



**Midyear Council Meeting
Saturday, March 6, 2010
8:30 a.m. to 12:00 noon**

**Loews Annapolis Hotel
Annapolis, Maryland**

AGENDA

● Indicates **action or working** item

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

ACTION ITEMS

- 1. **Approval of November 14, 2009 Fall Council Meeting Minutes (Colley)**

WORKING ITEMS

- ✓ 2. **OCI/PCI Task Force (Madsen)**
- ✓ 3. **ADR Committee Working Group on Implications of the Federal Circuit's *Tecom* Decision for ADR (G. Doyle)**
- 4. **Model Procurement Code Committee Draft Letter to City of Detroit (Thorpe)**

INFORMATION ITEMS

- 5. **Regulatory Coordinating Committee Report (Sacilotto)**
- 6. **Comment Letter on FAR Case 2008-025, Personal Conflicts of Interest (Ethics and Professional Responsibility Committee)**
- 7. **Comment Letter on Excessive Pass-Through Charges (Stoughton/Mutek)**
- 8. **Comment Letter on the Preliminary Issue Outline of the Commission on Ethics 20/20 (Ethics and Professional Responsibility Committee)**
- 9. **Comment Letter on Class Deviation, Additional Contractor Requirements and**

Responsibilities Relating to Alleged Crimes By or Against Contractor Personnel in Iraq and Afghanistan (Battle Space & Contingency Contracting Committee)

10. Resolution Supporting the Reform of the Current Method by which Federal Judges are Provided COLA Adjustments (Joseph)
- ✓ 11. Guide to the Mandatory Disclose Rule (Huffman)
12. Email to Section membership about Women in Law Leadership (WILL) Academy (Larkin)
- ✓ 13. Special Committee Presentations by Division I, Federal Procurement Division (Balch/Langevin)
14. Special Report of the Accounting, Cost and Pricing Committee, including Proposed DFARS Rule on Withholding Payments for Systems' Deficiencies (Weitzel)
15. Special Report of the Strategic Alliances Committee, including Franken Amendment (Dowd)
16. Special Report of the Bid Protest Committee, including GAO Annual Report on Bid Protests (Larkin)
17. Special Report of the Legislative Coordinating Committee, including Insourcing/Inherently Governmental (Ittig/Wishart/Waldron)
18. Special Report of the Contract Claims & Dispute Resolution Committee, including the Federal Circuit's "Plain Meaning" Rule (Borwick/Graham/Nibley)
19. Report from the Section Representative to the National Construction Dispute Resolution Committee (NCDRC) of the American Arbitration Association (Bell)
20. Small Business and Other Socioeconomic Programs Committee Report (A. Doyle/Overman/Swisher).
21. Alternative Dispute Resolution Committee Report (Dickinson/Maramba)
22. International Procurement Committee Report (Haws/Irwin)
23. Ethics, Compliance and Professional Responsibility Committee Report (Dover/Hamrick)
24. Cybersecurity, Privacy and Data Protection Committee Report (Pickens)
25. Construction Division Report (R. Jones/Page/Silberman)
26. Acquisition Reform & Emerging Issues Committee Report (Arnholt/Churchill).

27. Privatization, Outsourcing and Related Transactions Committee Report (Arnholt/Hoe)
28. Model Procurement Code Committee Report (Thorpe/Ethridge/McConnell/Miller)
29. Battle Space and Contingency Procurements Committee Report (Love/McCullough)
30. Membership, Diversity and Outreach Committee Report (J. Dauer/Donohue)
31. Teleconferences Educational Programs Committee Report (Innis/O'Sullivan/Walz/Workmaster)
32. *Public Contract Law Journal* (Manos)
 - ◆ 2009 *Public Contract Law Journal* Writing Competition Winners
 - ◆ Winter 2010 *Public Contract Law Journal* Table of Contents
- ✓ 33. Appointment of 2010-2011 Nominating Committee (Manos)
34. Annual and Quarterly Programs Committee Report (Meagher/Svetz)
 - ◆ March 4-5, 2010 **16th Annual Federal Procurement Institute**—Annapolis, MD (Madsen/McCullough)
 - ◆ May 13-14, 2010 **5th Annual State and Local Procurement Symposium**—Seattle, WA (Sacilotto/Silberman)
 - ◆ August 6-9, 2010 **Annual Meeting**, San Francisco, CA (Schaefer/Zirkelbach)
35. Financial Report (Ehrhart)
36. Membership Statistical Report (J. Dauer)
 - ◆ The Buying Power of Your Membership
37. Publications Sales Report
 - ◆ Current Listing of Available Publications
38. Public Contract Law Section programs available online through West LegalEdcenter
39. Public Contract Law Section ABA-CLE Teleconferences CD packages
40. 2010-2011 Calendar of Meetings

41. Contribution from Alan and Mildred Peterson Charitable Foundation (Manos)
42. U.S. - Canada Agreement on Government Procurement, settling the dispute between Canada and the U.S. on the Buy American provisions of the Stimulus Bill (Stobo)
43. Commercial Products and Services (Maynard/Waldron) *No written report submitted.*
44. Debarment and Suspension (A. Doyle/Meunier/West) *No written report submitted.*
45. Health Care Contracting (Pugsley/Sturm/Yesner) *No written report submitted.*
46. Procurement Fraud (Huffman/Levy/Madsen/Vogel) *No written report submitted.*
47. Research & Development and Intellectual Property (Dover/H. Levy/Nylen) *No written report submitted.*
48. Grant Law Committee Report (Hanson/Ocumarez) *No written report submitted.*
49. IT Procurement (State and Local) (Donohue/Hinton) *No written report submitted.*
50. Legislative & Regulation Coordination (Arnold) *No written report submitted.*
51. State and Local Bid Protest (Featherstun) *No written report submitted.*
52. State Law Database Coordination (Copeland/Goldstein/Pachter) *No written report submitted.*
53. Employment Safety and Labor (Ginsburg/Greenberg/Loeb) *No written report submitted.*
54. Homeland Security (McGovern/Taylor). *No written report submitted.*
55. Young Lawyers Committee (Chudd/Miles) *No written report submitted.*
56. Books and Monographs Committee (Burkholder) *No written report submitted..*
57. Government and Corporate Counsel (Yslas) *No written report submitted.*