

Privileged Strategy Memorandum — Litigation Posture and Settlement R

Matter: Acme Manufacturing, Inc. v. Ridgeway Industrial LLC — Contract Dispute | Sensitivity: PRIVILEGED | All

Attorney Work Product — Do Not Distribute

Preliminary assessment: strongest claims include breach of contract and breach of express warranty; consider a limited fraud theory if evidence supports willful concealment of component delays.

Settlement Strategy (Synthetic)

Initial demand posture: seek \$250,000 in delay credits plus replacement components at Ridgeway's cost. If mediation: target range \$150,000–\$220,000 with accelerated completion milestones.

Risk Notes

Consequential damages limitation likely restricts recovery for downtime; focus on liquidated damages and cost of cure. Ensure all communications preserve privilege; segregate strategy notes from operational files.