

**RFP2019-36 LEGAL SERVICES INSURANCE DECLARATORY JUDGEMENT ACTION FOR THE CITY OF TRENTON, DEPARTMENT OF LAW PROPOSAL OPENED 6/25/19 AT 11:00AM**

RFP2019-36 LEGAL SERVICES INSURANCE DECLARATORY JUDGEMENT ACTION FOR THE CITY OF TRENTON, DEPARTMENT OF LAW					
<b>NUMBER OF RESPONDENTS:</b>	5				
<b>NAME OF BIDDER</b>	GRACE MARMERO & ASSOCIATES, LLP	ERIC M. BERNSTEIN & ASSOCIATES, LLC	FLORIO, KENNY & RAVEL, LLP	WISNIEWSKI & ASSOCIATES, LLC	MALEY GIVENS
<b>ADDRESS</b>	44 EUCLID STREET	34 MOUNTAIN BLVD, BLDG. A, P.O. BOX 4922	125 CHUBB AVENUE, SUITE 310-N	17 MAIN STREET	1150 HADDON AVENUE, SUITE 210
<b>CITY, STATE, ZIP</b>	WOODBURY, NJ 08096	WARREN, NJ 07059	LYNDHURST, NJ 07071	SAYREVILLE, NJ 08872	COLLINGSWOOD, NJ 08108
<b>CONTACT NAME</b>	ALBERT K. MARMERO	ERIC M. BERNSTEIN	EDWARD J. FLORIO	JOHN S. WISNIEWSKI, ESQ.	M. JAMES MALEY, JR.
<b>TELEPHONE</b>	856-848-6440	732-805-3360	201-659-8011	732-651-0040	856-854-1515
<b>FAX</b>	856-848-5002	732-805-3346	201-659-8511	732-651-0060	856-858-2944
<b>E-MAIL</b>	<a href="mailto:AMARMERO@GRACEMARMERO.COM">AMARMERO@GRACEMARMERO.COM</a>	<a href="mailto:EMBERNSTEIN@EMBLAW.COM">EMBERNSTEIN@EMBLAW.COM</a>	<a href="mailto:MAIN@FKRLAW.COM">MAIN@FKRLAW.COM</a>	<a href="mailto:JWISNIEWSKI@WISNIEWSKILAW.COM">JWISNIEWSKI@WISNIEWSKILAW.COM</a>	<a href="mailto:JMALEY@MALEYGIVENS.COM">JMALEY@MALEYGIVENS.COM</a>
<b>STATEMENT OF OWNERSHIP DISCLOSURE</b>	INCLUDED	INCLUDED	INCLUDED	INCLUDED	INCLUDED
<b>MANDATORY EQUAL EMPLOYMENT OPPORTUNITY</b>	INCLUDED	INCLUDED	INCLUDED	INCLUDED	INCLUDED
<b>REQUIRED EVIDENCE EEO/AFFIRMATIVE ACTION REGULATIONS QUESTIONNAIRE</b>	INCLUDED	INCLUDED	INCLUDED	INCLUDED	INCLUDED
<b>ACKNOWLEDGEMENT OF RECEIPT OF ADDENDA</b>	N/A	N/A	N/A	N/A	N/A
<b>NJ BUSINESS REGISTRATION CERTIFICATE</b>	INCLUDED	INCLUDED	INCLUDED	INCLUDED	INCLUDED
<b>NON-COLLUSION AFFADAVIT</b>	INCLUDED	INCLUDED	INCLUDED	INCLUDED	INCLUDED
<b>ETHICS COMPLAINT DISCLOSURE</b>	INCLUDED	INCLUDED	INCLUDED	INCLUDED	INCLUDED
<b>AMERICANS WITH DISABILITIES ACT OF 1990 LANGUAGE</b>	INCLUDED	INCLUDED	INCLUDED	INCLUDED	INCLUDED
<b>CERTIFICATION AND DISCLOSURE OF POLITICAL CONTRIBUTIONS</b>	INCLUDED	INCLUDED	INCLUDED	INCLUDED	INCLUDED
<b>DISCLOSURE OF INVESTED ACTIVITIES IN IRAN</b>	INCLUDED	INCLUDED	INCLUDED	INCLUDED	INCLUDED
<b>DEBARMENT NOTICED (REQUIRED)</b>	INCLUDED	INCLUDED	INCLUDED	INCLUDED	INCLUDED
<b>CERTIFICATE OF INSURANCE</b>	<b>REQUIRED FROM AWARDED VENDOR PRIOR TO AWARD</b>	<b>REQUIRED FROM AWARDED VENDOR PRIOR TO AWARD</b>	<b>REQUIRED FROM AWARDED VENDOR PRIOR TO AWARD</b>	<b>REQUIRED FROM AWARDED VENDOR PRIOR TO AWARD</b>	<b>REQUIRED FROM AWARDED VENDOR PRIOR TO AWARD</b>
<b>CITY OF TRENTON RESIDENT EMPLOYMENT POLICY</b>	N/A	INCLUDED	INCLUDED	INCLUDED	INCLUDED
<b>60-DAY EXTENSION COMPLIANCE</b>	YES	YES	YES	YES	YES
<b>WILLING TO PROVIDE PRIORITY EMERGENCY SERVICES</b>	YES	YES	YES	YES	YES
<b>W-9</b>	INCLUDED	INCLUDED	INCLUDED	INCLUDED	INCLUDED
<b>EIC</b>	CERT.#37097 EXP. 06/15/2019	CERT.#28262 EXP. 04/15/2021	CERT.#14952 EXP. 08/15/2021	CERT.#40169 EXP. 07/15/2021	CERT.#36560 EXP. 04/15/2020
<b>REFERENCES</b>	INCLUDED	INCLUDED	INCLUDED	INCLUDED	INCLUDED
<b>TOTAL AMOUNT FOR ONE (1) YEAR</b>	<b>\$150.00 PER HOUR</b>	<b>\$150.00 PER HOUR</b>	<b>\$175.00 PER HOUR</b>	<b>\$175.00 PER HOUR</b>	<b>\$210.00 PER HOUR</b>
<b>FATAL DEFECT</b>	NONE	NONE	NONE	NONE	NONE



### C) Facilities

GMA is a South Jersey firm with its main office located in historical Woodbury on "Lawyers' Row". GMA also has offices in Mount Holly, Vineland and Tinton Falls, New Jersey. GMA employs a total of 16 people, 8 of which are attorneys. GMA hours of operation are 8am – 6pm Monday through Friday and can easily service the City of Trenton with the time, participation and requirements presented in the Request for Proposals/Qualifications. However, to service your City's emergency needs, attorneys will be accessible 24 hours a day via emergency phone lines.

### D) Conflicts of Interest

No foreseeable conflicts exist at this time. However, if a conflict arises GMA will alert the City of Trenton.

### E) Fees

With the knowledge of the individuals named herein, along with the proper documents included from GMA, the firm's grasp of timelines, protocol, procedures and other issues, GMA will accomplish each task in a timely, skilled manner.

Proposed rate for service rendered by Grace, Marmero & Associates, LLP: **\$150.00 per hour**

### F) Other Information

#### Services in the United States of America

All Services will be performed within the United States of America.

#### Terms and Conditions

GMA will comply with all the General Terms and Conditions required by the City of Trenton and enter into a Standard Professional Services Contract.

#### Insurance in Accordance

Grace, Marmero & Associates, LLP has both Professional Liability Insurance and Workers' Compensation in accordance with New Jersey law.

#### References

Due to the confidentiality of cases, references can be discussed with the attorneys from our firm. Please note the firm handles hundreds of cases per year.

#### Proof of Insurance

Attached

#### Affirmative Action Statement

Attached

#### Non-Collusion Affidavit

Attached

## PROPOSAL COSTS

22

Event/Activity	Rate per Hour
The Law Firm of Eric M. Bernstein & Associates, L.L.C. will accept all rates and compensation as set forth in the Request for Proposal in accordance with such rates as may be determined by City of Trenton by Resolution or Ordinance.	
Hourly Rate – All Special Counsel services, before courts, agency, Office of Administrative Law, Department of Personnel or in negotiations, or in-office, including client meetings, depositions, motion or conference hearings, and trial time. Hourly Rate - All Attorneys	\$150.00 per hour
Hourly Rate - Paralegals (when requested and authorized)	\$60.00 per hour
Postage (includes Federal Express and USPS Priority)	Market Rate
Copying (in house, legal or letter sized)	\$0.20 per page
Copying/Printing (outside supplier, briefs and volume)	Market Rate
Facsimile transmittal (sending only)	\$0.20 per page
Electronic transmission (email or other)	None

## **CITY OF TRENTON LEGAL SERVICES – INSURANCE DECLARATORY JUDGEMENT ACTION**

**RFP2019-36**

**Eric M. Bernstein & Associates, L.L.C.  
34 Mountain Boulevard  
Building A  
P.O. Box 4922  
Warren, New Jersey 07059-4922  
Phone: (732) 805-3360  
Fax: (732) 805-3346  
[www.embalaw.com](http://www.embalaw.com)**

Edward J. Florio, Senior Partner and Nita G. Raval, Managing Partner, oversee all cases handled by the firm with the assistance of one of our very capable Associates. Combined, Ms. Raval and I have over forty (40) years of experience representing municipalities / public entities. Any matter assigned to the firm will be directly handled by a Partner, either myself or Ms. Raval, and an Associate. The Owner, of course, will have the authority, as reasonably exercised, to include or exclude attorneys assigned to their matters.

#### **FEES FOR SERVICES**

We propose a rate of \$175.00 per hour, per partners, \$135.00 per hour, per attorneys, and \$85.00 per hour per paralegals for the term of the Contract.

#### **ADOPTION OF TERMS & CONDITIONS**

We agree to adopt all reasonable terms and conditions as may be set forth by the Owner.

#### **AFFIRMATIVE ACTION**

Pursuant to N.J.S.A. 10:5-31 *et seq.*, we agree to the terms of the Mandatory Affirmative Action Language as set forth in N.J.A.C. 17:27-1.1. *et seq.*

#### **NON-DISCRIMINATION**

We agree to be bound by the provisions of N.J.S.A. 10:2-1 through 10:2-4 dealing with discrimination in employment on public contracts and in the rules and regulations promulgated pursuant thereto.

#### **ADA REQUIREMENTS**

We agree to be bound by the provisions of Title II of the Americans With Disabilities Act of 1990 (42 U.S.C. 12132, *et seq.*) which prohibits discrimination on the basis of disability by public entities in all services, programs, and activities provided or made available by public entities, and the rules and regulations promulgated pursuant thereto.

#### **TECHNICAL PROPOSALS/ MANAGEMENT APPROACH**

# ORIGINAL

(4)

**WISNIEWSKI & ASSOCIATES, LLC'S PRICE PROPOSAL FOR  
CITY OF TRENTON RFP FOR LEGAL SERVICES-INSURANCE DECLARATORY  
JUDGMENT ACTION**

Our proposal is to handle all matters on an hourly basis. With regard to hourly fees, our proposal is as follows:

- Attorney – Partner Level      \$175/hr
- Attorney – Associate Level    \$150/hr
- Paralegal                        \$100/hr

Miscellaneous expenses:

- black and white photocopies at \$0.15 per page
- color photocopies at \$0.30 per page
- overnight delivery by New Jersey Lawyer's Service, Federal Express or US Mail at prevailing prices and
- facsimiles at \$1.00 per page with a maximum of \$10.00 per fax.

## COST PROPOSAL

The undersigned individual, firm, or corporation, hereby proposes to serve as Legal Services – Insurance Declaratory Judgement Action based upon the following compensation:

On a reduced “government rate” hourly basis as follows:

M. James Maley, Jr.	\$210.00
Emily K. Givens	\$205.00
Erin Simone	\$200.00
Michael Maley	\$195.00
Kevin Diduch	\$195.00
Paralegal/Law Clerk	\$ 95.00

In addition to the hourly rate for services, reasonable expenses will be billed for photocopies, long distance telephone charges, automated legal research, experts, court costs and other expenses reasonably incurred in representing the City’s interests.

In the event funds for services are paid through an escrow from a private party or redevelopment project, then, with the City’s approval, the firm will charge its usual billing rates.

**Maley Givens, P.C.  
1150 Haddon Avenue, Suite 210  
Collingswood, NJ 08108-2003**