

## **What's New in Volume 3 (2022)**

Chapter 8: (Project Delivery) Numerous updates, including three new sections: Joint checks and bankruptcy law; setoff rights under prompt payment laws; and effect of bankruptcy on mechanics' lien rights (preference challenges).

Chapter 9: (Warranties) Significant updates to and reorganization of entire chapter, including six new sections: Application of U.C.C. to sales of goods from foreign sellers: The Vienna Convention; Many manifestations of privity and privity substitutes in connection with U.C.C. warranties; Economic loss doctrine: Protean spawn of the marriage between Lernaean Hydra and Oedipean Sphinx; Does the workmanship warranty extend to design defects?; Owner's implied design adequacy warranty influenced by the chosen project delivery approach; Limitations of liability applying to construction undertakings.

Chapter 10: (Indemnity) Significant updates to and reorganization of entire chapter, including ten new sections: Are surety general agreements of indemnity governed by anti-indemnity laws?; Choice-of-law analysis and anti-indemnity statutes; Conflict of law analysis governing indemnity actions where no choice-of-law provision applies; Enforcement consequences where indemnity agreement violates public policy; Implied covenant of good faith and indemnity enforcement; Indemnity and contribution applied to economic loss recoveries; Indemnity for violations of the Fair Labor Standards Act: Public policy concerns; Statutory restrictions on construction agreement choice-of-law and venue provisions; To whom indemnity obligation runs: Agents and representatives; and Voucher: Material procedural differences.