



PROJECT: Anheuser-Busch Brewery

CLIENT: Tomahawk Construction Co.

LOCATION: Cartersville, Georgia

Tomahawk Construction was the concrete foundation contractor for much of the Cartersville, Georgia Brewery built for Anheuser-Busch. The Construction Manager for the project was MK-Ferguson, which is a division of Morrison-Knudsen Co., Inc. Tomahawk's scope included excavation and construction of large networks of footing walls and tie-beams that were supported by drilled concrete caissons. The contract amount was \$750,000.



Tomahawk incurred higher costs of performance because of a variety of project occurrences including late and incomplete performance by preceding contractors, re-scheduling of priorities by the Construction Manager, disruptions and interferences from the operation of other contractors, lack of access, work required to maintain the project schedule in adverse and wet weather conditions, and extra scope of work. The contract contained a "No Damage for Delay" clause.

CCL reviewed and analyzed project construction activities in the context of the project specifications and contract documents and prepared a report. CCL found Tomahawk was entitled to an equitable contract adjustment of \$310,000. A favorable settlement was reached with the Construction Manager whereby Tomahawk was compensated for its extended site presence, lost productivity, and extra work costs.