project.
- Completed construction projects include site infrastructure, manufacturing, warehousing, low-rise office, retail, religious and transportation facilities.
- Working knowledge of Microsoft and Oracle scheduling software, Oracle project management software and Timberline accounting software.

While most of my contracting experience involved vertical construction many of the completed projects required site infrastructure construction (site balancing, underground utilities, concrete and asphalt paving, restoration, etc.). An example of a completed site infrastructure project of which I was the project manager is the removal/replacement of 500,000 square feet of 14” concrete paving for an airport ramp area at Oakland/Pontiac Airport in Waterford, Michigan in 2001.

In addition to my contracting experience I have been providing litigation support and alternative dispute resolution services to project stakeholders for private and public construction disputes for the past 20 years. I have prepared/defended requests for equitable adjustment, claims for differing site conditions and lost productivity and opined on contractor means and methods. I am a trained mediator and arbitrator. I have served as a member of an arbitration panel for private and public construction disputes numerous times.

**Michigan Department of Transportation (MDOT)  
Candidate Application for Dispute Review Board (DRB)**

**G. DRB Experience** (include past and current experience if applicable)

Experience	MDOT	Other Public Agencies	Private Construction	Total
# of Jobs as DRB Member	0	0	0	0
# of Jobs as DRB Chair	0	0	0	0

**H. Conflict of Interest and Ethics Statement**

I will provide a conflict of interest statement and a disclosure statement describing past, present, anticipated, and planned relationships, including indirect relationships through my present employer, to other parties involved in a construction project, including but not limited to, relevant construction engineering and inspection (CEI) firms, contractors, or suppliers to the parties, parties' principals, or parties' counsel. Furthermore, I will disclose any close professional or personal relationships with all key members in the project. This will be completed prior to accepting a nomination to serve on a DRB panel for any construction project.

<input checked="" type="checkbox"/> I agree	<input type="checkbox"/> I do not agree
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**I. Compensation**

I agree that I will be fully compensated in accordance with the terms and conditions of the contract and Dispute Review Board Agreement. This will be full compensation for on site time, review time, travel expenses, transportation, lodging, time for travel and incidentals for each day, or portion thereof that I am at an authorized DRB hearing. In addition, I will be paid the appropriate rate specified in the Dispute Review Board Agreement for additional days necessary to conduct a hearing that has been authorized.

<input checked="" type="checkbox"/> I agree	<input type="checkbox"/> I do not agree
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**J. Professional References**

Provide the following information for at least two references to attest to your professional experience as depicted in this application. In addition, these references should be able to attest to your suitability to perform as a DRB member and provide additional information about you.

Name:		Phone:
John Tocco	[REDACTED]	313-410-9235
Jim Case	[REDACTED]	313-961-0200
Christian Hauser	[REDACTED]	248-334-6767

**Michigan Department of Transportation (MDOT)  
Candidate Application for Dispute Review Board (DRB)**

**Certification and Acknowledgement**

The information in this application is true and accurate to the best of my knowledge, information, and belief. Moreover, I acknowledge that submittal of this application is not a guarantee of work as a DRB panel member. I further acknowledge that there is a selection and approval process that must occur in order to be a part of a project specific DRB panel. (Must be checked to submit form).

Signature of Applicant: \_\_\_\_\_



Send Completed Form to: R. Jason Clark, P.E.  
Construction Contracts Engineer  
8885 Ricks Rd  
PO Box 30049  
Lansing, MI 48909  
[ClarkJ25@michigan.gov](mailto:ClarkJ25@michigan.gov)

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## CURRICULUM VITAE JEFFREY W. ROTH

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Currently employed at The Roth Group, Incorporated of Birmingham, Michigan, a Michigan corporation providing consulting services to the construction industry.

### **SUMMARY OF CONSTRUCTION INDUSTRY EXPERIENCE**

- Over 30-year's experience in all process areas of a commercial general contractor.
- Responsibilities progressed from Project Manager to President.
- Extensive knowledge of the design-build project delivery method.
- Working knowledge of Oracle, Microsoft and Timberline software applications.
- Over 20-year's experience providing litigation support and ADR services.
- Member of American Arbitration Association (AAA) construction panel of neutrals.
- Michigan State Court Administrative Office (SCAO) trained civil mediator.
- Frequent lecturer/speaker on project management, design-build and ADR topics.

### **CONSTRUCTION DISPUTE RESOLUTION EXPERIENCE**

#### **CONSULTING/TESTIFYING EXPERT: LITIGATION SUPPORT**

- Providing real time consulting and post construction litigation support services since 1991.
- Real time consulting services include troubled project support, construction cost analysis, request for equitable adjustment preparation/review and pre-claim preparation/review.
- Litigation support services include research, analysis, consultation, report preparation and testimony for mediation, arbitration and trial.
- Engagements focus on contractual disputes and claims and property and general liability insurance claims among project participants.
- Emphasis on construction cost analysis, request for equitable adjustment, differing site conditions, lost productivity, construction defects and construction means and methods.
- Proven claims methodology "the Five R's" (review, research, recreate, reconcile and report) provide a comprehensive framework for claim investigation, preparation and presentation.

#### **ALTERNATE DISPUTE RESOLUTION: ARBITRATION/MEDIATION**

- Member of the panel of construction neutrals for the AAA since 1989.
- Served as a sole arbitrator and member of a panel in matters involving, homeowners, public agencies, school boards, architects, engineers, constructors and subcontractors.
- Completed the 40-hour general civil mediator training course for the State of Michigan.

#### **REPRESENTATIVE ENGAGEMENTS**

Please refer to Exhibit A – Dispute Resolution Engagements 2007 – 2012

## **CONSTRUCTION EXPERIENCE**

### **DESIGN AND CONSTRUCTION: CONSTRUCTION PROFESSIONAL**

- Employed at John E. Roth & Sons, Inc. (1981-1985) and Roth, Incorporated (1985-2012) of Troy, Michigan, a Michigan corporation providing commercial general contracting services.
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- Project Type – 80% new construction | 20% renovation
- Project Use – 40% commercial | 40% industrial | 10% retail | 10% religious
- Project Delivery Method - 80% design-build | 20% gc/cm
- Integrated design-build organizational structure – construction (Roth, Inc.) and design (Roth & Associates, PC) disciplines collaborating under one roof.
- Individual responsibilities for Roth, Inc. progressed from Project Manager to President.
- Training and experience in sales, estimating, project management, scheduling, finance, insurance and bonding and dispute resolution.
- Project manager for 60 design-build and 25 gc/cm construction projects. Individual responsibility for the planning, executing, monitoring and control and closeout of the project.
- Completed construction projects include site infrastructure, manufacturing, warehousing, low-rise office, retail, religious and transportation facilities.
- Working knowledge of Microsoft and Oracle scheduling software, Oracle project management software and Timberline accounting software.

### **REPRESENTATIVE PROJECTS**

Please refer to Exhibit B – List of Completed Construction Projects 1982 - 2008

## **EDUCATION**

B.S. in Business Administration, Central Michigan University, 1981

## **LICENSES/CERTIFICATIONS**

Residential Builders License: State of Michigan

Project Management Professional (PMP) Certification: Project Management Institute

## **MEMBERSHIPS**

American Arbitration Association ♦ Design-Build Institute of America ♦ Dispute Resolution Board Foundation ♦ Engineering Society of Detroit ♦ Project Management Institute

## **AFFILIATIONS**

Lawrence Technological University, Department of Civil Engineering – Student mentor and program content guest speaker.