

# Thomas S. Flanigon

Chicago, IL

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## About Tom

Tom represents architects, engineers and other design professionals in matters arising from the design and construction process. He has extensive experience handling claims of professional negligence, design defect, errors and omissions, and statutory violations. He also represents individuals and corporations in breach of contract, premises liability, and employment-related matters.

Tom provides strategic, assertive representation and strives for the best possible outcomes for his clients. He has tried jury and bench trials to verdict and has significant experience in alternative dispute resolution.

## Tom's Affiliations

- Chicago Bar Association
- American Bar Association, Section of Litigation and Construction
- Defense Research Institute

## Areas of Focus

**Industries:** Construction; Professional Services

**Services:** Alternative Dispute Resolution (ADR); Complex Commercial Litigation ;  
Labor & Employment; Litigation & Trial

## Experience

- Successfully represented architecture firm on appeal of implied warranty of habitability claim against condominium association, which sought damages in excess of \$5 million for alleged design defects. Illinois appellate court affirmed dismissal of association's claim, holding implied warranty of habitability claims do not apply to architects and other design professionals in Illinois.
- Obtained dismissal of subcontractor's claims against architect for unjust enrichment, promissory estoppel and implied indemnity involving design and construction defects of commercial property with damages in excess of \$1 million.
- Obtained summary judgment on behalf of engineering firm involving \$2 million claim for breach of contract, asserting a limitation of liability provision in the parties' contract limited plaintiff's damages to \$30,000.
- Obtained dismissal with prejudice of employment discrimination suit by college professor against college and administrators for alleged violations of Title VII of the Federal Civil Rights Act and Age Discrimination in Employment Act.

## Credentials

### Education

Stetson University College of Law, JD, 1993

University of Colorado at Boulder, BA, 1990

### Bar Admissions

Florida

Illinois

### Court Admissions

US Court of Appeals for the Seventh Circuit

US District Court for the District of Colorado

US District Court for the Northern District of Illinois

US District Court for the Western District of Michigan

## Interests

### Did you know...

Tom enjoys spending free time with family and friends, traveling to cities new to him, and exploring architectural landmarks (contemporary and historic).

### Community/Civic Activities

- Big Brothers Big Sisters of Metropolitan Chicago