

Replacement**AGENDA**

Section Consent

Item No. II.D.2.

Meeting Date
July 21, 2015

**AGENDA REPORT***BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS*

SUBJECT:	Tillman, Lennear, et.al vs. Brevard County and Brevard County Sheriff
DEPT/OFFICE:	County Attorney's Office Contact: Scott.Knox@brevardcounty.us Shannon.wilson@brevardcounty.us; (321) 633-2090

Requested Action:

It is requested that the Board of County Commissioners approve payment to the Florida Justice Institute, Inc. IOTA Trust Account in the amount of \$98,000.00 in attorneys fees and costs for its representation of the plaintiff's in the Tillman, Lennear, et.al. v. Brevard County, Brevard County Sheriff, et.al., Case No. 83-199-cv-ORL-22, 83-285-cv-ORL-22.

Summary Explanation & Background:

In conjunction with a dismissal of this case (the "jail overcrowding lawsuit"), the Florida Justice Institute, Inc., has submitted its final bill for attorney's fees and costs in its representation of the Plaintiff's in this case in the amount of \$102,773.21. This final bill represents the firms expenditure of time and costs since 2004.

An executive session was held on December 16, 2014. There have been ongoing negotiations regarding this bill. The attorneys have reduced their demand, but remain firm at receiving \$98,000.00.

Fiscal Impact

Fund/Account # 0001/200500

Clerk to the Board instruction: If approved, forward check (made payable as described above) to attention of Shannon Wilson, County Attorney's Office to coordinate dismissal of case and payment.

Contract /Agreement (If attached): Reviewed by County Attorney Yes No PR

County Manager
Stockton WhittenAssistant County Manager
Venetta ValdengoDepartment Director / Extension
Scott Knox, County Attorney
(321) 633-2090Assistant County Manager
Frank Abbate



Tammy Etheridge, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

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July 22, 2015

MEMORANDUM

TO: Scott Knox, County Attorney

RE: Item II.D.2., Approval of Payment in the Amount of \$98,000 to the Florida Justice Institute, Inc., IOTA Trust Account for Tillman Lennear, et al vs. Brevard County and Brevard County Sheriff et al, Case No. 83-199-cv-ORL-22, 83-285-cv-ORL-22

The Board of County Commissioners, in regular session on July 21, 2015, approved payment to the Florida Justice Institute, Inc., IOTA Trust Account in the amount of \$98,000 in attorney's fees and costs for its representation of the plaintiff's in the Tillman Lennear, et al vs. Brevard County and Brevard County Sheriff, et al, Case No. 83-199-cv-ORL-22, 83-285-cv-ORL-22.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Etheridge, Deputy Clerk

/ds

cc: Finance
Budget