



# The State Bar of California

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## **OPEN SESSION AGENDA ITEM 50-1 JUNE 2022**

**DATE:** June 7, 2022

**TO:** Members, Board of Trustees

**FROM:** Steve Mazer, Chief Administrative Officer

**SUBJECT:** Approval of Specified Contracts Pursuant to Business and Professions Code Section 6008.6

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### **EXECUTIVE SUMMARY**

This item requests approval to execute contracts for goods or services with a value in excess of \$50,000, or for information technology (IT) goods and services, in excess of \$100,000.

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### **BACKGROUND**

Pursuant to Business and Professions Code section 6008.6, the State Bar shall award no contract for goods, services, or both, for an aggregate amount in excess of \$50,000, or for information technology (IT) goods, services, or both, for an aggregate amount in excess of \$100,000, except pursuant to the standards established in Article 4 (commencing with section 10335) of Chapter 2 of Part 2 of Division 2 of the Public Contract Code and approval of the Board of Trustees.

### **DISCUSSION**

The contract listed below is in excess of \$50,000 and has met the standards established by Article 4 of the Public Contract Code, as implemented through the State Bar's Procurement Policy. The contract requires approval by the Board of Trustees in order to be executed.

Ref #	Office	Cost Center	Fund	Vendor	Contract Amount	Goods or Services
1	General Counsel	4110	General Fund	Wagstaffe, von Loewenfeldt, Busch & Radwick LLP	\$100,000	Retainer Agreement for Legal Services

**1. Wagstaffe, von Loewenfeldt, Busch & Radwick LLP**

Vendor will provide legal advice and representation related to claims and lawsuits filed by attorney Lenore Albert in various venues. Ms. Albert has filed a class action lawsuit related to the data breach, a writ petition related to her Client Security Fund debt, and an adversary proceeding in bankruptcy court. The need to retain outside counsel on these matters is due to current vacancies in the Office of General Counsel. The contact will be funded through salary savings from vacant attorney positions.

**FISCAL/PERSONNEL IMPACT**

Unless a different funding source is specified, the expense above is included in the 2022 budget for the cost center noted, or will be included in the budget for future years, per the normal budget planning process.

**AMENDMENTS TO RULES**

None

**AMENDMENTS TO BOARD OF TRUSTEES POLICY MANUAL**

None

**STRATEGIC PLAN GOALS & OBJECTIVES**

Goal: None – core business operations

**RECOMMENDATIONS**

**Should the Board of Trustees concur in the proposed action, passage of the following resolution is recommended:**

**RESOLVED**, that the Board of Trustees approves execution of the contract listed herein.

**ATTACHMENT LIST**

None