



# Robert J. Lindquist, P.E., Inc.

Austin • Orlando

## *Over Four Decades of Proven Construction Experience*

Since retiring from a full-time highway and heavy construction career in 2003, Robert Lindquist has worked independently in various capacities for a variety of clients that include contractors, owners, engineering firms, toll road authorities and attorneys, as well as the Florida and Texas Departments of Transportation. He has worked independently to provide opinions, monitor or resolve disputes and to render decisions where negotiations have reached an impasse.

Robert approaches every assignment independently; he has been an expert witness for the prosecution and the defense as well as owners and contractors. His training, education, and extensive experience gained during his 30+ year construction career are used in the analysis of issues from every side of an issue. Taking continuing education courses every year for the past 40 years has enabled Robert to maintain his Professional Engineer, AAA and Contractor licenses up to date and keep him current with the latest engineering and construction trends in the industry.

Over the years, Robert has handled many large construction disputes in trial, arbitration, mediation and dispute review boards. He continually stays updated on the latest trends in data analysis as well as CPM scheduling. Where applicable, he utilizes various statistical methods and mathematical modeling techniques, such as:

- Probability Analysis – probability of an occurrence being true
- Hypothesis Testing – testing different hypotheses for their relevance and viability
- Change point Detection – searching data to find the point where things began to change
- Segmentation – splitting an issue into areas or distinct parts to analyze it in greater detail
- Null Hypothesis – the justifiable analysis of chance, probability or zero coincidences

These are just a few of the possible mathematical methods that can be utilized to prove or disprove a certain position. Some of these methods have been accepted by the courts to prove a theory.

## *Certifications*

- TxDOT – Construction Management
- TxDOT – Construction Inspection
- FDOT – Dispute Review Board (DRB) Member
- FDOT – District 1 Regional DRB Member
- FDOT – Claims Consultant
- American Arbitration Association (AAA) – Panel Member
- Design Build Task Team – Member
- Public Private Partnership (PPP) Task Team – Member
- Florida Transportation Builders Association (FTBA) – Associate Member
- Florida General Contractor License – active 1988, retired
- Professional Engineer Licenses
  - Texas – active 1981, active
  - Florida – active 1987, retired
  - Colorado – active 1984, retired
  - Illinois – active 1975, retired



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## ***Recent Construction Consultant Assignments and Arbitration Experience***

*A general listing of cases and thorough descriptions of the following assignments are available upon request if no confidentiality restrictions apply.*

### **Construction Consulting Assignments**

- 2015-2017 - Tigerbrain Engineering, Oviedo, FL – Little Rock Air Force Base Primary Runway 07-25 Replacement – Corps of Engineers - scheduling and performance issues > \$100 million
- 2004-2011 - Jones Brothers – Various assignments in Polk Co., FL, Pinellas Co., FL, Orlando, FL and Tampa, FL
- 2004-2010 - John Carlo – Various assignments in Pinellas Co., FL, Palm Coast, Co., FL, Orlando, FL and Jacksonville, FL
- 2007-2009 - Heavy Construction Estimating – Fuel Factors used in all bids for FDOT, >\$10 million
- 2006 - Brown Corporation – Chaparral CDD, Orlando, FL - risks of bidding project, >\$1 million
- 2006 - Home Building Associate of Metro Orlando – Osceola Co, FL, fee increase, >\$10 million
- 2005-2006 - US183-A, Travis Co, TX, \$175 million Design Build project, (Granite Construction, contractor), on-going Change Order & Disputes review for owner, Central Texas Regional Mobility Authority thru engineering firm HNTB >\$1 million
- 2005 - KB Homes – Provide opinions on proposal for design build construct project, Orlando, FL
- 2005 - Jacksonville Bar Association – CPM Scheduling Seminar

### **Dispute Review Boards (DRB)**

- 2016 - 2017 SR 453 Wekiva Parkway CFX 429-205 project from Systems Interchange to Mt. Plymouth Road– includes new 4 lane toll roadway & bridge construction, toll plaza, drainage, animal crossings, wildlife fence construction, various surcharges along with signage, signals, etc., in Lake County, Florida. Contractor Superior Construction, KCCS is the CEI.
- 2016 – 2017 SR 453 Wekiva Parkway CFX 429-206 project from Lake Co Line to SR436 – includes new 4 lane toll roadway & bridge construction, drainage, animal crossings, wildlife fence construction, various surcharges along with signage, signals, etc., in Lake County, Florida. Contractor GLF Construction, Jacobs is the CEI.
- 2015 - 2016 SR 415 New Southbound Bridge & Roadway at the St John's River, retrofit of existing bridge at the St John's River – includes widening of existing roadway, drainage upgrades, animal crossings, wildlife fence construction along, various surcharges along with signage, signals, etc., in Volusia County, Florida. Contractor United Infrastructure Group (UIG) Construction, AECOM is the CEI.



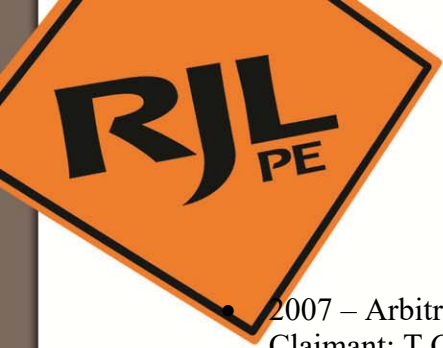
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- 2014 - 2015 I-275 (SR 93) Shoulder and Bridge Widening from South of Floribrasca Ave. to South of Hillsborough Ave. Hillsborough County, Florida for FDOT – Prince Construction contractor, Quest Corporation of America CEI. Project consists of widening 4 miles of downtown Tampa Interstate including widening 13 pairs of bridges outside and inside the median, including the bridge over the Hillsborough River. There is major maintenance of traffic, ITS, temporary lane shifting and night work.
- 2013- I-275 & US 41 to I-75 Apex in Polk County, Florida. Contractor Prince Construction, CEI Metric Engineering – Interstate widening including heavy maintenance of traffic, ITS, signage, resurfacing, environmental considerations, bridge widenings, sound wall, retaining walls.
- 2010 - Extended Contract Performance Claim – Westwind Contracting, < \$1 million
- 2010 – SR50 – Windermere Road Widening, Polk County, FL, FDOT <\$1 million
- 2010 - Markum Woods Road – Wall Construction – Seminole County, FL <\$1 million
- 2007-2010 - SR70, St Lucie County, Florida – Widening and new construction of an existing two lane rural road to a divided four lane with new bridges and box culverts
- 2005 - 2010 – FDOT District 1 Regional DRB Board –various cases throughout the county
- 2008 - Fender Claim – Worth Construction v. FDOT, < \$1 million
- 2005 - SR417 Toll Road – New construction & widening of an existing toll road in Orlando, FL for the Orlando-Orange County Expressway Authority (OOCEA)
- 2005 – Curry Ford Road – New Toll Booth Construction in Orlando, FL for the OOCEA
- 2004 - SR417 Toll Road – New construction & widening of an existing toll road in Orlando, FL for the OOCEA
- 2004 – Dean Road – New Toll Booth Construction in Orlando, FL for the OOCEA

## American Arbitration Association (AAA)

- 2013 – Arbitrator  
Claimant: Johnson Brothers Corporation  
John H, Raines, III (John H. Raines, III, P.A.)  
Respondent: CDM Smith successor-in-interest to Wilber Smith Associates, Inc.  
Jeffery B. Shapiro (Arnstein & Lehr LLP)
- 2009-2010 Arbitrator  
Claimant: Tag v Hemp’s Construction  
Tyler Weidlich (Baker Donelson Bearman Caldwell & Berkowitz)  
Jeffrey L Prattini (Shields Mott Lund)
- 2008 – Arbitrator  
Claimant: CED Construction Partners, Ltd  
Kevin Kelly (Gray-Robinson)  
Respondent: O’Keefe Architects, Inc.  
D. Frank Wright (Wright, Fulford, Moorehead & Brown, P.A)



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- 2007 – Arbitrator  
Claimant: T.G. Utility Company, Inc.  
J. Michael Lindell (Lindell Farson & Picket, PA)  
ROGER GANNAM (Lindell Farson Pincket & Davis, P.A)  
Respondent: The 3310-103 Land Trust, Sandra St. Germain, Trust  
Robert Aguilar, Esq. (Aguilar & Sieron, P.A)  
William Cooper (Cooper Ridge & Lantinberg, P.A)
- 2006 Arbitrator  
Claimant: Siemens Westinghouse Power Corporation  
Jeffrey Keiner (Gray, Harris & Robinson, P.A)  
Respondent: Barnhart Crane & Rigging Company  
Gary Hellman (Goldman & Hellman)
- 2006 – Arbitrator  
Claimant: Hardin Construction Company, LLC  
Michael K. Wilson, Esq. (Broad and Cassel)  
Respondent: Performance Plastering, Inc.  
Michael Sasso (Michael C. Sasso, P.A)

## ***Litigation Services Since 2003***

*More in-depth descriptions of the following cases can be provided upon request if no confidentiality restrictions apply.*

### **Litigation Services**

Provided expert witness testimony or pre-trial advice for the following cases:

- 2015-2017 – Represented Plaintiff - Currently in Progress, Produced Expert Report  
Jorge Franco Matter > \$1 million, safety issues, Houston, Texas, represented Jorge Franco  
thru attorney Padilla - Rodriguez
- 2016-2017 – Represented Defendant - Currently in Progress, Produced Expert Report  
Bradham v. FDOT, APAC-Florida, Inc., et. al > \$1 million, highway design issues,  
construction & safety issues, represented APAC-Florida thru attorney Murnaghan & Ferguson,  
P.A.
- 2016-2017 – Represented Plaintiff – Currently in Progress, Produced Expert Report  
S.J. Louis Construction v. City of Baton Rouge; Case No. 3:14-CV-00566 > \$10 million,  
breach of contract, payment issues, unforeseen conditions for Central Consolidation Pump  
Station 42 Force Main Project Baton Rouge, LA, represented S.J Louis thru attorney Lewis &  
McKenna.
- 2015 – Represented Plaintiff - Testified in Deposition  
Valve and Equipment Consultants v Pepper-Lawson Construction < \$1 million, breach of  
contract, failure to perform, payment issues, for manufacture and delivery of valves Ft Worth,  
Texas, represented V&E thru attorney Gardere Wynne Sewell LLP

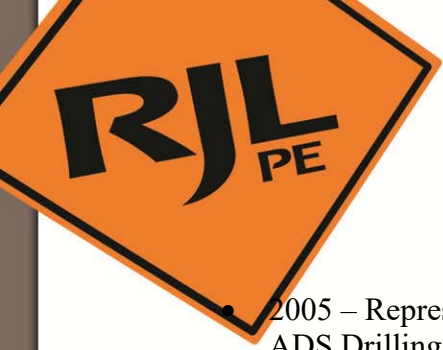


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- 2013-2014 – Represented Defendant – Produced Expert Report  
US 1, Marathon, FL > \$10 million, Globetec Construction v City of Marathon FL, delay, disruption and additional work for underground construction project in Marathon, FL., represented Globetec thru attorney Goren, Cherof, Doody & Ezrol P.A.
- 2013 – Represented Plaintiff – Testified in Deposition and Trial  
Charken Construction v Roberts Construction, Laramie, Wyoming > \$1 million, breach of contract, fraud, legal malpractice, for earthwork and underground construction on WyDOT project, represented Charken Construction thru attorney Paul Gordon LLC
- 2009 – Represented Plaintiff - Deposed and Testified at Trial  
F&W Construction v Granite Construction AAA Arbitration, Represented F&W through attorney, Andrew Chapin, Conner Gwyn Schenck
- 2008 – Represented Plaintiff  
Cochrane Construction v. St. Stevens Church, Orlando, FL – Infiltrator system, <\$1 million, represented Cochrane Construction thru attorney Lowndes, Drosdick, Doster, Kantor & Reed
- 2008 – Represented Plaintiff  
Southeastern Construction v. Weatherington Tractor Services, Mall Hill Dr, Lakeland, FL, asphalt performance issue, >\$1 million, represented Southeastern Construction thru attorney Baxter Strohauser Mannion & Silbermann
- 2007 – Represented Defendant – Testified at Deposition  
US192, Osceola Co, FL <\$10 million Smith & Company v. FDOT, represented FDOT
- 2007 – Represented Defendant – Testified at Deposition  
Suncoast Parkway, Hillsborough Co, FL <\$10 million, Smith & Company v. FDOT, represented FDOT
- 2006-2007 – Represented Plaintiff – Deposed and Testified at Trial  
Craggs Construction v. Sanford Airport Authority, FL <\$1 million, specification interpretation and performance, represented Craggs Construction
- 2006 – Represented Defendant  
SR50, Hernando Co, FL <\$10 million, Smith & Company v. FDOT, represented FDOT
- 2006 – Represented Defendant - Testified in Deposition  
White Construction v. Sprint (FDOT third party plaintiff) Capital City Project, Tallahassee, FL - <\$1 million, represented Sprint thru Law firm of Ausley Law Firm, Tallahassee, FL
- 2005 Represented Respondent – Testified in Deposition  
Claimant: White Construction Company, Inc.  
Joseph Lawrence,II (Vezina, Lawrence & Piscitelli, P.A.)  
Respondent: State of Florida, Department of Transportation  
E.Clay McGonagil (FDOT)
- 2005 – Represented Plaintiff – Deposed and Testified at Trial  
Walker & Company v. Fidelity Insurance, >\$1 million, Cagans Crossing, Lake County, FL, performance issues, represented Walker thru attorney Lowndes, Drosdick, Doster, Kantor & Reed





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- 2005 – Represented Plaintiff  
ADS Drilling v. City of Oviedo, Old Lockwood Road, Oviedo, FL – Directional boring issue, <\$1 million, represented ADS Drilling thru attorney Lowndes, Drosdick, Doster, Kantor & Reed
- 2005 – Represented Defendant – Testified at Deposition  
Bob’s Barricades (Suarez v. General Asphalt), Miami, FL – MOT issues, >\$1 million, represented Bob’s Barricades thru attorney Wicker, Smith, O’Hara, McCoy, Graham & Ford
- 2004 – Represented Defendant  
Lawson Nobel & Webb v. Ryan Construction, Rock Springs Rd, Apopka, FL >\$1 million, represented Lawson Nobel & Webb thru attorney Seiden, Alder & Matthewman
- 2004 – Represented Plaintiff – Deposed and Testified at Trial  
Jensen Construction Co v. Picerne Investments, Jacksonville, FL – Construction performance issues at Mayport Naval Station, >\$1 million, represented Picerne Investments thru attorney Lowndes, Drosdick, Doster, Kantor & Reed