INSIGHTS + NEWS

Chris Kenney Discussed Handling Construction Disputes Through Mediation

On September 22, 2026, Chris Kenney participated on the panel "Construction Mediation: Defect Claims, Casualty Claims and Coverage Disputes," presented by the Massachusetts Bar Association's CLE Program.

Construction disputes are uniquely complex, often involving overlapping contractual obligations, statutory claims and insurance coverage issues that can derail projects and strain business relationships. They pose challenges for mediators as well as counsel. This practical skills program focused on effective mediation techniques for neutrals, as well as strategies for counsel in resolving construction matters in Massachusetts.

Topics included mediations involving:

- Multi-party claims
- Coverage and risk allocation issues, including indemnity provisions, additional insured disputes, multiple-policy scenarios and resulting damage claims
- M.G.L. c. 142A claims
- Private mechanics' liens
- Contractual claims processes and notice requirements
- Public payment and performance bonds
- Construction site bodily injury and property damage claims
- Statute of repose issues and liquidated damages
- Prompt Pay Act and Retainage Act disputes

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