

EXPLANATION OF NINTH AMENDMENT TO AGREEMENT
BETWEEN
SAN DIEGO UNIFIED SCHOOL DISTRICT
AND
HIGGS, FLETCHER, MACK, LLP

September 14, 2004

PARTIES TO THE AGREEMENT: San Diego Unified School District and Higgs, Fletcher, Mack LLP

AGREEMENT SUMMARY: This Ninth amendment authorizes the expenditure amount to be increased by an additional \$750,000.

TERM: April 25, 2000, unless sooner terminated as herein provided

AMOUNT OF FUNDING: \$750,000.00; Total contract amount not to exceed \$6,300,550.00

SOURCE OF FUNDING: 5553-06701-00-5464-6000-0000-67001-0000
(Liability Insurance Fund and assigned on a project by project basis)

BACKGROUND INFORMATION: Associate Counsel has assisted in the representation of the District in personal injury and property damage lawsuits, pursuant to an agreement dated April 25, 2000; and amended on December 12, 2000, March 13, 2001, May 22, 2001, July 10, 2001, May 28, 2002, February 4, 2003, June 10, 2003 and November 18, 2003.

Prepared by: Ricardo J. Soto, Deputy General Counsel