



Richard R. Volack

Partner

Chair, Cyber Security & Data Privacy practice

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BIO

Richard Volack is a partner in the Construction Law practice at Peckar & Abramson and Chair of the firm's Cyber Security & Data Privacy practice. He counsels some of the country's largest general contractors, construction managers, and owners in all aspects of construction dispute resolution, including claims involving breach of contract, construction defects, design defects, schedule-and-impact delays, mechanic's liens, surety bonds and insurance, and counsels clients in all matters concerning cyber security and data privacy.

Richard's practice encompasses dispute resolution through mediation, arbitration and, when necessary, litigation. He also counsels clients on litigation avoidance practices, risk management, project planning and contract negotiation in relation to construction projects, both in both domestic and international settings. In 2021, Richard completed FIDIC Certified Course Module 2: Claims and Disputes Resolution.

He is a frequent lecturer on construction insurance, risk management, the New York Mechanic's Lien Law, e-discovery and electronically stored information (ESI) issues as they relate to construction litigation.

Richard is admitted to practice in the States of New York and Connecticut. He is the past chairman and past secretary of the Construction Law Committee of the New York City Bar Association and a member of the Construction Law section of the American Bar Association.

He received his bachelor of science from the University of Scranton, a master of arts degree from the Maxwell School of Citizenship and Public Policy at Syracuse University and his law degree from Syracuse University College of Law, where he served as the business editor for the Journal of International Law and Commerce.

HIGHLIGHTS

ADMISSIONS

- State of New York
- State of Connecticut
- United States District Court for the Southern District of New York
- United States District Court for the Eastern District of New York
- United States Court of Appeals for the Second Circuit

EDUCATION AND COURSES

- University of Scranton. B.A.
- Syracuse University -Maxwell School of Citizenship and Public Policy, M.A.
- Syracuse University College of Law, J.D
- FIDIC Module 2: Claims and Disputes Resolution

PRACTICE AREAS

- Construction and Infrastructure
- Cyber Security and Data Privacy
- Contracts, Project Documentation and Risk Management
- Government Contracts
- International Construction and Infrastructure
- Crisis Management
- Residential and Multi-Family

AWARDS AND RECOGNITIONS

- *New York-Metro Super Lawyers, 2018-2023*
- *Best Lawyers, 2018-2024*

PUBLICATIONS AND PRESENTATIONS

- "AI in Construction Law: Managing Risks and Opportunities," NASBP Webinar, June 2024 (Speaker)
- "Defend, Indemnify, and Hold Harmless Terms in Construction Contracts: Key Differences, Distinct Obligations," Strafford Webinar, March 2024
- "AI in Construction Law: Exploring the Opportunities and Risks," ABC Metro Washington - Women Building Washington, March 2024
- "AI in Construction Law: Managing Risks and Opportunities," New Jersey Institute for Continuing Legal Education, February 2024
- "The Cutting Edge – Strategically Managing ESI Risks, Costs and Burdens," 2023 AGC Surety Bonding and Construction Risk Management Conference, February 2023
- "The Future is Now: A Critical Look at Emerging Construction Technology," 36th annual Construction Super Conference, December 2022
- "Construction Contracts 201: Contracting for the Complex Construction Project - A Roadmap to the Key Clauses You Need to Know," New York City Bar Webinar, October 2022
- "The Future is Now: Emerging Cybersecurity Issues in Construction Tech," *Construction Executive*, July 2022
- "Revising Construction Payment Provisions: Addressing Change Orders, Extra or Nonconforming Work, and Other Costs," Strafford Webinar, May 2021
- "Fighting Fire with Fire: Using Technology to Manage Cyber Risk in the Construction Industry", Constructech Technology Day, November 2020

HIGHLIGHTS CONTINUED

- “Grappling With Viruses on Multiple Fronts: Ongoing Cyber Risk Management in the Age of COVID-19,” *Construction Executive*, September 2020
- “Cybersecurity Risk Management for Construction Projects,” P&A Webinar, September 2020
- “Construction Contracts 101: Demystifying Design & Construction Contracts for the Successful Project,” New York City Bar, September 2020
- “Construction Cyber Hygiene: A Staple in Today’s Infectious World,” *Construction Executive*, April 2020
- “Cyber Security and Data Privacy Risk Management in the Construction Industry: Understanding the Danger that You Cannot See”, ConstructionSuperconference, Rancho Palos Verdes, December 2019
- “Everything You Always Wanted to Know About Cyber Risk, But Were Afraid to Ask”, Lockton National Construction & Design Conference, September 11, 2019
- “The Future of Construction Cyber Security in the Age of the Cloud, IoT and Blockchain,” ENR Future Tech Conference, June 2019
- “Construction Contracts 101: Demystifying Design & Construction Contracts for the Successful Project,” New York City Bar Center, 2019
- “Construction Contracts 201: Contracting for the Complex Construction Project – A Roadmap to the Key Clauses You Need to Know”, New York City Bar Center, 2019
- “Litigating Construction Project Disputes 101”, New York City Bar Center, 2019
- “Legal and Ethical Professional Practice Issues”, Institute for Design Professionals, 2016
- “Reducing ESI Costs: Strategic Advice For Construction Litigation,” co-authored with Gregory H. Chertoff, *CFMA Building Profits*, September/October 2013
- “Expert Witnesses on Construction Defects Can Help Win Cases,” co-authored with Don Erwin, *Constructor*, January/ February 2012