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RESOLUTION NO. 2012-42

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO ATTORNEYS' FEES; APPROVING ATTORNEYS' FEES AND COSTS FOR WHITE & CASE IN THE AMOUNT OF \$14,888.56; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Village Council of the Village of Palmetto Bay authorizes the use of the services of White & Case in the appellate litigation before the Third District Court of Appeal in the matter entitled Palmer Trinity Private School v. the Village of Palmetto Bay; and,

WHEREAS, WHITE & CASE, submitted its statements to the Village for legal services rendered, and costs advanced, for the period ending April 23, 2012, in the amount of \$14,888.56; and,

WHEREAS, the amounts are reasonable and were necessarily incurred.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AS FOLLOWS:

Section 1. The statements for attorneys' fees and costs received from WHITE & CASE, in the total amount of \$14,888.56, copies of which are attached, are approved for payment.

Section 2. This resolution shall take effect immediately upon approval.

PASSED and ADOPTED this 7th day of May, 2012.

Attest: 
Meighan Alexander
Village Clerk


Shelley Stanczyk
Mayor

APPROVED AS TO FORM:


Eve A. Boutsis,
Village Attorney

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FINAL VOTE AT ADOPTION:

Council Member Patrick Fiore	<u>YES</u>
Council Member Howard J. Tendrich	<u>YES</u>
Council Member Joan Lindsay	<u>YES</u>
Vice-Mayor Brian W. Pariser	<u>YES</u>
Mayor Shelley Stanczyk.	<u>YES</u>

Village of Palmetto Bay
Attn: Ron E. Williams, Village Manager
Village Hall
9705 E. Hibiscus Street
Palmetto Bay, FL 33157

White & Case LLP
Wachovia Financial Center, Suite 4900
200 South Biscayne Boulevard
Miami, Florida 33131-2352

Federal Identification Number 13-5605970

April 23, 2012
Invoice No. 1002576

REMITTANCE COPY

re: PALMER TRINITY SCHOOL
Ref. No. 1580701-0002

FOR PROFESSIONAL SERVICES RENDERED in connection with the above-referenced matter for the period ending April 23, 2012	\$	14,051.00
COSTS AND DISBURSEMENTS		837.56
TOTAL DUE	\$	<u>14,888.56</u>

PAYMENT INSTRUCTIONS

This invoice is due upon receipt. Wire or ACH payment should be made to the account of White & Case LLP, Account No. 301177137265 at JPMorgan Chase, 270 Park Avenue, New York, NY 10017 (ABA No. 021-000021/Swift Code: CHASUS33). For proper crediting the wire/ACH must reference 1580701-0002 VILLAGE OF PALMETTO BAY.

Alternatively, payment can be made by check to "White & Case LLP" as payee, referencing 1580701-0002 VILLAGE OF PALMETTO BAY on the face of the check, and mailing the check to our Remittance Address: WHITE & CASE LLP, 23802 Network Place, Chicago, IL 60673-1238.

Village of Palmetto Bay
 Attention: Ron E. Williams, Village Manager
 Village Hall
 9705 E. Hibiscus Street
 Palmetto Bay, FL 33157

re: PALMER TRINITY SCHOOL
 Ref. No. 1580701-0002

FOR PROFESSIONAL SERVICES RENDERED in connection with the
 above-referenced matter for the period ending April 23, 2012 as follows:

02/02/12	Scanned key documents to Case Management Database. Updated pleading and correspondence indexes and organized files.	K GONZALEZ	.30	18.00
02/02/12	Scan key documents to Case Management Database.	D ESTRABAO	.10	6.00
02/09/12	E-mail correspondence with R. Cantero and E. Coppolecchia re: recoverability of costs of transcripts; research re: same.	E GOLDENBERG	.80	348.00
02/09/12	Research re: taxable costs.	E K COPPOLECCHIA	1.70	408.00
02/10/12	Coded and Scanned key documents to Case Management Database. Updated pleading and correspondence indexes and organized files.	K GONZALEZ	.40	24.00
02/28/12	Receive and review order requiring response to petition; email to E. Boutsis re: same; calendar due dates.	R CANTERO	.20	130.00
02/28/12	E-mail correspondence with R. Cantero and E. Boutsis re: order requiring Palmer Trinity to respond to cert. petition.	E GOLDENBERG	.30	130.50
03/01/12	Scanned key documents to Case Management Database. Updated pleading and correspondence indexes and organized files.	K GONZALEZ	.40	24.00
03/13/12	Receive and review order deferring motion to tax costs.	R CANTERO	.10	65.00
03/14/12	Scanned key documents to Case Management Database. Updated pleading and correspondence indexes and organized files.	K GONZALEZ	.40	24.00

Re PALMER TRINITY SCHOOL
 :f. No. 1580701-0002

03/27/12	Discussions with E. Mehta re: extensions of time for answer and reply briefs.	R CANTERO	.20	130.00
03/30/12	Scanned key documents to Case Management Database. Updated pleading and correspondence indexes and organized files.	K GONZALEZ	.40	24.00
04/05/12	Reviewed Palmer Trinity's response brief and motion for attorney's fees; began work on response; office conference with E. Coppolecchia re: same.	E GOLDENBERG	2.60	1,131.00
04/05/12	Review Palmer Trinity's motion for attorney's fees; review Palmer Trinity's response to petition for cert.	E K COPPOLECCHIA	1.00	240.00
04/05/12	Scanned key documents to Case Management Database. Updated pleading and correspondence indexes and organized files.	K GONZALEZ	.40	24.00
04/06/12	Drafted reply brief: research for same.	E GOLDENBERG	6.00	2,610.00
04/06/12	Scanned key documents to Case Management Database. Updated pleading and correspondence indexes and organized files.	K GONZALEZ	.40	24.00
04/06/12	Review, Code and Scan key documents to Case Management Database.	D ESTRABAO	.50	30.00
04/09/12	Drafted and edited reply brief and response to motion for attorney's fees; research for same.	E GOLDENBERG	4.10	1,783.50
04/10/12	Continued work on reply brief and response to motion for attorney's fees; office conference with E. Coppolecchia re: same.	E GOLDENBERG	3.30	1,435.50
04/10/12	Review reply memorandum in support of petition for writ of certiorari.	E K COPPOLECCHIA	.30	72.00
04/11/12	Edited reply brief and response to motion for attorney's fees; office conference with E. Coppolecchia re: same; e-mail correspondence with R. Cantero and E. Boutsis.	E GOLDENBERG	3.70	1,609.50

Re PALMER TRINITY SCHOOL
 cf. No. 1580701-0002

04/11/12	Review reply memorandum in support of petition for writ of certiorari; input revisions; prepare request for oral argument.	E K COPPOLECCHIA	.80	192.00
04/14/12	Review and revise reply memo in support of petition for certiorari; review and revise response to motion for attorneys' fees.	R CANTERO	1.00	650.00
04/16/12	Review and revise reply memo in support of petition for certiorari; review and revise response to motion for attorneys' fees.	R CANTERO	.30	195.00
04/16/12	Edited reply brief and response to motion for fees; e-mail correspondence with R. Cantero; telephone conference with T. Gibbs; e-mail correspondence with T. Gibbs.	E GOLDENBERG	2.70	1,174.50
04/16/12	Research re: entitlement to attorneys' fees on appeal for response to motion for attorneys' fees and costs.	E K COPPOLECCHIA	2.30	552.00
04/17/12	Review and revise reply memo in support of petition for certiorari and finalize for filing; review and revise response to motion for attorneys' fees and finalize for filing.	R CANTERO	.10	65.00
04/17/12	Finalization of reply brief, response to motion for attorney's fees and request for oral argument; edited same: e-mail correspondence with R. Cantero, E. Coppolecchia and E. Boutsis re: same; telephone conference with T. Gibbs.	E GOLDENBERG	1.70	739.50
04/17/12	Cite check reply brief.	E K COPPOLECCHIA	.80	192.00
TOTAL PROFESSIONAL FEES			S	14,051.00

COSTS AND DISBURSEMENTS

Courier Service	126.18
Computer Legal Research	367.45
Photocopying	244.93
Facsimile	71.25
Word Processing	27.75

Re PALMER TRINITY SCHOOL
ef. No. 1580701-0002

WHITE & CASE

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TOTAL COSTS AND DISBURSEMENTS	\$	837.56
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TOTAL	\$	14,888.56
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Re PALMER TRINITY SCHOOL
 ef. No. 1580701-0002

TIME SUMMARY

TIMEKEEPER	TITLE	RATE	HOURS	FEES
R CANTERO	Partner	650.00	1.90	1,235.00
E GOLDENBERG	Counsel	435.00	25.20	10,962.00
E K COPPOLECCHIA	Level 2	240.00	6.90	1,656.00
K GONZALEZ	Legal Assistant	60.00	2.70	162.00
D ESTRABAO	Legal Assistant	60.00	0.60	36.00
	TOTALS		37.30	14,051.00