



CONSULTANT PROFILE

Andrew A. Goldsmith, CSI CCCA, CFCC

HISTORY AND EXPERIENCE: Andrew Goldsmith is founder and president of TX-CMS, Inc. d/b/a Construction Management Specialties. He has had this company since 1989. Since the conception of the company, he has handled over 100 million dollars worth of construction claims in over 200 separate cases in the last twenty-six years. He has extensive experience in Dispute Resolution. He is an Arbitrator with AAA. He also has experience as an expert witness in construction cases, and has given extensive litigation support. His experience includes the following aspects. He is a construction consultant with over thirty-five years of construction experience. His construction experience is in management, estimating, engineering, construction methods, planning and scheduling, heavy equipment use, and general administration. He has been involved with the building of bridges, roads, drainage channels, dams, airport terminals, a powerhouse, and municipal infrastructures, utilities installation, hospitals, commercial construction. He is a successful Construction Manager. Also, Andrew has had extensive experience in taking on projects that have gone bad and has demonstrated the ability to put them back on track.



He has dealt with the U.S. Corps of Engineers, the U.S. Bureau of Reclamation, and the U.S. State Department of Transportation in Texas, Arkansas, Oklahoma, Tennessee, Mississippi, Louisiana, Florida and Georgia. He has represented the Texas Attorney General in construction cases. He has dealt with various municipalities, county governments, engineering firms, and private owners. He has a strong estimating background in civil and commercial projects. He has helped and represented clients in every trade of the construction industry.

He has negotiated millions of dollars in change orders, and prepared and negotiated millions of dollars in contract claims. He has a performance knowledge of the laws, codes, regulations, and standards in the construction industry and he knows what is considered acceptable construction standard of performance. He is an arbitrator, mediator and serves on Dispute Resolution Boards.

Mr. Goldsmith has a BAAS with Professional Development in Interdisciplinary Management from Texas State University. Undergraduate studies were in civil engineering.

He is a certified Construction Documents Technologist (CDT) and is a Certified Construction Contract Administrator (CCCA) both accredited from the Construction Specifications Institute.

Mr. Goldsmith is also a Certified Forensic Claims Consultant (CFCC) issued from the Association for the Advancement of Cost Engineering (AACE) and this certification is accredited by the Council of Engineering Scientific & Specialty Boards (CESB) and the International Cost Engineering Council (ICEC).



Curriculum Vitae

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Andrew A. Goldsmith CSI, CCCA, CFCC

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● **Occupation:** Provide Construction Claims and Dispute Consulting, Professional Dispute Resolution Board Neutral, Arbitrator, Contract Administration, Design-Build Contract Development, Mediation Services

● **Education & Training:**

- BAAS with Professional Development in Interdisciplinary Management from Texas State University 17 December 1994
- Pursued Civil Engineering at University of Arkansas at Fayetteville & Westark Jr. College, Fort Smith Arkansas 8/71-5/74
- 40 hour Mediation Training through ADR Services International which meets the Texas Statutory Guidelines
- AAA Department of Education & Training in Construction Arbitration - 1990
- AAA Advanced Mediator Training - June 2012
- AAAU Arbitration Fundamentals & Best Practices - Oct. 2012, Managing a Successful Arbitration-March 2014
- Dispute Resolution Board Training: 2009 Administration and Practice Workshop, 2009; Advanced Chairing Workshop, 2009; CalTrans DRB Workshop, 2009; CalTrans DRA Workshop Colorado DOT Training Workshop, 2011.
- The Cambridge Institute Seminar on Construction Claims Under Texas Law 1996
- University of Texas' Construction Law Conference in 1992, 1993, 1997, 1999, 2000, 2001, 2002, 2003, 2004, & 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2014, 2015
- OSHA 500-Occupational Safety & Health Standards for the construction industry trained
- SSPC Tutorial on Removing Hazardous Lead Paint from Industrial Structures
- RS Means Construction Costs Estimating-RSMeans Cost Data
- Texas Construction Law for Engineers 12/15/2006
- Boy Scouts of America Woodbadge Trained SC418 & COPE Facilitator Trained.

● **Professional Certifications:**

- Construction Documents Technologist (CDT) from the Construction Specifications Institute (obtained 1997)
- Certified Construction Contract Administrator (CCCA) from the Construction Specifications Institute (obtained 1997)
- Certified Forensic Claims Consultant (CFCC) from the Association for the Advancement of Cost Engineering. Program and accredited by the Council of Engineering and Scientific Specialty Boards of the International Cost Engineering Council.(obtained September 2007)

● **Experience:**

- President/Owner of *Construction Management Specialties*, since 1989
- Assembled over 200 major claims
- Over 50 construction disputes settlement negotiations
- 24 years experience with TXDOT and other DOT projects assembling and resolving claims.
- DRB member on DART Orange Line Light Rail Expansion \$430 Million I-1&2 Project & \$150 Million I-3 Project and San Antonio Water System \$21 Million 8' Dia. Sewer Out Fall
- Arbitrator in construction related cases
- Participated in numerous meditations and mediated cases.
- Taken cases before the Armed Services Board of Contract Appeals
- Appointed "Special Master" expert by a Magistrate Judge to determine damages
- Testified as claims expert on over 7 arbitration cases,
- Testified as an construction claims expert in federal and civil trial court on over 8 cases,



- Deposed over 26 times as expert
- Trial Testimony - 19 times
- 5 years in management with a Top 200 construction company
- 4 years as senior estimator for two large construction companies
- In addition to the above, Mr. Goldsmith has the following Construction related experience
 - 3 years - materials testing and soils investigation
 - 3 years - concrete design and quality analysis
 - 9 years - construction methods, planning
 - 25 years - scheduling and production analysis
 - 3 years - surveying and project layout,
 - 9 years - general construction administration
 - 6 years - construction cost accounting
 - 6 years - project safety supervisor
 - 22 years - assembled over 200 claims
- An elder of his church for 35 years. Has taught Seminary for one year.
- CPR for the Professional Rescuer and Lifeguard Training from American Red Cross
- **Honors, Awards, and Citations:**
 - Graduated from Texas State University Magna Cum Laude
 - President of San Antonio Chapter of Construction Specifications Institute 1998-2000
 - Key note speaker at the CSI South Central Region Conference for the Educational Program "Construction Contract Administration" October 1994
 - Awarded the District Award of Merit by the Boy Scouts of America 1995
 - Awarded the Silver Beaver by the Alamo Area Council of the Boy Scouts of America 2000.
- **Professional and Other Associations:**
 - The Construction Specifications Institute
 - The Association for the Advancement of Cost Engineering
 - The Dispute Resolution Board Foundation
 - The Dispute Board Federation
 - Design-Build Institute of America
 - State Bar of Texas Construction Law Section Associate Member
 - Past member of The American Subcontractors Association
 - The American Arbitration Association
 - Past member of the Structural Steel Painting Council
 - Past member of the Architectural Woodwork Institute

**Andrew Goldsmith has assembled, analyzed and/or evaluated the following types of claims:**

Acceleration Claims
Alternate Source Claims
Arbitrary and Capricious Inspection Claims
As-built Schedule Assembly and/or Evaluation
Cardinal Changes
Compression of Work Claims
Concrete Design Problem Evaluations
Constructability Claims
Construction Materials Evaluations
Construction Costs Estimating Evaluations
Construction Fraud Claims
Construction Survey Errors Claims
Construction Death Evaluations (Responsible Parties)
Construction Law Application Analysis
Contract Administration Evaluations
Contract Breach Issues
Contract Proposal Evaluations/Negotiations
Contract/Subcontract Document Evaluation
Contract Change Evaluations/Negotiations
Contractual Responsibility Assessment
Cost Control Management and Consulting
Cost Analysis
Davis Bacon Act Claims
Defective Workmanship Claims
Defective Materials Claims
Defective Plans and/or Specifications Claims
Defective Design Dispute Claims
Defective Bid Claims
Deficient Management Claims
Delay Claim Analysis
Differing Site Conditions Claims
Discrimination Claims
Disputed Bid Claims
Disputed Additional Work Claims
Disruption Claims
Errors & Omissions Claims
Expert Witness Report Evaluations
Extended/Unabsorbed Home Office Overhead
Extended Project Overhead Evaluations/Claims
Extra Work Claims
Geotechnical Report Evaluations
Hindrances Claims
Impossibility of Performance Claims
Impractical Performance Claims
Inefficiencies Claims
Latent Deficiencies Claims
Liquidated Damage Claims
Manpower Analysis/Claims
Manpower Shortage Claims
Materials On Hand Dispute Claims
Mean and Methods Control Dispute Claims
Means and Methods Evaluation
Out of Sequence Work Claims
Over Inspection Claims
Performance Design Claims
Production Analysis and Consulting
Project Management Training
Project Recovery Evaluations
Project Management Evaluations
Project Site Safety Evaluations
Prompt Pay Claims
Quantity Changes Claims
Quntum Merit Evaluations
Recovery Schedules Development/Evaluations
Resource Evaluations/Claims
Schedule Impact Analysis and Theory
Schedule Evaluations
Schedule Training
Short Interval Production Analysis
Single Source Claims
Soil Problem Evaluations
Stacking of Trades Claims
Suspended Work Claims
Termination for Convenience/Cause Evaluation
Unforeseen Conditions Claims
Unilateral Changes Claims
Weather Impact Claims
Wrongful Withhold of Payment Claims
Wrongful Terminations Claims
Wrongful Rejection Claims