



# Donald J. Carbone

## SENIOR PARTNER

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EDUCATION Juris Doctor, State University of New York at Buffalo Law School, 1977  
Bachelor of Arts, Economics, State University of New York at Cortland, 1974

ADMISSIONS New York Bar Association, 1978  
United States District Courts—Southern and Eastern Districts of New York, 1979

## Experience

Donald Carbone heads Goetz Fitzpatrick's Construction Litigation Group. Over more than four decades of practice, he has developed extensive experience in construction law, contract and surety law, commercial leasing and real estate, labor law, and corporate, commercial, and business transactions.

In all these areas, Donald takes responsibility for both the transactional and dispute resolution phases, handling numerous complex disputes involving millions of dollars in both the public and private sectors of state and federal courts, in mediation, before the American Arbitration Association, and in appeals. He represents all facets of the construction and real estate industries encompassing owners, developers, tenants, general contractors, subcontractors, specialty contractors, design professionals, manufacturers, suppliers, and sureties/insurers, and is listed as counsel of record in a multitude of reported cases across the trial and appellate courts in both the State and Federal Court systems.

Donald has handled numerous complex disputes, many of which have been published in New York State caselaw digests, involving partnership, joint venture, shareholder and member agreements, buy-outs, cost overruns, design defects, defective work claims, scope of work claims, extra work and change orders, delay damages, lost profits, loss of productivity, out-of-sequence work, suspended work and interference claims, surety claims, mechanic's liens, payment and performance bond claims, site work, concrete foundations and sub-surface claims, heavy highway construction claims, utility interference claims, wrongful termination, prevailing wage, and union benefit claims.

As a Goetz Fitzpatrick veteran, Donald's approach leads the firm's culture. He gives clients an honest evaluation of their case and educates them on options, guiding them toward the most practical strategy to achieve a resolution that is in line with their goals via the most timely and cost-effective method available. He has been a guest lecturer in various construction trade associations and a main presenter at Lorman Seminars on construction law. Donald's committee and association affiliations reflect his broad range of skills.

For over 20 years, Donald has been rated AV Preeminent, the highest rating of legal ability and ethical standards awarded by Martindale-Hubbell, and has been recognized as a Super Lawyer® in Construction Law every year since 2008. He was also the inspiration behind Goetz Fitzpatrick's signature orange branding, his color of choice for ski pants.

## Expertise



Construction



Corporate



Labor +  
Employment



Litigation



Real Estate

## Affiliations

New York Building Congress » The General Contractors Association of New York, Inc. » Construction Industry Council of Westchester and Hudson Valley, Inc. » Subcontractors Trade Association (Executive Advisory Board) » Women Builders Council » Professional Women in Construction » American Bar Association (Member, Forum Committee on Construction) » New York State Bar Association (various committees, including Construction, Litigation, Environmental, Real Property, and Business Law) » Westchester County Bar Association (Construction Law Committee) » New York County Lawyers' Association » Columbian Lawyers' Association » Westchester County Executive Association » Member of the White Plains Zoning Board of Appeals, 2000 to 2010