



Raymond L. DeLuca

Vice Chair, Construction Law

Philadelphia

rdeluca@cozen.com | (215) 665-6945

Raymond has more than 20 years of experience as a construction lawyer who represents owners, contractors, and design professionals in all phases of the construction and dispute resolution process. He has litigated numerous significant construction claims, from the owner, contractor, and design professional's perspectives, and has tried cases in state and federal courts and in arbitrations. In addition, Raymond has drafted and negotiated design, construction, and procurement contracts for major national and international construction projects.

Raymond worked as a design professional from 1989-94 and has experience in all aspects of the design and construction process, so clients benefit from his experience as a lawyer as well as a design professional.

Raymond is a frequent speaker and author on construction-related topics. He has presented for groups such as the American Bar Association, the American Institute of Architects, the Pennsylvania Society of Professional Engineers, and the Construction SuperConference. Raymond authored chapters on construction contract forms, construction law practice, delays and disruptions, and design professional liability. He is Chambers rated and listed in *Best Lawyers* and *The Legal 500*.

Raymond received his bachelor's degree in architecture, *magna cum laude*, from Temple University and earned his law degree, *cum laude*, from Rutgers University School of Law.

Experience

Litigation

- Prosecution of design professional's claims against public agency for extra work, delays, and disruptions arising out of design and construction of \$10 billion tunneling project in New York.
- Prosecution of owner's claims for delay against EPC contractor arising out of the design and construction of a power plant in Jamaica.
- Defense of design professional/construction manager against \$50 million professional liability claim asserted by public agency arising out of design and construction of an elevated light rail line in Philadelphia.
- Prosecution of subcontractor's claims for delay and disruption arising out of the construction of a gas-fired power plant in Nevada.
- Prosecution of private developer's claims against the Port Authority of New York and New Jersey for delays in site turnover exceeding \$140 million on prominent public/private development project in New York.
- Prosecution of owner's claims for defective construction in connection with the design, development, and construction of a new continuing care retirement community.
- Prosecution of private owner's claims exceeding \$4 million and defense against EPC contractor's claims in excess of \$8 million arising out of the design and construction of natural gas pipeline in

Practice Areas

- Construction Law
- Commercial Litigation

Industry Sectors

- Real Estate & Construction

Education

- Rutgers University School of Law - Camden, J.D., *cum laude*, 1996
- Temple University, B.S., *magna cum laude*, 1991

Bar Admissions

- New Jersey
- Pennsylvania
- New York

Court Admissions

- U.S. District Court -- New Jersey

Awards & Honors

- *Chambers USA* for Construction Law 2014-2020
- *Legal 500 United States* for Construction Law 2014-2016, 2019, 2020
- Best Lawyers in America for Construction Law 2014-2020
- Client Choice/Lexology recognized for Construction Law- USA

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P: (215) 665-6945 | F: (215) 665-2013

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Mexico.

- Defense of concrete subcontractor against multiple civil actions totaling in excess of \$300 million arising out of the partial collapse of a parking garage in Atlantic City, N.J.
- Prosecution of owner's claims exceeding \$4 million and defense of multiple contractors' claims involving the construction of a new student center, student housing, and hotel in Salt Lake City.
- Defense of owner against design/builder and subcontractor's claims in excess of \$5 million arising out of the design and construction of pharmaceutical pilot plant in Bridgewater, N.J.
- Prosecution of contractor's delay, disruption and inefficiency claims totaling more than \$12 million against public agency arising out of the renovation and expansion of certain bridges and roadways in Pennsylvania.

Counseling

- Drafted and negotiated design/build agreement for new \$160 million regional distribution center in Pennsylvania.
- Drafted and negotiated construction management agreement for new \$300 million hospital in New Jersey.
- Drafted and negotiated design and construction management agreements for \$180 million expansion and renovation of significant public building in Philadelphia.
- Drafted various agreements and counseled pharmaceutical client concerning its \$1 billion biopharmaceutical facility in Ireland.
- Drafted and negotiated design/build agreement for new \$30 million dollar electronics manufacturing facility in Mexico.
- Drafted, negotiated, and counseled in the administration of architectural services agreement and construction services agreement for \$30 million expansion and renovation of low-income housing units in Cleveland.
- For various clients, drafted form agreements (clients include universities, developers, pharmaceutical companies, industrial owners, contractors, and design professionals).
- Represented the contractor in a consortium that successfully proposed to design, finance, build, maintain, and operate a 55-mile toll road for the Virginia Department of Transportation. The \$1.4 billion project was awarded using the state's Public Private Transportation Act.

Litigation

- Secured a significant victory in the Commonwealth Court of Pennsylvania on behalf of Allan Myers, LP, a non-union construction company that filed a bid protest with the Pennsylvania Department of Transportation (PennDOT) challenging a provision in a project solicitation requiring that all contractors execute a Project Labor Agreement (PLA) with local unions, hire labor through local unions, and be bound by the unions' collective bargaining agreements. PennDOT dismissed the bid protest, and we successfully appealed that decision, with the Commonwealth Court unanimously holding that the PLA violated Pennsylvania's competitive bidding laws and setting a new standard for the use of PLAs. This is the first case in which a Pennsylvania court has not upheld a PLA.