



Patricia D. Galloway ,



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Current Employer-Title

Galloway Arbitration, Inc. – President
Pegasus Global Holdings, Inc. – Chairman

Profession

Arbitrator, Mediator; Civil Engineer; Consultant to Construction Industry

Work History

President, Galloway Arbitration Inc. 2018 – Present; Chairman, Pegasus Global Holdings Inc. 2008 – Present; Stantec Board of Directors, 2020 - Present; Granite Construction Board of Directors, 2017 – Present; Board of Directors, SCANA, 2018 – 2019; US National Science Board, 2006 - 2012; Chief Executive Officer/President/Executive Vice President/Senior Consultant & Project Manager, The Nielsen-Wurster Group Inc., 1981 – 2008; Chief Executive, Nielsen-Wurster Asia-Pacific PTY Ltd., 2001 – 2008; President, Nielsen-Wurster/ESB, 1985 – 1987; Master Program Scheduler/Tunnel Inspector/Program Scheduling/Engineer/Project Engineer, CH2M Hill Milwaukee Water Pollution Abatement Program 1978 – 1981.

Construction Industry Experience

Has been in the construction industry for over 40 years primarily involved in megaprojects including heavy civil projects, transportation, process, power and energy projects globally. Currently serves as a Director on the Boards of Stantec (NYSE and TSE: STN) and Granite Construction (NYSE: GVA). From 1978-1981 was a tunnel inspector for both compressed air and TBM hard rock tunneling and served as Master Program Scheduler for the Milwaukee Abatement Pollution Program. From 1982 to 2008 served as a consulting and testifying international expert on matters involving delay, acceleration, productivity, quantum, standard of care, project controls, project and program management, governance, utility prudence and engineering technical issues. From 2008-2018 served as the CEO of Pegasus-Global Holdings, which

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provides management consulting to Boards, C-Suite, and Executive Management on megaprojects including contract risk reviews, risk management workshops, risk reviews, and risk evaluations, climate change matters, independent review boards, independent monitor, project and program delivery approaches and execution, organizational/management reviews and independent management, prudence and risk audits. Megaprojects have included power plants (renewable energy including wind, solar, biomass, nuclear, hydro; coal, IGCC, combined cycle, undersea cable), oil and gas (refineries, LNG, oil depots, gas pipelines, gas recompression modules), transportation (roads, bridges, tunnels, ports), process plants (fertilizer, food processing, agricultural processing, steel, mining (gold, cobalt/nickel), and large complex structures (stadiums, high-rise buildings, hospitals, government research facilities)

Experience

Construction

Over 40 years of international experience advising owners, contractors and engineering companies in major US and International Construction Projects regarding project governance, project planning and execution strategies, contract risk reviews and risk management, project management and project control strategies and change management. Has significant experience with megaprojects, EPC projects, and alternative project delivery systems, particularly in the energy industry, petrochemical and process, heavy civil/transportation and heavy industrial process plants.

Served on several Independent Review Panels (IRP) for major infrastructure projects including: Chair of the Program Management Oversight Board of Duke Energy's Coal Ash Basin Closure Program; Chair of the IRP for the \$3.5 Billion Alaska Way Viaduct/Tunnel Project in Seattle, WA; \$3.6 Billion Columbia Crossing Bridge in US between WA and OR; and the multibillion Detroit Deep Tunnel Combined Overflow Program.

Substantial experience in analyzing and assessing claims: contract issue (FIDIC, EJCDC, AGC, AIA, Standard Forms and Agreement), Contract Delivery Issues (Design-Build, EPC, P3, Design-Bid-Build), breach of contract, contract interpretation, contract termination, schedule delay/acceleration, cumulative impact, standard of care, productivity/disruption, accounting and financial issues, fees, lost profit errors and omissions, construction defects, construction failures, engineering issues, delay damages, quantum merit, consequential damages, subsurface utility engineering (SUE), and fraud.

Megaproject Experience

Over 50 nuclear power plants; Darlington Nuclear Plant Refurbishment; Edwardsport and Kemper IGCC plants; Lima, Peru Airport Expansion; Alaska LNG Project; Tsing Ma Bridge, Hong Kong; Tappan Zee Bridge

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USA; Crossrail, London; Venice Lagoon Floodgate, Italy; Panama Canal; Minerva Project, Australia; Sakhalin Pipeline Project, Russia; HBJ Gas Pipeline, India; Anaconda Nickel-Cobalt Refinery, Western Australia; INCO 92 Project, Gas Recompression Plants, Venezuela; Nations Petroleum Steam – Flood Project, United States (California); Singapore Mass Rail Transit, Singapore; Toronto Transit Commission Subway Line Expansion, Canada; Melbourne City Link, Australia; Casecnan Multi-Purpose Project, Philippines; Milwaukee Water Pollution Abatement Program (Wisconsin).

Alternative Dispute Resolution Experience

Member, AAA Panels: Megaproject Construction, Construction, Energy Large Complex Case, Commercial, and ICDR (including its International Energy Arbitrator List). Member, AAA Mediation Panel including its Master Construction and Commercial Mediation Panels. Served as AAA arbitrator since 1987 as Chair, wing arbitrator, and sole arbitrator. Prior to 2008, served as both a consulting or testifying expert in numerous arbitration forums including; AAA, International Chamber of Commerce (ICC), UNCITRAL, Singapore International Arbitration Center (SIAC), and London Court of International Arbitration (LCIA) with disputes ranging from US\$1 million to US\$ 6 billion. ADR experience includes arbitration, mediation, dispute review boards, and project neutrals. Also member, International Centre for Conflict Prevention and Resolution (CPR) Panels: Energy, Construction and Cross Border Panels; International Chamber of Commerce (ICC) Panel.

Arbitration Experience: ICC DRB- offshore windpower (neutral member); ICC DRB-Nuclear Power Plant (neutral member); Construction Dispute between EPC and Owner of hydro plant (Party-Appointed Neutral); Int. Energy Dispute between EPC Contractor and Oil Company consortium re: LNG Plant (Party-Appointed Neutral); Dispute between two regulated public utilities involving a nuclear power plant outage under a TSA (Chair); Energy Int. construction arbitration between Canadian general contractor and Canadian subcontractor re: alleged workmanship issues the construction of a large power plant. (Chair); Solar Farm between EPC Contractor and Subcontractor involving delay and productivity issues (Party-appointed neutral); Wind Farm- dispute between Developer and Regulated Utility under the PPA re: alleged curtailment issues (Chair); Arb between the Owner and Design-builder re: alleged breaches of contract warranty and professional negligence covering work performed in the design and construction of a food processing facility. (Chair); Construction arb between General Contractor and Sub re: alleged breaches contract re: payment of prevailing wages in accordance with Davis Bacon Act under government contract. (Chair); Energy construction arb between General Contractor and Sub regarding alleged workmanship issues re:drilling operations of a gas pipeline project.(Neutral Panelist); Construction arbitration between Owner and Contractor regarding alleged breaches of contract, unpaid contract balances, delays, cost-overruns, change orders, productivity losses, consumer fraud, and workmanship of big box shopping complex. (Neutral Panelist); Int. arbitration between U.S.

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Owner and European (German) machinery and equipment supplier re: alleged breaches under purchase order agreements re: issues of delay and performance of machinery and equipment for an ethanol plant (Neutral Panelist); Energy construction arbitration re: a horizontal drilling and gas pipeline contract between General Contractor and sub re: alleged breaches of contract re: workmanship and delay and counterclaims regarding alleged non-payment for extra work performed due to unanticipated soil conditions. (Neutral Panelist); Energy arbitration re: interpretation of the PPA concerning payment of capacity and energy charges (Neutral Panelist); Commercial dispute between EPA's designated cleanup parties and remediation contractor re: environmental cleanup of a landfill for batteries, casings and acids concerning contract scope, soil sampling, waste disposal, cost overruns and delay-related damages. (Neutral Panelist); Construction arbitration between Owner and Architect re: alleged breaches of standard of care on large hospital addition. (Neutral Panelist); Construction Arbitration re: alleged termination/abandonment of contract of school project as the result of alleged non-payment. (Neutral Panelist); Construction arbitration between homeowner and contractor regarding alleged latent defects. (Sole Arbitrator).

Education

Kochi University of Technology, Japan (PhD, Civil Engineering-2015); New York Institute of Technology (MBA, Finance-1984); Purdue University (BS, Civil Engineering, Major in Construction Management and Structural Design-1978).

Pepperdine University School of Law Straus Institute for Dispute Resolution (Certificate in Dispute Resolution-2013); Jesus College, Oxford (International Commercial Arbitration-2015).

Professional Licenses

Climate Leadership Certification (Diligent Institute); Board Certified (NACD); Diploma in International Commercial Arbitration (CIARB); Project Management Professional (PMP), Project Management Institute (PMI); Certificate of Director Education (NACD); AACEi Certified Forensic Claims Consultant (CFCC); International Registry of Professional Engineers in the discipline of Civil Engineering, Construction Management by the United States Council for International Engineering Practice (USCIEP).

Registered Professional Engineer: Wisconsin, New York, Arizona, New Jersey, Wyoming, Florida, Washington, Colorado, Kentucky, Pennsylvania, Georgia, Kansas, Ohio, New Hampshire; and Mississippi

Chartered Engineer: Province of Manitoba, Canada, Australia.

Certified Examiner, National Council of Examiners for Engineering and Surveying (NCEES).

Professional Associations

Past Board Member (2010-2020), Past Chair of the National Construction Dispute Resolution Committee, American Arbitration Association;

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Fellow, College of Commercial Arbitrators (CCA); Fellow, Chartered Institute of Arbitrators; Arbitral Women; National Academy Distinguish Neutrals; International Bar Association; American Bar Association; InterPacific Bar Association; Dispute Review Board Foundation; Natio Leadership Fellow, NACD; Women Corporate Directors; Fellow, American Association of Cost Engineers; American Nuclear Society; Fellow, American Society of Civil Engineers (ASCE-Past President); Fellow, Institution of Civil Engineers (ICE,UK); Fellow, Engineers Australia; Japan Society of Civil Engineers; Project Management Institu (College of Scheduling, Past Board Chair); Past Chair Society for Social Management Systems (SSMS, Asia); Professional Member of the Royal Institute of Chartered Surveyors (RICS), Risk Management and Project Management Colleges.

Recent Publications & Speaking Engagements

Select Speaking Engagements:

Panelist, “ESG is Here to Stay”, Diligent Institute, webinar, February 6, 2023; Speaker, “ICC Institute Advanced Training on Dispute Boards”, ICC, September 29, 2022; Panelist, “Effectively Managing Your 200 Claim Construction Arbitration” (Virtual), ICDR Y&I-International Construction Arbitration Series, September 8, 2022; Panelist, “The Psychology of Disputes,” Society of Construction Law (SCL), Annual Conference, July 8, 2022; Panelist, "Psychology of Disputes", SCL Annual Conference, July, 2022; Panelist, "Can We Reach a Fair Settlement?", Panelist, “Climate Change and Greener Arbitrations,” (Virtual), New York State Bar Association, September, 2021; Panelist, “International Construction Arbitration: A Comparative Law Update from the US, Europe and Beyond” (Virtual), NYIAC, July 2021; Panelist, “How to Efficiently and Effectively Handle Construction Disputes in the New Normal,” Annual U.S. Construction and Engineering Conference (Virtual), Hogan Lovells, May 2021; Panelist, “Tips for Non-Lawyer Arbitrators,” American Arbitration Association 2021 Panel Virtual Conference, March 2021; Panelist, “So You Want to be an Arbitrator,” Society of Construction Law (SCL) and the American Arbitration Association online seminar, February 2021; Panelist, “Can We Reach a Fair Settlement,” Construction Owners Association of America online seminar, February 2021; Panelist, “So You Want to be a Mediator,” Society of Construction Law (SCL) and the American Arbitration Association online seminar, December 2020; Panelist, “Career Paths of Women in International Construction Arbitration,” Young & International Group-ICDR Webinar Interview Series, October 2020; Instructor, “Writing a DB Recommendation from the Perspective of a Prior Expert Witness, Arbitrator and DB Member,” DRBF Connections Conference 2020, Master Class in Decision Writing Techniques for Dispute Board Practitioners, October 2020; Online Webinar with Eric Schatz, AAA, January 2020; Panelist, "How Arbitrators Evaluate the Testimony of Schedule and damage Expert", Construction SuperConference, Ranch Palos Verde, CA, December 2019; Panelist, "Horses for Courses: Effective Use of Different ADR Mechanisms in the Energy Sector", CPI

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Canada Conference, Calgary, October 2019; Panelist, "Arbitration-Best Practices, Hot Topics and Insights from the Panel", ABA Webinar, ABA Section of Litigation, October 2019; Panelist, "Contract Drafting to Minimize and Resolve Disputes", NW Dispute Resolution Conference, Seattle, WA, March 2019; Panelist, "International Construction Arbitration-Mega Projects", iLaw2019, Miami, FL; Panelist, "How Arbitrator's Evaluate the Testimony of Schedule and Damage Experts", Construction Superconference, Las Vegas, NV, December 2018; Panelist "After the Dispute Dust Settles: Exploring Common Causes and Cures c Megaprojects", SCL Conference, Chicago, September 2018; Panelist, "The Use of Institutions in International Arbitration", Western Canadian Commercial Arbitration Society Conference, Calgary, Canada, May 2018; Panelist, "What Arbitrators Think About Schedule and Delay Experts", AAA 2018 Construction Conference, Santa Monica, CA, March 2018; Panelist, ""International Arbitration Awards-Examining and Discussing the Drafting of International Awards and Data from a Review of ICDR International Awards, iLaw2018, Miami, FL, 2018.

Select Publications:

“Why First-of-a-Kind Technology Disputes in Energy and Construction Projects are Challenging to Decide,” New York Dispute Resolution Lawyer, July 2022; “Presenting Delay Evidence from an Arbitrator’s Perspective,” Dispute Resolution Journal, Vol. 74, Issue 3, 2020; “International Construction Arbitration from an Arbitrator’s Perspective Chapter 13, Dealing with Delay and Disruption, Thompson Reuters, First Edition, 2020.

Locations Where Parties Will Not be Charged for Travel Expenses

Citizenship United States of America

Languages English

Compensation:	Hearing:	\$800.00 per hour
	Study:	\$800.00 per hour
	Cancellation:	\$6,400.00 per day
	Cancellation Period:	14 days
	Comment:	Hearing Days are charged a minimum of 8 hours. The hourly rate is charged for all time associated with the engagement, including administration, study time, conference calls, deliberations, award preparation, out-of-town travel and all

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other matter related activities. Travel time is billed at 1/2 the hourly rate. Airfare is at Business Class or First Class if Business Class is not available. Available to travel domestically and internationally. Available for Virtual Hearings. Postponement or Cancellation: None if postponed/canceled more than 14 days in advance of scheduled hearing. Within those business days of scheduled hearing days, \$6,400 per day of compensation will be charged plus any non-refundable expenses. Out-of-pocket expenses are billed at cost including reproduction costs.

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