

EDUARDO ASCOLESE

ASSOCIATE



AREAS OF PRACTICE

Architectural, Engineering & Construction
Defect Litigation

CONTACT INFO

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ADMISSIONS

New Jersey
2021

U.S. District Court District of New
Jersey
2021

EDUCATION

Widener University Delaware Law
School (J.D., 2019)

Kean University (B.S., 2009)

YEAR JOINED

2024

OVERVIEW

Eduardo is a member of the Professional Liability Department where he focuses his practice on the defense of architects, engineers, owners, developers, general contractors, construction managers, subcontractors and design professionals.

Prior to joining Marshall Dennehey, Eduardo represented clients in a variety of matters including commercial real estate, landlord/tenant disputes, community association law, general civil litigation and alternate dispute resolution.

While attending Widener University Delaware Law School, Eduardo worked for Delaware Governor, John Carney, and served as the staff editor for the *Delaware Journal of Corporate Law*. He also participated in the Delaware Law Civil Clinic, representing survivors of domestic abuse and was awarded the Outstanding Clinical Student Award for his work in the clinic.

RESULTS

Dismissal with Prejudice Obtained in Remediation Case Involving Environmental Violations

Environmental & Toxic Tort Litigation

April 14, 2025

We won a motion dismissing all claims with prejudice against our clients in a case involving a major remediation project for environmental violations. We filed a motion for summary judgment to dismiss the plaintiff's complaint based on its failure to provide an affidavit of merit within the prescribed time, and because the agreed upon liability waiver clause precludes litigation against the individual defendants. We argued that public policy recognizes limitation of liability clauses when they are reasonable and when they incentivize the licensed professional to perform.