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Alameda Corridor Transportation Authority

June 11, 2020

To:	Governing Board
From:	Heather M. McCloskey, Co-General Counsel Lauren Misajon, Co-General Counsel
Subject:	<i>Approve the Termination of Legal Services Agreement No. C0876 with Hanson Bridgett LLP</i>

Recommendation:

Approve the termination of Agreement No. C0876 with Hanson Bridgett LLP and authorize the Chief Executive Officer or Co-General Counsel to send a notice of termination letter to the firm.

Discussion:

In June 2018, the ACTA Governing Board awarded a legal services agreement to Hanson Bridgett LLP for insurance recovery services. The agreement has a term of five years (expiring June 30, 2023) and a compensation amount not to exceed \$100,000. The agreement was awarded specifically for the continuation of services provided by a particular attorney, Mr. Raymond Sheen, in several active litigation matters at that time. No services have been provided under the agreement since late 2018.

In July 2019, Mr. Sheen moved to another law firm and notified ACTA's then-Chief Executive Officer and Co-General Counsel regarding his departure. No active matters were pending at the time of Mr. Sheen's transfer to the new law firm. However, ACTA Co-General Counsel offered to seek Board approval to engage Mr. Sheen's new law firm in the event insurance recovery services were needed in the future. The new law firm declined the offer. Termination of the agreement with Hanson Bridgett LLP will allow for administrative close-out of services not needed from the law firm and reduce ACTA's legal services budget for fiscal year 2020-2021 and for additional years to 2023.

Under the terms of the agreement, the ACTA Board may terminate and cancel all or part of the agreement for any reason by giving ten days written notice to the firm. In addition to the written notice, ACTA will also request that the firm return any files and work product produced while the agreement was in effect.

In the event that insurance recovery services are needed in the future, there are firms currently under contract with ACTA who could provide such services upon request.



Budget Impact:

The proposed termination of Agreement No. C0876 with Hanson Bridgett LLP will reduce the outside legal services fiscal year 2020-2021 budget by \$20,000 and reduce the remaining overall legal services budget through 2023 by \$60,000.