April 19, 2011

ADDENDUM No. 1

To

REQUEST FOR PROPOSALS

For

LEGAL SERVICES GP-0162-R02

For the

SCHOOL CONSTRUCTION PROGRAM

ISSUED MARCH 24, 2011

By

THE NEW JERSEY SCHOOLS DEVELOPMENT AUTHORITY

PLEASE TAKE NOTICE:

PROPOSALS ARE DUE on Thursday, May 5, 2011 by 5 PM, at the Main Office of the New Jersey Schools Development Authority located at 1 West State Street, Trenton, New Jersey 08625, and must be delivered in the manner set forth in the RFP.

This ADDENDUM No. 1 includes questions submitted by 5 PM on Monday, April 18, 2011, and answers thereto, and a list of firms that submitted Mandatory Notices of Intent to Participate by 5 PM on Monday, April 18, 2011. Terms in this Addendum shall have the same meaning as provided in Section 1 of the Agreement, except as otherwise provided herein.

A. FIRMS THAT INTEND TO PROPOSE

Please see Attachment A.

B. QUESTIONS & NJSDA ANSWERS

B.1 Question: Pursuant to Section 2.2 of the RFP, is the firm limited to a single section of up to 10 case studies regardless of the number of specialty areas it applies for, or are firms allowed to include up to 10 case studies for each specialty area?

Answer: Firms should adhere to the 40 page limit. The 10 case study limit applies to the entire proposal; not each specialty area. If a firm proposes on all 10 specialties, one case study should be submitted per specialty. If a case study overlaps more than one specialty, it will be counted as one case study. Firms may present a case study and indicate which specialties apply to that case study.

B.2 Question: May a law firm that merges with another firm subsequent to filing a timely Notice of Intent to Participate with the NJSDA amend such submission prior to the deadline for the filing of Proposals and be qualified to submit a Proposal under the new firm's name?

Answer: A law firm that has filed a timely Notice of Intent to Participate and that subsequently merges with another law firm prior to the deadline for written submissions responsive to the NJSDA's Request for Proposals may submit a written Proposal under the name of the merged law firm. The Proposal should describe the merger.

B.3 Question: May a law firm that merges with another firm subsequent to filing a timely Proposal, but prior to the award of any contracts, be eligible for an award of contract under the new firm's name? If so, what process should be utilized to properly notify the NJSDA of any material changes to the terms of a timely filed Proposal prior to any awards being made?

Answer: If a law firm that submits a timely written Proposal later merges with another law firm subsequent to the deadline for Proposal submissions, no written supplement to the Proposal may be submitted. If review of such law firm's Proposal results in its selection for a short list, the merged law firm may be eligible for award in the name of the merged law firm. Immediately upon consummation of the merger, the merged law firm shall give written notice to the NJSDA describing the merger. Notice shall be sent by email to Megan Cox at <a href="majorage-ma

stage of this procurement. See also Answer to B.4, below.

B.4 Question: If a law firm awarded a legal services contract by the NJSDA merges with another presumably qualified firm, may the contract be assigned to the new firm? If possible, what would the process for such an assignment be?

Answer: If a law firm that receives a contract award later proposes to merge with or be acquired by another law firm, the law firm shall immediately notify the NJSDA and shall submit documentation to the NJSDA describing the proposed transaction. The NJSDA, in its sole discretion, may approve the proposed merger or acquisition or may terminate the contract.

Please, there shall be absolutely no contact between our staff and you.

Issued by:

Sean Murphy

Procurement Manager

Issued: April 19, 2011

ATTACHMENT A

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