

# FORCON INTERNATIONAL

**VICTOR M. OSTROWSKI, PSP**

## **EDUCATION**

UNIVERSITY OF SOUTH ALABAMA - B.S.M.E. - 1972 - Mechanical Engineering  
Certified Planning and Scheduling Professional by AACE  
Association for the Advancement of Cost Engineering  
Project Management Institute

### Continuing Education

- \* Advanced scheduling techniques - University of South Alabama
- \* Carrier Applied Products & Engineering Training Course
- \* Short Course on Noise Generation & Control - Auburn University
- \* U.S. Army Corps of Engineers Conducted Schooling
- \* General Construction Inspection
- \* Mechanical Systems Inspection
- \* Concrete Construction
- \* Basic Supervisory Training

## **SUMMARY**

Over thirty (35) years experience in commercial and industrial HVAC design, estimating, bid procedures, contract administration, inspection, construction scheduling and quality control. Familiar with government agency bid and contract administration procedures for construction projects involving G.S.A., Army Corps of Engineers, Veterans Administration, Army, Navy and Air Force Base contracting.

## **REGISTRATION/MEMBERSHIPS**

- \* AGC - Association of General Contractors
- \* ASHRAE - American Society of Heating Refrigeration and Air Conditioning Engineers

## **CAREER HISTORY**

**Forcon International Corporation - Associate.** - Providing consulting services to contractors giving assistance in the areas of, project management procedures, scheduling and construction claims. Expert Witness in cases requiring delay analysis.

Consultant to Bonding Companies in the area of Bond Claims, Assignments including jobsite and home office investigations to analyze contractor staff, procedures, cost to complete estimates, claims and accounting.

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Provide litigation support and act as an expert witness in area of CPM Scheduling and construction claims.

**Professional Consulting Services of N.W. Florida.** President and Owner of PCS provides consulting services to Owners and Contractors in the areas of project management, CPM Scheduling, change orders and claims. Testify as Expert in General Construction means and methods, CPM scheduling and delay analysis, construction cost accounting and mechanical construction.

**Vice President of T.A. McMullen Consultants, Inc.** - Providing consulting services to contractors giving assistance in the areas of project management procedures, scheduling, changes and claims. Specialize in CPM scheduling and construction claims. Expert Witness in cases requiring delay analysis.

**President of Air Comfort Services, Inc. - Pensacola, FL** - Mechanical Contractor performing on Government contracts. Responsible for the day to day operation of the business including financing, bonding, bidding, payroll, accounts payable and accounts receivable, as well as all scheduling and claim presentations.

**President of Empire Mechanical Contractors, Inc. - Ft. Worth, TX** - Responsible for administrative duties of the company as well as project management of major projects and all company scheduling requirements.

**Project Manager/Superintendent for Larry Gallagher, Inc. - Ft. Worth, TX** - Provided management services to General Contractor on highly technical and/or high risk Government projects. Developed and maintained CPM schedules on assigned projects. Assisted in preparation and negotiation of major construction claims for firm.

**Mechanical Engineer for the U.S. Army Corps of Engineers - Mobile, AL** - Served with the Engineering and Construction Divisions responsible for review and approval of contractor CPM schedules. Assisted Corps negotiators in settlement of delay claims against Mobile District.

## EXPERT WITNESS EXPERIENCE

Case: Progressive Plumbing vs ABCO Builders  
Attorney: McManus and Graham - John McManus or Mike Solis  
Description: Subcontractor sued general contractor for delay damages on Condominium project in Atlanta. Provided expert testimony on schedule impacts and cost of finishing project under delayed conditions. Arbitration case pending.

Case: Forti/Pool & Kent vs Salisbury Steel  
Attorney: Whiteford, Taylor, and Preston - Bob Carney or Cynthia Roders-Waire  
Description: Subcontractor sued steel fabricator for delay damages to erection of coal silos for Bethlehem Steel. Provided expert testimony on schedule impacts and cost of finishing project under delayed conditions. Case settled.

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- Case: Wallace Construction Co. vs the U.S. Navy (ASBCA)  
Attorney: McManus and Graham - John McManus  
Description: General Contractor claimed against the Navy for delays and disruptions to reproofing project. Case pending.
- Case: Tilbury Construction vs. McCarthy Brothers Company  
Attorney: Foley & Lardner. - Thomas F. Munro  
Description: Subcontractor sued for Wrongful Termination in Bond Claims action. Provided expert testimony on schedule impacts and cost of finishing project under delayed conditions. Case settled by jury verdict.
- Case: Insulation Specialties, Inc. vs. U.S. Army Corps of Engineers (USBCA)  
Attorney: Beale, Balfour, Davidson & Etherington, P.C. - Fred Kozak  
Description: General Contractor appealed Contracting Officer's Decision on delay claim. Provided expert testimony on schedule impacts and normal construction practices. Case settled in favor of ISI.
- Case: Builders South, Inc. vs. L.C. Gaskins, Inc. - Macon, GA - U. S. District Court  
Attorney: Hatcher Gram, LLP - Hatcher Gram  
Description: Subcontractor filed suit against General Contractor on erection of Hangar at Warner Robbins AFB, GA. Provided expert testimony on schedule impacts and normal construction practices. Case settled by jury verdict.
- Case: C. C. Bailey Construction Company vs. USA - U. S. Court of Claims  
Attorney: McManus and McLean, LLP - John McManus  
Description: Small woman owned dredging contractor appealed the Contracting Officers Decision on a claim filed for extra dredging in Panama City, Florida. Testified as to cost reasonableness of claim. Case settled by Judge verdict.
- Case: Green International vs. MARTA, Kensington Station, C13 Claim Atlanta, GA  
Attorney: Smith, Currie, & Hancock - Jim Bidgood and Phil Fortune  
Description: General Contractor filed suit for damages against City Owner. Conducted CPM Schedule analysis and provided expert opinion and testimony on delay and cost reasonableness. Case settled by jury trial.
- Case: A.S. McGaughan vs. Prince George's County - Hyattsville, MD  
Attorney: Holland & Knight - Tim Bloomfield  
Description: General Contractor filed suit for damages against County Owner. Conducted CPM Schedule analysis and provided expert opinion on delay and cost reasonableness. Case settled.
- Case: Schopke Construction vs. City of Palm Bay, FL - Melbourne, FL  
Attorney: Burrows & Jester, P.A. - Tom Burrows  
Description: General Contractor filed suit for damages against City Owner. Conducted CPM Schedule analysis and expert opinion on cost reasonableness. Case settled after arbitration.

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- Case:** Kerr Mechanical Contractors vs. George Mason University, VA - Fairfax, VA  
**Attorney:** Cowles, Rinandi & Arnold - W. McCaully Arnold  
**Description:** Mechanical Prime Contractor filed suit for delay damages against VA University. Conducted CPM schedule analysis and testified as to cause of delay and reasonableness of costs. Case settled after trial.
- Case:** W.W. Gay Mechanical Contractors vs. The Haskell Company - Jacksonville, FL  
**Attorney:** Holbrook, Akel, Cold, Stiefel & Ray, P.A. - John Stiefel  
**Description:** Mechanical Subcontractor filed suit for damages against general contractor on the Jaguar Stadium. Provide expert analysis of schedule impact and loss of productivity costs. Case settled in Mediation.
- Case:** R.O. Camp Construction, Inc. vs. GACRAA - Gainesville, FL  
**Attorney:** Dell, Graham, Wilcox, Barber, Jopling, et al. - John Jopling  
**Description:** General Contractor filed suit for damages against Airport Authority. Reviewed contractor submitted claim and advised Airport Authority on cost reasonableness and schedule analysis. Case settled before trial.
- Case:** ARMCO, INC. vs. Olshan Demolishing Company, Inc. - US District Court, Kansas City, Missouri.  
**Attorney:** Stinson, Mag, & Fizzell, P.C. - Doug Curran and Ace Rowley  
**Description:** Owner files suit for uncompleted work. Demolition contractor countered with suit for delay and changes costs. Conducted schedule analysis and provided damages calculations and support. Case settled.
- Case:** Southwest Tenant Corp. Inc. vs. Rowan Companies, Inc. - Houston, TX  
**Attorney:** Holtzman & Urquhart - Tom Bako  
**Description:** General Contractor filed suit for damages against private owner. Conducted CPM Schedule analysis and provided expert opinion on delays and cost reasonableness. Case settled.
- Case:** Tompkins Builders, Inc. vs. National Education Association - Washington, DC  
**Attorney:** Lyons & McManus - Joe McManus  
**Description:** General Contractor filed suit for damages against Owner for acceleration costs. Conducted CPM Schedule analysis and provided expert opinion during Mediation and Arbitration. Case settled in Mediation.
- Case:** McGaughan Construction Co vs. Indiana Lumbermans Ins. Co. - Washington, DC  
**Principal:** McGaughan Construction Co. -  
**Attorney:** Lyons & McManus - Joe McManus  
**Description:** General Contractor filed suit against bonding company for completion costs and delay damages. Conducted schedule analysis and acted as expert witness as to cause and effect of delay. Case settled.

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## Testified as Fact Witness in the following:

Case: ACS, Inc. vs. Zack Smith Construction  
Principal: ACS, Inc.  
Attorney: Richard M. Denney  
Description: Testify as witness for the principal on suit for non-payment.

Case: Empire Mechanical vs. U.S. Air Force  
Principal: Empire Mechanical  
Attorney: Baker and Hoffsteler - Keith Young  
Description: Testify as witness for the principal on claim against Air Force.

## MAJOR MECHANICAL CONTRACT EXPERIENCE

POSITION	PROJECT DESCRIPTION
Project Manager	New Boiler Plant - V.A. Medical Center Big Spring, TX. \$5.8 mil. prime contract to install three packaged boilers.
Project Manager	Install Emergency Boilers - Tinker A.F.B., Oklahoma City, OK. \$1.2 mil. prime contract to install two 10,000 hp water tube boilers.
Project Manager	New Boiler Plant - Sheppard AFB - Wichita Falls, TX. - \$2.8 mil. prime contract to install two packaged boilers.
Superintendent	Excell Helium Plant Modification - Amarillo, TX - \$6.5 mil. prime contract to upgrade existing piping and equipment including installation of three packaged boilers.
Superintendent	Installation of 7 Boilers - Eglin AFB - Ft. Walton Beach, FL \$3.5 mil prime contract to install 7 small package boilers.
Superintendent	Installation of Electrostatic Precipitators - Holston Army Ammunition Plant - Kingsport TN - \$10.3 mil. prime contract to install 10 electrostatic precipitators on large coal fired boilers and modifications to steam turbines and fan wheels.
Project Manager	New Science Laboratory - Tyndall AFB - Panama City, Florida. \$2.3 mil. mechanical contract including all HVAC, Plumbing, Fire Protection, Outside Utilities and New Boiler Plant and Steam Distribution System.
Project Manager	Various Maintenance Facilities - Tyndall AFB - Panama City, Florida. \$2.5 mil. mechanical contract including all mechanical systems for 5 separate buildings.

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## REPRESENTATIVE LIST OF CPM ENGAGEMENTS

Project: Federal Triangle Concrete  
Washington, D.C.  
Approx. Value: \$81,000,000  
CPM: approx. 5,000 activities

Project: Federal Triangle Exterior  
Stone, Washington, D.C.  
Approx. Value: \$27,000,000  
CPM: approx. 2,000 activities

Project: FBI Investigative Facility  
Clarksburg, WV  
Approx. Value: \$80,000,000  
CPM: approx. 5,000 activities

Project: International Finance Corp.  
Headquarters, Washington, D.C.  
Approx. Value: \$110,000,000  
CPM: approx. 3,500 activities

Project: Pentagon Basement Renova-  
tions, Phase I, Washington, D.C.  
Approx. Value: \$60,000,000  
CPM: approx. 1,000 activities

Project: WMATA Petworth Station  
Washington, D.C.  
Approx. Value: \$60,000,000  
CPM: approx. 3,000 activities

Project: Hyattsville, MD Justice Center  
Approx. Value: \$19,000,000  
CPM: approx. 1,500 activities

Project: CNET Training Facility  
Pensacola, FL  
Approx. Value: \$220,000,000  
CPM: approx. 10,000 activities

Project: Blue Plains Central  
Maintenance Facility, Washington, D.C.  
Approx. Value: \$35,000,000  
CPM: approx. 2,000 activities

Project: World Bank Headquarters  
Washington, D.C.  
Approx. Value: \$180,000,000  
CPM: approx. 5,000 activities

Project: U.S. Postal Service General  
Mail Facility, Chicago, IL  
Approx. Value: \$180,000,000  
CPM: approx. 4,000 activities

Project: National Education Assoc.  
Headquarters, Washington, D.C.  
Approx. Value: \$50,000,000  
CPM: approx. 2,000 activities

Project: Beaumont TX State  
Correctional Institution  
Approx. Value: \$60,000,000  
CPM: approx. 4,000 activities

Project: Upper Marlboro, MD  
Justice Center  
Approx. Value: \$75,000,000  
CPM: approx. 2,000 activities

Project: Ft. Bragg Vehicle  
Maintenance Facility  
Approx. Value: \$19,000,000  
CPM: approx. 3,000 activities

Project: Federal Building Asbestos  
Removal, Boston, MA  
Approx. Value: \$15,000,000  
CPM: approx. 1,000 activities

Project: 2001 Eye Street Office  
Building, Washington, D.C.  
Approx. Value: \$20,000,000  
CPM: approx. 1,500 activities

Project: Federal Law Enforcement  
Training Center, GA  
Approx. Value: \$9,000,000  
CPM: approx. 500 activities