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AMENDMENT 2 TO AGREEMENT P-17-077- Q
FOR SPECIALIZED LEGAL SERVICES

No. _____

THIS AMENDMENT 2 to AGREEMENT P-17-077-Q (the "Agreement") is made and entered into by and between the COUNTY OF FRESNO, a political subdivision of the State of California (the "COUNTY"), and the law firm of EPSTEIN, BECKER and GREEN, a professional law corporation, hereinafter referred to as "ATTORNEY."

WITNESSETH:

WHEREAS, COUNTY has received a notice of disallowance of certain expenses by the Department of Health and Human Services and is seeking to appeal such disallowances before the Departmental Appeals Board and, if necessary, federal court; and

WHEREAS, COUNTY wishes to obtain specialized services, as authorized by Government Code section 31000, to represent County and to obtain a review and opinion from ATTORNEY of the relative strengths and weaknesses of the COUNTY's appellate position; and

WHEREAS, COUNTY wishes to engage the specialized legal services of counsel who is expert in legal matters concerning such issues; and

WHEREAS, ATTORNEY represents that it is specially trained and experienced, and that it possesses such expertise; and

WHEREAS, such specialized legal services are either not available or expected not to be available in Fresno County's Office of the County Counsel, and

WHEREAS, on or about March 1, 2017, the COUNTY and ATTORNEY entered into COUNTY AGREEMENT No. P-17-077-Q to provide said specialized legal services with a not to exceed amount of Forty Thousand Dollars (\$40,000.00); and

1 WHEREAS, on or about April 25, 2017 the COUNTY and ATTORNEY entered
2 into Amendment I to COUNTY AGREEMENT No. P-17-077-Q to raise the not to exceed
3 amount to Two Hundred and Fifty Thousand Dollars (\$250,000); and

4 WHEREAS the parties now desire to extend the effective termination date to
5 December 31, 2019 to allow sufficient time for ATTORNEY to complete all legal
6 services and litigation required under AGREEMENT No. P-17-077-Q;

7 NOW, THEREFORE, in consideration of the mutual covenants, terms, and
8 conditions herein described, the parties hereto agree to amend COUNTY AGREEMENT
9 P-17-077-Q as follows:

10 1. The first sentence of Section 5 located at page 5 of AGREEMENT P-17-
11 077-Q, lines 18-19 is hereby amended to read as follows:

12 "Term of Agreement: This Agreement shall be effective as of March 1, 2017 and
13 will continue in effect ending on December 31, 2019."

14 2. All other terms and conditions of AGREEMENT No. P-17-077-Q as
15 amended by AMENDMENT I shall remain in full force and effect and are not affected by
16 this AMENDMENT.

17 IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be
18 executed as of the day and year first above written.

19
20 EPSTEIN BECKER and GREEN, a professional law corporation

21 By John Erikson
22 , Partner

23
24 COUNTY OF FRESNO

25
26 By Sal Quintero
27 Sal Quintero, Chairman
28 Board of Supervisors

ATTEST:
BERNICE E. SEIDEL
Clerk to the Board of Supervisors
County of Fresno, State of California

By Susan Bishop
Deputy

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ATTEST:

BERNICE E. SEIDEL, CLERK
BOARD OF SUPERVISORS

By See Page 2 for Attestation
Deputy

REVIEWED AND RECOMMENDED FOR APPROVAL:

By Daniel C. Cederborg

DANIEL C. CEDERBORG, COUNTY COUNSEL

APPROVED AS TO ACCOUNTING FORM:
OSCAR J. GARCIA, CPA,
AUDITOR-CONTROLLER/TREASURER-
TAX COLLECTOR

By _____

Deputy

APPROVED AS TO LEGAL FORM:
DANIEL C. CEDERBORG, COUNTY COUNSEL

By Daniel C. Cederborg

Fund/Subclass:
Organization:
Acct/Program: