

GLADYCH & ASSOCIATES, INC.
A Professional Law Corporation

Gladych & Associates, Inc. provides highly-skilled, aggressive legal representation to businesses, associations, insurers, and individuals throughout the State of California and beyond. The Firm's lawyers have gained the respect and recognition of the legal community through consistently achieved, favorable results in complex litigation and negotiations. Complete client satisfaction through aggressive and ethical advocacy is the Firm's primary objective. The Firm's lawyers pride themselves on competently and completely advising their clients so that the Firm's clients may make fully informed business decisions with which they remain forever comfortable.

The Firm has professionally handled its clients' litigation needs in numerous areas of law including: construction claims; contract disputes; shareholder derivative actions; D & O coverage; real estate; ADA compliance; corporate dissolution; products liability; unfair competition; subrogation; wrongful death; Multi-District Complex Litigation class action defense; employment litigation; admiralty; maritime litigation; general liability defense; mass-tort defense; RICO; fraud; premises liability; professional malpractice; construction defect; insurance coverage and "bad faith"; Government Code claims; real estate litigation; landlord-tenant disputes; defamation; nuisance; inverse condemnation and general commercial litigation.

Representation of subcontractors and small general contracting companies involved in delay, disruption and payment claims forms the heart of the Firm's practice. However, due to the Firm's successes in difficult and complex litigation, the Firm is frequently retained to handle high profile, politically charged cases. High profile cases require media management, public relations skills, and the type of "on your feet" thinking the Firm adeptly provides.

Gladych & Associates, Inc.'s office is located in Newport Beach, California, affording convenient access to State and Federal Courts throughout Los Angeles, Orange, Riverside, San Bernardino, and San Diego Counties.

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GLADYCH & ASSOCIATES, INC.
A Professional Law Corporation
1400 Bristol Street North, Suite 210
Newport Beach, CA 92660
Phone: (949) 442-8942
Fax: (949) 442-8949

JOHN A. GLADYCH was born in Chicago, Illinois in 1962. Mr. Gladych is a graduate of the University of Wisconsin-Madison, and received a Bachelor of Science degree in Political Science in 1983. He obtained his Juris Doctorate degree from the John Marshall Law School at Chicago, Illinois in 1987. He has been admitted to practice in the State of Illinois, the State of California, the United States District Court for the Northern District of Illinois, and the United States District Courts for the Northern, Central and Southern Districts of California. He has been admitted "pro hac vice" in the United States District Court for the Southern District of New York, the United States District Court for the Southern District of Texas, the District Court of Dallas County, Texas, American Samoa, and Western Samoa.

Prior to founding the Firm, Mr. Gladych worked for two well-established full service law firms in California, Cummins & White and Lewis, D'Amato, Brisbois & Bisgaard. While working with those firms, Mr. Gladych handled all aspects of significant RICO, D&O, subrogation, insurance bad faith, professional liability, wrongful death, personal injury, contribution, employment and international corporate dissolution cases. Mr. Gladych was fortunate enough to learn from, and to work closely under, the supervision of several ABOTA Trial Lawyers of the Year.

Mr. Gladych, a veteran of 25 jury trials including 4 in Federal Court, has successfully pursued five significant construction claims through jury trial. The first involved a claim on behalf of a prime contractor against the Port of Oakland arising from delays and disruptions which occurred as a result of faulty plans, specifications, and changed site conditions against the Port of Oakland. The project involved the installation of a sophisticated audio/visual security system at Jack London Square in Oakland, California. The trial concluded with a substantial verdict in favor of the prime contractor. The hotly contested jury trial took over 1-1/2 months to present.

In another jury trial, Mr. Gladych served as counsel for Franklin Reinforcing Steel Company, Inc., in a substantial delay and disruption claim presented against Newberg-Dick, a large joint venture prime contractor. The dispute arose from the County of Los Angeles Central Jail Expansion Project. Mr. Gladych obtained a judgment in favor of Franklin Reinforcing Steel, Inc. in excess of \$800,000.00. The trial took nearly 2 months to complete.

In the third case, Mr. Gladych obtained a jury verdict in favor of Construction Financial, LLC and its assignor Best Western Paving Company. The trial, which took place in Orange County Superior Court, involved delays and disruptions that caused a substantial "loss of productivity" claim during the construction of the State's first private toll road along State Route 91. At issue was project design and the interpretation and impact of several California Department of Transportation ("Caltrans") specifications regarding the construction of roadways. Mr. Gladych obtained a unanimous verdict for a substantial six figure sum.

The fourth case resulted in a \$460,000.00 judgment in favor of the Firm's clients. The judgment includes significant late-payment penalties, lost profits, interest and attorney's fees. Mr. Gladych convinced the court to dismiss the "construction defect" cross-complaint filed against the Firm's clients, a structural steel subcontractor and its bond surety, and to allow a claim for punitive damages against the "sub-busting" general contractor to be presented to the jury. Once again, the verdict in favor of the Firm's clients was unanimous.

The fifth case resulted in a verdict in favor of Franklin Reinforcing Steel Company, Inc. against a prime contractor and its payment bond surety on a LAUSD high school project which experienced substantial disruption due to out-of-sequence and abnormal construction scheduling.

In October, 2003 Mr. Gladych obtained a jury verdict of over \$7.8 million in an insurance bad faith case arising from a property insurer's failure to pay for a stolen piece of construction equipment.

Mr. Gladych was chosen to serve as lead defense counsel in a multi-million dollar class action professional liability lawsuit brought against approximately 1,000 insurance agents arising from the creation and sale of an allegedly fraudulent health insurance product. The matter was assigned to the Federal Multi District Complex Litigation Department and was tried to a jury in Federal District Court for the Southern District of New York.

Mr. Gladych's jury trial experience includes the successful defense of USA Wrestling, its related entities, and its coaches in a case arising from a serious spinal cord injury to a wrestler during competition. Mr. Gladych has prosecuted subrogation cases on behalf of subrogated carriers and their insureds. One case involved a two million dollar loss as a result of a roof collapse and another involved product liability claims against the manufacturer of a commercial crop dryer.

Mr. Gladych's early trial experience included the successful defense of defendants in automobile accidents; a truck driver in an action which required two jury trials in Federal District Court in the Central District of Los Angeles; and a real estate developer in a landlord-tenant dispute.

In addition to his jury trial experience, Mr. Gladych has earned a reputation as an effective, tough negotiator. His proven ability to "take an opponent to the mat" has an exponential effect on his ability to favorably settle many high exposure cases. He has negotiated over a dozen multi-million dollar settlements on behalf of clients.

Among his high profile cases, Mr. Gladych has represented several contractors in a series of highly publicized freeway retrofit lawsuits arising out of Caltrans' multi-billion dollar earthquake retrofit project. To date, he has recovered several million dollars from Caltrans for affected contractors on projects located throughout the state.

He also serves as insurance coverage and local defense counsel for two national handgun manufacturers named in coordinated lawsuits filed by numerous California cities and county governments against the firearm industry. He is currently representing key figures involved in the prosecution of a former high-ranking official with the Orange County Sheriff's Office .