

**American Bar Association
Section of Public Contract Law**

**Fall Council Meeting
Saturday, November 15, 2008
8:30 a.m. to 12:00 noon**

**Chardonnay Ballroom
Embassy Suites Hotel Napa Valley
Napa, California**

AGENDA

● Indicates **action or working** item

✓ Indicates materials not attached – oral report or distribution of materials at meeting.

ACTION ITEMS

- 1. Approval of August 9, 2008 Annual Meeting Council Minutes (Park-Conroy)

WORKING ITEMS

- 2. State Law Summaries (Copeland)
- 3. Model Code for Public Infrastructure Procurement Presentation to Department of Transportation (Miller)
- ✓ ● 4. Best Practices for Acquisitions Manual (Joseph)
- 5. Troubled Asset Relief Program and Government Contract Implications (Mutek)

INFORMATION ITEMS

- 6. Section Officers Conference Notes (Mutek)
- 7. White Paper on Budget Scoring (Hoe)
- ✓ 8. Cybersecurity, Privacy and Data Protection Committee (Mutek)

9. Corporate Sponsorships (Balch/Doogan/Dauer/Svetz)
 - 2009 Program Sponsorship Opportunities
 - 2008-2009 Quarterly Receptions Sponsors
 - 2009 Annual Meeting Luncheons Advance Sponsors
10. Legislative Coordinating Committee Report (Ittig/Overman/Waldron)
11. Regulatory Coordinating Committee Report (McCaleb/Sacilotto)
12. July 14, 2008 Comment Letter on Excessive Pass-Through Charges (Pompeo/Rabyne/Weitzel/Heckman/ Ricketts/Ruttinger)
13. July 15, 2008 Comment Letter on Contractor Compliance Program and Integrity Reporting (King/Levy/Pelletier/Granston/Huffman)
14. August 11, 2008 Comment Letter on Employment Eligibility Verification (Heckman/Ricketts/Ruttinger)
15. September 23, 2008 Comment Letter on Inclusion of TRICARE Pharmacy Program in Federal Procurement of Pharmaceuticals (Dowd/Pugsley/Yesner/Young)
16. Tribute to Bob Murphy
- ✓ 17. Special Committee Presentations by Division IV, General Interest Division (Co-chaired by David Kasanow, Kevin Mullen and Stuart Nibley)
18. Special Report of the Alternative Dispute Resolution Committee (Dickinson/Dietrich/Maramba)
19. Special Report of the Battle Space and Contingency Procurements Committee (Love/McCullough)
20. Special Report of the Electronic Access Committee (Walz)
21. Special Report of the Employment Safety and Labor Committee (Ginsburg/Greenburg/Loeb)
22. Special Report of the Homeland Security Committee (Haseman/McGovern)
- ✓ 23. Special Report of the Cybersecurity, Privacy and Data Protection Committee (Letsche/Papson)
- ✓ 24. Special Report of the Privatization, Outsourcing and Financing Transactions Committee (Hoe/Lord/Nibley/Sorett)
25. Special Report of the Young Lawyers Committee (Arnholt/Chudd)
26. Bid Protest Committee Report (Heckman/Kasanow/Khoury/Mullen)

27. Contract Claims and Disputes Resolution Committee Report (Graham/Page/Nibley)
28. Construction Division Report (Hanson/McAnney/Silberman)
29. Accounting, Cost and Pricing Committee Report (Owren-Wiest/Rabyne/Wietzel)
30. IT Procurement (State and Local) Committee Report (Donohue/Walker)
31. Strategic Alliances, Teaming and Subcontracting Committee Report (Dowd/Heckman/Ricketts/Ruttinger)
32. Teleconferences Educational Programs Committee Report (Innis/O'Sullivan/Walz/Workmaster)
33. Law Student Division Liaison Report (Hudock)
34. State Law Database Coordination Committee Report (Copeland/Goldstein/Pachter) (See Tab 2)
35. Alternative Dispute Resolution Committee Report (Dickinson/Dietrich/Maramba) (See Tab 18)
36. Battle Space and Contingency Procurements Committee Report (Love/McCullough) (See Tab 19)
37. Electronic Access Committee Report (Bingham/Walz) (See Tab 20)
38. Employment Safety and Labor Committee Report (Ginsburg/Greenberg/Loeb) (See Tab 21)
39. Homeland Security Committee Report (Haseman/McGovern) (See Tab 22)
40. Young Lawyers Committee Report (Arnholt/Chudd) (See Tab 25)
41. Annual and Quarterly Programs Committee Report (Harrison/Langevin/Smith)
 - November 14, 2008 Fall Program—**Uncorking the Tough Issues: How In-House and Government Attorneys Unravel Them**—Napa, CA (Maffei/Wittie)
 - March 5-6, 2009 15th Annual Federal Procurement Institute--**Procurement Going Forward: Today's Questions for Tomorrow's Challenges**—Annapolis, MD (Heckman/Larkin/Morrison)
 - May 15-16, 2009 4th Annual State and Local Procurement Symposium—**Orchestrating the State, Local and Federal Response to Disasters...and all that Jazz**—New Orleans, LA (J. Dauer/Hordell)
 - July 31 - August 3, 2009 **Annual Meeting**, Chicago, IL (Ittig/Nibley/Svetz)
42. Financial Report (Colley)

43. Membership Statistical Report
44. Publications Sales Report
 - Current Listing of Available Publications
45. Public Contract Law Section programs available online through West LegalEdcenter
46. Public Contract Law Section ABA-CLE Teleconferences CD packages
47. 2009-2010 Calendar of Meetings
48. Acquisition Reform and Emerging Issues (Humphrey/Madsen) *No written report submitted.*
49. Commercial Products and Services (P. Ebert/Fuller/Maynard) *No written report submitted.*
50. Debarment and Suspension (King/Levy) *No written report submitted.*
51. Ethics, Compliance and Professional Responsibility (A. Doyle/Lavan) *No written report submitted.*
52. International Procurement (Bamford/Branstetter/Nichols) *No written report submitted.*
53. Procurement Fraud (Huffman/Levy/Vogel) *No written report submitted.*
54. Research & Development and Intellectual Property (Donohue/Huffman/Levy) *No written report submitted.*
55. Small Business & Other Socioeconomic Programs (A. Doyle/McCarthy/Murphy/Swisher) *No written report submitted.*
56. Grant Law (Hanson) *No written report submitted.*
57. Legislative & Regulation Coordination (Arnold) *No written report submitted.*
58. Model Procurement Code (Ethridge/McConnell/Miller/Thorpe) *No written report submitted.*
59. State and Local Bid Protest (Featherstun) *No written report submitted.*
60. Cybersecurity, Privacy and Data Protection (Letsche/Papson) *No written report submitted.*
61. Privatization, Outsourcing and Financing Transactions (Hoe/Lord/Nibley/Sorett) *No written report submitted.*
62. Government and Corporate Counsel (Ehrhart/Menaker) *No written report submitted.*