

---

# CCL Evaluated Contractor Claims

## Los Angeles Metro Rail

### Los Angeles, California

---



CCL was retained by CNA Insurance Company to evaluate contractor claims totaling approximately \$24 million on the Los Angeles Metro Rail Blue Line. CNA provided professional liability insurance for Transcal, a joint venture of engineering companies that designed the Metro Rail.

The claims had been resolved through change orders between the Los Angeles County Transportation Commission (LACTC) and the various contractors. The LACTC was seeking contributions from the design professionals for delay damages paid to contractors due to alleged design errors and omissions. CCL initially reviewed the claims and the supporting documentation in a summary fashion to become familiar with the issues and damages. After the initial claim review, CCL provided recommendations to CNA and Kirtland & Packard, CNA's legal counsel, for detailed areas of claim review. Sixteen contractors were involved in building the Metro Rail Blue Line.

CCL prepared a summary of claims and determined what portions of the claims the owner alleged were due to design problems, or due to Transcal's management of the request of information and the change order process during construction contract administration. CCL also summarized claim issues that were due to unforeseeable conditions outside the control of the design team such as differing site conditions, LACTC land acquisition, permits, as-built engineering information requirements on existing facilities, and construction upgrades required by local governing bodies. CCL evaluated claims on construction contracts for track base, bridges, overpasses, stations, rail lines, structures, station structures and buildings, utility tunnels, track relocation, instrumentation and control systems, and other work associated with construction of the Blue Line.

CCL provided CNA's legal counsel with a report containing preliminary findings and conclusions regarding the merits of the claims and areas to focus additional analysis and audit of entitlement and damages.

  
**CCL Construction Consultants, Inc.**

**National & International Construction Consultants**

**Internet Address: <http://www.cclcon.com>**

**E-mail: [cclcc@ix.netcom.com](mailto:cclcc@ix.netcom.com)**

