



David J. Hatem

Partner

Boston - State Street

617 406 4800

dhatem@mgmlaw.com

PRACTICE AREAS

Consulting
Design Professionals
Professional Liability

EDUCATION

Boston University School of Law, JD, 1977
Boston University, BA, *magna cum laude*,
1974

BAR ADMISSIONS

Massachusetts
US Court of Federal Claims
US Court of Appeals for the First Circuit
US Court of Appeals for the Seventh
Circuit
US District Court, District of
Massachusetts

Overview

David J. Hatem is a nationally recognized attorney whose practice specializes in representing engineers and architects and advising professional liability insurance underwriters on project-specific insurance matters. David teaches Legal Aspects of Civil Engineering at Northeastern University Graduate School of Engineering and has continuously served as counsel for the American Council of Engineering Companies of Massachusetts (ACEC/MA) since 1988. He has authored and edited numerous articles and publications in his field, including:

- + *Project-Specific Professional Liability Insurance on Design-Build and Public-Private Partnership Projects in North America: A Path Forward* (2022);
- + *Public-Private Partnerships and Design-Build: Opportunities and Risks for Consulting Engineers, Third Edition*, ACEC (Hatem, D.J. and Gary, P. 2020);
- + *Subsurface Conditions: Risk Management for Design and Construction Management Professionals* (1998);
- + *Design-Build Subsurface Projects, Second Edition*, Society for Mining, Metallurgy and Exploration, Inc. (G. Brierley, D. Corkum, and D. Hatem, 2010);
- + *Megaprojects: Challenges and Recommended Practices*, ACEC (D.J. Hatem and D. Corkum, eds., 2010).

Most recently, he was a member of the writing committee for *Geotechnical Baseline Reports Suggested Guidelines, ASCE Manuals and Reports on Engineering Practice No. 154* (R. Essex, 2022); and served as a legal reviewer/resource for *Geotechnical Baseline Reports: A Guide to Good Practice* (CIRIA C807, 2023).

In Canada, David is a member of the Tunnelling Association of Canada and presented a paper entitled "Should Geotechnical Baseline Reports be the Universal and Exclusive Contractual Basis for Subsurface Conditions" at the October 2021 TAC Conference, as well as "Early Contractor Involvement: Rethinking and Recalibrating Delivery Methods for Subsurface Projects" at TAC's September 2023 Conference.

Recognition

- + Ranked Band One by *Chambers USA* in Construction, 2022

David J. Hatem

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- + Honored member of the Boston Society of Civil Engineers Section of the American Civil Engineers Society, 2022
- + Recipient of The Engineering Center Education Trust's Leadership in Professional Practice Legal Services Award in recognition of a career dedicated to the engineering sector, 2016
- + Recipient of a Distinguished Service Award from the American Council of Engineering Companies of Massachusetts for extraordinary support of the engineering profession, 2008
- + Received AV Peer Review Rating from Martindale-Hubbell
- + In 2022 appointed as an Honored Member of the Boston Society of Civil Engineers Section of the American Civil Engineers Society

Involvement

- + American Bar Association
- + Massachusetts Bar Association
- + Professional Practice Committee, Boston Society of Architects, 1984
- + Legal Counsel: American Council of Engineering Companies of Massachusetts, 1988–present
- + General Counsel for Design-Build Institute of New England, Inc., 2000–present
- + American Society of Civil Engineers, Affiliated Member
- + Boston Society of Architects/AIA, Corporate Affiliate Member
- + Transportation Research Board, Organizational Affiliate Member
- + National Council for Public-Private Partnerships, Corporate Member
- + International Bridge, Tunnel and Turnpike Association, Associate Member
- + Geoprofessional Business, Individual Consultant Member
- + New York Building Congress

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