

1 Council Member Shelley Stanczyk YES
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3 Vice-Mayor Brian Pariser YES
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5 Mayor Eugene P. Flinn, Jr. YES
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November 22, 2008

H. James Montalvo, Esq.
Nagin Gallop & Figueredo, P.A.
18001 Old Cutler Road
Suite 556
Miami, FL 33157

RE: Palmer Trinity Private School, Inc., v. Village of Palmetto Bay, Florida

STATEMENT FOR SERVICES RENDERED AS MEDIATOR

\$1,858.50 PRESENTLY DUE AND PAYABLE FROM YOUR FIRM

[Payment of \$4,788 made and received in connection with the cancellation and all hours through August 28, 2008 thus, as explained at the mediation, this statement is only for time subsequent to August 28, 2008]

	<u>Hours</u>
August 29, 2008 Pc Mayor Gene Flinn re matters relating to procedure of mediation, my practices, other matters.	0.5 n/c
September 4, 2008 Email exchange with Mr. Montalvo re rescheduling for 10/10, change of location and start time, pros and cons.	0.1
September 8, 2008 Emails from Ms. Boutsis and Mr. Widom re rescheduling mediation for 10/10; reply to all re confirmation of 10/10, revised start time, need for location large enough to accommodate the number of participants, earlier arrival time for lead counsel, creative approach to mediation; email exchange with Mr. Price re confirmation of Bilzin Sumberg for location and special arrangements; email from Ms. Boutsis requesting to all to hold 10/10 date for a few hours as there is some question as to	

whether the Village representative will be able to attend. Emails from Ms. Boutsis taking 10/10 off the table. Response from Mr. Price and Ms. Stanczyk. Email to Ms. Boutsis containing alternative dates.	0.25
September 9, 2008 Email from Mr. Montalvo to Mr. Widom re 9/10/08 Special Set Hearing. Email from Mr. Widom to Ms. Boutsis re November dates for mediation from the Village.	0.1 n/c
September 27, 2008 Reviewed email exchange between Mr. Price and Ms. Boutsis. Email to Ms. Boutsis and Mr. Montalvo re procedure rescheduling of mediation.	0.1
October 7- 8, 2008 27 emails between all re rescheduling mediation.	0.25 n/c
November 1, 2008 Sent email to all counsel that to arrive 20 minutes before we start ; list of attendees; creative thoughts; submissions; managing contingent, etc.	0.25 n/c
November 5, 2008 Email from Mr. Widom with petition to place a referendum on a ballot to modify the village charter to restrict the expansion of schools being circulated by one of the defendants and how it complicates settlement and other attachment re process. Email response.	0.3
November 14, 2008 Emails to various counsel re reminder of 9:40 start time, attendees, breakout rooms.	0.2 n/c
November 17, 2008 Email from Mr. Widom containing possible ideas for settlement with phased enrollment schedule through the year 2026 and possibility of combining phasing schedule with traffic monitors during peak am and pm periods. Email from Mr. Montalvo re touch points and potential issue to overcome.	0.4
November 18, 2008 Email exchange with Mr. Shubin re attendance at 9:40 am.	0.1 n/c
November 20, 2008 Reviewed everything above-hundreds of pages and made detailed notes for tomorrow's mediation of legal issues plus created checklist of many points to consider in possible settlement	3.0 n/c 1.0
	2.0

November 19, 2008 Read email from Mr. Price containing article about School and surrounding community. 0.25 n/c

November 19, 2008 Phone call with Mr. Gibbs involving confidential discussion. 0.25

November 20, 2008 Email from Mr. Montalvo re next attorney-council meeting. 0.1 n/c

November 21, 2008 Mediation Session held at the offices of Bilzin Sumberg Baena Price & Axelrod LLP, 200 S. Biscayne Blvd., Suite 2500, Miami, FL commencing at 9:40 am and adjourning at 5:30 pm. RT Travel Time: 0.66 8.49

November 22, 2008 Prepared and mailed Report to Court to court and emailed to counsel. 0.5

Total Time: 12.39 hours

Rate: \$150 per hour per firm x 12.39 hours = \$1,858.50

Costs: N/C

Total: \$1,858.50 Presently Due and Payable From Your Firm

Thank you.