

ELIZABETH B. FERGUSON

SHAREHOLDER



AREAS OF PRACTICE

Architectural, Engineering and
Construction Defect Litigation
Miscellaneous Professional Liability

CONTACT INFO

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200 W. Forsyth Street
Suite 1400
Jacksonville, FL 32202

ADMISSIONS

Florida
2002

U.S. District Court Middle
District of Florida
2005

EDUCATION

Indiana University School of
Law (J.D., 2002)

The College of Wooster (B.A.,
1999)

OVERVIEW

Elizabeth Ferguson is a member of the firm's Professional Liability Department. Her practice focuses on the defense of owners, contractors, material suppliers, developers, and design professionals (architects, engineers and surveyors) against claims of liability, breach of contract, construction defect, design defect, delay, liens/bonds, insurance coverage issues, and licensure issues. She also provides transactional support for her construction clients, including contract drafting and review. Elizabeth has been Board Certified in Construction Law by The Florida Bar since 2009 and is AV rated by Martindale-Hubbell. She served on the Florida Board of Professional Engineers, appointed by Gov. Rick Scott, from 2015-2018.

Elizabeth is a Construction Panel Arbitrator for the American Arbitration Association, has served as a professor of construction law, and is a frequent speaker on legal and construction industry issues. In 2019, she was selected as an "Ultimate Attorney" in the area of construction law by the *Jacksonville Business Journal*. As a Florida Board Certified expert in construction law, her typical matters include residential, commercial and roadway construction matters, from pre-suit through trial and arbitration. She also defends clients before professional licensing boards related to disciplinary and licensure issues.

HONORS & AWARDS

AV® Preeminent™ by
Martindale-Hubbell®

The Best Lawyers in
America©, Litigation -
Construction
2022

Florida Super Lawyers
2018-2021

Florida Super Lawyers Rising
Star-Construction Litigation
2009-2017

Florida Trend Magazine, Legal
Elite, Construction Law
2014, 2018, 2020, 2021

Florida Trend Magazine, Up
and Comer
2008, 2010-2013

Ultimate Attorney,
Jacksonville Business Journal
2019

THOUGHT LEADERSHIP

Three Marshall Dennehey Attorneys Selected 2022 “Lawyers of the Year” and 67 Attorneys Recognized Overall in the 2022 Editions of The Best Lawyers in America© and Best Lawyers: Ones to Watch©

August 19, 2021

Marshall Dennehey is proud to announce that three of the firm’s attorneys have been selected 2022 “Lawyers of the Year” and 67 attorneys have been recognized overall in the 2022 Editions of The Best Lawyers in America© and Best Lawyers: Ones to Wa
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Elizabeth Ferguson Selected to Florida Trend 2021 Legal Elite for Construction Law

Architectural, Engineering and Construction Defect Litigation

July 13, 2021

Elizabeth B.

[Read More](#)

Marshall Dennehey Announces 2021 Florida Super Lawyers & Florida Rising Stars

June 24, 2021

Seven attorneys from the Florida offices of Marshall Dennehey Warner Coleman & Goggin have been selected to the 2021 edition of Florida Super Lawyers magazine.
[Read More](#)

Florida’s Fourth Circuit continues trend requiring apportionment of damages in construction cases.

Jacksonville

Architectural, Engineering and Construction Defect Litigation

January 11, 2021

The Court of Appeals rejected the arguments of the plaintiff and held the apportionment of damages by the underlying court utilizing comparative Case Law Alerts, 1st Quarter, January 2021 is prepared by Marshall Dennehey Warner Coleman & Goggin to provide information on recent developments of inte

Fourth Circuit Requires Apportionment of Damages in Construction Matter

Jacksonville

Architectural, Engineering and Construction Defect Litigation

December 8, 2020

The Fourth Circuit’s recent ruling in Broward County v. The material in this law alert has been prepared for our readers by Marshall Dennehey Warner Col

PUBLISHED WORKS

"Big Impact on Duty to Defend Florida Construction Cases," *Defense Digest*, Vol. 24, No. 1, March 2018

Case Law Alerts, contributor, April 2018-present

ASSOCIATIONS & MEMBERSHIPS

American Bar Association, Forum on the Construction Industry, 2009 - 2019

Associated Builders and Contractors

Chester Bedell Inn of Court

Florida Association of Women Lawyers

The Florida Bar, Board Certified in Construction Law, 2009- Present

The Florida Bar, Grievance Committee 4A, Vice-Chair, 2017 - 2020

The Florida Bar, Construction Law Committee, Co-Vice Chair; 2021

The Florida Bar, Construction Law Review Course Steering Committee, Co-Chair, 2020 - Present

The Florida Bar, RPPTL Section, Executive Committee Member, 2018 - Present

Florida Board of Professional Engineers, Former Board Member

Jacksonville Bar Association, President: 2019 - 2020; Board of Governors: 2012-2020; Construction Law Section: 2011-Present

Phi Delta Phi, Wilkie Inn

Legal Updates for Construction Litigation, June 2017-present

CLASSES/SEMINARS TAUGHT

The Impact of Altman on Defense and Indemnity Obligations in Florida, CLM Webinar, September 2018

SIGNIFICANT REPRESENTATIVE MATTERS

Defense of construction, engineering and inspection sub-consultant on an FDOT project with a value over \$111 million, involving claims brought by contractor for professional negligence and breach of duty.

Defense of large southeast residential developer and home builder against claims by individual owners for construction defect, including improperly installed stucco, windows and roofing systems. Represented same builder in over 100 suits against the original subcontractors to recover costs incurred by the builder for remediation and repair of the homes.

Defense of construction, engineering and inspection contractor from claims of insufficient maintenance of traffic in a roadway construction zone, case involved the death of two eighteen year olds.

Defense of subcontractor against multi-million dollar construction defect and unfair trade practices claims by general contractor and owner. Case involved construction of multiple buildings, water intrusion and mold claims.

Defense of nation-wide residential developer and home builder in a multi-million dollar construction defects and mold claim brought by individual owners seeking class certification of over 350 homes.

REPRESENTATIVE CASES

Welcome v. Arvida, 903 So. 2d 942 (Fla. 1st DCA 2005)

YEAR JOINED

2017