




March 19, 2012

MEMORANDUM

TO: District Board of Trustees
FROM: Jim Murdaugh, President 
SUBJECT: Attorney Invoice - Andrews, Crabtree, Knox & Andrews, LLP

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 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 \$13,354,33,

Staff Resource

Teresa Smith, N/A

Recommended Action

Authorize payment of invoice as presented.

ANDREWS, CRABTREE, KNOX & ANDREWS, LLP

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

February 27, 2012

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

Invoice# 10431 WRM
Our file# T00007 02276
Billing through 02/24/2012

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

FOR PROFESSIONAL SERVICES RENDERED

02/01/2012	WRM	Receipt and review of e-mail from T. Smith re: violence foreseeability (.1); E-mail to T. Smith re: complaint - Trespass (.1); Receipt and review of e-mail from D. Hendry re: World Martial Arts agreement (.1); E-mail to D. Hendry re: World Martial Arts agreement (.1); E-mail to T. Smith re: World Martial Arts agreement (.1); Receipt and review of e-mail from R. Frazier re: former student complaint (.1); Review and analysis of World Martial Arts Agreement (1.0); E-mail to S. Jefferson re: World Martial Arts Agreement (.2); Telephone conference with B. Sloan re: faculty candidate reviews (.2); Receipt and review of e-mail from D. Waddell re: World Martial Arts agreement (.1); E-mail to T. Smith re: Avalanche litigation (.1); Analysis/preparation of language for lease modification (1.4); Receipt and review of e-mails (5) from B. Kaplan re: Title IV review appeal (.5); Receipt and review of e-mails (4) from B. Spiers re: Title IV review appeal (.4); Receipt and review of e-mail from S. Heath re: Avalanche litigation (.1); Receipt and review of e-mails (2) from T. Smith re: Avalanche Litigation (.2); Receipt and review of e-mails (2) from T.	7.60 hrs.
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Smith re: contract question (.2); Receipt and review of e-mails (2) from C. Easley re: CVS affiliation agreement (.2); Receipt and review of e-mail from T. Smith re: complaint - Trespass (.1); Receipt and review of e-mail from T. Smith re: Lease provision (.1); Receipt and review of e-mail from J. Steele re: IT review of accounts (.1); E-mail to T. Smith re: IT review of accounts (.1); Receipt and review of e-mail from M. Turner re: readiness for trial in M.U. case (.1); Telephone conferences (2) with R. Frazier re: contract question (.3); Receipt and review of First DCA order - re: C.J. appeal (.1); E-mail to J. Murdaugh, others re: C. Jones First DCA appeal (.1); E-mail to J. Schilling re: insurance coverage for defense of First DCA, C. Jones' appeal (.1); Review releases (2) in Avalanche litigation (.2); E-mail to S. Heath re: Avalanche litigation (.1); E-mail to T. Smith re: legal issues preparation (.1); Review w/c provision to CVS affiliation agreement (.2); E-mail to C. Easley re: w/c provision in CVS agreement (.1); Telephone conferences (2) with W. Rabon re: complaint - trespass (.2); Receipt and review of e-mails (2) from S. Jefferson re: World Martial Arts agreement (.2); Receipt and review of e-mails (2) from J. Byrnes re: violence foreseeability (.2);

02/02/2012	WRM	Receipt and review of e-mail from S. Heath re: Avalanche litigation (.1); E-mail to S. Heath re: Avalanche litigation (.1); Telephone conference (2) with J. Chaires-Lacey re: grant employees (.2);	0.40 hrs.
02/03/2012	WRM	Receipt and review of e-mail from S. Heath re: Avalanche litigation (.1); Receipt and review of e-mail from T. Smith r: campus electronic billboards (.1); Receipt and review of e-mail from B. Spiers re: subpoena for testimony (.1); Telephone conferences (2) with subpoena for testimony (.2); E-mails (2) to B. Spiers re: subpoena for testimony (.2); Receipt and	2.30 hrs.

review of e-mail from A. Reichel re: Avalanche litigation release (.1); Review Avalanche litigation release (.1); E-mails (2) to T. Smith re: Avalanche litigation release (.2); Receipt and review of e-mail from T. Smith re: Avalanche litigation release (.1); Receipt and review of e-mail (with attachments) from S. Rowland re: tuition issue (.2); E-mail to S. Rowland re: tuition issue (.1); Receipt and review of e-mails (3) from B. Kaplan re: Title IV review appeal (.3); Receipt and review of draft supplemental appeal documentation re: Title IV review appeal (.3); E-mail to B. Kaplan re: supplemental appeal documentation (.1); Receipt and review of e-mail from B. Spiers re: supplemental appeal documentation (.1);

02/06/2012	WRM	Telephone conference with R. Tolson re: employee incident/discipline (.3); E-mail to S. Rowland re: dependent student tuition status (.1); Analysis - ADA compliance question (.5); Receipt and review of e-mails (2) from J. Steele re: employee grievance (.2); E-mail to J. Steele re: employee grievance (.1); Dictation and preparation of correspondence to Judge J. Shelfer re: hearing on TCCF's motion for summary judgment (.3); Review Florida lease, related provisions re: analysis of TCC leases (.3); Receipt and review of e-mail from D. Wilder re: on-campus electronic billboard (.1); Receipt and review of e-mail from B. Ellison re: C. Jones First District Court of Appeal (.1); Receipt and review of e-mail from B. Kaplan re: Title IV review appeal (.1); Receipt and review of e-mail from S. Rowland re: residency question (.1); E-mail to B. Ellison re: C. Jones First District Court of Appeal (.1); Receipt and review of e-mail from T. Smith re: various issues (.1); E-mail to T. Smith re: various issues (.1); Review and analysis of on-campus electronic billboards, legal authority (.6); E-mail to T. Smith re:	6.10 hrs.
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on-campus electronic billboard legal authority (.1); Telephone conference with T. Smith re: electronic billboards, leases (.2); Receipt and review of e-mails (2) from T. Smith re: on-campus electronic billboard (.2); Receipt and review of executed release in Avalanche litigation (.1); E-mail to S. Heath re: Avalanche litigation release (.1); Receipt and review of e-mail from T. Smith re: student issue (.1); E-mail to T. Smith re: student issue (.1); Telephone conferences with R. Tolson re: employee grievance (.3); Review memo re: employee grievance (.2); Telephone conference with B. Sloan re: disability accommodation (.2); Dictation and preparation of Pending Action Report to J. Murdaugh (.3); Analysis re: dependent student tuition status (.8); Telephone conferences (2) with S. Rowland re: dependent student tuition status (.3);

02/07/2012	WRM	Telephone conference with R. Tolson re: employee grievance (.2); Receipt and review of e-mail from B. Kaplan (with attachments) re: Title IV review appeal (.2); Receipt and review of e-mail from R. Tolson re: employee grievance (.1); Receipt and review of e-mails (4) from B. Sloan re: ADA interpretation (with attachments) (.5); Receipt and review of e-mail from B. Kaplan re: appellate work - Title IV review (.1); E-mail to T. Smith, B. Spiers re: work performed in Title IV review appeal (.1); Receipt and review of e-mail from B. Spiers re: work performed in Title IV review appeal (.1); E-mail to B. Sloan re: ADA interpretation (.1); Preparation of college lease alteration language (2.2); Conference with T. Smith/R. Tolson re: employee grievance (.8);	4.40 hrs.
02/08/2012	WRM	Telephone conferences (2) with W. Rabon re: former student complaint (.2); Telephone conference with D. Hendry re: former student complaint (.1); E-mail to J. Chapin/R. Frazier re: former student complaint (.1); Receipt and	0.80 hrs.

review of e-mail from J. Chapin re: former student complaint (.1); Receipt and review of e-mail from R. Frazier re: former student complaint (.1); Receipt and review of e-mail from W. Rabon re: former student complaint (.1); E-mail to W. Rabon re: former student complaint (.1);

02/09/2012	WRM	Receipt and review of e-mail from S. Heath re: Avalanche litigation (.1); E-mail to S. Heath re: Avalanche litigation (.1); Telephone conferences (3) with R. Tolson re: employee grievance (.4); Receipt and review of e-mail from R. Tolson re: employee grievance (.1); Review and analysis of draft memo re: employee grievance (.2); Receipt and review of e-mail from D. Hendry re: former student complaint (.1); Receipt, review and analysis of correspondence from D. Hendry to J.Y. re: former student complaint (.1); E-mail to D. Hendry re: former student complaint (.1); Receipt and review of e-mail from J. Chapin re: former student complaint (.1); Receipt and review of e-mail from A. Maxwell re: former student complaint (.1); Receipt and review of attorney notice of unavailability in Network v. TCCF (.1); Receipt and review of Network Security affidavit in opposition to TCCF summary judgment motion (.2); E-mail to J. Murdaugh re: status of C. Jones appeal of FCHR case dismissal (.1); Receipt and review of e-mail from E. Eunice re: C. Jones' appeal status (.1); Receipt and review of e-mails (3) from J. Murdaugh re: lease language (.3); E-mails (2) to J. Murdaugh re: lease language (.2); Review, revise proposed lease language (.3); Telephone conferences (2) with T. Smith re: proposed lease language (.2);	2.90 hrs.
02/10/2012	WRM	Receipt and review of e-mail from T. Smith re: new lease language (.1); Telephone conferences (2) with R. Tolson re: request for copy of President's evaluation (.2); Telephone conference with B. Lesko re: ADA	0.80 hrs.

accommodation questions (.1); Receipt and review of e-mails (2) from M. Turner re: potential trial dates in M.U. v. TCC (.2); E-mails (2) to M. Turner re: potential M.U. v. TCC trial dates (.2);

02/13/2012	WRM	Receipt, review and analysis of correspondence from S. Heath re: Avalanche litigation - Hartley settlement (.1); E-mails (3) to L. Kling re: employee grievance (.3); E-mail to T. Smith re: Avalanche litigation - Hartley settlement (.1); Receipt and review of e-mails (3) from L. Kling re: employee grievance (.3); Receipt and review of e-mail from T. Smith re: Avalanche litigation - Hartley settlement (.1); Preparation for National Security v. TCC hearing tomorrow (.2); Telephone conferences (2) with J. Young re: former student complaint (.3); E-mails (3) to D. Hendry re: former student complaint (.3); Telephone conference with R. Frazier re: former student complaint (.2); Receipt and review of e-mails (2) from D. Hendry re: former student complaint (.2); Telephone conference with W. Rabon re: former student complaint (.1); Telephone conferences (2) with R. Tolson re: staff/student issue (.2); Receipt and review of e-mail from R. Tolson re: staff/student issue (.1); Receipt and review of e-mail from B. Lesko re: disability accommodation (.1); E-mail to B. Lesko re: disability accommodation (.1);	2.70 hrs.
02/14/2012	WRM	Final preparation for hearing on TCCF motion for summary judgment in Network Security case (.4); Attend hearing before Judge Shelfer re: motion to amend/motion for summary judgment in Network Security v. TCCF (1.5); E-mail to R. Johnston/M. Turnbull re: Network hearing (.2); Receipt and review of e-mails (2) from M. Turnbull re: Network Security case (.2); E-mails (2) to M. Turnbull re: Network Security case (.2); E-mails to B. Lesko re: ADA meeting (.2); Receipt and review of e-mail from T. Smith re: proceeding order in	3.10 hrs.

Title IV review appeal (.1); Receipt and review of e-mail from B. Lesko re: ADA meeting (.1); Telephone conference with R. Johnston re: Network Security case (.2);

02/15/2012	WRM	<p>Receipt and review of e-mails (4) from R. Johnston re: Network Security case (.4); Review and analysis of e-mail from J. Murdaugh re: Network Security case (.1); Telephone conference with T. Smith re: National Security case, C. Jones grievance (.2); Receipt and review of memo, incident reports and photo re: C. Jones' grievance (.3); Telephone conference with M. Turnbull re: Network Security case (.2); E-mail to R. Johnston re: Network Security case (.1); Receipt and review of e-mail from T. Smith re: Network Security case (.1); Receipt and review of e-mail from M. Turnbull re: National Security case (.1); Receipt and review of e-mail from B. Sloan re: on-line/virtual teaching (.1); Review rule - instructor availability to students (.1); Telephone conference with B. Spiers re: Title IV review appeal - student statement (.2); E-mail to T. Smith re: February Board meeting location (.1);</p>	2.00 hrs.
02/16/2012	WT	<p>Prepare public records request to FCHR for file on Cynthia Jones;</p>	0.20 hrs.
02/16/2012	WRM	<p>Telephone conference with D. Calloway re: Board meeting item (.1); Review Board Meeting Agenda for 2/20/12 (.5); E-mail to B. Sloan re: online instruction (.1); E-mails (2) to L. Kling re: Board member contact information (.2); Receipt and review of e-mail from L. Kling re: Board Member contact information (.1); Receipt and review of e-mail from L. Kling re: Board meetings (.1); Telephone conference with L. Kling re: Board meetings (.1); Receipt and review of e-mail from T. Smith re: Trademark Review (.1); Telephone conference with B. Lesko re: online</p>	1.40 hrs.

instruction (.1);

02/17/2012	WRM	<p>Receipt and review of e-mails (2) from M. Turnbull re: Network Security case (.2); E-mail to M. Turnbull re: Network Security case (.1); Analysis - online instruction hours (.4); Receipt, review and analysis of correspondence from S. Fisher re Network Security case (.1); Receipt and review of e-mail from E. Auerbach re: Title IV review appeal (.1); Telephone conference with B. Sloan re: on-line instruction hours (.3); Receipt and review of e-mails (2) from R. Johnston re: Network security case (.2); E-mail to R. Johnston re: Network Security case (.1); Telephone conference with R. Johnston re: Network Security case (.2);</p>	1.70 hrs.
02/20/2012	WT	<p>Telephone conference with S. Fisher re: acceptability of order in Network Security case;</p>	0.10 hrs.
02/20/2012	WRM	<p>Receipt and review of e-mail from R. Johnston re: Network Security case (.1); Receipt and review of e-mail from J. Chapin with attachments re: Film Festival issues (.3); E-mail to J. Chapin re: Film Festival issue (.1); Telephone conference with J. Chapin re: Film Festival issue (.1); Receipt and review of e-mail from D. Hendry re: TCC/COT radio contract (.1); Telephone conference with J. Young re: former student complaint (.1); E-mails (3) to R. Frazier re: former student complaint (.3); Receipt and review of e-mails (3) from R. Frazier re: former student complaint (.3); Telephone conference with R. Tolson re: possible grievance (.1); Receipt and review of e-mails (2) from R. Tolson re: possible grievance (.2); E-mails (2) to R. Tolson re: possible grievance (.2); Review and analysis of TCCPD/COT radio contract (.5); Telephone conference with D. Hendry re: TCCOD/COT radio contract (.1); Dictation and preparation of correspondence to J. Chapin</p>	6.10 hrs.

re: Film Festival issue (.3); Telephone conference with J. Murdaugh re: new Board member voting (.1); Attend Board Workshop and Business Meeting (2.8); Receipt and review of e-mail from B. Ellison re: L.C. claim (.1); E-mail to D. Hendry re: TCCPC/COT radio contract (.1); Receipt and review of e-mail from T. Smith re: Title IV review appeal (.1); Receipt and review of e-mail from T. Smith re: TCCPD/COT radio contract (.1);

02/21/2012	WT	Review packet of materials on J. Young re: correspondence to and from Bill Mabile;	0.30 hrs.
02/21/2012	WRM	Receipt and review of e-mail from T. Smith re: Brogan building (.1); E-mail to T. Smith re: Brogan building (.1); Receipt and review of e-mail from B. Spiers re: Title IV review appeal (.1); Receipt and review of e-mail (3) from G. Wells re: Brogan building (.3); E-mail to G. Wells re: Brogan building (.1); Receipt and review of e-mail from A. Maxwell re: TCC publication copyright issue (.1); Receipt and review of news articles re: firing by FAMU of C. Jones (.2); Telephone conferences (2) with T. Smith re: Brogan building (.3); Receipt and review of Orlando Sentinel articles re: FAMU's firing of C. Jones (.1); E-mail to L. Kling re: C. Jone's Board presentation (.1);	1.50 hrs.
02/22/2012	WRM	Receipt and review of e-mail from B. Ellison re: C. Jones FCHR dismissal appeal (.1); E-mail to B. Ellison re: C. Jones FCHR dismissal appeal (.1); Dictation and preparation of correspondence to J. Young re: former student complaint (.3); Review and analysis of use of public figure likeness in non-commercial advertizement (.2); E-mail to A. Maxwell re: use of public figure likeness (.1); Receipt and review of e-mails (2) from L. Kling re: C. Jones Board presentation (.2); E-mail to T. Smith re: use of public forum likeness (.1); Conference with Deans, S.	3.00 hrs.

Crosby re: ADA compliance - students (.9);
 Review and analysis of documents submitted
 by C. Jones to Board on 2/20/12 (.3); Analysis
 - services, accommodations for disabled
 students (.7);

02/23/2012 WRM Receipt and review of e-mails (2) from J. 2.90 hrs.

Murdaugh re: proposed lease language (.2);
 E-mails (2) to J. Murdaugh re: proposed lease
 language (.3); Receipt and review of e-mail
 from S. Fisher re: Network Security case (.1);
 Telephone conference with J. Murdaugh re:
 proposed lease language (.2); Receipt and
 review of e-mail from M. Turner re: trial date
 in Underwood v. TCC (.1); E-mail to T. Smith
 re: Underwood trial date (.1); Telephone
 conference with T. Smith re: M. Underwood
 case, use of public figures in activity (.1);
 E-mail to B. Hollimon re: use of public figures
 in non-commercial activity (.1); E-mail to A.
 Maxwell re: use of public figures in
 non-commercial activity (.1); Analysis -
 amendments to ADA and application to TCC
 employees and students (1.5); E-mail to R.
 Tolson re: ADA accommodation procedures
 (.1);

02/24/2012 WRM Receipt and review of e-mail from K. Richards 0.60 hrs.

re: Network Security case, Coastal Property
 documents (.1); Receipt and review of e-mail
 from E. Auerbauch re: Title IV review appeal
 (.1); Receipt and review of e-mails (2) from B.
 Hollimon re: use of public figure likeness (.2);
 E-mail to A. Maxwell, T. Smith re: use of
 public figure likenesses (.1); E-mail to B.
 Hollimon re: use of public figure likenesses
 (.1);

Flat Fees for this matter

\$13,333.33

DISBURSEMENTS

02/23/2012 Outside copies of FCHR records C. Jones - Florida Commission on 21.00
 Human Relations

Jerry Schilling

Invoice# 10431

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Disbursements for this matter \$21.00

BILLING SUMMARY

Mabile, William R Attorney 50.30 hrs \$13,303.33

Taylor, Winifred Paralegal 0.60 hrs \$30.00

Fees 50.90 hrs \$13,333.33

Disbursements

\$21.00

TOTAL CHARGES FOR THIS BILL

\$13,354.33