



Jacqueline Greenberg

Vogt
Partner

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Overview

Construction Law

Jacky, chair of Mandelbaum Barrett PC's Construction Law Group, assists owners, developers, investors, lenders and contractors throughout the entire construction lifecycle, from initial conception and project planning to contract negotiations, bid preparation and project delivery. Jacky also has significant experience resolving a wide array of disputes, including payment disputes, lien claims, defective design and construction claims, delay claims, indemnity claims, personal injury claims, labor and employment issues, and default and convenience terminations. In addition, she frequently litigates claims against surety bonds and construction insurance policies, and addresses creditors' rights and bankruptcy issues. She has tried cases in state courts, administrative tribunals and arbitration panels.

Litigation

In her litigation practice, Jacky represents business and healthcare clients in complex litigation arising out of partnership agreements, contract disputes, and employment disputes involving non-compete agreements and other restrictive covenants. Some of her clients are physicians, pharmacists, dentists and other healthcare providers, group practices, healthcare facilities, and related healthcare businesses.

Jacky also serves as the chair of Mandelbaum Barrett PC's Women's Initiative. In addition to her law practice, Jacky is active with The Barn Theatre in Montville, NJ and animal rescue.

In 2020, Chambers USA ranked Jacky in Band 1 in New Jersey Construction Law, citing her as one of the top ten attorneys in the state. Jacky is also rated AV preeminent by Martindale-Hubbell, their highest peer-driven level of professional excellence.

**No aspect of this advertisement has been approved by the Supreme Court of New Jersey or the American Bar Association. A description of the standard or methodology used by [Chambers USA](#) and [Martindale-Hubbell](#) can be found on their respective website.*

Professional Affiliations

- Member, Professional Women in Construction New Jersey Chapter
- Member, New Jersey State Bar Association Construction Law Committee

- Ranked Band 1 for Construction, New Jersey Chambers USA
- Chair, Mandelbaum Barrett PC's Women's Initiative Group
- Associate Mentor, Mandelbaum Barrett PC
- Board Member, Rutgers School of Law – Newark, Alumni Board (2011-2013)
- Trustee, Essex County Bar Association (2000-2009)
- Master, The Justice William J. Brennan, Jr. Inn of the American Inns of Court
- Member, Association of the Federal Bar of New Jersey
- Chair, Steering Committee, Lake Valhalla Club, Montville, NJ (2016-2017)
- Assistant Coach, Montville Baseball and Softball Association, Montville, NJ (2016-2017)
- Member, Valhalla Civic Association, Montville, NJ

Publications

- [From Clouded Titles to Clear Solutions: Defending Against Construction Liens](#), New Jersey Law Journal, April 23, 2024
- [5 Benefits of Arbitration for Construction disputes](#), ConstructionDive, January 26, 2024
- [Surety Performance and Payment Bonds](#), Lexis+, December 2023
- [Jacqueline Greenberg Vogt, Esq. authors article for New Jersey Law Journal titled "The Lucky 7 – Construction Contract Must-Haves for Owners"](#), April 24, 2023
- [Jacqueline Greenberg Vogt, Esq. authors article for ROI-NJ titled "Sure thing: As construction market grapples with issues, more projects are relying on contractor bonds for safety"](#), roi-nj.com, September 9, 2022
- [Engaging Specialized Construction Counsel Is a Cost and Time Saver When Building or Renovating](#), New Jersey Law Journal, April 20, 2022
- [Fostering constructive collaboration in a post-COVID environment](#), NJBIZ, April 18, 2022
- [Why Private Construction Jobs are Requiring Surety Bonds, too](#), ConstructionDive, February 11, 2022
- [A "Paw"tionary Tale: Construction Counsel Can Save You Time and Money When Building or Renovating](#), October 2021
- [Construction Trends: Surety Bonds on Private Construction Projects](#), New Jersey Law Journal, April 2021
- [Navigating Surety Performance and Payment Bonds: What To Know](#), New York Law Journal, April 2021
- [If You're Building or Renovating Commercial Property in New York or New Jersey, You Need to Know About the Lien Laws and How Lien Funds Are Created](#), February 4, 2021
- [What Rights Do New York and New Jersey Landlords Have to Dispute Liens Filed by Contractors who Perform Work for Tenants?](#), January 2021
- [10 Steps to a Successful Biofuel Construction Project](#), Biofuels Digest November 2020
- [How to Plan a Successful Energy Construction Project](#), POWER Magazine November 2020
- [Defending Against Construction Delay Claims](#), New Jersey Law Journal October 2020
- [Ten Strategies for Planning a Successful Construction Project](#), Informed Infrastructure October 2020
- [How to Minimize Construction Cost Overruns](#), Law.com July 2020
- [Liability for Catastrophic Construction Failures](#), Today's General Counsel Spring 2020
- [Adding Value, Reducing Risk: Peer Review for Construction Projects](#), Law.com December 2019
- [Ten Strategies for Planning a Successful Construction Project](#), Law360 October 2019
- [The Importance of Construction Project Management](#), Law.com March 2019
- [Using Expert Testimony in Construction Disputes](#), New Jersey Law Journal December 2018
- [Owners and Sureties: An Odd Couple, but It Works](#), Law.com April 2018
- [History Shows Infrastructure Plans Need Better Oversight](#), Law360 September 2017
- [Construction Defects: Who Is Responsible for What?](#), New Jersey Law Journal October 2016
- [Benefits Result from the Use of Bim Technology](#), Mid Atlantic Real Estate Journal, December 2015

Published Decisions

Representative Matters

- Represented the Pennsylvania Department of Transportation in claims for construction defects in connection with its \$1 billion Rapid Bridge Replacement Project. The RBR Project is unique because it is the first of its kind in the nation to bundle the replacement of hundreds of bridges in a public-private partnership (P3) agreement. No other P3 project in the country has embarked on a multi-asset, multi-location undertaking of this magnitude.
- Representation of an international investment firm in connection with construction of a \$200 million ethanol plant. The construction project resulted in disputes and complex arbitration proceedings with the design/build contractor involving lien claims and claims of defective design, defective construction, unforeseen site conditions and project delays.
- Representation of a lender to an environmentally sensitive property in litigation with the general contractor and design engineer of an environmental remediation project involving claims of defective design, defective construction and contractor payment and lien claims. Representation of the Dormitory Authority of the State of New York in litigations arising from public construction projects.
- Advised major contractor on project closeout issues with respect to its role as Project Manager overseeing multiple contractors working on the NYC Rapid Repair Program which provided temporary repairs to restore heat, power and hot water to residences in NYC damaged by Hurricane Sandy.
- Counsel to school board defending claims of wrongful termination by contractor and delay claims by co-prime contractors.
- Counsel to developers of a luxury townhome community defending claims of construction defects.
- Counsel to owners of an industrial processing plant defending delay claims by contractor and prosecuting construction defect claims against it.
- Counsel to general contractor in AAA arbitration against school board for delay damages resulting from another contractor's delays during school construction project.
- Counsel to school board asserting claims against defaulted contractor's surety bond. Counsel to telecommunications company in construction delays/defect dispute with contractor over upgrades to an existing facility.
- Counsel to school board in major capital projects to expand and renovate schools.

Areas of Practice

- [Construction Law \(Chair\)](#)
- [Commercial and Corporate Litigation](#)
- [Healthcare](#)
- [Real Estate](#)

Admission

- New Jersey
- New York
- Pennsylvania
- Supreme Court of the United States
- U.S. Court of Appeals for the Third Circuit
- U.S. District Court for the District of New Jersey
- U.S. District Court for the Eastern District of Pennsylvania
- U.S. District Court for the Middle District of Pennsylvania
- U.S. District Court for the Southern District of New York
- U.S. District Court for the Northern District of New York
- U.S. District Court for the Eastern District of New York

Education

- Rutgers University School of Law – Newark, J.D., 1992
- Skidmore College, B.S., 1988

Speaking Engagements

Construction Super Conference 2022 NJSBA Annual Meeting – 2023