



City of Austin Law Department

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(512) 974-2268

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LAWDEPARTMENT

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(512) 974-2912

08-0042

January 23, 2008

J. Gordon Arkin
Foley & Lardner, Attorneys at Law
111 North Orange Avenue, Suite 1800
P.O. Box 2193
Orlando, FL 32801-2386

Dear Mr. Arkin:

This letter confirms our agreement to retain you and your firm as outside counsel to provide legal services regarding General Aviation Advice & Counsel. You must receive advance authorization from me or my designees before providing other legal or professional services. David M Douglas, Assistant City Attorney, is assigned to this project and will coordinate all services.

The City will pay for the legal services you provide in a total amount **not to exceed \$49,000.00** for all fees and expenses billed under this agreement. **We agree that your hourly rate for the services described above shall be \$495.00 per hour.** Further, we agree that fees will be paid based on hours actually worked, and billed on a monthly basis. Our Agreement incorporates the further terms and conditions set forth in the attached Outside Counsel Terms of Engagement.

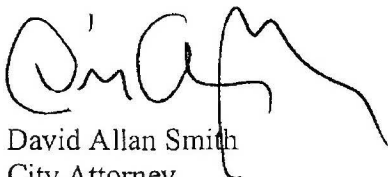
If you require subconsultant or subcontractor services, you must receive prior written approval from me. Pursuant to the City of Austin's current accounting and auditing policies, you must also bill the City on your letterhead for services rendered by other firms, i.e., court reporters, record companies, and consultants. The City cannot pay invoices from other businesses if they were not hired directly by the City.

TM 39219

J. Gordon Arkin
January 23, 2008
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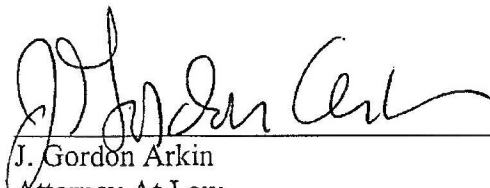
If these arrangements are agreeable to you, please indicate your approval by signing this letter below and returning it at your earliest convenience. Enclosed for your convenience is a self-addressed envelope to Teresa Medina to be used for returning the executed engagement letter and a copy of a current Insurance Certificate. If you have any questions you may contact Teresa Medina at 512-974-2205.

Sincerely,



David Allan Smith
City Attorney

AGREED:



J. Gordon Arkin
Attorney At Law

Date 1/28/08

TAX ID# 39-0473800
or SS# _____

DAS/tmm