

EXECUTIVE COUNCIL OF IOWA AGENDA

State Capitol - Robert D. Ray Conference Room (G09) 10:00 a.m.

APRIL 28, 2014

1. Approval of minutes of meeting held April 21, 2014
2. Outside Counsel – Page 1
TAB # 1
3. Emergency Allocations – Page 1
4. Payment of Cost Items – Pages 1 - 2

2. **Outside Counsel**

- A. The Department of Justice, Attorney General's office requests retention of outside counsel pursuant to Iowa Code section 13.3(1) in Bobbie Leggett v. Iowa State Penitentiary, State of Iowa and Second Injury Fund of Iowa a workers' compensation case filed by a state employee.

Firm: Patterson Law Firm, L.L.P.

Attorney: Ryan Clark
505 5th Avenue
Suite 729
Des Moines, Iowa 50309

Rate: \$120.00 per hour

TAB # 1

3. **Emergency Allocations**

- A. Department of Corrections, Mount Pleasant Correctional Facility is requesting an emergency allocation and payment in the amount of \$10,760.00. On March 5, 2014 the facility sustained damage to the roof because of high winds. Request is to cover repair costs.

The State Auditor's Office has reviewed the above request and recommends allocation and payment in the amount requested.

4. **Payment of Cost Items**

- A. Department of Natural Resources\$5,265.75
During the time period of March through July 2010 flooding damaged several Iowa State Parks.

The State Auditor's Office has reviewed the above request and recommends payment.

- B. Department of Administrative Services \$3,515.95
On May 19, 2013 lightning caused damage to gates, video cameras and communication devices at the Iowa Building. Request is to cover repair costs.

The State Auditor's Office has reviewed the invoices and recommends payment. This represents full and final payment and this allocation will be closed.

- C. Department of Administrative Services \$11,672.90
On May 2, 2013 lightning caused damage to the generator and security system at the Iowa Building. Request is to cover repair costs.

The State Auditor's Office has reviewed the invoices and recommends payment. This represents full and final payment and this allocation will be closed.

- D. LaMarca & Landry, P.C.....\$23,831.82
1820 N.W. 118th Street, Suite 200
Des Moines, IA 50325
Godfrey v. State of Iowa et al, civil rights complaint

Jeffrey S. Thompson, Solicitor General, Iowa Department of Justice has reviewed this invoice and recommends payment.

- E. Frandzel Robins Bloom & Csato, L.C.....\$11,939.94
6500 Wilshire Boulevard, 17th Floor
Los Angeles, CA 90048-4920
Wong v. Neutraltus Pharmaceuticals Inc. UOI Pharmaceuticals et, al

Jeffrey Thompson, Solicitor General has reviewed this invoice and recommends payment. Payment will be made from the funds of the University of Iowa.

- F. Coleman & Horowitz, LLP.....\$344.50
499 West Shaw Avenue, Ste. 116
Fresno, CA 93704
Missouri v. Harris

Jeffrey S. Thompson, Solicitor General, Iowa Department of Justice has reviewed this invoice and recommends payment.

EXECUTIVE COUNCIL
THOMAS J. MILLER
ATTORNEY GENERAL 2014 APR 23 AM 9:33



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JEFFREY S. THOMPSON
SOLICITOR GENERAL

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Jeffrey.Thompson@iowa.gov

Iowa Department of Justice

April 21, 2014

GeorgAnna Madsen
Executive Secretary
Executive Council
State Capitol
L-O-C-A-L

Re: Retention of Outside Counsel

Dear GeorgAnna:

Our office requests appointment of outside counsel pursuant to Iowa Code section 13.3(1) in *Bobbie Leggett v. Iowa State Penitentiary, State of Iowa and Second Injury Fund of Iowa*, a workers' compensation case filed by a state employee. Because the resolution of this claim may turn on whether the State of Iowa or the Second Injury Fund must pay workers' compensation benefits, our office cannot represent both defendants.

In order to avoid a conflict of interest, the Special Litigation Division has contacted Ryan Clark of the Patterson Law Firm, L.L.P., 505 5th Avenue, Suite 729, Des Moines, Iowa 50309-2390, to represent the Second Injury Fund. Mr. Clark has agreed to represent the Second Injury Fund at the rate of \$120.00 per hour. Our office will represent the State of Iowa.

Accordingly, we request Executive Council approval to retain Mr. Clark to represent the Second Injury Fund in this case.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeffrey S. Thompson", with a long horizontal line extending to the right.

JEFFREY S. THOMPSON
Solicitor General

cc: Julie Burger