

Curriculum Vitae

Marc M. Schneier

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EXPERIENCE

7/1983 -
12/2024

Editor, *Construction Litigation Reporter*
Thomson Reuters

Wrote a nationally distributed monthly Reporter covering the latest and most significant developments in construction law. Case law summaries coupled with critical analysis of the opinions. Solicited and reviewed feature articles submitted by construction law practitioners. Published in hard copy and also on the Westlaw database CONLITR.

2022

Symposium Panelist
“Construction Law in the Legal Academy”
University of Arkansas School of Law

1990 & 1992

Adjunct Professor
University of San Francisco School of Law

Taught semester-long course on construction law for second and third-year students. Comprehensive introduction to construction law, including discussion of design professionals, construction management, design/build, public contracting, insurance, suretyship, mechanics' liens and dispute resolution.

1981 -
1983

Attorney
David B. Gold, PLC, San Francisco, CA

Oversaw products liability actions filed throughout the country. Pretrial experience in federal and state courts.

Summer 1980

Judicial Law Clerk
The Honorable Cruz Reynoso
Associate Justice, Court of Appeal of the State of California
Third Appellate District
Sacramento, California
Researched law and created initial drafts of decisions authored by Justice Reynoso.

PUBLICATIONS

Books
Construction Law for Design Professionals, Construction Managers, and Contractors (Cengage Learning 2015) (with Justin Sweet and Blake Wentz) (2017, 2020 & 2023 Supplements)

Legal Aspects of Architecture, Engineering and the Construction Process (Cengage Learning 9th ed. 2013) (with Justin Sweet) (2017, 2020 & 2023 Supplements)

Legal Aspects of Architecture, Engineering and the Construction Process (Cengage Learning 8th ed. 2009) (with Justin Sweet)

Legal Aspects of Architecture, Engineering and the Construction Process (Thomson/Nelson 7th ed. 2004) (with Justin Sweet)

Construction Accident Law: A Comprehensive Guide to Legal Liability and Insurance Claims (Am. Bar Ass'n 1999)

Instructional Module

“Understanding and Applying Construction Law” in *Essentials of Construction Management* (Informa Center for Professional Development 2006)

Articles

Annotation, *Validity of Contractual Time Period, Shorter than Statute of Limitations, for Bringing Action in Construction or Building Dispute*, __ (2026)

Annotation, *Spoilation of Evidence in Construction or Building Disputes*, 102 A.L.R.7th Art. 3 (2025)

Annotation, *Enforceability and Interpretation of Limitation of Liability Clauses in Residential Building Inspection Contracts*, 84 A.L.R.7th Art. 4 (2023)

Design Professional Liability for Construction Worksite Accidents — How Arkansas Led the Way to a National Consensus, 75 Ark. L. Rev. 381 ((2022)

Annotation, *What Constitutes a “Contract ... for Construction” and “Public Building” or “Public Work” Under 40 U.S.C.A. § 3142 of the Davis-Bacon Act*, 67 A.L.R. Fed. 3d Art. 2 (2022)

Annotation, *Workers’ Compensation Act Statutory Employment Doctrine as Applied to Owner or General Contractor on Construction Project*, 64 A.L.R.7th Art. 2 (2021)

Annotation, *Architect’s or Engineer’s Liability for Injury or Death of Construction Worker on Construction Site Project*, 56 A.L.R.7th Art. 7 (2020)

A Response to Mr. Snider’s Platonic Idea of “Quality” in Construction Contract Drafting (with Help from Ludwig Wittgenstein), 40 Construction Lawyer 15 (Summer 2020)

Annotation, *What Constitutes a “Claim” Under 41 U.S.C.A. § 7103(a) of the Contract Disputes Act, 41 U.S.C.A. §§ 7101 to 7109—Federal Court Cases*, 53 A.L.R. Fed. 3d Art. 5 (2020)

Annotation, *Considerations Raised by Election Doctrine Under 41 U.S.C.A. § 7104 of the Contract Disputes Act*, 14 A.L.R. Fed.3d Art. 10 (2016)

Annotation, *Construction and Application of Brooks Act, 40 U.S.C.A. §§ 1101 et seq.*, 13 A.L.R. Fed.3d Art. 4 (2016)

Annotation, *General Contractor’s or Subcontractor’s Liability Under Restatement Third, Torts: Liability for Physical and Emotional Harm, for injuries to Employees of Other Contractors on Project*, 14 A.L.R.7th Art. 1 (2016)

U.S. Supreme Court's McCutcheon Decision Dooms State Pay-to-Play Regulation of the Construction Industry, 35 Construction Litigation Reporter 238 (2014)

Annotation, *Tort Liability of Project Architect Or Engineer For Economic Damages Suffered By Contractor Or Subcontractor*, 61 A.L.R.6th 445 (2011)

Liability of Owners and General Contractors for Workplace Accidents Part I: Premises Liability, Construction Briefings (Nov. 2004)

Liability of Owners and General Contractors for Workplace Accidents Part II: Defenses to Premises Liability, Construction Briefings (Dec. 2004)

Architect and Engineer Liability Not Based on the Professional Standard, 25 Construction Litigation Reporter 327 (Oct. 2004)

The Independent Contractor Rule: The Shifting Bedrock of Construction Accident Law, Construction Briefings (Aug. 2002)

A Construction Law Primer, GP Solo (Am. Bar Ass'n April/May 2001)

The Statutory Employment Doctrine: A Potent Defense Against Claims by Injured Construction Workers, 21 Construction Litigation Reporter 3 (2000)

ERISA Preemption of State Law Remedies: Impact on Union Trust Fund Actions to Recover Unpaid Benefit Contributions, 15 Construction Lawyer 14 (April 1995) (with Frank L. Wagner)

The Magnuson-Moss Warranty Act: Federalizing Homeowner Construction Defect Cases, 13 Construction Lawyer 1 (Oct. 1993)

Architect and Engineer Liability Under OSHA's Safety Regulations Applicable to Construction Work, 13 Verdicts, Settlements & Tactics 82 (March 1993)

The Independent Contractor Rule — A Phoenix Arising from the Ashes, 12 Verdicts, Settlements & Tactics 178 (June 1992)

Tortious Interference with Contract Claims Against Architects and Engineers, 10 Construction Lawyer 3 (May 1990)

Architect Liability for Worksite Accidents Based on Alleged Negligent Supervision, 9 Verdicts, Settlements & Tactics 134 (May 1989)

Recovery of Economic Loss Damages in Strict Liability, 7 Construction Litigation Reporter 702 (Jan. 1986)

The Developing Law of Wrongful Discharge, 2 California Lawyer 24 (Oct. 1982)

Comment, *Public Policy Limitations on the Retaliatory Discharge of at Will Employees in the Private Sector*, 14 U.C. Davis L. Rev. 809 (1981)

PROFESSIONAL MEMBERSHIPS

American Bar Association, Forum on the Construction Industry
American Bar Association, Public Contract Law Section
State Bar of California (inactive status)
Pennsylvania Bar Association (associate member)

AWARDS & HONORS

Recipient, Bureau of National Affairs Award, 1981, for academic achievement in law school.

EDUCATION

Juris Doctor

King Hall, University of California, Davis, 1981
Law Review, Moot Court Board, Legal Research and Writing Instructor

Bachelor of Art Degree

University of California, Berkeley, 1977
Bachelor's degree in Philosophy. Graduated with high honors and Phi Beta Kappa