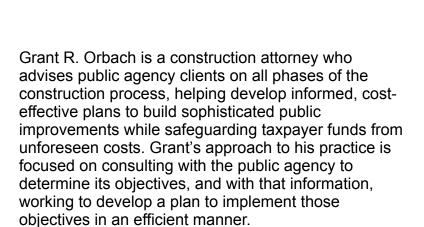


OF COUNSEL

Grant R. Orbach

(916) 329-3692





Grant has practiced in this area for the better part of a decade, and as a result has significant experience guiding public agencies through the variety of issues encountered in public construction projects, including by way of illustration and not by limitation:

- Procurement of design and project management services
- Preparation and solicitation of construction contract documents under various delivery models (i.e., traditional design-bid-build, designbuild, lease-leaseback, informal bidding under the California Uniform Public Construction Cost Accounting Act and public-private-partnerships
- Resolution of bid protests
- California Environmental Quality Act review and compliance
- Performance and payment bond management
- Prevailing wage
- Change orders and delays



Public Infrastructure

Business Services & School Facilities

Environmental Law & Natural Resources

California Environmental Quality Act (CEQA)

Public-Private Partnerships

Municipal Law

Special Districts

Education Law

- Project close out and
- Construction claims resolution

Representative examples of Grant's practice are included below:

- Grant is repeatedly brought in by public agencies
 to defend against untimely, factually unsupported
 attempts to extract additional payments on
 construction projects through change orders.
 Often upon evaluating the matter Grant not only
 identifies deficiencies with the change orders that
 prompted his involvement, but also change
 orders that may have otherwise been thought to
 be proper but are subsequently determined to be
 deficient or inflated. In connection with the same,
 Grant often corresponds with the relevant
 contractor to audit the change orders in question
 and to defend against any claim the contractor
 may otherwise be considering.
- Grant regularly advises public agency clients with respect to designing a plan to procure a specific project. For example, Grant has handled numerous solar, lighting and HVAC improvement projects, and regularly counsels public agency clients on the relative merits of design-bid-build, design-build and power-purchase-agreement delivery methods in this context.
- Grant is often brought into a project when a contractor falls behind schedule, and in connection
 with these matters Grant often corresponds with the contractor to advise them of the
 seriousness of the situation and the potential consequences of such delays continuing. In
 these matters Grant will often evaluate the contractor's exposure to liability for the delay in
 question and the means by which the public agency can protect its interests.

Grant is a lifelong Californian.

Notable Experience

- Grant worked with regulatory stakeholders to reduce a two-year projected delay on a public works
 project caused by alleged contractor negligence to two months. The public agency owner of the
 project was compensated for the two-month delay on terms mutually satisfactory to the contractor
 and the public agency.
- Grant was brought into a project where the contractor was observed submitting multiple change orders to a public agency perceived as excessive. Grant defended the public agency in its dealings with the contractor's legal counsel, who ultimately elected not to proceed with the change order dispute after Grant communicated the vigorous and substantial defense (and offense) his public agency client was prepared to mount.
- Grant reviewed a charter school petition submitted by a nonprofit corporation. This review
 identified substantial apparent misstatements in the charter school petitioner's submittals.
 Ultimately, the petitioner withdrew its petition before a further public hearing could be held, having
 becoming aware of what the review had uncovered.

EDUCATION & ADMISSIONS

Education

University of the Pacific, McGeorge School of Law, J.D.

University of California, Riverside, B.A., political science, international affairs

Bar Admissions

California

Accolades

 University of the Pacific, McGeorge School of Law, Public Service Scholarship Recipient, 2010-2011, 2011-2012 and 2012-2013

Thought Leadership

Presentations

 "California Uniform Construction Cost Accounting Act," California Public Procurement Officials Santa Clara Valley Chapter Meeting, Aug. 16, 2023