




June 18, 2012

## MEMORANDUM

**TO:** District Board of Trustees

**FROM:** Jim Murdaugh, President 

**SUBJECT:** Attorney Invoice - Andrews, Crabtree, Knox & Andrews, LLP.  
May 29, 2012

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### Item Description

Request for approval to pay the Board's attorney.

### Overview and Background

On a monthly basis, the Board's attorney submits an invoice for services provided.

### Past Actions by the Board

The Board of Trustees approved the contract at the October 18, 2010 Board meeting and shall be effective through October 31, 2011. The contract may be renewed on an annual basis with four (4) consecutive one (1) year renewals for a total contract period of five (5) years. The Board approved year two (2) of the contract at the September 19, 2011 Board meeting which shall be effective until October 2012. The Board shall be billed on an annual flat fee of \$160,000 for services of the firm.

### Funding/Financial Implications

Funding is budgeted in Fund 1, the Current Unrestricted Fund. The current amount due is \$13,333.33.

### Staff Resource

Teresa Smith

### Recommended Action

Authorize payment of invoices as presented.

ANDREWS, CRABTREE, KNOX & ANDREWS, LLP

P.O. BOX 12800  
TALLAHASSEE, FL 32317  
TAX ID #59-3621660

May 29, 2012

Jerry Schilling  
Assistant Vice President for Administrative Services  
Tallahassee Community College  
444 Appleyard Drive  
Tallahassee, FL 32304

Invoice# 10627 WRM  
Our file# T00007 02276  
Billing through 05/25/2012

Tallahassee Community College (General)  
P.O. Number: 2011 00001580

FOR PROFESSIONAL SERVICES RENDERED

04/30/2012	WRM	Telephone conference with R. Johnston re: Network Security case (.1); E-mail to S. Couch re: Student Union event form (.1); Receipt and review of e-mail from S. Couch re: Student Union event form (.1); Analysis: Network Security case status, future activities (.2); Receipt and review of e-mail from R. Tolson re: HireRight agreement (.1); Review TCC policies re: late withdrawal and readmission (.2); E-mail to F. Roberts re: student late withdrawal, readmission (.2); Revise motions in Network Security case (.3); Review and analysis of HireRight agreement (.9); E-mail to R. Tolson re: HireRight agreement (.1); Review and analysis of place of deposition in Network Security case (.4); Review and analysis of briefs in nearly identical case re: Jones v. TCC FCHR appeal (.8); Dictation and preparation of Answer Brief in Jones FCHR appeal (3.4);	6.90 hrs.
05/01/2012	WRM	Telephone conference with D. Wildes re: DOT easement (.1); Receipt and review of e-mail from A. Maxwell re: subpoena for records with subpoena and correspondence (.2); Receipt and review of e-mail from D. Wildes re: DOT easement with property ownership statute,	2.20 hrs.

property description and ownership affidavit (.2); E-mail to D. Wildes re: DOT easement (.1); Continued preparation of answer brief in Jones v. TCC (1.1); Telephone conference with T. Smith re: employee complaint (.3); Receipt and review of e-mail from S. Rowland re: subpoena for student records (.1); E-mail to S. Rowland re: subpoena for student records (.1);

05/02/2012	WT	Review Leon County Clerk dockets re: subpoena for records received by TCC (.1); Telephone conference with Andrei Antohi re: notification of subpoena served for records on his client (.2);	0.30 hrs.
05/02/2012	WRM	Telephone conference with S. Leoni, R. Buchanan, J. Sauls re: Network Security case (.4); Receipt and review of e-mail from J. Young re: former student complaint (.1); Telephone conference with R. Frazier re: former student complaint (.1); Receipt and review of e-mail from A. Maxwell re: student record request (.1); Receipt and review of e-mail from S. Rowland re: student record request (.1); E-mail to S. Rowland re: student record request (.1); Receipt and review of e-mail from D. Wildes re: DOT easement (.1); Receipt and review of e-mail from R. Beckett re: student record request (.1); Receipt and review of e-mail from C. Easley re: Publix Pharmacy Extern Agreement (.1); Review and analysis of Public Pharmacy Extern Agreement (.5); E-mail to C. Easley re: Publix Pharmacy Extern Agreement (.1);	1.80 hrs.
05/03/2012	WRM	Conference with J. Murdaugh, R. Johnston, M. Turnbull, re: Network Security litigation (1.0); Telephone conference with J. Sauls re: SHS documents in Network Security Litigation (.2); Telephone conference with R. Frazier re: documents concerning former student complaint (.3); Review First District Court of Appeal procedural order re: Jones v. TCC	4.00 hrs.

appeal (.1); Receipt and review of e-mail from R. Frazier re: former student complaint (.1); Receipt and review of e-mails (2) from V. Davis re: Network Security documents (.2); Review SHS/Network Security documents (.1); Telephone conference with F. Roberts re: former student admission (.1); Dictation and preparation of motion for sanctions in Network Security case (.9); Dictation and preparation of correspondence to S. Fisher re: Network Security case motion for sanctions (.3); Dictation and preparation of correspondence to J. Young re: former student complaint (.3); Receipt and review of e-mails (2) from D. Wildes re: breach of lease of TCC property (.2); E-mail to D. Wildes re: breach of lease of TCC property (.1); Telephone conference with S. Foltz re: C. Jones' FCHR appeal (.1);

05/04/2012	WRM	Receipt and review of e-mail from A. Maxwell re: subpoena for records and public records requests (.2); E-mail to A. Maxwell re: subpoenas and public record requests for documents (.2); Telephone conference with J. Young re: former student complaint (.2); E-mail to R. Frazier re: former student complaint (.1); Receipt and review of e-mail from E. Auerbach re: Title IV review appeal (.1); Receipt and review of e-mail from R. Frazier re: former student complaint (.1);	0.90 hrs.
05/07/2012	WRM	Receipt and review of e-mail from J. Chapin re: former student complaint (.1); Receipt, review and analysis of correspondence from D. Wildes re: Capital Center lease (.1); Telephone conference with R. Johnston re: Network Security case (.2); Telephone conference with R. Tolson re: HR items, meetings with staff (.2);	0.60 hrs.
05/08/2012	WRM	Telephone conferences (2) with T. Smith re: Title IV review appeal (.2); Receipt and review of e-mail from E. Auerbach re: Title IV review appeal (.1);	0.30 hrs.

05/09/2012	WRM	Telephone conferences (3) with R. Tolson - various HR matter (.5); Telephone conferences (2) with F. Roberts re: student admission (.2); Conference with F. Roberts re: student admission (.5); Review documents re: student admission (.1); E-mails (2) to S. Jefferson, others re: student admission (.2); Review HR documents re: employment records (.2); Receipt and review of e-mail from S. Jefferson re: student admission (.1); E-mail to F. Roberts re: student admission (.1); Telephone conference with D. Wildes/R. Tolson re: employee action (.2);	2.10 hrs.
05/10/2012	WRM	Receipt and review of e-mail from T. Smith re: permanent easement (.1); Receipt and review of e-mail from A. Bryant re: Underwood v. TCC case (.1); Receipt and review of e-mail from M. Turner re: Underwood v. TCC case (.1); E-mails (2) to S. Jefferson re: student admission (.3); E-mail to T. Smith re: permanent easements (.1); E-mail to D. Wildes re: permanent easements (.1); Receipt and review of e-mails (3) from S. Jefferson re: student admission (.3); Receipt and review of e-mail from R. Johnston re: Network Security case (.1); Receipt and review of e-mail from M. Turnbull re: Network Security case (.1); E-mail to M. Turnbull re: Network Security case (.1); Receipt and review of e-mails (2) from R. Green re: student admissions (.2); E-mail to R. Green others re: student admission (.1); Receipt and review of e-mails (2) from D. Wildes re: permanent easements (.3)	2.00 hrs.
05/11/2012	WRM	Receipt and review of e-mail from R. Frazier re: student record request (.1); Receipt, review and analysis of correspondence and directory information re: FERPA (.1); E-mails (2) to M. Turnbull re: Network Security case (.2); Conference with J. Schilling re: DOT grant purchases (.3); Receipt and review of e-mail	3.30 hrs.

from C. Singletary re: Microsoft Premier Agreement (.1); Receipt and review of e-mails (2) from M. Turnbull re: Network Security case (.2); Conference with M. Turnbull re: discovery responses in Network Security case (.5); Telephone conference with T. Smith re: employee issue (.1); Conference with S. Jefferson re: student admission (.5); Receipt and review of e-mail from M. Turner re: mediation in Underwood case (.1); Dictation and preparation of answers to interrogatories in Network Security case (.4); Review and analysis of documents re: student admission (.3); E-mail to F. Roberts re: student admission (.1); Receipt and review of e-mails (3) from R. Green re: student admission (.3);

05/14/2012	WRM	<p>Receipt and review of e-mail from F. Roberts re: student admission (.1); Receipt and review of court records re: student admission (.2); E-mail to S. Jefferson, others re: student admission (.1); Telephone conference with R. Tolson re: employee computer information (.1); Receipt and review of documents in Network Security case (.9); E-mails (3) to M. Turnbull/R. Johnston re: Network Security documents (.3); E-mails (2) to R. Johnston re: Network Security litigation (.3); Review and analysis of Microsoft support agreement (.3); E-mail to C. Singletary re: Microsoft support agreement (.1); Receipt and review of e-mail from T. Smith re: Microsoft agreement (.1); Receipt and review of e-mail from M. Turnbull re: Network Security case (.1); Receipt and review of e-mails (4) from R. Johnston re: Network Security case (.4); Telephone conference with T. Smith re: employee absence (.2); Telephone conferences (4) with R. Tolson re: employee contract (.4); Receipt and review of e-mail from S. Jefferson re: employee contract (.1); Telephone conferences (2) with R. Johnston re: Network Security case (.3); Analysis: employee contract/classified</p>	6.80 hrs.
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staff (.7); Analysis: Network Security agreement, documents (.4); E-mail to S. Jefferson re: classified staff/contract (.1); Receipt and review of e-mail from T. Smith re: Title IV appeal settlement (.1); E-mail to T. Smith/B. Spiers re: Title IV appeal settlement (.1); Receipt and review of e-mail from B. Spiers re: Title IV appeal settlement (.1); Receipt and review of e-mail from R. Tolson re: employee issues (.1); Receipt and review of e-mail from R. Tolson re: employee interviews re: Underwood v. TCC case (.1); Receipt and review of e-mail from A. Maxwell re: public record request, with request (.2); Continued preparation of Answer Brief in Jones v. TCC (.9);

05/15/2012	WRM	<p>Telephone conference with R. Tolson re: classified staff contract (.2); Receipt and review of e-mails (2) from R. Johnston re: Network Security case (.2); Receipt and review of e-mails (2) from D. Hendry re: public record request (.2); E-mail to D. Hendry re: public records request (.1); Revise TCC Housing interrogatory answers in Network Security case (.2); Receipt and review of e-mails (2) from R. Tolson re: retirement audit questionnaire (.2); Receipt and review of e-mail from M. Turnbull re: Network Security case (.1); Review Retirement Audit Questionnaire, Retirement Incentive Plan (.3); Telephone conference with R. Tolson re: reporting - Retirement audit questionnaire (.3); Telephone conference with F. Roberts re: student admission (.1); Dictation and preparation of status report re: Network Security litigation (.4);</p>	2.30 hrs.
05/16/2012	WRM	<p>Receipt and review of e-mail from A. Bryant re: Underwood v. TCC interviews (.1); E-mail to A. Bryant re: Underwood v. TCC interviews (.1); Receipt and review of e-mail from R. Tolson re: information request from former employee (.1); Telephone conference with R.</p>	7.30 hrs.

Tolson re: former employee information request (.1); Telephone conferences (4) with R. Tolson re: classified staff contract (.5); Telephone conference with (2) with L. Powell re: classified staff contract (.2); Conference with M. McLeod/R. McLeod re: classified staff contract (1.4); Receipt and review of e-mail from M. Turnbull re: Network Security case (.1); Continued preparation of Answer Brief in Jones v. TCC (3.9); Analysis: additional defenses in Network Security case (.8);

05/17/2012	WRM	E-mail to F. Drew re: record on appeal - Jones v. TCC (.1); Telephone conferences (2) with R. Tolson re: terminated employee, TCC property (.2); Continued preparation of Answer Brief in Jones v. TCC appeal (5.8);	6.10 hrs.
05/18/2012	WT	Multiple telephone calls with FCHR re: index of record on appeal (.3); Revise Answer Brief (.3); Prepare table of contents, table of authorities, coverage page (.3); Travel to FCHR to pick up file material, return travel to office (1.0);	1.90 hrs.
05/18/2012	WRM	Receipt and review of e-mail from M. Mattox re: Jones v. TCC appeal (.1); Review Board Agenda for May 21, 2012 (.4); Receipt and review of e-mail from R. Tolson re: request for documents (.1); Telephone conference with L. Powell re: request for documents (.1); Telephone conference with R. Tolson re: request for documents (.1); Receipt and review of e-mail from M. Turner re: witnesses in Underwood v. TCC (.1); E-mails (2) to R. Tolson re: witnesses in Underwood v. TCC (.2); Continued preparation of answer brief in Jones v. TCC (1.2); Receipt and review of e-mail from E. Auerbach re: Title IV review appeal (.1); Receipt and review of e-mail from B. Spiers re: Title IV review appeal (.1); Receipt and review of e-mails (3) from R. Tolson re: Underwood v. TCC witnesses (.3);	4.50 hrs.



Analysis: provisions, remedies re: Network Security case (1.7);

05/21/2012	WRM	Receipt, review and analysis of correspondence from S. Fisher re: mediation in Network Security case (.1); Analysis facts, fairness doctrine, Network Security agreement (.5); Legal research contract against public policy in Network v. TCCH/TCCF (.9); Receipt and review of Network's notice of compliance with second request for production (.1); Telephone conference with D. Bennett re: MOU for FVC (.2); Telephone conference with T. Smith re: MOU for FVC (.1); Receipt and review of e-mail from D. Bennett re: MOU for FVC with attachments (.3); E-mail to T. Smith re: FVC MOU (.1); Receipt and review of e-mails (2) from T. Smith re: FVC MOU (.2); Telephone conference with A. DeFoor re: President's evaluation (.1); Conference with T. Smith/B. Jones re: FVC MOU (.2); Attend TCC Board Meetings (2.2);	5.00 hrs.
05/22/2012	WT	Prepare joint stipulation for partial dismissal with prejudice (.2); Prepare order of dismissal with prejudice (.2); (Network);	0.40 hrs.
05/22/2012	WRM	Conference with J. Murdaugh, R. Johnston, M. Turnbull re: Network Security case (.4); Conference with T. Smith/R. Tolson re: FVC agreement, specific employee issues (.8); Receipt and review of e-mail from M. Turnbull re: Network Security case (.1); Dictation and preparation of correspondence to S. Fisher re: Network Security case (.2); Receipt and review of e-mail from M. Turner re: Underwood v. TCC (.1); Preparation of stipulation for dismissal of TCCF in Network Security case (.2); E-mail to S. Jefferson re: student admission (.1); Analysis TCCH liability in Network Security (.9); E-mail to M. Turnbull re: Network Security v. TCCH (.1);	2.90 hrs.
05/23/2012	WRM	E-mails (2) to S. Jefferson re: student	8.70 hrs.

admission (.2); E-mail to R. Green re: student admission (.1); Conference with A. Bryant and witnesses (6) re: Underwood v. TCC (7.0); Conference with R. Tolson re: employee issues (.3); Conference with T. Smith/R. Tolson re: employee matter (.3); Conference with T. Smith/D. Bennett (phone) FVC contract (.4); Receipt and review of e-mail from M. Turnbull re: Network Security case (.1); Receipt and review of e-mail from E. Amerbach re: Title IV review appeal settlement (.1); Receipt and review of e-mail from S. Jefferson re: student admission (.1); Receipt and review of e-mail from R. Green re: student admission (.1);

05/24/2012	WRM	<p>E-mails to R. Tolson re: records in Underwood v. TCC (.1); Review of Title IV review settlement agreement (.2); E-mails (2) to E. Auerbach, others re: Title IV review settlement agreement (.2); Receipt and review of e-mails (2) from B. Spiers re: Title IV review appeal settlement agreement (.2); E-mails (2) to T. Smith re: FVC agreement (.2); Receipt and review of student's legal record (for grade review) (.3); E-mail to S. Jefferson re: student legal record (.1); Review 503(c)(3) statute re: Network case (.2); E-mail to M. Turnbull re: 503(c)(3) statute (.1); Receipt and review of e-mail from G. Wells re: employee documents (.1); E-mails (2) to T. Smith re: phone usage data (.2); Receipt and review of e-mail from T. Smith re: FVC agreement (.1); E-mail to F. Roberts re: student grade review (.1); Receipt and review of e-mail from T. Smith re: phone coverage (.1); E-mail to A. Bryant re: documents in Underwood v. TCC (.1); Receipt and review of e-mail from R. Johnston re: Circuit Court jurisdiction - Network case (.1); E-mail to R. Johnston re: Circuit Court jurisdiction amount - Network and TCC (.1); Receipt and review of e-mail from M. Turnbull re: Network Security case (.1); Telephone conference with L. Smith re: student</p>	6.80 hrs.
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readmission (.1); Receipt and review of deposition/mediation notices in Underwood v. TCC (.2); Review computer files re: public record request (.5); Receipt and review of e-mails (2) from E. Auerbach re: Title IV review settlement agreement (.2); Receipt and review of e-mails (4) from T. Smith re: Title IV review settlement agreement (.4); E-mail to T. Smith re: Title IV review settlement agreement (.1); Receipt and review of e-mail from J. Chaires-Lacey re: employee issue (.1); Dictation and preparation of correspondence to T. Miles re: TCC property (.2); Receipt and review of e-mails (2) from A. Nied re: trial subpoena (.2); E-mails (2) to A. Nied re: trial subpoena (.2); Review and analysis of documents in employee grievance (2.0);

05/25/2012	WRM	<p>Telephone conference with R. Stone re: trial subpoena - TCC employee (.1); E-mails (2) to A. Nied re: trial subpoena to TCC employees (.3); Receipt and review of e-mail from A. Nied re: trial subpoena to TCC employee (.1); Receipt and review of e-mail from S. Fisher re: Network Security case (.1); E-mail to J. Murdaugh, others re: Network Security case (.1); Telephone conferences (2) with J. Snell re: trial subpoena to TCC employee (.2); Conference with T. Smith/R. Tolson re: employee issues (1.3); Receipt and review of e-mail from B. Spiers re: Title IV review appeal settlement (.1); Receipt and review of e-mail from D. Robinson re: McGraw-Hill license agreement (.1); Receipt and review of McGraw-Hill license agreement (.3); E-mail to D. Robinson re: McGraw-Hill license agreement (.1); Receipt and review of e-mails (2) from T. Smith re: stormwater fees (.2);</p>	3.00 hrs.
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May Fees for this matter

\$13,333.33

Jerry Schilling

Invoice# 10627

Page 11

BILLING SUMMARY

Mabile, William R      Attorney      77.50 hrs

Taylor, Winifred      Paralegal      2.60 hrs

Fees      80.10 hrs

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\$13,333.33

Disbursements

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\$0.00

TOTAL CHARGES FOR THIS BILL

\$13,333.33