

Marcia Haber Kamine
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WORK HISTORY:

- 1985-Present Member, American Arbitration Association Construction Law Arbitration Panel, Mediation Panel, and Large Complex Case Panel
Served as sole arbitrator on approximately 400 matters, the majority of which to award, served as a member of several three arbitrator panels, cases have values between \$10,000 and \$5,000,000.
Served as mediator in approximately 15 construction cases.
- 1979 - Present: Assistant City Attorney, Los Angeles City Attorney's Office
- 1979-1980 Assigned to Criminal Branch, Van Nuys,
Approximately 50 Jury Trials to Verdict
- 1980-2000 Assigned to Civil Branch
General Counsel:
Advised Board of Public Works on Hyperion Sewage Treatment Plant and Tillman Water Reclamation Plant
Special Litigation & Advice:
Advised Board of Public Works on all phases of Hyperion Sewage Treatment Plant, Tillman Water Reclamation Plant, Terminal Island Sewage Treatment Plant, Central Library, Branch Libraries, Police Stations, 911 Call Centers, Convention Center and City Hall renovation as to bond, contract, construction and claim related issues.
Advised Board of Recreation & Parks Commissioners, Police Chief, Board of Library Commissioners, CAO and CLA on FEMA issues including claims on City Hall Refurbishment, Branch Libraries, Police Stations and Recreation Facilities, Griffith Park Observatory, El Pueblo.
Advised Board of Fire Commissioners, Department of Building & Safety and Police Department on contract department specific IT systems.
Represented the City of Los Angeles and the Board of Public Works in construction claims litigation concerning major construction of the North Outfall Replacement Sewer, the lowering the grade of Sepulveda Boulevard at the Mullholland Tunnel, the North Hollywood Interceptor Sewer, the Los Angeles Convention Center and the Central Library.
Represented the City of Los Angeles and the Board of Recreation and Parks Commissioners in litigation concerning major construction involving dredging

of MacArthur Park, and construction of O'Melvaney Park; contract litigation involving the Griffith Park Equestrian Center Hansen Dam Recreation Center, R & A Vending v. City of Los Angeles (competitive bidding of a concession contract) and Martin v. I.O.C. (42 USC §1983 challenge to Olympic event venues)

Represented the City of Los Angeles in litigation concerning First Amendment issues, including Okrand v. City of Los Angeles (display of the Katowitz Menorah in the City Hall Rotunda), restrictions on leafleting in El Pueblo and challenges by Hari Krishna on a variety of issues.

1999-Present Assigned to Water & Power:

Advised Board of Water & Power Commissioners and staff on a variety of matters, including: power plant, Owens Lake and water line installation construction issues; implementation of Energy Policy Act of 2005, leases and licenses, energy efficiency program, power purchase agreements and implementation of the market redesign by the CAISO. Created NERC/FERC Compliance Program for Reliability.

Advised Board of Water & Power Commissioners on litigation matters concerning the California Refund Case, (Prevailing in the 9th Circuit); Federal Energy Regulatory Commission, and investigations by State and the Federal Energy Regulatory Commission of allegations of wrongdoing during the California energy crisis; and construction claims on various water and power projects

Assisted IT in developing standard terms and conditions for use in all computer related contracts.

1978-1979: Research Attorney, California Court of Appeal, Division IV
Justice Herbert Ashby, retired
Prepared draft opinions and memoranda on matters pending before the Court of Appeal.

OTHER WORK RELATED EXPERIENCE

American Arbitration Association Construction Advisory Committee, Construction Panel, Large Complex Case Panel and Mediator Panel; Member of Olympic Settlement Panel; Judge Pro Tem and Arbitrator for Los Angeles Superior Court. Judicial Settlement Offer Program. Settled and arbitrated numerous construction disputes involving public agencies, owners, developers, contractors and subcontractors.

EDUCATION:

1978: Southwestern University College of Law, Juris Doctor, *cum laude*
1967: Bachelor of Science, University of California at San Francisco

LICENSES AND CERTIFICATIONS:

1978: Admitted to the California Bar
Admitted to practice before the United States Supreme Court, the United States Courts of Appeal for the D.C. Circuit and the 9th Circuit; United States District Courts for the Central and Northern Districts of California
1967-1980 Licensed Dental Hygienist, retired in good standing.

PROFESSIONAL ASSOCIATIONS:

Beverly Hills Unified School District Bond Oversight Committee (2005 to 2009); Beverly Hills Unified School District Construction Advisory Commission (Commissioner-1996-2001) [oversight for \$200,000,000 in construction related activities for renovation of school structures following 1994 Sylmar Earthquake]; Continuing Education of the Bar (CEB), California State Bar Association (CEB Joint Advisory Committee, Past Chair; CEB Governing Board, Past Chair); Los Angeles County Bar Association (Past Delegate to State Bar Convention; Construction Law Subsection to Real Property Section, Past Chair); Public Law Section, State Bar of California, Executive Committee.

COMMUNITY ORGANIZATIONS

AntiDefamation League (1982-present): Associate National Commissioner (1994-2007); Member, President's Counsel; Past Secretary, Executive Committee; Chair, Building Committee; Steering Committee, Latino Jewish Roundtable; Dinner Dance Committee and Legal Division Committee. Boy Scouts of America (1992-2002): Cub Scout Den Mother, Scout Troop Parent Committee, responsible of monthly newsletter for troop; and Jamboree Troop Fund Raising Chair. Shalhevet High School (1996-2001): Parent Advisory Committee, Chair Graduation Committee, and Dinner Committee. Sinai Akiba Academy (1988-1997): Parent Committee, and Dinner Dance Chair. Congregation Mogen David, Board of Directors (1996-1998).

PUBLICATIONS AND SPEAKING ENGAGEMENTS:

Speaker, "Comprehensive Construction Law in California," Lorman Education Services, 2006; Speaker, "Construction Litigation," International Association of Assembly Managers, 1998; Co-author, "CONTRACTUAL PRACTICES AND STANDARDS," Proceedings World Tunnel Congress, 1997; "Statutory Deadlines," CALIFORNIA LAWYER, May 1996; Speaker, "Public Works: Contracts & Litigation, CEB, 1995; Speaker, "Legal Issues, Problems and Trends in the Construction Industry," Western Council of Construction Consumers (WSCC), 1993; Speaker, "A New Approach to Handling Your Construction Disputes," WSCC Alternate Dispute Resolution Workshop, 1993; Speaker, "Differing Site Conditions," CJA/TRG Real Estate Litigation Seminar, 1991; Co-author, Chapter 4, CALIFORNIA CONSTRUCTION CONTRACTS & DISPUTES, 2nd edition, 1990; consultant, CALIFORNIA MECHANICS LIENS AND OTHER REMEDIES, 2nd ed., 1988; Co-author, "Construction Contracts," Chapter 22, CALIFORNIA BUSINESS LITIGATION JURY INSTRUCTIONS, 1985; "Narrowing Allegations of Due Process," PUBLIC LAW NEWS, vol. 8, no. 3, 1984; "When Does Christmas Mean Establishment of Religion?", PUBLIC LAW NEWS, vol. 7, no. 3, 1983; Comment, "The Potential Adequacy of the California Uniform Determinate Sentence Law," 10 SOUTHWESTERN UNIVERSITY LAW REVIEW 153, 1978; Editor, various CEB Action Guides, In-house training, City Attorney's Office, and courses for contractor organizations.