



City of Arts & Innovation

City Council Memorandum

TO: HONORABLE MAYOR AND CITY COUNCIL DATE: MAY 22, 2018

FROM: CITY ATTORNEY WARDS: ALL

SUBJECT: OUTSIDE COUNSEL EXPENDITURE REPORT

ISSUE:

The issue for City Council consideration is the Outside Counsel Expenditure Report for the period of January 1, 2018 through March 31, 2018, as provided in the outside counsel policy approved by City Council on June 16, 2015.

RECOMMENDATIONS:

That the City Council receives and files the attached report.

BACKGROUND:

In the continuing effort of transparency and accountability, City Council approved the City Attorney's recommendation of quarterly reporting of the outside counsel expenditures. This report includes the current spending for the prior quarter and the cumulative spending from inception of the matter grouped by law firm name. All closed matters are highlighted and will not be included in the next report. It should be noted that bond counsel and contingency payments are not paid through the City's accounts payable division and therefore must be manually added to information derived from the City's accounting system. In the case of bond counsel payments, the payments are typically made directly by the bond trustee from bond proceeds. In the case of contingency payments, the payments are typically deducted from the funds received prior to deposit by the City.

FISCAL IMPACT:

There is no fiscal impact at this time.

Prepared by: Gary G. Geuss
City Attorney

Attachment: *Outside Counsel Expenditure Report*

**OUTSIDE COUNSEL EXPENDITURE REPORT
THROUGH MARCH 31, 2018**

LAW FIRM	MATTER/CASE NAME	BRIEF DESCRIPTION			EXPE
			Funding Source	Authorized Spending Limit	1/1/18 - 3/31/18
BAKER HOSTETLER					
	<i>Cyber Security Breach</i>	Prevention/Advice	510	20,000	-
	<i>Business Tax Security</i>		630	4,000	-
Subtotal					-
BEST BEST KRIEGER					
	<i>City HA v DOF</i>	*Note - HA allowance, costs split with several cities	280	37,388	1,200
	<i>General Advice</i>	Miscellaneous	101	25,000	-
	<i>General Advice</i>	RPU	101	13,000	-
	<i>RTRP/CPUC</i>	Advice	510	16,455	-
	<i>SCE v. Mitsubishi Nuclear Energy Systems</i>	San Onofre decommissioning (SONGS)	510	721,693	5,494
	<i>DOF</i>	Anticipated litigation	630	65,000	-
	<i>Riverwalk CSD Foreclosure</i>		101	10,000	-
Subtotal					6,700
BLAISDELL, CHURCH & JOHNSON					
	<i>Bond Counsel</i>	IPP Generation Plant	510	5,000	-
Subtotal					-
CHAPMAN AND CUTLER					
	<i>Bond Counsel*</i>				

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COLANTUONO HIGHSMITH & WHATLEY					
	<i>General matters</i>	Prop 218 and conflicts advice	520	40,400	-
	<i>General Advice</i>	CAO	101	15,000	4,462
	<i>General/RPU</i>	City land transactions	510	5,000	-
	<i>General/RPU**</i>	Electric & Water Cost Service Study	520	25,000	69
	<i>Olquin, Richard v City**</i>	Litigation re GFT	630	155,000	6,083
	<i>Parada, Summer v City</i>	UUT Claim Litigation	101	275,000	1,877
	<i>City v Greyhound*</i>	Advisory	630	15,000	15,000
	<i>Bailey v City</i>	Litigation Initiated by Mayor	101	138,000	67,157
Subtotal					94,638
CONSTANTINE CANNON					
	<i>State of California et al. ex rel. [Under Seal] v [Under Seal]</i>	Litigation re wireless cell service/contingency		-	
Subtotal					
COTCHETT PITRE & McCARTHY					
	<i>Bond Derivative Litigation</i>	Contingency*			
Subtotal					
GIBBS GIDEN LOCHER TURNER SENET &					
	<i>General advice</i>	Prequalification re PW Bid Docs	510	7,500	-
	<i>Wasden, David*</i>	Construction project dispute	520	5,000	399
	<i>High Light Electric v City*</i>	Construction project dispute	520	15,000	1,170
Subtotal					1,569

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GREINES MARTIN STEIN & RICHLAND					
	<i>Corona, Amador v City</i>	Appellate advice			
	<i>Easley, Michael v. City**</i>	Federal civil rights action	630	112,695	69,000
	<i>Brokaw, Dennis v City</i>	Appellate advice	630	3,500	-
	<i>Nichols, Raymond v City</i>	Federal civil rights action	630	66,962	3,900
Subtotal					4,600
HAWKINS DELAFIELD & WOOD					
	<i>Bond Counsel*</i>				
Subtotal					
JONES HALL					
	<i>Bond Counsel</i>	SIFMA		40,000	-
Subtotal					
LEWIS BRISBOIS BISGAARD & SMITH					
	<i>Easley, Michael v City**</i>	Civil rights litigation	630	341,500	17,450
	<i>Lacson, Maria v City</i>	Employment	630	151,000	7,360
	<i>Marshal, Paul v City</i>	Employment	630	100,000	8,540
Subtotal					33,360

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LIEBERT CASSIDY WHITMORE					
	<i>General Advice</i>		101	1,000	-
Subtotal					
MANNING & KASS					
	<i>Wells Fargo v. City -1 and 2**</i>	Civil penalties on Tax Rolls Validity	630	146,520	5,078
Subtotal					5,078
MILLER AXLINE & SAWYER					
	<i>City v Black & Decker (U.S), Inc.</i>	Perchlorate litigation/contingency*			-
Subtotal					
RUTAN & TUCKER					
	<i>DOF Litigation</i>		630	50,000	-
Subtotal					

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SMITH LAW OFFICES					
	<i>Lacson, Maria v City</i>	Labor/Employment Litigation	630	158,832	54,950
	<i>Luong, Jason v City</i>	Civil rights litigation (Federal)	630	114,510	-
	<i>Luong, Jason v City</i>	Civil rights litigation (State)	630	84,376	-
	<i>Nichols, Raymond v City</i>	Civil rights litigation (Federal)	630	81,956	-
	<i>Nichols, Raymond v City</i>	Civil rights litigation (State)	630	70,550	214,000
	<i>Roberts, Patricia v City</i>	Employment litigation	630	180,000	479,000
Subtotal					1,238,000
SOHAGI LAW GROUP					
	<i>Ag Park</i>	CEQA	101	8,750	-
Subtotal					-
STRADLING YOCCA CARLSON & RAUTH					
	<i>Bond Counsel</i>	2011A Revenue Bonds		10,000	
	<i>Bond Counsel</i>	Pension Obligation Bonds 2017		45,000	
	<i>Bond Counsel</i>	2008A and C Revenue Bonds		30,000	
	<i>Bond Counsel</i>	2017B Equipment Financing		10,000	
	<i>Bond Counsel</i>	2006 Lease Revenue (Galleria)		55,000	
Subtotal					
THINK LEGAL360					
	<i>Harris, Bobby v. City</i>	Employment Litigation	630	270,000	5,940,000
Subtotal					5,940,000

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			Funding Source	Authorized Spending Limit	1/1/18 - 3/31/18
THOMPSON COBURN					
	FERC**	Regulatory	510	801,182	356,204
	LADWP Transmission Agreements	Potential Extension	510	25,000	-
Subtotal					356,204
TOTAL					
					509,344

LAW FIRM	MATTER/CASE NAME	BRIEF DESCRIPTION			EXPE
			Funding Source	Spending Limit	1/1/18 - 3/31/18
<i>Note: Plaintiff's Case - Outside Counsel Retained for Recovery</i>					
BURKE WILLIAMS SORENSEN					
	City v. Jurupa/Rubidoux CSD, et al.**	Recovering contribution obligation for RWQCP project	550	3,799,326	24,354

Please note:

- (1) Some totals may include costs
- (2) Items shaded in blue are closed
- (3) *Contingency bond counsel payments are per individual bond transactions or recovery received

**Change order issued/adjustment; amount increased for current FY