



Goldberg & Connolly obtains \$4.2 million settlement from NYC Health & Hospitals Corporation (HHC) and the Dormitory Authority of the State of New York (DASNY) for B.G. National Plumbing & Heating.

Goldberg & Connolly's (G&C) successful representation of BG National Plumbing & Heating Inc, on a delay claim against the NYC Health & Hospitals Corporation (HHC), has resulted in a \$4.2 MM settlement..

As is often the case, G&C took over this case from another law firm which had previously handled it. In August 2007, we immediately took steps to suspend litigation and engage DASNY and HHC in extended, meaningful discussions to resolve the dispute.

BG National was hired by HHC in 2002 to handle the plumbing portion of the modernization and new construction of Jacobi Medical Center complex in Brooklyn. The total contract amount was \$8.297MM and change orders amounted to \$1.2MM, with an adjusted contract price to \$10.2MM.

There were over 18 "unscheduled" categories of impacts ranging from design defects, out of sequence work, owner changes and elevation errors that resulted in a delay in project completion of over 2½ years from January 2004 to October 2006.

To its credit, BG National diligently persevered on this difficult project despite severe cost overruns and delays to insure the project was completed for the benefit of the public. We also applaud DASNY, as a responsible public owner for recognizing the enormous effort and hardship BG National assumed and confronted.

We are gratified to have been able to assist our client, without litigation and in a timely fashion, to recoup its considerable investment in this project and reestablish this undertaking as a profitable venture.

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