

AMENDMENT No. 3 TO AGREEMENT FOR LEGAL SERVICES

This Amendment to Agreement For Legal Services (“Amendment 3”) is made and entered into between San José Unified School District (“District”) and Orbach Huff and Henderson, LLP (“Contractor”) (collectively “Parties”; “Party” shall refer to Contractor and/or District).

RECITALS

- A. WHEREAS, Contractor and District entered into a written Agreement for Legal Services on or about June 25, 2020, identified as (“Agreement”) with a subsequent amendment on or about September 29, 2021, identified as (“Amendment 1”); and a subsequent amendment on or about July 12, 2023, identified as (“Amendment 2”); and
- B. WHEREAS, The Agreement was based on annual negotiable rates not to exceed 2% of the then effective rates. Amendment 1 includes the annual percentage increase of rates for the 2021-2022 fiscal year and Amendment 2 includes the annual percentage increase of rates for the 2023-2024 fiscal year. This Amendment 3 is to substantiate the rates for the 2024-2025 fiscal year; and
- C. WHEREAS, it is now the desire and intention of the Parties to amend the Agreement as indicated in this Amendment; and

NOW, THEREFORE, in light of the foregoing facts and in further consideration of the promises and agreements of the Parties set forth herein below, it is mutually agreed as follows:

TERMS AND CONDITIONS

- 1. Article 2. Compensation: The hourly rates per position below for the 2024-2025 fiscal year are effective July 1, 2024.

Partner	\$310.03 / hour
Of Counsel	\$291.49 / hour
Senior Associate	\$286.34 / hour
Associate	\$276.04 / hour
Paralegal	\$151.41 / hour

- 2. The Parties acknowledge that this Amendment 3 is subject to approval or ratification by the District Board of Education (“Board”). In the event that the Board rejects this Amendment 3, none of the Parties shall be deemed to have waived any rights with respect to the Agreement.
- 3. Except as set forth in this Amendment 3, all provisions of the Agreement and any previous extension(s) and/or amendment(s) thereto shall remain unchanged, in full force and effect, and are reaffirmed. This Amendment 3 shall control over any inconsistencies between it and the Agreement and/or any previous extension(s) and/or amendment(s).

IN WITNESS WHEREOF, the Parties have accepted, agreed, and executed this Amendment 3 on the date(s) specified below.

Dated:

Dated: 6/14/2024

SAN JOSÉ UNIFIED SCHOOL DISTRICT

ORBACH HUFF & HENDERSON, LLP

By:

By: DocuSigned by:
Philip J. Henderson
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Name: Tracy Morrison

Name: Philip J. Henderson, Esq.

Title: Director, Procurement

Title: Partner

