

**WASHINGTON STATE
BAR ASSOCIATION**
CONSTRUCTION LAW SECTION

**2018-2019 WSBA Construction Law Section Legal Writing Competition
For Washington State Law School Students**

The Construction Law Section Executive Committee of the Washington State Bar Association is pleased to announce its 2018-2019 legal writing competition for law students with a **first prize of \$2,500** to be awarded to the winning submittal, subject to the requirements set forth below.

The Construction Law Section provides a forum for members whose practices involve all aspects of construction to learn, contribute and collaborate on construction related topics. These include issues with current large public and private projects, procurement and contract issues, practical construction scenarios, and discussion of the latest court decisions with input from industry specialists and non-attorneys, in order to gain an understanding of construction projects from the smallest residences to the largest buildings and infrastructures. Our members are a mix of those in private, public and in-house practice, who represent federal, state, county, local, city, and special-use agencies, school districts, hospitals, private owners, contractors, engineers, architects, manufacturers, and suppliers. For more information about the section, visit our webpage at <http://www.wsba.org/Legal-Community/Sections/Construction-Law>.

DETAILS

1. Award of \$2,500.
2. Competition open to all second and third year law students in good standing as of October 15, 2018, at the University of Washington School of Law, Gonzaga University School of Law and Seattle University School of Law.
3. Award paid directly to successful law student.
4. Award is to be the result of an anonymous Section committee screening using criteria listed below with a final pool of not more than five (5) finalists forwarded to the Section Council for final selection.
5. Written submittal criteria are:
 - a. Written submission of 2,200 words or less, in Times New Roman 12 point font, double-spaced.
 - b. The written submission must address the following topic:

Consequential damage waivers are common provisions in construction contracts. In the past 50 years, our Supreme Court has provided very little guidance as to what constitutes "consequential damages." Therefore, based on guidance from other jurisdictions, and existing case law in our state, what are "consequential damages" and/or what are the key elements of recovering "consequential damages" in construction law cases in Washington?

- c. Clear, concise, and interesting substance and style.
- d. Each submittal shall be the original work of the submitter and shall not have been previously published. The submitter may consult with law school faculty and librarians to

aid in the preparation of the submittal, but the legal assessment and writing must be that of the submitter.

6. Submittals will be judged anonymously, meaning that the submittal will be made to a Section member (see 8, below) who will not be part of the evaluation process and who will provide identification blind copies of the submittals to the evaluators. A Construction Law Section Committee comprised of volunteer section members will review the anonymous submissions and make a recommendation for the Construction law Section Executive Committee's final vote, which vote is anticipated to occur on or before May 8, 2019. The evaluators will be looking for the best submission considering the criteria.
7. Cover letters will not be accepted. Identifying information shall include only the student's name, prospective graduation date, contact mailing address, email address and telephone number.
8. Submittals will be due and received on or before **April 10, 2019, noon (PST)**. Please deliver submittals and contact information to:

Seth Millstein, Esq.
1420 5th Avenue, Suite 3369
Seattle, WA 98101
seth@pillar-law.com

Submittals may be made by mail, e-mail or personal delivery. Mr. Millstein will not be part of the evaluation process to facilitate the anonymity in the judging process.

9. Up to a maximum of five (5) finalist submittals are eligible for publication in the Construction Law Section's Newsletter.