



## ALEEN R. TIFFANY

### Partner

820 E. Terra Cotta Ave. #139

Crystal Lake, IL 60014

815-526-4810

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

### AREAS OF PRACTICE

- Construction
- Commercial
- Corporate & Business

### EDUCATION

- 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

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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 serves 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

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- Association of Defense Trial Attorneys
- 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)

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## AWARDS, HONORS & DISTINCTIONS

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- *Illinois Leading Lawyer* (2016-2018)
  - Profiled in *Leading Lawyers Magazine-Real Estate Edition: "McHenry County Construction Lawyer Devotes Curiosity, Enthusiasm to Clients"* (2017)
- *Illinois Super Lawyer* (2008, 2016-2018)
- Past Member
  - American Subcontractors Association
  - Associated General Contractors of America
  - Chicago Bar Association
    - Mechanic Liens Subcommittee
  - National Association of Women in Construction
  - Northern Illinois Building Contractors Association

## PUBLISHED LEGAL WRITING

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"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

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- "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)

For a complete listing of **Legal Lectures & Presentations**, see [attached](#).

## REPRESENTATIVE/RECENT CASE RESULTS

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

- Defense of electrical subcontractor in a multi-party \$90M property damage claim resulting from alleged electrical and design allegations (currently pending/*pro hac vice* admission, Northern Indiana);
- 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);

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#### REPRESENTATIVE/RECENT CASE RESULTS (Continued)

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- 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 23 years in construction, automobile, and premises liability matters, involving varying injury and damages ranging from minor to catastrophic/death claims.



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## Legal Lectures & Presentations

"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)

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"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)

"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)

## **Legal Lectures & Presentations (continued)**

"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)