



## ALEEN R. TIFFANY

### Partner

70 West Madison, Suite 2600  
Chicago, IL 60602  
312-205-7725

282 Memorial Court, Suite B  
Crystal Lake, IL 60014  
815-526-4810

[atiffany@heplerbroom.com](mailto:atiffany@heplerbroom.com)

### AREAS OF PRACTICE

- Construction
- Commercial
- Corporate & Business

### EDUCATION

- The John Marshall Law School, n/k/a UIC John Marshall Law School, J.D., *cum laude*, 1993
- University of Illinois, B.S. in Mathematics, 1989

### ADMISSIONS

- Illinois
- U.S. Court of Appeals for the 7<sup>th</sup> Circuit
- U.S. District Court for the Northern District of Illinois

### PRACTICE DESCRIPTION

Aleen R. Tiffany focuses her practice in complex civil litigation and corporate construction matters, including:

- Construction injury and defect litigation
- Construction contract and risk transfer
- Complex civil and commercial litigation
- Commercial general liability coverage and risk transfer focus
- Mechanics' Lien and Surety Bond claims and litigation

An experienced trial attorney, she has successfully litigated and overseen a wide variety of matters nationwide. Her experience includes all aspects of the commercial construction industry, with a primary focus on commercial contracts, bodily injury defense, construction defect, and risk management and transfer. She has served as outside general counsel for a large multi-state commercial construction company and as National Coordinating and Oversight Counsel for general liability claims for subsidiaries of a Fortune 500 company.

Ms. Tiffany is also a trained and approved arbitrator in the 19th and 22nd Judicial Circuit Mandatory Court-annexed Arbitration programs.

She was formerly the principal of Aleen R. Tiffany, PC. That firm merged into HeplerBroom in 2016.

### BAR/PROFESSIONAL ASSOCIATIONS

- Fellow, Construction Lawyers Society of America
- Defense Research Institute
- Illinois Association of Defense Trial Counsel
  - President (2013-2014)
  - Executive Committee (2009-2014)
  - Legislative Committee (2011-2012)
  - Chair, Basic Skills Courses (2006-2007)
  - Trial Academy (2004-2005, 2008-2009)
  - Chair, Fall Seminar (2004-2005)
- Society of Illinois Construction Attorneys  
*(continued on page 2)*

**ALEEN R.  
TIFFANY**  
Partner

## BAR/PROFESSIONAL ASSOCIATIONS (Continued)

---

- Past Member
  - American Subcontractors Association
  - Associated General Contractors of America
  - Association of Defense Trial Attorneys
  - Chicago Bar Association
    - Mechanic Liens Subcommittee
  - National Association of Women in Construction
  - Northern Illinois Building Contractors Association

## AWARDS, HONORS & DISTINCTIONS

---

- Illinois Leading Lawyer (2016-2022)
  - Profiled in *Leading Lawyers Magazine-Real Estate Edition*: "McHenry County Construction Lawyer Devotes Curiosity, Enthusiasm to Clients" (2017)
- Illinois Super Lawyer (2008, 2016-2022)

## PUBLISHED LEGAL WRITING

---

"Illinois Enacts Anti-Indemnity Legislation in Snow and Ice Removal Contracts," National Society of Professional Insurance Investigators, *NSPII News* (Fall 2016). (Co-author)

## LEGAL LECTURES & PRESENTATIONS

---

- "Rise of the Machines: Artificial Intelligence in Construction," Defense Research Institute and Illinois Association of Defense Trial Counsel seminar (Chicago 2020). (co-presenter)
- "Risk Transfer in Construction: A Primer for Today, and Thoughts for the Future," HB CPCU Insurance Law and Coverage Seminar (Chicago, 2019).
- "Commercial Premises Risk Transfer," hospital executive board, (Chicago, 2019).
- "Construction Contracts & Risk Transfer," Construction/General Liability claims/insurance audience (New York, 2018).
- "Restatement 414 Exception Regarding Contractor's Liability: Updates and Practical (litigation) Application," Construction Worker Injuries: Responding to the Risk, Illinois Association of Defense Trial Counsel (Chicago, 2018).

*For a complete list of **Legal Lectures & Presentations**, see attached.*

## REPRESENTATIVE/RECENT CASE RESULTS

---

Ms. Tiffany has successfully litigated hundreds of construction and construction-related matters as lead trial counsel over the years, including:

**ALEEN R.  
TIFFANY**  
Partner

---

REPRESENTATIVE/RECENT CASE RESULTS (Continued)

---

- Secured dismissal at pleadings stage in favor of nationally-based underground utility contractor in a double fatality automobile accident. Plaintiff claimed accident resulted from contractor's work in vicinity of roadway. Motion granted based upon pleadings and numerous investigative depositions allowed by trial court. Affirmed by First District Illinois Appellate Court. Appeal to Illinois Supreme Court denied based upon briefs by Hepler Broom colleague Sarah Jansen (2021).
- Achieved dismissal through summary judgement on behalf of an electrical subcontractor in a multi-party \$90M property damage claim resulting from alleged electrical and design failures (*pro hac vice* admission, Indiana, 2016-2017).
- Successful defense and resolution of an \$18M water-intrusion claim, alleged to have resulted from plumbing work/failure (resolved 2016 for \$650,000).
- Successful defense and resolution of a fire loss claim in Northern California on behalf of nationally based electrical utility contractor (*pro hac vice* admission, 2015).
- Successful defense of an electrical subcontractor in a respondeat superior/agency claim involving business-altering issues, including whether scope of work was implicated through company-issued cell phones and "on call" system involving union employees (Will County, 2013 – Not Guilty).
- Numerous other successful defense results and jury trial verdicts over 25 years in construction, automobile, and premises liability matters, involving varying injury and damages ranging from minor to catastrophic/death claims.



## **ALEEN R. TIFFANY**

### **Partner**

70 West Madison, Suite 2600  
Chicago, IL 60602  
312-205-7725

282 Memorial Court, Suite B  
Crystal Lake, IL 60014  
815-526-4810

[atiffany@heplerbroom.com](mailto:atiffany@heplerbroom.com)

---

### **Legal Lectures & Presentations**

"Rise of the Machines: Artificial Intelligence in Construction," Defense Research Institute and Illinois Association of Defense Trial Counsel seminar (Chicago 2020). (co-presenter)

"Risk Transfer in Construction: A Primer for Today, and Thoughts for the Future," HB CPCU Insurance Law and Coverage Seminar (Chicago, 2019).

"Commercial Premises Risk Transfer," hospital executive board, (Chicago, 2019).

"Construction Contracts & Risk Transfer," Construction/General Liability claims/insurance audience (New York, 2018).

"Restatement 414 Exception Regarding Contractor's Liability: Updates and Practical (litigation) Application," Construction Worker Injuries: Responding to the Risk, Illinois Association of Defense Trial Counsel (Chicago, 2018).

"General Liability Insurance Coverage, Tenders, and Risk Transfer 201," Fortune 500 company litigation attorneys (Philadelphia PA, 2017).

"Construction Liability: Risk Transfer, GL, and Contracts, Multi-State," Risk Managers, Safety, Contracts, and Procurement teams for national utility construction client (2017).

"General Liability Insurance Coverage, Tenders, and Risk Transfer 101," Fortune 500 company litigation attorneys (Philadelphia PA, 2016).

"Top 10 Construction Contract & GL Insurance Issues Every Illinois Lawyer Should Know for Effective Risk Management," Illinois Association of Defense Trial Counsel (IDC) Spring Symposium (Chicago IL, 2014).

"Top 10 Construction Contract & GL Insurance Issues Every Illinois Lawyer Should Know," Joint IDC-Texas Association of Defense Counsel Winter Seminar (Crested Butte CO, 2014).

"Insurance, Surety Bonds, and Bankruptcy Issues for Construction Projects," Illinois State Bar Association seminar on insurance for construction (DeKalb IL and Chicago IL, 2013).

"Illinois Construction Liability: Risk Transfer and Contracts," risk managers and contract team for large multi-state contracting client (2012).

"Construction Contracts, Risk Management, Risk Transfer, and Trends in Illinois," Assurance Agency Educational series (Schaumburg IL, 2007).

"Professionalism in the Courtroom," Illinois Association of Defense Trial Counsel's Basic Skills course (15-hour required Continuing Legal Education for first year lawyers in Illinois). (2006) (co-presenter with Justice Warren Wolfson)

---

### Legal Lectures & Presentations (Continued)

"Construction Injury, Risk Transfer and Avoidance, and Coverage," Assurance Agency Educational seminars (Schaumburg IL, 2004 and 2005).

"Underground Contracting: Illinois Legal Considerations," Assurance Agency Educational seminars (Schaumburg IL, 2005).

"Construction Injury: Claims Theories & Defenses" and "Risk Transference and Coverage for Illinois Contractors," Lorman Educational Seminars (2004).

"Standstill Agreements: Can a Counterclaim be Avoided," Illinois Association of Defense Trial Counsel Fall Seminar (Galena IL, 2003).

"Construction Defects and Insurance Coverage in Illinois," Lorman Educational Services Seminar (2003).

"Construction Litigation and Insurance Coverage: Liability Theories after the Structural Work Act Repeal – Section 414 of the Restatement and Illinois Pattern Jury Instructions," joint presentation to Illinois Association of Defense Trial Counsel and The Chicago School of Insurance (Chicago IL, 2002). (Co-presenter)