

CURRICULUM VITAE

John F. Palladino, Esquire
of
Hankin Sandman Palladino Weintrob & Bell
Counsellors-at-Law
A Professional Corporation

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EDUCATION

George Washington University (B.B.A., 1985); Villanova University School of Law (J.D., 1989).

ADMISSIONS

Mr. Palladino is admitted in the state courts of New Jersey, Pennsylvania, New York, and Florida as well as the United States District Court for the District of New Jersey, the United States District Court for the Eastern District of Pennsylvania, the United States District Courts for the Southern and Middle Districts of Florida, the United States Court of Federal Claims, and the United States Court of Appeals for the Third Circuit.

BACKGROUND

Born in Philadelphia, Pennsylvania, Mr. Palladino has been a member of Hankin Sandman Palladino Weintrob & Bell and its predecessors for 30 years. He maintains offices in Atlantic City and Cape May Court House, New Jersey and New York City, New York.

Mr. Palladino heads the firm's construction practice group, which focuses on the litigation of large public bidding disputes and complex contractual and delay claims before state and federal courts, administrative agencies, and arbitration bodies. As an adjunct to litigating construction contracts, Mr. Palladino spends substantial time drafting and modifying contracts for his clients, with the goal of avoiding litigation or ensuring his clients have an upper hand should it ensue. Mr. Palladino's core group of clients are among the largest and most successful contractors in the New Jersey, Pennsylvania, New York region. Building from that foundation, Mr. Palladino's practice has steadily grown from a Southern New Jersey practice to a regional, East Coast practice, with Mr. Palladino just as likely to be in court in Philadelphia or Miami as South Jersey.

While Mr. Palladino and the construction group routinely compete against the largest construction firms from across New Jersey, Pennsylvania, New York, and Florida, his goal is to maintain the "small firm" personal connection that clients appreciate and deserve.

While construction is Mr. Palladino's focus, he has significant experience dealing with varied types of large complex business litigation, including being retained by one of the largest, most powerful firms in Philadelphia to represent it in seven and eight-figure legal malpractice actions. Additionally, Mr. Palladino is often called upon by other lawyers to serve as a mediator to assist in resolving complex construction and other commercial disputes.

Mr. Palladino is a Member of the American Inn of Courts; the American Bar Association; the New Jersey State Bar Association, Construction and Public Contract Law Section; and the Atlantic County Bar Association.

SIGNIFICANT CASES

Ernest Bock & Sons, Inc. / Rowan University - Successfully represented Ernest Bock & Sons, Inc. on a protest of the award of the Camden Bank Renovations, Phase III. EBS, the second lowest bidder, was ultimately awarded the **\$12,083,000** project.

Hall Construction Co., Inc. v. Gloucester County Improvement Authority and Ernest Bock & Sons, Inc., GLO-L-621-15 (N.J. Super. Ct. 2015). Successfully defended a challenge brought by Hall Construction Co., Inc. to the award of the Rowan University College of Business to Ernest Bock & Sons, Inc.; EBS has subsequently commenced work on this **\$38,650,200** project.

Terminal Construction Corporation v. Gloucester County Improvement Authority, et al., GLO-L-777-15 (N.J. Super. Ct. 2015). Successfully defended a challenge brought by Hall Construction Co., Inc., Terminal Construction Corporation, and Benjamin R. Harvey & Sons, Inc. to the award of the Rowan University College of Engineering to T.N. Ward Company. The trial court result has been affirmed by the Appellate Court. Substantial construction on the project has since been completed. This project has a value of **\$46,766,400**.

C&H Industrial Services, Inc. v. City of Vineland, et al., CUM-L-157-14 (N.J. Super. Ct. 2014). Successfully represented C&H Industrial Services, Inc. through multiple rounds of bid protests, ultimately obtaining a court order requiring Vineland to award the approximately **\$26,000,000** contract for the construction of the Simple Cycle Power Plant at Clayville Generating Station, Unit #1 to C&H. The decision was subsequently affirmed on appeal.

C&H Industrial Services, Inc. v. City of Vineland v. Berkley Insurance Company, CUM-L-868-16 (N.J. Super. Ct. 2016) – Years after winning the bid protest referenced above, Mr. Palladino sued Vineland after it wrongfully withheld final payment. The claim was settled for **\$3 Million Dollars** in favor of the client. Vineland had claimed it was owed \$2,550,057.55 in liquidated damages and \$3,105,246.24 in actual damages.

Ernest Bock & Sons, Inc. v. Mercer County Improvement Authority and Hunter Roberts Construction Group, LLC, BUR-L-2503-09 (N.J. Super. Ct. 2009). Order granted compelling MCIA to reject low bid of Hunter Roberts based on incomplete ownership disclosure. The **\$51,643,000** project was then awarded to Ernest Bock & Sons, Inc. This decision was the **3rd** most requested opinion in New Jersey as reported by the New Jersey Law Journal in 2010.

Daniel J. Keating Construction Company v. Mercer County Improvement Authority; Hunter Roberts Construction Group and Ernest Bock & Sons, Inc. - Successfully procured dismissal of claim by third low bidder on Mercer County Courthouse project.

SGRA Contractors, LLC v. Ernest Bock & Sons, Inc. Successfully protested low bid on H.B. Wilson Elementary School and defended on appeal. **\$21,943,000** project awarded to client.

South State, Inc. v. Philadelphia Regional Port Authority – Successfully challenged the Port Authority of Philadelphia's award of a **\$45,173,953.00** contract to R.E. Pierson, on behalf of South State, Inc.

The Revel Casino Project - Successfully represented ten contractors at the closeout of the Revel Project and afterward was retained by Revel's head of construction to represent him against the Revel in a breach of contract action arising out of the construction project.

G&T Conveyor Company, Inc. v. Ernest Bock & Sons, Inc., et al., No. 03117, Nov. Term 2009 (Pa. Comm. Pleas, Philadelphia 2009)
Lydon Millwright Services, Inc. v. Ernest Bock & Sons, Inc., No.: 11-7009 (U.S.D.C. E.D.Pa. 2011). Successfully represented general contractor Ernest Bock & Sons, Inc. in lawsuit in multiple forums arising from the Terminal D & E Expansion project at the Philadelphia Airport. After extensive litigation in both state and federal court, all major claims asserted by Bock, subcontractors, and the project owner were successfully resolved through a combination of dispositive motions and mediation in a manner favorable to client. The litigation involved the review and analysis of millions of pages of documents, including sensitive security information concerning the operation of baggage screening and other airport security procedures.

Martin O'Boyle, et al. v. Wolf Block Shorr and Solis-Cohen, L.L.P., et al., ATL-L-5179-10 (N.J. Super. Ct. 2010). Retained by prominent Philadelphia law firm to represent one of its partners in legal malpractice case. After litigating the case through Plaintiff's efforts to disqualify him up to the New Jersey Supreme Court, Mr. Palladino succeeded in having the underlying case dismissed on the pleadings and successfully defended the appeal through the Appellate Division.

Thomas Company, Inc. v. Keating Building Corporation and Liberty Mutual Surety; No.: 1:06-3735 (U.S.D.C. D.N.J. 2006) Summary judgment granted in case of first impression barring general contractor from enforcing contract provision allowing it to withhold a subcontractor's payment on public project based on claim on a separate project. Summary Judgment also granted allowing subcontractor to enforce informal settlement agreement despite lack of integrated agreement or release.

Brolley Electrical, Inc. v. Ernest Bock & Sons, Inc., GLO-L-1079-04 (N.J. Super. Ct. 2004). In case of first impression, successfully enforced "pay when paid" clause on behalf of general contractor.

Princeton Regional School District Board of Education. Settled claim for delay damages pre-suit with Princeton Regional School District Board of Education on behalf of general contractor for **\$4.6 million** base payment and additional contingent monies.

Shore Building Contractors, Inc. v. Atlantic County Improvement Authority. ATL-L-815-07 (N.J. Super. Ct. 2007). Settled claim on behalf of contractor "terminated for convenience" for **\$645,000**.

Dial Block Co. v. Mastro Masonry, 374 N.J. Super. 13 (N.J. Super. Ct. App. Div. 2004) Appellate court ruled in client's favor that a general contractor was not liable to a supplier under a joint check agreement among the parties. Under the state's bond statute, a direct contractual relationship between the contractor and supplier would have to exist to hold the contractor liable. Thus, the supplier had no recourse against the contractor for unpaid supplies or for breach of contract. This Reported Decision was covered in Construction Claims Online, a weekly online newsletter which reports decisions of interest throughout the United States.

Legal Malpractice Claim. In 2015, Mr. Palladino was retained to represent a 500-plus Philadelphia/National lawyer firm against a **\$50,000,000.00** claim brought against it by a publicly traded entity. Mr. Palladino was able to resolve the matter for a fraction of the claim and, more importantly, preserved the relationship between the parties, who are now working with each other again.

Asphalt Paving Systems, Inc. v. Anderson Columbia and State of Florida, Department of Transportation, 264 So.3d 1110 (Fla. 1st DCA 2019) Filed suit against FDOT challenging “no bid” award of contract to Anderson Columbia, one of the largest contractors in the South East. After successfully appealing FDOT’s determination that APS lacked standing to challenge the award, and obtaining a Reported Decision on the issue, the case was favorably settled.

Florida “Piggybacking” Challenges. Florida has a law which allows governmental entities to award no-bid projects to contractors that have won open public bids for similar work. Mr. Palladino has successfully challenged the overuse of this process throughout Florida numerous times.

Florida Sole Source Challenges. Mr. Palladino has also thwarted efforts by several governmental entities in Florida to issue sole source contracts in the highly competitive highway maintenance/paving arena.

Ernest Bock, LLC v. Paul Steelman and Maryanne Steelman, ATL-L-2294-15 (N.J. Super. Ct. 2015) Procured a judgment in the amount of **\$11,831,365.32** against world-famous architect Paul Steelman.