

## Scott D. Cahalan

Partner | Atlanta

Scott D. Cahalan is a Partner in the Construction Practice of Smith, Gambrell & Russell, LLP.

Mr. Cahalan has substantial experience representing owners, contractors, subcontractors, engineers, architects, suppliers, manufacturers and vendors in connection with construction, commercial and other business matters. His practice primarily consists of drafting and reviewing construction contracts, providing advice during construction and construction litigation, arbitration and mediation.

Mr. Cahalan has authored a number of publications, including the following: "March is Just Around the Corner: Move the Clocks Forward and Change Your Lien Forms," *Trust the Leaders*, Issue 23 (Spring 2009); "Building Information Modeling: What's Ahead for Contractors," *Trust The Leaders*, Issue 21 (Spring 2008); "Lien Law: Use It Or Lose It," *Trust The Leaders*, Issue 11 (Spring 2005); "Move Over AIA - There's a New Standard Form Construction Contract for Owners and Developers," *Trust The Leaders*, Issue 2 (Winter 2002); "An Owner's Guide to Time Related Claims," *Construction Business Review*, Volume 9, Number 1 (2001); "Owner's Perspective - Allocating Contract Administration Duties and Responsibilities Between Construction Managers and Architects," *Construction Business Review*, Volume 8, Number 3 (2000).

Mr. Cahalan is listed as one of Georgia's leading construction lawyers by Chambers USA in 2007-2013 and he was selected for inclusion in *Georgia Super Lawyers* for construction law in 2009-2010.

Mr. Cahalan was the primary drafter of the Associated Owners and Developers' AOD 2002 - Standard Form of Agreement Between Owner and Contractor Where the Price Is Fixed or Lump Sum, and the Associated Owners and Developers' AOD 2003 - Standard Form of Agreement Between Owner and Contractor for Work on a Cost Plus Fee Basis With a Guaranteed Maximum Price. He has also given numerous seminars throughout the United States and Europe



### Contact Information

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### Areas of Practice

Construction Law and Litigation  
Sustainability Practice

### Bar Admissions

Georgia

### Memberships

American Bar Association --  
Construction Forum  
American Institute of Architects  
Georgia Utility Contractor's  
Association

concerning construction contracts, Green Building, construction insurance, mechanics lien law and construction claims.

Since 2010, Mr. Cahalan has been a part time instructor at the Georgia Institute of Technology where he teaches Design and Construction Law to graduate students and Construction Law to undergraduate students. Mr. Cahalan also taught Trial Techniques to law students at Emory University between 2009-2011.

Before law school, Mr. Cahalan was an engineer at Green Construction, Inc., a general contractor that specialized in heavy, highway and industrial construction projects throughout the United States. He has experience in estimating, scheduling and project management.

Mr. Cahalan received his B.S. degree in Construction Engineering from Iowa State University in 1984. In 1994, he received his J.D. degree, *cum laude*, from the University of Georgia. While in law school, Mr. Cahalan served as a law clerk to The Honorable Julie E. Carnes, Judge for the United States District Court for the Northern District of Georgia, Atlanta Division.

Mr. Cahalan is a member of the State Bar of Georgia, the United States District Court for the Northern District of Georgia and the United States Court of Appeals for the Eleventh Circuit. He is also a member of the Litigation Section and Construction Forum of the American Bar Association.

#### **Publications & Presentations**

- “An Owner’s Guide to Time Related Claims,” *Construction Business Review*, Volume 9, Number 1 (2001).
- “Owner’s Perspective - Allocating Contract Administration Duties and Responsibilities Between Construction Managers and Architects,” *Construction Business Review*, Volume 8, Number 3 (2000).

#### **Recognitions**

Georgia Super Lawyers --  
Construction Litigation (2009-2010)  
Chambers USA, Leading Business Lawyers --  
Construction (2007-2013)