

TAB 5



City of Palmetto Agenda Item

Meeting Date

6/20/11

Presenter: Jim Freeman

Department: City Clerk

Title:

KIRK PINKERTON LEGAL BILLING

Pursuant the approved contract with Kirk Pinkerton, special litigation cases are presented on a monthly basis for payment approval.

The following invoices are attached for approval:

- Inv. #111308 Farm Credit of Florida vs. Joseph & Kerry Walsh totaling \$135.00
- Inv. #111520 Willie & Helen Weems, et al totaling \$1,912.50
- Inv. #110568 Willie & Helen Weems, et al totaling \$785.00
- Inv. #111518 Gus D. Rutledge & Rutledge Family Trust totaling \$1,327.50
- Inv. #110565 Gus D. Rutledge & Rutledge Family Trust totaling \$448.50
- Inv. #111514 Litigation/Claims-Smitley totaling \$90.00
- Inv. #110560 Litigation/Claims-Smitley totaling \$188.49
- Inv. #110563 Suncoast Schools Federal Credit Union vs Wince totaling \$247.50

TOTAL billing submitted for the June 20, 2011 agenda: \$5,134.49

Budgeted Amount:	\$39,972.00	Budget Page No(s):		Available Amount:	\$8,250.11	Expenditure Amount:	\$5,134.49
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Additional Budgetary Information:

Funding Source(s):	0015143107	Sufficient Funds Available:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Budget Amendment Required:	<input type="checkbox"/> Yes <input type="checkbox"/> No	Source:	
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City Attorney Reviewed:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	Advisory Board Recommendation:	<input type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> N/A	Consistent With:	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A	
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Potential Motion/Direction Requested: Motion to approve the Kirk Pinkerton legal billings submitted for the June 20, 2011 agenda.

Staff Contact: Jim Freeman

Attachments: Kirk Pinkerton invoices

KIRK • PINKERTON

A PROFESSIONAL ASSOCIATION

P.O. BOX 3798

SARASOTA, FLORIDA 34230

TELEPHONE 941 • 364 • 2400

FACSIMILE 941 • 364 • 2490

May 10, 2011

City of Palmetto
P O BOX 1209
Palmetto, FL 34220

INVOICE

Matter ID: 33945

Client ID: 021733

City of Palmetto/ Farm Credit of Florida vs Joseph & Kerry Walsh

Matter Producer: BWH

Invoice # 111308

Federal ID # 65-0295310

For Professional Services Rendered:

04/19/2011	BWH	Review Notice of Hearing and calendar;	0.20 hr	\$45.00
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Total Professional Services: \$45.00

INVOICE SUMMARY

<u>Producer</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
BWH	\$225.00	0.20	\$45.00

For Professional Services: 0.20 Hours \$45.00

New Charges this Invoice: \$45.00

Previous Balance: \$90.00

Less Payment and Credits Received: \$0.00

Outstanding Balance: \$90.00

Plus New Charges this Invoice: \$45.00

Total Due: \$135.00

MAY 19 2011

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P.O. BOX 3798

SARASOTA, FLORIDA 34230

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May 25, 2011

City of Palmetto
P O BOX 1209
Palmetto, FL 34220

INVOICE

Matter ID: 33740

Matter Producer: MPB

Client ID: 021733

City of Palmetto/vs. Weems, Willie & Helen /et al

Invoice # 111520

Federal ID # 65-0295310

For Professional Services Rendered:

03/24/2011	KEL	Draft Letter to opposing counsel.	0.40 hr	\$90.00
03/24/2011	KEL	Receipt and review proposed judgment.	0.40 hr	\$90.00
03/24/2011	KEL	Draft motion to substitute parties.	0.40 hr	\$90.00
03/24/2011	KEL	Draft request for admissions.	0.40 hr	\$90.00
03/24/2011	KEL	Draft letter to Weems' counsel.	0.40 hr	\$90.00
03/25/2011	MPB	Review status of case, Wallace position.	0.30 hr	\$67.50
03/31/2011	KEL	Receipt and review request for production from Attorney Weems.	0.20 hr	\$45.00
03/31/2011	KEL	Conference with associate attorney regarding request for production and response.	0.20 hr	\$45.00
03/31/2011	MPB	Review Jim Wallace request for production, etc.	0.30 hr	\$67.50
04/01/2011	KEL	Confer with associate attorney re: matter and manner in which to proceed	0.20 hr	\$45.00
04/01/2011	KEL	Draft motion to compel mediation	0.40 hr	\$90.00
04/02/2011	KEL	Draft amended notice of hearing for motion to substitute parties and motion to compel mediation	0.10 hr	\$22.50
04/04/2011	KEL	Review and analyze letter from Weems' counsel re: payment for quit claim deed and confer with associate attorney re: same	0.20 hr	\$45.00
04/04/2011	MPB	Review Wallace letter.	0.20 hr	\$45.00
04/05/2011	MPB	Work on litigation strategy.	0.30 hr	\$67.50
04/10/2011	KEL	Draft letter to court	0.60 hr	\$135.00
04/10/2011	KEL	Review and analyze letter from Manatee County attorney	0.10 hr	\$22.50
04/10/2011	KEL	Review and analyze letter for Clerk of Court's attorney	0.10 hr	\$22.50
04/13/2011	BWH	Review request to produce; conference with Kathy Zampella re: status; e-mail to Kurt Lee and Mark Barnebey re: status;	0.40 hr	\$90.00
04/15/2011	MPB	Review partial final judgment in Weems.	0.30 hr	\$67.50
04/26/2011	LM	Update pleading binder	0.20 hr	\$25.00
04/26/2011	LM	Prepare draft of letter to Judge Dubensky with documents for May 2 hearing	0.40 hr	\$50.00
04/26/2011	LM	Prepare hearing binder for Atty. Lee	0.30 hr	\$37.50
04/27/2011	TWS	Review file and prepare for hearing	0.50 hr	\$112.50
04/29/2011	TWS	Draft proposed order to compel mediation	0.40 hr	\$90.00

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SARASOTA, FLORIDA 34230

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May 25, 2011

Matter ID: 33740

Invoice # 111520

Federal ID # 65-0295310

For Professional Services Rendered:

04/29/2011	TWS	Draft proposed order substituting parties	0.40 hr	\$90.00
04/29/2011	TWS	Draft proposed Order on suspension of action	0.40 hr	\$90.00
04/29/2011	KEL	Review and revise proposed orders for hearing on multiple motions	0.40 hr	\$90.00
Total Professional Services:				<u>\$1,912.50</u>

INVOICE SUMMARY

<u>Producer</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
MPB	\$225.00	1.40	\$315.00
LM	\$125.00	0.90	\$112.50
BWH	\$225.00	0.40	\$90.00
TWS	\$225.00	1.70	\$382.50
KEL	\$225.00	4.50	\$1,012.50

For Professional Services: 8.90 Hours \$1,912.50

Total Due: \$1,912.50

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SARASOTA, FLORIDA 34230

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COPY

March 08, 2011

City of Palmetto

P O BOX 1209

Palmetto, FL 34220

INVOICE

Matter ID: 33740

Client ID: 021733

City of Palmetto/vs. Weems, Willie & Helen /et al

Matter Producer: MPB

Invoice # 110568

Federal ID # 65-0295310

For Professional Services Rendered:

01/12/2011	LM	Draft summons (2) for manatee County and Clerk of Court of Manatee County	0.30 hr	\$37.50
01/12/2011	LM	Ressearch Manatee and Sarasota Clerk of Court records re defendants Weems	0.50 hr	\$62.50
01/24/2011	KEL	Telephone conference with County of Manatee attorney re: consent judgment	0.20 hr	\$45.00
01/24/2011	KEL	Draft consent judgment	0.30 hr	\$67.50
02/08/2011	KEL	Review and analyze motion re: Helen Weems' death	0.20 hr	\$45.00
02/08/2011	KEL	Telephone conference with W. Weems' attorney's office	0.10 hr	\$22.50
02/08/2011	KEL	Draft request for production to W. Weems	0.30 hr	\$67.50
02/09/2011	KEL	Draft Email to county attorney	0.20 hr	\$45.00
02/09/2011	KEL	Revise judgment per associate attorney's comments	0.20 hr	\$45.00
02/18/2011	LM	Scheduling hearing on Weems motion to suspend and draft notice of hearing for May 2, 2011 on same	1.00 hr	\$125.00
02/22/2011	LM	Work on scheduling Weems' motion for suspension on UMC hearing calendar (Weems' attorney will not agree to UMC docket); draft notice of hearing for 5/2; Efile and serve same	1.10 hr	\$137.50
02/23/2011	KEL	Telephone conference with Atty. E. Mulock	0.20 hr	\$45.00
Total Professional Services:				\$745.00

For Disbursements Incurred:

01/27/2011				\$40.00
Total Disbursements Incurred:				\$40.00

INVOICE SUMMARY

<u>Producer</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
LM	\$125.00	2.90	\$362.50
KEL	\$225.00	1.70	\$382.50

For Professional Services:	4.60 Hours	\$745.00
For Disbursements Incurred:		\$40.00
Total this Invoice:		\$785.00

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May 25, 2011

City of Palmetto
P O BOX 1209
Palmetto, FL 34220

INVOICE

Matter ID: 33527

Matter Producer: MPB

Client ID: 021733

City of Palmetto/ vs. Gus D Rutledge & Rutledge Family Trust

Invoice # 111518

Federal ID # 65-0295310

For Professional Services Rendered:

04/06/2011	MPB	Update status; review issues.	0.40 hr	\$90.00
04/09/2011	KEL	Review and analyze file re: possible defendants and action in which to proceed	0.40 hr	\$90.00
04/09/2011	KEL	Review and analyze public records re: Gus Rutledge	0.40 hr	\$90.00
04/09/2011	KEL	Telephone conference with Mary Rutledge re: matter and manner in which to proceed	0.30 hr	\$67.50
04/09/2011	KEL	Draft report to associate attorney re: matter	0.20 hr	\$45.00
04/09/2011	KEL	Draft letter to M. Rutledge	0.40 hr	\$90.00
04/11/2011	MPB	Prepare memo.	0.20 hr	\$45.00
04/14/2011	TWS	Review file and research tax certificate priority	0.40 hr	\$90.00
04/15/2011	TWS	Review file and research tax certificate holders and priority over governmental lien	1.10 hr	\$247.50
04/15/2011	TWS	Telephone conference with tax certificate holders	0.80 hr	\$180.00
04/18/2011	TWS	Telephone conference with tax certificate holder	0.20 hr	\$45.00
04/21/2011	KEL	Confer with associate attorney re: tax lien discovery and manner in which to proceed	0.30 hr	\$67.50
04/30/2011	KEL	Draft Email to associate attorney re: status of matter	0.80 hr	\$180.00

Total Professional Services: \$1,327.50

INVOICE SUMMARY

<u>Producer</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
MPB	\$225.00	0.60	\$135.00
TWS	\$225.00	2.50	\$562.50
KEL	\$225.00	2.80	\$630.00

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SARASOTA, FLORIDA 34230

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March 08, 2011

City of Palmetto

P O BOX 1209

Palmetto, FL 34220

INVOICE

Matter ID: 33527

Client ID: 021733

City of Palmetto/ vs. Gus D Rutledge & Rutledge Family Trust

Matter Producer: MPB

Invoice # 110565

Federal ID # 65-0295310

For Professional Services Rendered:

01/08/2011	BWH	Review file; O&E and liens; e-mail Bill Strollo;	0.50 hr	\$112.50
01/10/2011	BWH	Review and respond to e-mail from Bill Strollo; review and respond to e-mail from Mark Barnebey;	0.50 hr	\$112.50
01/10/2011	MPB	Review litigation strategy for Rutledge options regarding service.	0.60 hr	\$135.00
01/13/2011	BWH	Review materials from Bill Strollo; review Palmetto Code and Chapter 173 Florida Statutes re: enforcement re: enforcement; e-mail to Bill SWtrollo re: prior 2008 payment;	0.80 hr	\$180.00

Total Professional Services: \$540.00

INVOICE SUMMARY

<u>Producer</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
MPB	\$225.00	0.60	\$135.00
BWH	\$225.00	1.80	\$405.00

For Professional Services: 2.40 Hours \$540.00

\$540.00

Less Courtesy Discount: \$91.50

\$448.50

Total this Invoice: \$448.50

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SARASOTA, FLORIDA 34230

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MAY 26 2011

May 25, 2011

City of Palmetto
P O BOX 1209
Palmetto, FL 34220

INVOICE

Matter ID: 31719
Client ID: 021733
City of Palmetto/ Litigation/Claims

Matter Producer: MPB

Invoice # 111514
Federal ID # 65-0295310

For Professional Services Rendered:

03/08/2011	MPB	Smitley - Review Hootman e-mail.	0.10 hr	\$22.50
03/14/2011	MPB	Smitley - Review Summary Judgment; telephone conference with Greg Hootman on case status with City only remaining defendant.	0.30 hr	\$67.50
			Total Professional Services:	\$90.00

INVOICE SUMMARY

<u>Producer</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
MPB	\$225.00	0.40	\$90.00

For Professional Services: 0.40 Hours \$90.00

New Charges this Invoice: \$90.00 ✓

Previous Balance: \$188.49

Less Payment and Credits Received: \$0.00

Outstanding Balance: \$188.49

Plus New Charges this Invoice: \$90.00

Total Due: \$278.49

KIRK - PINKERTON

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P.O. BOX 3798

SARASOTA, FLORIDA 34230

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FACSIMILE 941•364•2490

COPY

March 08, 2011

City of Palmetto

P O BOX 1209

Palmetto, FL 34220

INVOICE

Matter ID: 31719

Client ID: 021733

City of Palmetto/ Litigation/Claims

Matter Producer: MPB

Invoice # 110560

Federal ID # 65-0295310

For Professional Services Rendered:

12/06/2010	MPB	Smitley - Review T&S Enterprises case (11 Fla. 3rd 411) ; telephone call to Greg Hootman; review order setting trial in Smitley.	0.50 hr	\$112.50
01/10/2011	KEL	Review and analyze F.S. 73.015 regarding appraisal requirements	0.50 hr	\$112.50
02/04/2011	MPB	Smitley - Review recent filings in the case; prepare memo to Greg Hootman's office.	0.40 hr	\$90.00

Total Professional Services: \$315.00

For Disbursements Incurred:

01/10/2011	Computer Research	\$0.99
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Total Disbursements Incurred: \$0.99

INVOICE SUMMARY

<u>Producer</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
MPB	\$225.00	0.90	\$202.50
KEL	\$225.00	0.50	\$112.50

For Professional Services: 1.40 Hours \$315.00

For Disbursements Incurred: \$0.99

\$315.99

Less Courtesy Discount: \$127.50

\$188.49

Total this Invoice: \$188.49

KIRK • PINKERTON

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P.O. BOX 3798

SARASOTA, FLORIDA 34230

TELEPHONE 941•364•2400

FACSIMILE 941•364•2490

COPY

March 08, 2011
City of Palmetto
P O BOX 1209
Palmetto, FL 34220

INVOICE

Matter ID: 33214

Client ID: 021733

City of Palmetto/ Suncoast Schools Federal Credit Union vs Wince

Matter Producer: MPB

Invoice # 110563

Federal ID # 65-0295310

For Professional Services Rendered:

01/05/2011	BWH	Review Plaintiff's Motion for Summary Judgment; telephone conference with Attorney Murray Beatts re: priority of lien; e-mail Andrea Dixon re: update;	0.80 hr	\$180.00
01/18/2011	BWH	Review file and printout of account balance; dictate e-mail to Coplen, Esq. re: amount owed;	0.50 hr	\$112.50
			Total Professional Services:	\$292.50

INVOICE SUMMARY

<u>Producer</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
BWH	\$225.00	1.30	\$292.50

For Professional Services:	1.30 Hours	\$292.50
		\$292.50
Less Courtesy Discount:		\$45.00
		\$247.50
Total this Invoice:		\$247.50