

Section of Public Contract Law
321 North Clark Street
Chicago, Illinois 60654

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DATED MATTER

**Make your hotel reservations now.
The Hotel InterContinental New Orleans
will release our room block on Wednesday,
April 22, 2009, at 5:00 p.m. CST.**

4th Annual State & Local Procurement Symposium

Orchestrating the State, Local, and Federal Response to Disasters ...and all that Jazz



May 14 - 15, 2009

**Hotel InterContinental
New Orleans, LA**



PROGRAM OVERVIEW

When state and local governments are faced with a disaster, it is imperative that they, together with the federal government, have procurement tools in place to provide **flexibility to facilitate and expedite** the acquisition of necessary supplies and services, while **safeguarding fundamental procurement principles**, to the extent possible. The dissonance brought on by disasters challenges the most well-trained procurement personnel, particularly when they must apply **little-used procedures**.

While **federal funding** and support may provide a strong bass line, the state and local melody must be well-orchestrated to ensure that **necessary services and infrastructure** are restored as quickly as possible. Disrupted oversight in the aftermath of a disaster can leave overworked public employees and contractors singing the blues, but preparedness will help bring them back to the “sunny side of the street.” This program is designed to share the best practices and identify “jazzy” cutting-edge solutions that are, and will be, instrumental to **an expeditious and effective response** in a disaster. The topic sessions have been composed to spotlight each panelist’s experience with, and input into, **preparedness strategies, procurement and contract administration in crises, contract analysis and oversight**, and **current issues** in regard to expedited procurement and joint governmental responses to emergencies and disasters.

What you need to know to **maximize effective procurement “best practices” and address the need to ensure continuous movement of supplies and services throughout the process will be covered in the program, including:**

- The year in review
- Anticipating emergency response issues
- Collaborative solutions for reconstruction
- Challenges of oversight, including potential controversies and false claims

This will be an interactive program designed for those involved in the process—government executives, government contracts administrators, purchasing agents, attorneys, and contractor equivalents—where all will be encouraged to share their experiences and have their questions answered.

Join us on May 14 from 4:15 p.m. to 7:00 p.m. for an evening practicum and reception. Register today and network with other procurement professionals in the wonderful city of New Orleans on May 14–15.

PROGRAM SPONSORS

The Section gratefully acknowledges the very generous support from the following sponsors for this 4th Annual State and Local Procurement Symposium:

GOLD



SILVER



OTHER PLANNED EVENTS

Thursday, May 14, 2009

4:15 p.m. to 5:45 p.m.

Optional Practicum—Avoiding Discordance in State, Local, and Federal Response and Recovery

- Competing for resources: lessons learned from hurricanes Katrina, Gustav, and Ike
- Operational and legal procurement issues and possible solutions
- Special challenges in District of Columbia contingency planning
- An industry perspective on coordinating communications in disaster response

C. Richard Pennington, Moderator

McKenna Long & Aldridge LLP
Denver, CO

Denise Lea

Director, Office of State Purchasing
Baton Rouge, LA

David P. Gragan, CPPO

Chief Procurement Officer, District of Columbia
Washington, DC

Richard L. McGimsey

Director, Civil Division
Louisiana Attorney General's Office
Baton Rouge, LA

Daniel J. Simek, PMP

Tactical Networks Integration Corp.
Colorado Springs, CO

5:45 p.m. to 7:00 p.m.

Meet and Greet Reception hosted by McGlinchey Stafford PLLC, 601 Poydras Street, 12th Floor

The Section gratefully acknowledges the generosity of McGlinchey Stafford for hosting this Reception for program speakers and meeting attendees in their offices, located within one block of the hotel.

Saturday, May 16, 2009

8:30 a.m. to 12:00 noon

Section Council Meeting

The Council of the Section of Public Contract Law will meet in **open** session where a number of action and informational items will open the window on legislation, regulatory and other substantive issues of current interest and importance to government contracts practitioners. All members and registrants for the Friday program are welcome.

PROGRAM

Friday, May 15, 2009

7:15 a.m. to 8:00 a.m.

Registration

8:00 a.m. to 8:15 a.m.

Welcome and Introduction

Michael A. Hordell, Program Co-Chair

Pepper Hamilton LLP
Washington, DC

Jennifer L. Dauer, Program Co-Chair

Diepenbrock Harrison
Sacramento, CA

8:15 a.m. to 10:00 a.m.

State and Local Year in Review

- New statute and caselaw review
- Information technology (IT) update
- Significant proposed legislation
- Model Procurement Code update
- Impact of the American Recovery and Reinvestment Act

Michael Kerr, Moderator

Senior Director, State and Local Government
TechAmerica
Arlington, VA

Bryan B. Arnold

Gordee, Nowicki & Arnold, LLP
Irvine, CA

Robert J. Sherry

K&L Gates LLP
Dallas, TX and San Francisco, CA

Khaliyah M. Wrenn

Williams Mullen, LLP
McLean, VA

10:00 a.m. to 10:15 a.m.

Networking Break

10:15 a.m. to 12:00 noon

Emergency Response Preparedness Realities

- State, local, & federal government dynamics
- Disaster recovery purchase procedures
- Competition safeguards
- Advancing preparedness through technologies

Angela M. Hinton, Moderator

Senior Assistant City Attorney, City of Atlanta
Atlanta, GA

PROGRAM

Paul Ramoni

Adjusters International
New Orleans, LA

Don Buffum

Former Purchasing Director, State of
Mississippi and Director, Procurement
& Contracts of Mississippi State University
Oxford, MS

Adam Knapp

President and CEO, Baton Rouge Area Chamber
Baton Rouge, LA

12:00 noon to 1:30 p.m.

Program Luncheon

Presiding:

Michael W. Mutek, *Chair*

Section of Public Contract Law
Raytheon Company
Garland, TX

Gov. Haley Barbour (Invited)

Governor of Mississippi
Jackson, MS

Paul Hurst

Governor Barbour's Chief of Staff
Jackson, MS

Jack Norris

Executive Director, Office of Recovery and
Renewal for the State of Mississippi
Jackson, MS

1:45 p.m. to 3:15 p.m.

Reconstruction After the Disaster

- Acquiring materials necessary to rebuild
- Bringing essential services back to the area
- Managing reconstruction through technology
- Responsibilities of FEMA and the Corps of Engineers

Donna D. Fraiche, *Moderator*

Baker, Donelson, Bearman, Caldwell
& Berkowitz, P.C.
Baton Rouge, LA

Commander Jillian L. Morrison

United States Navy
Washington, DC

PROGRAM

Paul Rainwater

Executive Director, Louisiana Recovery Authority
Baton Rouge, LA

Gerard E. Wimberly, Jr.

McGlinchey Stafford PLLC
New Orleans, LA

3:15 p.m. to 3:30 p.m.

Networking Break

3:30 p.m. to 5:00 p.m.

Oversight

- Who's in charge?
- Dealing with overworked or undertrained procurement personnel
- Fraud and false claims issues
- What are the ethical issues that arise in emergencies?

Stanley R. Soya, *Moderator*

Pepper Hamilton, LLP
Washington, DC

Eric L. Lipman

Administrative Law Judge
St. Paul, MN

Greg S. Bingham

Vice President, The Kenrich Group, LLC
Washington, DC

Bill Bryan

Assistant Attorney General
Baton Rouge, LA

5:00 p.m. to 7:00 p.m.

Section Reception

RECEPTION SPONSORS

We gratefully acknowledge the contributions from the following firms to help defray the costs of all the Section's Quarterly Receptions this year:

Akerman Senterfitt Wickwire Gavin, P.C.

Akin Gump Strauss Hauer & Feld LLP

Arent Fox LLP

Argy, Wiltse & Robinson, P.C.

Arnold & Porter LLP

Barnes & Thornburg LLP

Beers + Cutler PLLC

The Boeing Company

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Venable LLP
Vinson & Elkins LLP
Watt, Tieder, Hoffar & Fitzgerald, L.L.P.
Wiley Rein LLP
Womble Carlyle Sandridge & Rice

HOTEL INFORMATION

Located at 444 St. Charles Avenue—just three blocks from the French Quarter—the Hotel InterContinental New Orleans combines an ideal location, Southern charm, and first-class hospitality. Overlooking the historic St. Charles Streetcar line—with a stop right in front—the hotel is also within walking distance of scores of major attractions. Jackson Square and the French Market in the Vieux Carre are a short stroll away. Also nearby are the Aquarium of the Americas, the Riverwalk, Marketplace, and D-Day Museum.

The hotel is 18 miles from the international airport. It is a 25-30 minute ride by taxi at a flat rate of \$30. The 40-minute trip by shuttle bus is \$15 each way.

Room rates at the InterContinental are \$165, single or double, plus 13% tax and \$2 occupancy tax per room per night. A limited number of rooms are available at the government rate of \$140, single or double. Guest rooms reflect Southern tradition while featuring the latest amenities, including: in-room safe, luxurious bathrobes, in-room coffeemakers with complimentary coffee, minibars, hair dryers, iron and ironing board. Guests also enjoy use of the hotel's newly-renovated complimentary rooftop health club and outdoor swimming pool.

You may reserve your accommodations by calling the hotel directly at 504-525-5566 or toll free at 800-445-6563, referring to the **ABA 4th Annual State and Local Procurement Symposium**, and guaranteeing your reservation by credit card or deposit check. Rooms will be available for check-in after 4:00 p.m. with a check-out time of 12:00 noon. Early arrivals or late departures will be booked on an availability basis. **Individuals with guaranteed reservations must cancel their reservations within 72 hours of the scheduled day of arrival to avoid a one-night cancellation charge.**

Make your reservations NOW. The hotel will release the room block on Wednesday, April 22, 2009, at 5:00 p.m. (CST).

SPECIAL AIRLINE DISCOUNTS

Discounted fares are available from ABA Orbitz For Business including ABA negotiated discounts on American and United Airlines. To book online, go to www.abanet.org/travel, click under the Orbitz For Business logo at the top of the page, then click on the appropriate link in the Self Paid Travel box. For assistance with online or offline reservations, call toll free 1-877-222-4185. If you are calling American Airlines directly at 800-433-1790, please reference Discount Code 19838. The toll-free number for United is 800-521-4041, Discount Code 578IG.

GROUP DISCOUNTS

Any firm, company, or government entity that has **at least three registrants will receive a 25% discount on the price of each registration**, reimbursed to the attendees' employer following the program. For further details, please contact Marilyn Neforas at 312-988-5596 or at neforasm@staff.abanet.org.

CANCELLATION POLICY

Requests for refund must be made in writing and received in the Section of Public Contract Law's office on or before May 8, 2009. **Refund requests received after April 28 will be reduced by a \$50.00 administrative fee.** Substitutions may be made at any time.

A registration submitted online or by mail, fax, or PDF to the Section office is considered a firm commitment. If you do not cancel by the designated deadline date for refund, you will be expected to pay the registration fee even if circumstances prevent you from attending the program.

NO REFUNDS WILL BE MADE AFTER MAY 8, 2009.

CLE CREDIT

Accreditation has been requested for this program from every state (including CA and PA) with mandatory continuing legal education (MCLE) requirements for lawyers. Please be aware that each state has its own rules and regulations, including its own definition of "CLE." Attorneys seeking to obtain credit in Pennsylvania must pay fees directly to the PACLE. Please be prepared to remit payment to the PACLE (\$2 per credit hour or any portion thereof) after the program. Certificates of attendance will be available at the conclusion of the program for both attendees and speakers. If you have questions about the number of CLE credit hours granted by each state, you may call 800-285-2221 starting 2 to 3 weeks before the program.

COMING ATTRACTIONS

JULY 31–AUGUST 3, 2009

Annual Educational Programs and Open Council Meeting
INTERCONTINENTAL CHICAGO, CHICAGO, IL

NOVEMBER 12–14, 2009

Fall Educational Program and Open Council Meeting
DISNEY'S CONTEMPORARY RESORT, LAKE BUENA VISTA, FL

MARCH 4–6, 2010

16th Annual Federal Procurement Institute and Open Midyear Council Meeting
LOEWS ANNAPOLIS HOTEL, ANNAPOLIS, MD

MAY 14–15, 2010

5th Annual State and Local Procurement Symposium and Open Spring Council Meeting
RENAISSANCE SEATTLE HOTEL, SEATTLE, WA

REGISTRATION APPLICATION

Send directly to:
Marilyn M. Neforas
American Bar Association
321 North Clark Street, M/S 19.1
Chicago, Illinois 60654
312-988-5596— Fax: 312-988-6033
neforasm@staff.abanet.org

Register online at: <http://www.abanet.org/contract/admin/programs/2009spring.html>

Please register the following person for the *Public Contract Law (PCL) Section 4th Annual State and Local Procurement Symposium—Orchestrating the State, Local and Federal Response to Disasters...and all that Jazz* on Friday, May 15, 2009, at the Hotel InterContinental, New Orleans, Louisiana.

1 Registration Fee:

- \$240 Member *PCL* Section, NASPO, NIGP, ITAA
- \$195 Government Employee of *PCL*, NASPO, NIGP, ITAA
- \$215 Other Government Employee
- \$295 ABA Member, *PCL* Non-Member
- \$350 Non-ABA Member
- \$40 Law Student

2 and/or

- \$35 Thursday, May 14, Practicum
- Free Thursday, May 14, Meet and Greet Reception
- Free Friday, May 15, Cocktail Reception
- Free Saturday, May 16, Council Meeting

For reservations postmarked or faxed after May 8, 2009, and for walk-in registrants, add \$25 to each fee category.

3 Name _____

(please print or type)

ABA Member No. _____

Firm/Agency/Company _____

Address _____

City, State, Zip _____

Telephone Number _____

Fax Number _____

Email _____

4 Enclosed is my check, made payable to the **American Bar Association/PCL**, for \$_____.

Government purchase/training order enclosed.

Charge \$_____ to my Credit Card:

AmEx MasterCard Visa

Card Number: _____

Exp. Date: _____

Signature: _____

5 Please send me information on becoming a member or associate of the:

American Bar Association

Public Contract Law Section

I am an attorney

I am not an attorney