

CALVERT ❖ MENICUCCI

A Professional Corporation



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SEAN R. CALVERT

Education:

1997 Santa Clara University School of Law (J.D. – High Technology)
1992 Santa Clara University (B.A. – English)

Legal Practice:

3/1998 to present Calvert Menicucci, P.C.
8900 Washington St., NE, Suite A
Albuquerque, New Mexico 87113
Partner

Engaged in a legal practice emphasizing the construction industry (95%). Representing general, sub and specialty contractors; suppliers/manufacturers; owners; developers; public agencies; architects; engineers; and designers. Public and private projects include commercial, heavy/highway, industrial, institutional, residential and utility. Handle construction disputes involving all types of payment, quality, and time claims.

Bar Membership:

1998 New Mexico State Bar Association
2000 California Bar Association
1998 U.S. District Court, District of New Mexico
2000 United States Court of Appeals Tenth Circuit

Professional Associations:

American Bar Association
Forum Committee on the Construction Industry
Division 9 Steering Committee, 2003-2007
Tort Trial & Insurance Practice Section
Associated General Contractors
American Subcontractors Association
Chairman – Attorneys Council, 2008-2009
Vice Chair – Attorneys Council, 2007-2008
Board Member, ASA-NM, 2000-2001
Chapter Attorney, 1999-present

Publications:

- Calvert Menicucci, P.C., "New Mexico", State-by-State Guide to Construction Contracts and Claims, Michael Dodd and J. Michael Findlay Eds., Aspen Publishers (2005-8).
- Calvert, "Changes in the Work", The Construction Contracts Book: How to Find Common Ground in Negotiating Design and Construction Contract Clauses, (Daniel S. Brennan, Richard H. Lowe, Jennifer A. Nielsen & John I. Spangler, Eds., American Bar Association 2008)
- Calvert, "Changes in the Work, The Construction Contracts Book: How to Find Common Ground in Negotiating Design and Construction Contract Clauses, (Daniel S. Brennan, Richard H. Lowe, Jennifer A. Nielsen & John I. Spangler, Eds., American Bar Association 2004)
- Calvert, New Mexico's Mechanics' and Materialmen's Lien Law, Business Credit (NACM 2/04)
- Sklar, Newman & Calvert, "The Construction Documents I Advocate Using When Representing the Subcontractor", The Formbook for the Construction Industry, Aspen Publications (2004).
- Calvert and Calvert, News from the Regions, The Procurement Lawyer (Fall, 2001)
- Calvert, New Mexico Retainage Act, Southwest Contractor (9/01)
- Calvert, New Mexico Retainage Act, Business Credit (NACM, 9/01)
- Calvert, A Digital World Out of Balance, Santa Clara Computer and High Technology Law Journal V. 13, #545 May, 1997
- Editor, Anawalt and Kunze, "Lotus Development Corp. v. Borland International, Inc.; Part One, Borland and the Blizzard of '96", Santa Clara Computer and High Technology Law Journal, V. 12, #489 August, 1996
- Contributing Author - New Mexico; The Construction Lawyer
- Contributing Author - New Mexico, Construct!
- Contributing Author - New Mexico, Licensing Law in the 50 States,
- Contributing Author - New Mexico; Prompt Payment in the 50 States,
- Contributing Author - New Mexico; Lien Laws in the 50 States

Lectures:

- Calvert, Douthett & Turner, "Construction Lien Law in New Mexico" (Lorman 12/08)
- Calvert, Patrick & Seemann, Jr., "That's Mine! Termination Impacts on Rights to Design, Special Equipment, Subcontracts and Materials" American Bar Association, Forum on the Construction Industry, La Quinta, CA (04/08)
- Calvert, Carroll & Gorman, "AIA Contracts" (Lorman 4/08)
- Calvert "Bidding & Negotiating Contracts the ASA Way" American Subcontractors Association Annual Meeting, Charlotte, SC (ASA 3/08)
- Calvert, Douthett & Turner, "Construction Lien Law in New Mexico" (Lorman 12/07)
- Calvert, Kennedy & Burn, "Public Contracts and Procurement Regulations in New Mexico" (Lorman 10/07)
- Panel, "New Mexico Procurement Institute" (10/07)
- Calvert, Kennedy & Burn, "Public Contracts and Procurement Regulations in New Mexico" (Lorman 9/06)
- Calvert "Negotiating Retainage" American Subcontractors Association Webinar (1/06)

Calvert "Getting off the Risk Transfer Railroad", Painting & Decorating Contractors of America Annual Meeting, Tampa, FL (PDCA 2/06)

Calvert "Getting off the Risk Transfer Railroad", American Subcontractors Association Annual Meeting, Orlando, FL (ASA 3/05)

Calvert, Kennedy & Burn, "Public Contracts and Procurement Regulations in New Mexico" (Lorman 9/05)

Calvert, Kennedy, & Burn, "Public Contracts and Procurement Regulations in New Mexico" (Lorman 9/04)

Calvert Menicucci, P.C., "Changes and Change Orders in New Mexico" (Lorman 4/04)

Calvert, Kennedy & Burn, "Consolidated Procurement Code and Government Contracts" (Lorman 9/03)

Calvert, Bartell & Salazar, "Construction Litigation in New Mexico" (Lorman 6/03)

Calvert & Calvert, "Two Step to Success: Bids and Contracts" presented at American Subcontractors Association National meeting New Orleans, LA (ASA 3/03)

Calvert, Flowers & Salazar, "Construction Contracting for Public Entities in New Mexico" (Lorman 9/02)

Calvert, Bartell & Salazar, "Construction Litigation in New Mexico" (Lorman 6/02)

"Update to New Mexico Retainage Act, One Year Later" Jackson Hole, Wyoming (MCA 6/02)

Panel, "New Mexico Forum on Construction" presented to UNM Construction Program Advisory Council (4/02)

Calvert & Mendenhall, "Effective Internet Research for New Mexico Attorneys" (NBI 3/02)

Panel, "New Mexico Procurement Code Institute" (9/01).

"New Mexico Retainage Act" Las Cruces, NM 8/01 and Roswell, NM (8/01).

"New Mexico Retainage Act" presented to local branch Associated Builders and Contractors (8/01).

Calvert and Gorman, "New Mexico Retainage Act" presented to local chapters of AIA, AGC and ASA (6/01).

"New Mexico Retainage Act" presented to local chapter of American Subcontractors Association (5/27/01, 6/6/01 and 6/15/01).

Calvert, Bartell & Landau, "New Mexico Construction Law: What Do You Do When?", (NBI, 7/00).

Calvert, Burn & Flowers, "Construction Payment Remedies in New Mexico", (NBI, 11/2000).

Panel, "Exercising Judicial Discretion on Technical Expertise Applied to Digital Evidence", presented to the New Mexico judiciary (Los Alamos, 1999).

"Amendments to the Miller Act" presented to Division 9 of the Forum on the Construction Industry, American Bar Association (Spring, 2000).

Calvert & Wilson, "Internet Strategies for the Paralegal in New Mexico" (IPE 2/00).

"Advanced Issues in Legal Technology for the New Mexico Paralegal" (IPE 5/99).

Published Decisions:

Gallegos v. Espinoza, 2002 NMCA 11; N. M. State Bar. Bull. 6; 2001 N.M. App. LEXIS 117 (Ct. App. 2001)

Furr's Supermarkets, Inc. v. Richardson & Richardson, Inc., 315 B.R. 776 (D.N.M., Sept. 20, 2004)

J.R. Hale Contracting Co., Inc. v. Union Pacific Railroad, 2008-NMCA-37 (Ct. App. 2008).

State ex rel. Regents of Eastern New Mexico University v. Hon. Theresa M. Baca, 2008-NMSC-047 (2008).