



**Resolution 2021.08.20**  
**Michigan Independent Citizens Redistricting Commission**

**Establish Total Cost of Litigation Counsel RFP and Modify Contract Terms**

**Presented: August 26, 2021**

RESOLVED, that the Michigan Independent Citizens Redistricting Commission (MICRC) hereby sets the total cost of the Litigation Counsel RFP as not to exceed \$750,000.00 including travel costs and approves the modification of the following standard contract terms:

1. Remove paragraph 9 of Schedule A at page 33, liquidated damages clause.
2. Modify paragraph 28 of Schedule A at page 44 to reflect the following:

Contractor must notify the Commission and its General Counsel within 14 calendar days of receiving notice that any Key Personnel are the subject of any of any publicly filed litigation related to the performance of their professional obligations and duties while at the Firm, investigation, arbitration, or other proceeding (collectively, "Proceeding") involving Contractor, a subcontractor, or an officer or director of Contractor or subcontractor, that arises during the term of the Contract, including: (a) a criminal Proceeding; (b) a parole or probation Proceeding; (c) a Proceeding under the Sarbanes-Oxley Act; (d) a civil Proceeding involving: (1) a claim that might reasonably be expected to adversely affect Contractor's viability or financial stability; or (2) a governmental or public entity's claim or written allegation of fraud; or (e) a Proceeding involving any license that Contractor is required to possess in order to perform under this Contract.

Attachment: *None.*

MOTION TO AMEND: \_\_\_\_\_ Yes \_\_\_\_\_ No

	Main	Amendment
Motion by Commissioner		
Second by Commissioner		

RESULT:

\_\_\_\_\_  
 Brittni Kellom, Chair

August 26, 2021  
 \_\_\_\_\_  
 Date