



WALTER K. McDONOUGH
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Professional Experience:

2007-Present	ELK Consulting Services, LLC/Boston, MA President/Manager
1996- 2007	Suffolk Construction Company, Inc./Boston, MA Executive Vice President/General Counsel
1993 - 1996	Perini Corporation/Framingham, MA Assistant General Counsel
1990 - 1993	Hinckley, Allen & Snyder/Boston, MA Litigation Department / Trial Attorney Of Counsel (2007-09)
1987 - 1990	Fine & Ambrogne/Boston, MA Litigation Department / Trial Attorney

Responsibilities:

In 2007, Mr. McDonough formed ELK Consulting Services to utilize his substantial experience as a senior executive and general counsel to provide dispute resolution (mediation, arbitration, dispute review boards), and consulting services to clients with a focus in the construction, insurance and real estate industries.

Over ten plus years with Suffolk Construction, Mr. McDonough was directly involved in the growth of the company to over \$1 Billion in annual revenue and over 750 employees, with offices in Massachusetts, Florida and California. Mr. McDonough was responsible for contract negotiations with owners, subcontractors and suppliers, as well as resolution of contract and other disputes, employing a proactive approach to avoid litigation wherever possible. Mr. McDonough also was directly responsible for the Company's Safety, Risk Management and Human Resources programs.

Professional Affiliations:

American Bar Association—Member Since 1987

- Forum on the Construction Industry
- Civil Litigation Section
- Alternative Dispute Resolution Section

Massachusetts Bar Association—Member Since 1988

Boston Bar Association—Member Since 2002

- Construction Law Committee—(Committee Co-Chair 2004-06)

American Arbitration Association

- Northeast Region Construction Advisory Council (2003-2006)

Associated General Contractors of America/Mass. Chapter-Member (2003-Present)

Council on Litigation Management—Member (2009-Present)

- Construction Litigation Committee Member (2010-Present)

Princeton University Hockey Association

- First Vice President—1991 to Present

Education:

Boston College Law School

Juris Doctor *Cum Laude* 1987

Princeton University

Bachelor of Arts *Cum Laude* 1984, Politics

Certificate of Completion: Program in Political Economy

Senior Thesis: *School Desegregation in Boston: A Failed Experiment*

Varsity Ice Hockey Goaltender (1980-84)

COSIDA Academic All-America Team, Honorable Mention (1984)

Wm. Blackwell Trophy (Team Co-MVP) (1984)

Certifications/Training

American Arbitration Association

Chairing an Arbitration Panel (December, 2010)

Dealing with Delay Tactics in Arbitration (March, 2010)

Advanced Mediation Training (November, 2009)

Arbitration Awards: Safeguarding, Deciding and Writing the Award (October, 2009)

AAA Arbitration Roadmap (June, 2008)

Commercial Arbitrator I Certification (September, 2006)

Member--Commercial Panel of Neutrals, Construction Panel of Neutrals

Mediation Works, Inc.

Executive Mediation Training Course (October, 2006)

Dispute Review Board Foundation—Certified Panelist Training (October, 2008)

American Dispute Resolution Center, Inc.

Member, Panel of Arbitrators (Appointed October, 2007)

Presentations/Publications:

“Preparing for Success at Mediation”—presented to Construction Financial Managers Assn. of Mass. monthly meeting (September, 2013)

“Jumpstarting Your Mediation Practice”—presented for Boston Bar Association Litigation, ADR and Construction Practice Sections (May, 2013)

“Recognizing and Managing Risks in Today’s Construction Market”—co-author, CFMA Building Profits Magazine (Sept/Oct 2012)

“Preparing for Success at Mediation”—presented as part of MCLE “Construction Law and Litigation” Seminar (June, 2012) and before Mass. Defense Lawyers Annual Meeting (May, 2012)

“Public Construction-Managing for Success”—presented to Mass. City Solicitors and Town Counsel Association Annual Meeting (April, 2012)

“Dispute Avoidance and Resolution for Construction Disputes: What is Working and What is Needed”, panelist for Boston Bar Association, Construction and Dispute Resolution Sections (December, 2011)

“Presenting Damages at Mediation and Preparing Your Organization for Mediation”, McGladrey, Inc. client seminar, sole presenter (October, 2011)

“Dealing with the Fix”—The Practical Response to a Construction Defect Claim, Litigation Management (Fall 2011)

“Current Trends in Construction Claims and Disputes”, panelist at Mass. Bar Association Litigation Section Meeting (December, 2010)

“Holy S***t--Crisis on the Project”, presented to Massachusetts RIMS and Associated Subcontractors of Mass. monthly meetings (November, 2010 and December, 2009)

“Dispute Mediation Options Every Executive Should Know”, RSM McGladrey Webinar panelist (February, 2009)

“Mediating the Construction Case”, Boston Bar Association, Construction Law Section Panelist (February, 2009)

“Communicating for Profit: Subcontractor/General Contractor Relations,

presented as part of Contractor Series for Feeley & Driscoll (November, 2008)

“Common Sense for Construction Conflicts: ADR Options and Success Stories”,
panelist—DRBF Northeast Regional Conference (October, 2008)

“AIA and Consensus Docs Overview—Indemnity, Insurance and other selected
topics”—presented as part of Boston Bar Association, Advanced Topics in
Construction Law (June, 2008)

“Key Risk Provisions in Construction Contracts”, presented to the Surety
Association of Massachusetts (March, 2008)

References available on request.