

Board of Trustees Meeting of May 19, 2021 Action Item Outside Counsel (NJSIG No. 0521-5)

As a part of NJSIG's efforts to maintain compliance with the PSCL, NJSIG issued requests for qualifications for outside counsel for General Litigation (C-2021-0003); Complex General Litigation (C-2021-0004); School / Education Litigation (C-2021-0005); General Workers' Compensation Litigation (C-2021-0007). As a result of this competitive contracting process, NJSIG received numerous proposals from qualified firms. These proposals were evaluated using the weighted evaluation criteria.

The designation of a firm as approved outside counsel is not a retention for a specific matter, and does not entitle a firm to be retained for a specific matter. Rather, these firms would now be eligible to handle matters on behalf of NJSIG members. Individual case assignments will be determined by NJSIG based on the unique requirements of each matter. The recommended cutoff for qualifying for the outside counsel designation for General Litigation (C-2021-0003); Complex General Litigation (C-2021-0004); General Workers' Compensation Litigation (C-2021-0006); and Complex Workers' Compensation Litigation (C-2021-0007) was an average score of 70 or greater. The recommended cutoff for qualifying for the outside counsel designation for School / Education Litigation (C-2021-0005) was an average score of 75 or greater. Thus, it is proposed that the firms identified in the attached resolution be designated as outside counsel in the respective areas.

Recommended Resolution (NJSIG No.0521-5): to approve the firms identified in the attached resolution be designated as outside counsel in the respective areas.

Sherwin Archibald Claims Manager



Resolution Authorizing the Execution of Contracts Pursuant to the Public School Contracts Law NJSIG No. 0521-5

WHEREAS, the New Jersey Schools Insurance Group ("NJSIG") is authorized by N.J.S.A. 18A:18B-1, et seq. to provide insurance coverage for its members;

WHEREAS, NJSIG requires professional services in the form of outside counsel to represent the interests of NJSIG's members in claims;

WHEREAS, NJSIG has engaged in a fair and open competitive contracting process, pursuant to which proposals were solicited; and,

WHEREAS, an evaluation committee was convened by NJSIG and has evaluated all proposals submitted.

NOW THEREFORE, BE IT RESOLVED that:

- 1) NJSIG designates the following firms as Outside Counsel as to each respective area based on technical criteria, management criteria, cost criteria and the service provider's demonstrated service to public entities in the State of New Jersey:
 - a. General Litigation (C-2021-0003):
 - i. Adams Gutierrez & Lattiboudere LLC;
 - ii. Anderson & Shah, LLC;



- iii. Biancamano & DiStefano;
- iv. Birchmeier & Powell, LLC;
- v. Brown & Connery LLP;
- vi. Buglione, Hutton & DeYoe, LLC;
- vii. Busch Law Group;
- viii. Capehart Scatchard;
- ix. Cleary Giacobbe Alfieri Jacobs, LLC;
- x. Diego F. Navas, Attorney-at-Law;
- xi. DiFrancesco Bateman, P.C.;
- xii. Eric M. Bernstein & Associates;
- xiii. Florio Perrucci Steinhardt Cappelli Tipton & Taylor LLC;
- xiv. Hill Wallack, LLP;
- xv. Inglesino Webster Wyciskala & Taylor LLC;
- xvi. Keenan & Doris LLC;
- xvii. Law office of Stephen E. Gertler;
- xviii. Methfessel & Werbel;



- xix. Pashman Stein Walder Hayden;
- xx. Purcell Mulcahy Flanagan, LLC;
- xxi. Shain Schaffer;
- xxii. Stahl & Delaurentis PC;
- xxiii. Weiner Law Group LLP; and
- xxiv. Wiley Malehorn Sirota & Raynes.
- b. Complex General Litigation (C-2021-0004):
 - i. Anderson & Shah, LLC;
 - ii. Biancamano & DiStefano;
 - iii. Birchmeier & Powell, LLC;
 - iv. Capehart Scatchard;
 - v. Cleary Giacobbe Alfieri Jacobs LLC;
 - vi. Diego F. Navas, Attorney-at-law;
 - vii. DiFrancesco Bateman;
 - viii. Hill Wallack LLP;
 - ix. Inglesino Webster Wyciskala & Taylor LLC;



- x. Methfessel & Werbel; and
- xi. Pashman Stein Walder Hayden.
- c. School / Education Litigation (C-2021-0005):
 - i. Busch Law Group;
 - ii. Capehart Scatchard;
 - iii. Cleary Giacobbe Alfieri Jacobs, LLC;
 - iv. Machado Law Group; and
 - v. Purcell Mulcahy Flanagan, LLC.
- d. General Workers' Compensation Litigation (C-2021-0006):
 - i. Biancamano & Di Stefano;
 - ii. Braff, Harris, Sukoneck & Maloof;
 - iii. Brown & Connery, LLP;
 - iv. Buglione, Hutton & DeYoe, LLC;
 - v. Cleary Giacobbe Alfieri Jacobs, LLC;
 - vi. Hill Wallak, LLP;
 - vii. Leitner Tort DeFazio & Brause;



- viii. Shain Schaffer; and
- ix. Weiner Law Group LLP.
- e. Complex Workers' Compensation Litigation (C-2021-0007):
 - i. Biancamano & Di Stefano;
 - ii. Braff, Harris, Sukoneck & Maloof;
 - iii. Brown & Connery, LLP;
 - iv. Capehart Scatchard;
 - v. Cleary Giacobbe Alfieri Jacobs, LLC; and
 - vi. Leitner Tort DeFazio & Brause.
- 2) The Executive Director is hereby authorized to execute professional services agreements with the above-referenced service providers;
- 3) The Chief Legal Officer/General Counsel, with the advice of the Claims Manager, is hereby authorized to retain firms designated as Outside Counsel that have executed a professional service agreement as to each respective area to represent NJSIG members in specific matters in accordance with NJSIG Policy 2212;



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- 4) This designation is in accordance with the Public School Contracts Law, <u>N.J.S.A.</u> 18A:18A-1, <u>et seq.</u>;
- 5) A notice of this action shall be published once in the official newspaper designated by NJSIG, and is on file and available for public inspection at the office of NJSIG.

I certify that the foregoing is a true copy of a Resolution passed by the New Jersey Schools Insurance Group at the meeting duly held on the 19th day of May, 2021.

