

**The Industrial Development Authority
of the City of Phoenix, Arizona**

REQUEST FOR PROPOSAL

**Legal Advisor Services
(Issuer Counsel)**

Agreement No. PSC-10-C0002

ADDENDUM NO. 1

**Contact Person
Wendy Gutierrez
Administrator
(602) 534-5888
wendy.gutierrez@phoenix.gov**

RFP No. PSC-10-C0002 is hereby amended as follows:

1. Title Page.

The Proposal Due Date and Time is amended to read:

Proposal Due Date and Time: January 12, 2010 at 4:00 p.m.

2. Part II, No. 2.

The Schedule of Events is amended to read:

SCHEDULE OF EVENTS

Proposal Issue Date	November 24, 2009
Pre-Proposal Meeting	None
Proposer's Written Inquiries Due	December 16, 2009 at 4:00 p.m.
Proposal Due Date	January 12, 2010 at 4:00 p.m.
Evaluation Committee Final Approval with recommendations to the Board	January 25-28, 2010
Finalist Interviews (If required)	January 29, 2010
Board of Directors Final Approval	February 9, 2010

3. Part II, No. 5

The paragraph is modified as follows:

INFORMAL CONTACT PROHIBITED: No contact relating in any way to this RFP is permitted by any Proposer, or any person acting on behalf of any Proposer, with any member of the Authority's Board or with the Authority's Executive Director from the date of this Addendum until after contract award.

Any contact made in violation of this rule may, in the sole discretion of the Authority, be grounds for the disqualification of the Proposer from the solicitation process. In exercising said discretion, the Authority shall consider whether the contact was made with the intention of obtaining an advantage for a Proposer, disadvantaging another Proposer, or influencing the outcome of the solicitation process in any way.

All questions or concerns relating to this RFP must be directed **in writing** to the contract administrator at the physical address or email address provided in this solicitation.

[The modification of this section through this Addendum does not abrogate the previous rule against informal contacts.]

4. Part II, No. 9.

Deleted in its entirety.

5. Part II, No. 13.

All references to "Executive Committee" are replaced with "Evaluation Committee."

6. Part II, No. 16.

The paragraph is replaced in its entirety with the following:

There will be no public opening of proposal submissions.

7. Part II, No. 20

The paragraph is replaced in its entirety with the following:

This RFP is being issued with another RFP for General Corporate Counsel. In the event that a Proposer should submit a proposal for both RFPs, and be the highest-scoring Proposer for both RFPs, the Authority, at its discretion, may award both contracts to the same firm.

In the event that a Proposer be the highest-scoring Proposer for both RFPs, and the Authority should decide not to award both contracts to the same firm, the authority will select the contract to be awarded to that firm.

8. Part II

A new paragraph 21 is added to read:

21. ISSUER COUNSEL ACTING AS BOND COUNSEL

Any firm acting as Issuer Counsel pursuant to this contract is ineligible to offer services as Bond Counsel for the Authority, except as follows. Any Issuer Counsel under this contract desiring to offer

Bond Counsel services must withdraw as Issuer Counsel for the transaction for which Issuer Counsel proposes to act as Bond Counsel.

Should the Issuer Counsel and General Corporate Counsel contracts be awarded to the same firm, that firm may not act as Bond Counsel for the Authority for the duration of the contract.

9. Part III, No. 1.

All references to "Executive Committee" are replaced with "Evaluation Committee."