



**Fall Council Meeting**  
**Saturday, November 14, 2009**  
**8:30 a.m. to 12:00 noon**

**Disney's Contemporary Resort**  
**Grand Republic B**  
**Lake Buena Vista, Florida**

## **AGENDA**

- Indicates **action or working** item
- ✓ Indicates materials not attached – oral report or distribution of materials at meeting.

### **ACTION ITEMS**

- 1. Approval of August 1, 2009 Annual Meeting Council Minutes (Colley)

### **WORKING ITEMS**

- ✓ 2. Mandatory Disclosure Rule Task Force (Huffman/Levy)
- 3. Best Practices for Acquisitions Manual (Joseph)
- 4. ABA Request for Blanket Authority Comments on H.R. 3221, § 602, 111th Cong. (2009), Defunding the Association of Community Organizations for Reform Now ("ACORN") (Doyle/West)

### **INFORMATION ITEMS**

5. Potential consequences of Federal Circuit Decision in *Tecom* (Pachter)
6. Regulatory Coordinating Committee Report (Sacilotto)
7. August 31, 2009 Prohibition on Contracting with Inverted Domestic Corporations Comment Letter (Homeland Security Committee)
8. August 31, 2009 Private Security Contractors Interim Final Rule Comment Letter (J. McCullough)

9. September 11, 2009 Acquisition of Commercial Items Comment Letter(Strategic Alliances, Teaming and Subcontracting Committee)
10. Draft Comment Letter on Employee Notification of Rights under Labor Laws and response from Section of Labor and Employment Law objecting to its submission (Employment Safety and Labor Committee)
- ✓ 11. Legislative Coordinating Committee Report (Ittig/Wishart/Waldron)
- ✓ 12. Special presentation by Gerry Stobo, Borden Ladner Gervais LLP, Ottawa, Canada: Buy America Act and Multi-Billion Dollar Opportunities for American Suppliers in Canada's Sub-National Procurement Reg
- ✓ 13. Oral report on formation and progress to date of non-ABA independent government contract law judges committee concerning appointment of judges to the Court of Appeals for the Federal Circuit and Court of Federal Claims (Burg)
14. Tribute to Kathleen Barger (Burg)
- ✓ 15. Section Officers Conference Notes (Manos)
- ✓ 16. Change in Rules for Committee of the Year Competition
17. Barchan Foundation Report on Public Infrastructure Projects (Miller)
18. Submission to ABA Board of Governors requesting reappointment of Hubert J. Bell, Jr. as a Representative to the AAA National Construction Dispute Resolution Committee
19. Richard Pennington wins NASPO 2009 Giulio Mazzone Distinguished Service Award
20. 2<sup>nd</sup> Federal Budgetary Scoring Symposium (Arnholt/Sorett)
21. 4<sup>th</sup> Biennial Federal Drug Pricing Program (Pugsley/SturmYesner)
22. Corporate Sponsorships (Balch/Doogan)
  - 2010 Program Sponsorship Opportunities
  - 2009-2010 Quarterly Receptions Sponsors
  - 2010 Annual Meeting Luncheons Advance Sponsors
23. Special Report of the Alternative Dispute Resolution Committee (Dickinson/Maramba)
24. Special Report of the Battle Space and Contingency Procurements Committee (Love/McCullough)
25. Special Report of the Cybersecurity, Privacy and Data Protection Committee (Pickens)

26. Special Report of the Electronic Access Committee (Bingham/Walz)
- ✓ 27. Special Report of the Employment Safety and Labor Committee (See Agenda Item 10) (Ginsburg/Greenberg/Loeb)
- ✓ 28. Special Report of the Homeland Security Committee (See Agenda Item 7) (McGovern/Taylor)
29. Special Report of the Privatization, Outsourcing and Financing Transactions Committee (Arnholt/Hoe)
30. Special Report of the Young Lawyers Committee (Chudd/Miles)
31. Ethics, Compliance and Professional Responsibility Committee Report (Dover/Hamrick)
32. Small Business & Other Socioeconomic Programs Committee Report (A. Doyle/Overman/Swisher)
33. Research & Development and Intellectual Property Committee Report (Dover/H. Levy/Nylen)
34. Accounting, Cost and Pricing Committee Report (McDonald/Owren-Wiest/Weitzel)
35. Contract Claims and Disputes Resolution Committee Report (Borwick/Graham/Nibley)
36. State and Local Procurement Division Report (Copeland/Innis/Wimberly)
37. Bid Protest Committee Report (Larkin/Mason/Mullen/Newsom)
38. Construction Division Report (R. Jones/Page/Silberman)
39. International Procurement Committee Report (Haws/Irwin)
40. Strategic Alliances, Teaming and Subcontracting Committee Report (Dowd/Ricketts)
41. Acquisition Reform and Emerging Issues Committee Report (Arnholt/Churchill)
42. Grant Law Committee Report (Hanson/Ocumarez)
43. Teleconferences Educational Programs Committee Report (Innis/O'Sullivan/Walz/Workmaster)
44. Membership, Diversity and Outreach Committee Report (J. Dauer)
45. Procurement Fraud Committee Report (Huffman/Levy/Madsen/Vogel)

46. Annual and Quarterly Programs Committee Report (Meagher/Svetz)
  - November 13, 2009 Fall Program—**Emerging Issues: A Multifaceted Look at Federal Procurement**—Orlando, FL (Graham/Larkin)
  - March 4-5, 2010 **16<sup>th</sup> Annual Federal Procurement Institute**—Annapolis, MD (Madsen/McCullough)
  - May 14-15, 2010 **5<sup>th</sup> Annual State and Local Procurement Symposium**—Seattle, WA (Sacilotto/Silberman)
  - August 6-9, 2010 **Annual Meeting**, San Francisco, CA (Schaefer/Zirkelbach)
47. Financial Report (Ehrhart)
48. Membership Statistical Report
49. Publications Sales Report
  - Current Listing of Available Publications
50. Public Contract Law Section programs available online through West LegalEdcenter
51. Public Contract Law Section ABA-CLE Teleconferences CD packages
52. 2010-2011 Calendar of Meetings
53. Commercial Products and Services (Maynard/Waldron) *No written report submitted.*
54. Debarment and Suspension (A. Doyle/Meunier/West) *No written report submitted.*
55. Health Care Contracting (Pugsley/Sturm/Yesner) *No written report submitted.*
45. Procurement Fraud (Huffman/Levy/Madsen/Vogel) *No written report submitted.*
33. Research & Development and Intellectual Property (Dover/H. Levy/Nylen) *No written report submitted.*
42. Grant Law Committee Report (Hanson/Ocumarez) *No written report submitted.*
56. IT Procurement (State and Local) (Donohue/Hinton) *No written report submitted.*
57. Legislative & Regulation Coordination (Arnold) *No written report submitted.*
59. State and Local Bid Protest (Featherstun) *No written report submitted.*
61. State Law Database Coordination (Copeland/Goldstein/Pachter) *No written report submitted.*
63. Government and Corporate Counsel (Yslas) *No written report submitted.*