

ADAMSKI MOROSKI MADDEN  
CUMBERLAND & GREEN LLP

ATTORNEYS AT LAW



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October 15, 2018

Air Pollution Control District  
3433 Roberto Court  
San Luis Obispo, CA 93401

Attention: Gary Willey, APCD Executive Director

**Re: Statement of Qualifications and Proposal for Legal Services in Response to Request for Proposal for Legal Services**

Dear Mr. Willey and Directors of the Board:

We are pleased to submit the attached Statement of Qualifications and Proposal for Legal Services in Response to the Request for Proposal for Legal Services for the San Luis Obispo County Air Pollution Control District. We are familiar with the Air Pollution Control District ("APCD") Rules & Regulations, meeting dates, general business practices of the APCD, and all pending litigation matters. We would be honored to have the opportunity to meet the Board regarding our firm's qualifications and to continue providing legal services in support of the APCD goals and objectives.

Jeffrey A. Minnery would serve as the District Legal Counsel primarily responsible for performing legal services for the APCD with assistance and support from Michelle L. Gearhart on litigation matters and Joshua M. George, as necessary. Mr. Minnery has been working with the San Luis Obispo APCD in a support role for nearly six (6) years. In this regard, he has become familiar with the local application of the APCD rules and regulations, the neighboring APCO's and their legal counsel, and he has attended conferences for the California Air Pollution Control Officers Association ("CAPCOA") in order to build relationships with like California agencies. This access to the air pollution control community, along with an existing knowledge of the District and its on-going litigation, give Mr. Minnery and Ms. Gearhart a unique qualification in providing the highest level of service to the APCD.

Mr. Minnery is currently District Counsel for the Port San Luis Harbor District, the Oceano Community Services District, the Cambria Community Healthcare District, the San Simeon Community Services District, the Heritage Ranch Community Services District, and the San Luis Obispo County Children and Families Commission. He has also worked extensively in litigation and non-litigation matters for the San Luis Obispo County Air Pollution Control District, the San Luis Obispo Integrated Waste Management Authority, and the San Luis Coastal Unified School District.

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We hope that you will give our Statement of Qualifications and Proposal for Legal Services serious consideration. In the meantime, if you need any additional information or clarification, please let me know.

Very truly yours,

ADAMSKI MOROSKI MADDEN  
CUMBERLAND & GREEN LLP



JEFFREY A. MINNERY

JAM:jeb  
Enclosures

**STATEMENT OF QUALIFICATIONS AND PROPOSAL FOR LEGAL SERVICES  
IN RESPONSE TO REQUEST FOR PROPOSALS FROM THE SAN LUIS OBISPO  
AIR POLLUTION CONTROL DISTRICT**

The law firm of Adamski Moroski Madden Cumberland & Green LLP, would provide legal services for the Air Pollution Control District (“APCD” or “District”) in accordance with the terms set forth in the Request for Proposals, this Statement of Qualifications, and as requested by the APCD.

**The Firm’s Experience in Providing Legal Services to Public Entity Clients**

Adamski Moroski Madden Cumberland & Green LLP (AMMCG) was established in 2001. The firm currently has 14 attorneys, including partners and associates. The firm is rated by Martindale-Hubbell as “AV,” the highest rating given to law firms and attorneys based on their legal ability, ethics, reliability, and diligence. All of the firm’s attorneys are duly admitted to practice law in the State of California and none of the firm’s attorneys have been subject to disciplinary action by the State Bar or any other bar association.

The firm’s attorneys represent a number of significant public entities, including: the Port San Luis Harbor District, the City of San Luis Obispo, Oceano Community Services District, Heritage Ranch Community Services District, the City of Santa Maria, the City of Pismo Beach, San Luis Coastal Unified School District, San Luis Obispo County Air Pollution Control District, San Luis Obispo County Integrated Waste Management Authority, Santa Maria Public Airport District, San Luis Obispo First Five Commission, the Cambria Community Healthcare District, and numerous other cities and public entities. A list of the public entities represented by the firm is attached to this Statement of Qualifications as Attachment A.

The firm’s long-time representation of many diverse public entities, particularly those in San Luis Obispo County, and the broad skill level of the firm’s various attorneys in numerous areas of governmental law, give it an understanding of and appreciation for the important public policy and political issues faced by the APCD and its Board of Directors. AMMCG prides itself on its sensitivity to not merely the procedural and legal level of the matters it handles for public entities, but also the political and public policy underpinnings of those matters.

AMMCG’s attorneys represent governmental, corporate, and individual clients in a diverse array of litigation and transactional matters involving government and administrative law, governmental and tort claim defense, labor and employment law, land use and environmental law, eminent domain, construction law, real property counsel and litigation, business formation and counseling, business litigation, business transactions, real estate, and water rights.

The firm’s legal representation of the APCD would include, but is not limited to, the following services:

- Serve as APCD Legal Counsel and representative in all Board matters, including litigation and administrative proceedings as necessary;

- Attend all regular APCD meetings, Special meetings, strategic planning sessions, and study sessions;
- Attend six Executive Committee meetings held approximately four to five weeks prior to each Board meeting;
- Provide general legal advice to the Board and the Executive Director when requested;
- Attend in-person meetings with the Executive Director and/or Board when required and/or maintain telephone and e-mail contact as needed;
- Review and comment on documents prepared by APCD staff including staff reports, resolutions, contracts, correspondence, administrative policies and other documents as requested and in a timely manner;
- Assist the Executive Committee in conducting the annual performance evaluation for the Executive Director by compiling and distributing the annual review to the Board of Directors (including alternates), presenting a summary of the evaluation at a closed session conference, and completing the evaluation;
- Prepare legal opinions or responses on specified issues when needed;
- Provide annual updates on important developments concerning the Political Reform Act and other conflict of interest issues, legislation and judicial decisions;
- Prepare and/or review agency agreements, CEQA documentation, and other materials on request; and
- Prepare occasional reports and present information at public meetings as needed.

### **Qualifications of the Individuals**

Jeffrey A. Minnery would serve as the District Legal Counsel primarily responsible for performing legal services for the APCD with assistance and support from Michelle Gearhart on litigation matters and Joshua M. George, as necessary. The approach of having designated back-up support attorneys has proven very effective for the firm's other agencies, and would assure there is always capable and effective legal counsel available to the APCD Executive Director, staff, and the APCD Board of Directors, at any time. Attachment B provides biographical information for Mr. Minnery, Ms. Gearhart, and Mr. George, including scholastic and professional honors and affiliations.

Mr. Minnery has experience representing multiple public entities and is currently District Counsel for the Port San Luis Harbor District, the Oceano Community Services District, the Cambria Community Healthcare District, the San Simeon Community Services District, the

Heritage Ranch Community Services District, and the San Luis Obispo County Children and Families Commission. Mr. Minnery has also worked extensively in litigation and non-litigation matters for the San Luis Obispo County Air Pollution Control District, the San Luis Obispo Integrated Waste Management Authority, and the San Luis Coastal Unified School District. Mr. Minnery graduated *Summa Cum Laude* from the Santa Clara University School of Law in 2004. He was second in his class of 230 students.

Ms. Gearhart has been a litigation attorney for 10 years and has represented numerous public agencies in San Luis Obispo County and southern California, including the cities of San Diego, Carlsbad, Newport Beach, Riverside, San Luis Obispo, Atascadero and Arroyo Grande. Ms. Gearhart currently represents the Air Pollution Control District in pending litigation initiated by Friends of Oceano Dunes (“FOD”). Ms. Gearhart successfully obtained a dismissal of Case No. CV130457 (FOD 2) and authored the brief in Case No. CV120013 (FOD 3) that maintained District Rule 1001. Ms. Gearhart has extensive experience litigating matters in both State and Federal Courts as well as the California and Ninth Circuit Courts of Appeal. Ms. Gearhart graduated with honors from Hamline University School of Law in 2008 and has been ranked “AV” Preeminent since 2012. She was selected for the Bar Register of Preeminent Women Lawyers in 2014.

Mr. George has ten years of experience representing public agencies throughout the county in litigation matters and also serves as District Counsel for the Santa Maria Public Airport District. His experience in representing public agencies includes, but is not limited to, public works projects, employment matters, public meetings/Brown Act, defense of injury claims against public agencies, and defense of civil rights claims. He regularly represents cities in San Luis Obispo County including San Luis Obispo, Paso Robles, Arroyo Grande and Grover Beach as well as other entities such as the Port San Luis Harbor District. Mr. George graduated *Summa Cum Laude* from University of the Pacific McGeorge School of Law in 2006 and was third in his graduating class. He is admitted to practice in all courts of the State of California as well as the Southern, Central, and Northern Districts of the Federal Court. Mr. George is past President of the San Luis Obispo Bar Association and is current Chair of the Committee for the Lawyer Referral and Information Service.

### **Specifically Requested Qualifications**

Mr. Minnery, Ms. Gearhart and Mr. George have extensive experience in all aspects of public agency representation including all services identified in the Request for Proposal “Scope of Services” in Section B. Mr. Minnery routinely advises his public entity clients on matters such as the applications of the Ralph M. Brown Act, the California Public Records Act, the California Health and Safety Code, ethics compliance, CEQA application, and other routine matters that arise with local agencies. Mr. Minnery has made public presentations to the San Luis Obispo County Bar Association in regard to public entity representation, and he has lectured at Cal Poly on CEQA and its applications.

In litigation both Mr. Minnery and Ms. Gearhart have represented the APCD as follows:

### **Past San Luis Obispo County APCD Litigation Matters**

In 2013, Mr. Minnery successfully defended the APCD in a Writ of Mandate action challenging the adoption of Rule 1001. Although the Superior Court ruling was partially overturned by the Court of Appeal, Rule 1001 remained in effect and therefore the ultimate litigation objective was achieved. In 2015, Mr. Minnery successfully defended the San Luis Obispo County Air Pollution Control District and its Board of Directors in a civil lawsuit alleging violations of the Ralph M. Brown Act. The matter proceeded to trial on April 24, 2015, and following witness testimony and oral argument, Mr. Minnery prevailed on all counts alleged.

### **Pending San Luis Obispo County APCD Litigation Matters**

Mr. Minnery and Ms. Gearhart are currently defending the APCD in six (6) litigation matters filed by Friends of the Oceano Dunes (“FOD”) in both State and Federal Court. Currently, four of the six cases, 14CV-0514, 16CV-0113, 16CV-0160, and 17CV-0267 (FOD 3, 4, 5, and 6), are temporarily stayed in anticipation of “global” settlement discussions. However, two matters, wherein the District is a Real Party in Interest, remain active. State court case 17CV-0576 (FOD 7) will be set for trial in January, and Federal Case 2:17-cv-08733 (FOD 8) is currently on appeal. Litigation strategy on all FOD cases has changed in the past year due to new District leadership and changed circumstances, and therefore a further discussion in closed session would be appropriate regardless of the District’s choice of legal counsel.

The Friends of the Oceano Dunes cases illustrate Mr. Minnery and Ms. Gearhart’s broad range of litigation experience related to air pollution control law. In these multiple matters, AMMCG has litigated issues under CEQA, allegations based on the Endangered Species Act, and challenges to the District’s issuance of permits generally. Further, Mr. Minnery’s success at the trial court level defending the District against false Brown Act allegations, underscores his knowledge of general governmental responsibilities, and a willingness to “go to bat” when directed to do so.

### **Existing and Potential Conflicts of Interest**

None. As an existing client of the firm, existing or potential conflicts would have been identified.

### **Local Government Client References**

Andrea Lueker, Harbor Manager  
Port San Luis Harbor District  
3950 Avila Beach Drive  
P.O. Box 249  
Avila Beach, CA 93424  
Ph: 805-595-5400

Paavo Ogren, General Manager  
Oceano Community Service District  
1655 Front Street  
P.O. Box 599  
Oceano, CA 93475-0599  
Ph: 805-481-6730

Scott Duffield, PE, General Manager  
Heritage Ranch Community Services District  
4870 Heritage Road  
Paso Robles, CA 93446  
Ph: 805-227-6230

Christine Dietrick, City Attorney  
City of San Luis Obispo  
990 Palm Street  
San Luis Obispo, CA 93401-3249  
Ph: 805-781-7143

Marlaine Sanders, Human Resources Manager  
Administrative Service Department  
City of Paso Robles  
821 Pine Street, Suite A  
Paso Robles, CA 93446  
Ph: 805-227-7232

Chris Hastert, General Manager  
Santa Maria Public Airport District  
3217 Terminal Drive  
Santa Maria, CA 93455  
Ph: 805-922-1726

### **Additional Information**

Mr. Minnery has been working with the APCD in a support role for nearly six (6) years. In this regard, he has become familiar with the local application of the APCD rules and regulations, the neighboring APCO's and their legal counsel, and he has attended conferences for the California Air Pollution Control Officers Association ("CAPCOA") in order to build relationships with like California agencies.

Due to these efforts, Mr. Minnery has established professional relationships with your current Executive Director and other APCO's and legal counsel within the South Central Coast Air Basin. This access to the air pollution control community, along with a historic knowledge of the District, give Mr. Minnery and Ms. Gearhart a unique qualification in providing the highest level of service to the APCD.

**Budget, Retainer, and/or Rates**

The current budget of \$37,800 appears reasonable for general legal services. The District systems are well established, and the need for legal counsel is therefore limited to general legal counsel and preparation for and attendance at District meetings. As with all public entity clients, AMMCG will work diligently with the Executive Director to stay within budget. The firm will provide legal services to the APCD on an hourly basis at the rate of Two Hundred and Fifty Dollars (\$250.00) for all attorneys. From time to time, the District Legal Counsel will utilize paralegals that will bill at a substantially lower rate. This rate shall include general counsel and litigation services. Although the cost of litigation is uncertain, based on current Executive Director strategies, litigation costs should continue to decrease substantially.

AMMCG will not bill the APCD for electronic or computerized research costs, standard postage costs, telecopies, telephone costs, or in-house copying.



**Affidavit of Non-Collusion**

I, Jeffrey A. Minnery declare:

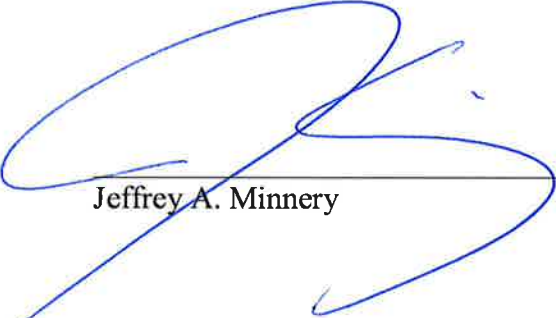
This proposal is made without collusion with any other person, firm or corporation and that the only person or parties interested as principals are named herein.

I have carefully examined this Request for Proposal and Scope of Services, and hereby propose and agree, in the event of acceptance hereof, to enter into the required agreement with the District.

I have not offered any gratuities, favors, or anything of monetary value to any official, employee, or agent of the District for the purpose of influencing consideration of this proposal.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 10.15.18



Jeffrey A. Minnery

**ATTACHMENT A**  
**REPRESENTATIVE PUBLIC ENTITY CLIENTS**

- Arroyo Grande Cemetery District
- Atascadero Unified School District
- California Joint Powers Insurance Authority
- California Valley Community Services District
- Cambria Community Healthcare District
- Cambria Community Services District
- City of Arroyo Grande
- City of Atascadero
- City of Grover Beach
- City of Lompoc
- City of Morro Bay
- City of Paso Robles
- City of Pismo Beach
- City of San Luis Obispo
- City of Santa Maria
- City of Solvang
- Heritage Ranch Community Services District
- King City Union School District
- Lompoc Unified School District
- Lucia Mar Unified School District
- Orcutt Union School District
- Oceano Community Services District
- Paso Robles Joint Unified School District
- Port San Luis Harbor District
- San Luis Coastal Unified School District
- San Luis Obispo County Air Pollution Control District
- San Luis Obispo County Integrated Waste Management Authority
- San Luis Obispo County Local Agency Formation Commission
- San Luis Obispo County Pension Trust
- San Luis Obispo First Five Commission
- Santa Maria Bonita Unified School District
- Santa Maria Cemetery District
- Santa Maria Public Airport District
- San Simeon Community Services District
- Schools Insurance Program for Employees
- Self-Insured Schools of California
- State of California, Department of General Services
- State of California, Department of Mental Health
- State of California, Department of Transportation
- William S. Hart Union High School District

For contact information please see the list of references included in the response.

**ATTACHMENT B**  
**ATTORNEY BIOGRAPHIES**



**Jeffrey A. Minnery**

Jeffrey A. Minnery joined the firm in April 2008 and is a partner with Adamski Moroski Madden Cumberland & Green LLP. Mr. Minnery represents public and private entity clients in the areas of land use, real estate, construction, and various litigation and transactional matters. Mr. Minnery also has experience representing numerous public entities and he is currently District Counsel to the Port San Luis Harbor District, the Oceano Community Services District, Cambria Community Healthcare District, Heritage Ranch Community Services District, San Simeon Community Services District, and First Five Families Commission. Mr. Minnery graduated *summa cum laude* from Santa Clara University School of Law in 2004, where he was an editor of the Santa Clara Law Review and a member of the Trial Team. Mr. Minnery has successfully prevailed in civil trials and arbitrations and regularly advises clients on business transactional matters.

Before joining AMMCG, Mr. Minnery was an attorney at Gibson, Dunn & Crutcher LLP where he practiced in a variety of fields including federal securities class actions, shareholder derivative suits, labor and employment, intellectual property, as well as general commercial matters. Mr. Minnery is a member of the California Bar Association and the San Luis Obispo County Bar Association. He is admitted to practice in all Superior Courts and multiple Federal Courts in the State of California. In the community, Mr. Minnery is an active member of the San Luis Obispo Chamber of Commerce and a 2013 graduate of Leadership SLO. In 2009, he was recognized as one of the County's top "40 under 40" by the Pacific Coast Business Times. Mr. Minnery also serves on the Arroyo Grande Community Hospital Foundation board.

Mr. Minnery's publications include: Co-Author, *Trends in Claims Against Lawyers*, Securities Litigation Report (February 2007), Co-Author, *Liability Issues for Audit Firms - The Risk of Catastrophic Exposure Prompts Calls for Liability Reforms*, Securities Litigation Report (April 2007), Contributing Author, *Current Trends in Federal Securities Litigation*, ALI-ABA Post-Graduate Course in Federal Securities Law (June 2007), and Contributing Author, *Current Trends in Federal Securities Litigation*, Practising Law Institute, Securities Litigation and Enforcement Institute (October 2007).

Mr. Minnery lives in San Luis Obispo with his wife and two daughters.

Jeffrey A. Minnery  
6633 Bay Laurel Place, Avila Beach, CA 93424  
Phone: (805) 503 – 8031  
Email: jminnery@ammcglaw.com

## **EXPERIENCE**

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### **Adamski Moroski Madden Cumberland & Green LLP (April 2008 – present)**

Practice includes public entity law, litigation, land use, real estate, construction defect law, and various business and transactional matters.

- Successfully defended the Air Pollution Control District and the Integrated Waste Management Authority in writ of mandate actions.
- Litigated multiple construction defect cases in both commercial and residential contexts.
- Represented and advised public entity clients including the Port San Luis Harbor District and the San Luis Coastal Unified School District in a variety of matters including litigated matters.
- Successfully negotiated settlements with government entities in eminent domain matters.
- Represented developers in various actions against both public entities and private litigants.
- Represented clients in cases involving petroleum contamination of real property.
- Defended cosmetic industry clients in civil and state actions alleging product labeling violations.
- Argued motions and regularly attended court hearings, mediations, and settlement conferences.
- Drafted purchase and sale agreements, security agreements, promissory notes, and leases.

### **Gibson, Dunn & Crutcher, Litigation Associate (September 2004 – April 2008 and Summer 2003)**

Practiced litigation in a wide variety of fields including federal securities class actions, shareholder derivative suits, labor and employment, intellectual property, as well as general commercial matters.

- Drafted briefs in connection with motions to dismiss, motions for summary judgment, motions *in limine*, and various pretrial briefing.
- Defended depositions and took depositions.
- Defended client at a hearing before the California Labor Commissioner.
- Litigated cases regarding wrongful termination and claims for unpaid wages.
- Represented and advised retired aircraft carrier, the USS Hornet, in various matters.

### **Law Offices of Philip R. McCowan (Summer 2002)**

Researched legal issues and drafted motions and memorandums. Attended hearings and depositions.

### **Musician/Songwriter (1995-2000)**

Pursued a career in music as the singer and songwriter of a rock band and as a children's recording artist.

## **EDUCATION**

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### **Santa Clara University School of Law, J.D. Earned, 2004, *summa cum laude***

Ranked 2<sup>nd</sup> among 230 students, Order of the Coif

Law Review Editor; Certificate of Excellence in Legal Analysis and Writing

Trial Team member (Winner of Outstanding Oral Advocate) and Moot Court Finalist

Witkin Awards for Secured Transactions; Corporations; Employment Discrimination

B.T. Collins Scholarship Award for Public Service

### **University of Colorado at Boulder, B.S. Journalism, 1995**

## **PUBLICATIONS**

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- Co-Author, *Liability Issues for Audit Firms - The Risk of Catastrophic Exposure Prompts Calls for Liability Reforms*, Securities Litigation Report (April 2007)
- Contributing Author, *Current Trends in Federal Securities Litigation*, ALI-ABA Post-Graduate Course in Federal Securities Law (June 2007)
- Contributing Author, *Current Trends in Federal Securities Litigation*, Practising Law Institute, Securities Litigation and Enforcement Institute (October 2007)

## **AWARDS**

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Recognized as one of San Luis Obispo County's top "40 Under 40" in the Pacific Coast Business Times. Recognition award for pro bono service in 2006 and 2007.



## **Michelle L. Gearhart**

Michelle Gearhart is a litigation attorney and a partner with the firm. Her current litigation practice focuses on representation of public entities as well as environmental law and water law. Ms. Gearhart has handled a myriad of complex litigation cases including serious personal injury, wrongful death, police liability, product liability, professional liability, CEQA litigation, property disputes, as well as business litigation and wrongful termination claims. She brings significant trial preparation and trial experience to the firm.

Ms. Gearhart is rated AV® Preeminent by Martindale-Hubbell, the highest peer review rating given to attorneys based on legal ability and ethical standards, and was named a Southern California and San Diego “Top Attorney” in 2013 and 2014, before relocating to San Luis Obispo in 2015.

Ms. Gearhart has handled a multitude of complex litigation cases involving public entities and private businesses. Ms. Gearhart has represented a number of local public entities including the cities of San Luis Obispo, Arroyo Grande, Atascadero, and Paso Robles, as well as San Diego, Carlsbad, Newport Beach, and Riverside, and the San Luis Obispo Air Pollution Control District. Ms. Gearhart is also of counsel with the firm of Robins Borghei LLP and represents water districts and other public entities whose wells have been contaminated by pesticide products. Ms. Gearhart previously represented law enforcement agencies including the California Highway Patrol, the San Diego Police Department and the Carlsbad Police Department. She practices in both State and Federal Courts and has successfully won two appeals in the Ninth Circuit Court of Appeal, as well as a bench trial involving property rights.

Ms. Gearhart has negotiated numerous settlements on behalf of her clients. Ms. Gearhart has also successfully authored numerous demurrers, motions to dismiss and summary judgment motions obtaining dismissals on behalf of her clients.

Prior to joining AMMCG, Ms. Gearhart worked for Daley & Heft in Solana Beach, California. She served as outside counsel for various Southern California cities and public entities, including the cities of San Diego, Carlsbad, Vista, Newport Beach, and Riverside, and also represented officers in the California Highway Patrol. She handled cases involving claims of Civil Rights violations and related offenses.

Ms. Gearhart is admitted to practice in all Superior Courts in the State of California and in the United States District Court for the Eastern, Central and Southern Districts. Ms. Gearhart is also admitted to the Ninth Circuit Court of Appeal. She is a member of the San Luis Obispo County Bar Association and the Women Lawyers Association of San Luis Obispo.

Ms. Gearhart and her husband stay busy with their very active and energetic three sons, as well as their golden retriever, Apollo.

# MICHELLE LANDIS GEARHART, ESQ.

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Partner, Adamski Moroski Madden Cumberland & Green, LLP

P.O. Box 3835, San Luis Obispo, CA 93403-3835

[www.linkedin.com/in/michellelandisgearhart](http://www.linkedin.com/in/michellelandisgearhart)

“AV Preeminent” rated civil litigation attorney with extensive experience handling complex tort, contract, environmental, product liability, professional liability, employment and Civil Rights cases on behalf of large and small businesses and public entities, from inception through completion via dispositive motion, settlement or trial. Excellent ability to assess complex factual and legal scenarios to determine potential risks and exposure, strategize to obtain the best outcome for the client, craft persuasive legal arguments, and negotiate favorable settlements.

## SKILLS AND EXPERTISE

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- Manage all aspects of litigation, including analysis of cases at pleading stage and potential outcomes.
- Expertise in authoring and arguing demurrers and motions to strike in State Court and motions to dismiss in Federal Court, resulting in early dismissal of complaints.
- Excellent legal research and writing skills, including complex motions for summary judgment and adjudication, and appellate briefs.
- Experienced case manager, from legal strategy, depositions and discovery to mediations, settlement negotiations, trial preparation and trial.

## CORE PROFESSIONAL EXPERIENCE

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### **PARTNER – ADAMSKI MOROSKI MADDEN CUMBERLAND & GREEN, LLP – AVILA BEACH, CA, MARCH 2015 TO PRESENT**

- Handling attorney for numerous cases brought against local public agencies.
- Knowledge of specialized areas of law involving public entities.
- Litigate cases involving the California Environmental Quality Act, the Endangered Species Act, the Government Code, Public Resources Code, and Health & Safety Code, among others.
- Represent clients in cases involving contamination of wells caused by historical soil fumigant application in various parts of the state.
- Participated in month-long jury trial and a bench trial, authoring and arguing pretrial motions and examination of witnesses.

### **ASSOCIATE ATTORNEY – DALEY & HEFT, LLP – SOLANA BEACH, CA, JUNE 2013 TO PRESENT**

- Handling attorney for high profile police sexual assault case, *Jane Doe v. City of San Diego, et al.*
- Representation of public entities including City of San Diego, City of Carlsbad, City of Newport Beach, as well as California Highway Patrol and peace officers in State and Federal courts.
- Handled cases involving Constitutional rights, torts, and employment issues involving public entities.
- Heavy legal research and writing; preparation of dispositive motions.
- Voluminous trial preparation for *Jane Doe* including mock trials, extensive witness preparation, trial examination outlines, preparation of motions *in limine* and trial bifurcation motion.

### **ASSOCIATE ATTORNEY – LIEDLE, LOUNSBERY, LARSON & LIDL, LLP – SAN DIEGO, CA, JULY 2009 TO JUNE 2013**

- Lead attorney for approximately 20-25 cases, from inception through trial or settlement.
- Extensive legal research and writing experience; significant law and motion practice.
- Took and defended depositions, including expert depositions; preparation of all discovery.

- Authored two appellee's briefs for the Ninth Circuit Court of Appeal.
- Broad case experience spanning complex tort claims including serious multi-party personal injury and wrongful death claims, product liability, professional liability, breach of contract, complex commercial litigation, construction defect, Civil Rights claims and representation of local governmental agencies.

**LITIGATION PARALEGAL – CAPPELLO & NOEL, LP – SANTA BARBARA, CA, 2001 To 2005**

- Managed complex State and Federal tort and contract cases, and a large Federal toxic tort case.
- Prepared briefs, motions, discovery, and pleadings for State, Federal, and Appellate courts.
- Handled all firm calendaring and document management on all cases.
- Coordinated and assisted in trial preparation for a number of complex civil cases.

**LITIGATION LEGAL SECRETARY – HAGER & DOWLING, LLP – SANTA BARBARA, CA, 1997 To 2001**

- Prepared deposition notices, discovery requests, discovery responses, and correspondence.
- Filed pleadings, calendared litigation deadlines; case filing and organization; heavy client contact.

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**EDUCATION**

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**J.D., with Honors, May 2008, HAMLINE UNIVERSITY SCHOOL OF LAW, St. Paul, MN**

*Dean's List Honors Fall 2006, Spring 2007, Fall 2007 & Spring 2008*

CALI Awards (highest class grade) in International Civil Litigation & Arbitration, and Admiralty

Recipient of the Susan Berne Bonine Scholarship *Spring 2007*

Recipient of the Richard T. Oakes Scholarship *Fall 2007 & Spring 2008*

**B.A., Political Science, May 1997, WESTMONT COLLEGE, Santa Barbara, CA**

**LA SORBONNE UNIVERSITY, Paris, France, January – June 1999**

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**PROFESSIONAL ADMISSIONS & HONORS**

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- Admitted to California State Bar
- Admitted to United States District Court, Southern District, Central District and Eastern District
- Admitted to Ninth Circuit Court of Appeal
- Member of San Luis Obispo County Bar Association and Women Lawyers Association
- "AV Preeminent" Peer Review Rated – Highest Rating for Legal Ability and Ethical Standards (since 2012)
- Member of Bar Register of Preeminent Women Lawyers (since 2012)
- Named as a Top Attorney in San Diego by San Diego Magazine March 2013 and 2014
- Named as a Southern California Distinguished Attorney 2014



## **Joshua M. George**

Mr. George is a partner with Adamski Moroski Madden Cumberland & Green LLP and a graduate of Cal Poly San Luis Obispo and McGeorge School of Law. The main focus of his practice is business litigation, personal injury, real property litigation and public entity defense. In addition to his private clients, he represents cities and other public entities throughout San Luis Obispo and Santa Barbara counties in a wide variety of litigation matters.

Mr. George has worked as a litigator for his entire career. His current practice is focused on both public and private civil litigation as well as counsel in non-litigation matters for local entities.

Mr. George successfully defended the City of San Luis Obispo against a multimillion dollar claim made by a contractor in a matter arising out of the construction of improvements at the City's water reclamation facility. He has also represented cities and other local government entities in numerous personal injury, employment and construction claims. His private litigation practice covers similar areas and also includes real property and contract matters. He serves as District Counsel for the Santa Maria Public Airport District.

During law school, Mr. George clerked at the firm of Andre, Morris & Buttery in San Luis Obispo, working primarily in their civil litigation department. He also interned with the Sacramento and San Luis Obispo County District Attorney's offices and served on the McGeorge Law Review. After passing the bar in 2006, he was hired as an associate attorney at Cumberland, Coates & Duenow LLP where he began his current practice. Mr. George joined Adamski Moroski Madden Cumberland & Green LLP in 2009.

Mr. George is admitted to practice in all courts of the State of California and United States District Courts, Northern, Eastern and Central Districts of California. He is the past President of the San Luis Obispo County Bar Association and current Chair of the Committee for the Lawyer Referral and Information Service.

Mr. George has a Bachelor of Arts (Agribusiness), California Polytechnic State University, San Luis Obispo, and a Juris Doctor, University of the Pacific, McGeorge School of Law.

Mr. George is married, has two children and resides in San Luis Obispo.



## **JOSHUA MICHAEL GEORGE**

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### **WORK EXPERIENCE**

#### **Adamski, Moroski, Madden & Green LLP, Avila Beach, California**

Partner January 2015-Present

Associate Attorney July 2009-December 2014

- General Civil Litigation Work in Areas of Personal Injury, Real Estate/Land Use, Employment, Public Contract and Construction Defect, Primarily with Regard to Government Entities including all aspects of litigation and trial.
- District Counsel for the Santa Maria Public Airport District.

#### **Cumberland, Coates & Duenow LLP San Luis Obispo, California**

Associate Attorney June 2006-June 2009

- General Civil Litigation Work in Areas of Personal Injury, Real Estate/Land Use, and Construction Defect, Primarily with Regard to Government Entities.
- Drafted Pleadings, Demurrers, Ex Parte Motions, Motions for Summary Judgment/Summary Adjudication, Motions for Judgment on the Pleadings General Correspondence and Discovery Documents.
- Acted as second chair on two multi-week trials.
- Argued Motions and Attended Case Management Conferences.

#### **Andre, Morris, & Buttery, San Luis Obispo, California**

Summer Associate May-July 2005

- Performed legal research and drafted memoranda, primarily with regard to litigation issues.
- Drafted Pleadings, Demurrers, Ex Parte Motions, General Correspondence and Discovery Documents.
- Prepared litigation outlines from general documents and depositions.
- Attended motion hearings.

### **EDUCATION**

**University of the Pacific, McGeorge School of Law, Sacramento, California**

Class Rank Top 2%, (3/216) GPA: 3.87

Honors

- Witkin Awards for highest grade in Contracts, Torts, Civil Procedure, and Wills and Trusts
- Dean's Honor Roll 2003-2006
- Traynor Honor Society
- Awarded Honors in Trial Advocacy

**Activities**

- MCGEORGE LAW REVIEW comment staff 2004-2005
- Students for a Better McGeorge Third Year Representative
- Research/Teacher's Assistant for Professor Gerald Caplan

**California Polytechnic State University San Luis Obispo**, San Luis Obispo, California  
B.S. in Agribusiness with a concentration in Policy, *summa cum laude*, June 2003  
GPA: 3.86

- Dean's List, 5 semesters
- President's List, 2000-2001 academic year