

September 5, 2018

Stephen Deere
The Atlanta Journal-Constitution
223 Perimeter Center Parkway
Atlanta, GA 30346

Re: Paul Hastings Conflict of Interest Analysis

Dear Mr. Deere:

As you have requested, I have reviewed documents obtained by the AJC pursuant to Georgia's Open Records Act to analyze whether work conducted by the Paul Hastings law firm for the City of Atlanta has been done in violation of Georgia Rules of Professional Conduct prohibiting conflicts of interest. This analysis indicates, based on the information available to me, that the Paul Hastings law firm has collected over a million dollars from the City of Atlanta for work that it was probably prohibited from doing by the mandatory rules governing lawyers. The extent of prohibited work may well be much greater than a million dollars.

In this analysis I have looked in particular at two Paul Hastings partners:

William K. Whitner, who served as the primary client contact for Paul Hastings' work regarding the Atlanta airport at the same time his wife was Vice President of a company earning in excess of \$50 million in annual gross revenues from Atlanta airport restaurant concessions, and

Dennis Ellis, who has had an ownership interest in a restaurant at the Atlanta airport.

Summary

The Georgia Rules of Professional Conduct have been approved by the Supreme Court of Georgia to govern the conduct of lawyers in Georgia.

Rule 1.7 – Conflict of Interest – states: “A lawyer shall not ... continue to represent a client if there is a significant risk that the lawyer's own interests ... will materially and adversely affect the representation of the client” unless a client has given informed consent to continued representation. In order to obtain such informed consent a lawyer must first give to the client “in writing reasonable and adequate information about the material risks” of continued representation.

Georgia Rule of Professional Conduct 1.10 states: “While lawyers are associated in a firm, none of them shall knowingly represent a client when any one of them practicing alone would be prohibited from doing so by Rule[] 1.7: Conflict of Interest.”

Thus, if at any time either William Whitner or Dennis Ellis would have been prevented by conflict of interest from representing the City of Atlanta, the entire Paul Hastings law firm

could also have been disqualified at that time from representing the City.

On August 28, 2018 the Atlanta Mayor's Office of Communication was asked by the AJC whether either Dennis Ellis or William K. Whitner had provided the City with any written disclosures pursuant to Rule 1.7. The answer was: "To the best of our knowledge, we are not aware of any disclosures made in writing." Appendix – page 1 **(App-1)**

On February 12, 2018 the AJC had asked the following questions to the Atlanta Mayor's Office of Communication:

"5. From 2011 to Dec. 2016, William K. Whitner's wife, Tayna [sic] Hairston-Whitner, served as vice president and general counsel for Concessions International, an airport contractor. During this time, William K. Whitner, a Paul Hastings attorney, provided legal advice to the city on matters pertaining to Hartsfield-Jackson International Airport. Did Concessions International disclose to the city or airport the relationship between its vice president and general counsel and William K. Whitner?

6. Was the city or the airport aware of Whitner's wife's position at Concessions International at the time Whitner was advising the city on airport related matters?

7. Did William K. Whitner provide the city with legal advice on matters concerning Concessions International?"

The AJC received the following response:

"The City will answer questions 5, 6 and 7 together:

Paul Hastings' work was completely unrelated to Concessions International. Regardless, we do not hold firms or attorneys at a disadvantage for their marital relationships. This question demonstrates a failure to grasp an attorney's professional obligations to their client and the Code of Ethics for all attorneys with active memberships with the State Bar of Georgia." **(App-2)**

As detailed below, contrary to the City's response from last February, Paul Hastings' work for the City has in fact been related to Concessions International. The most significant example is that William Whitner acting on behalf of Paul Hastings billed the City for over a million dollars of legal work during the summer of 2016 even though it was clear that the matter included review of a procurement process whose legitimacy was being questioned by the former airport general manager, a process that ultimately led to the award of a lucrative contract to Concessions International.

My analysis assumes that William Whitner had a significant personal interest in the wealth brought into his marriage due to his wife's position as Vice President of Concessions International from 2011-2016. This personal interest might have been particularly strong in 2016 given that on September 25, 2015 a federal tax lien in the amount of \$746,071 was filed against William K. Whitner and Tanya-Hairston Whitner. **(App-3)**

At least as early as June 2016, and quite possibly as early as February 2011, William Whitner should have provided to the City in writing information about his family's interest in Concessions International. That personal interest not only created a risk that his advice and actions on behalf of the City would favor or protect Concessions International but also that the integrity of the airport's procurement process and business practices would be questioned if Whitner was known to be involved in decisions even indirectly affecting the profitability of Concessions International.

If the required written disclosure had been made, it is hard to imagine that the City would have given informed consent to the continued role of Paul Hastings as airport outside counsel with Whitner continuing to serve as the primary client contact between Paul Hastings and the City. At a minimum, informed consent to continued representation should have included a requirement that Whitner be completely cut off from knowledge of or involvement in legal work that might involve or affect Concessions International.

If, as the City has indicated to the AJC, Whitner never provided written information about the risks to the City of being represented by him in relation to the airport and if no informed consent based on that written information was provided, then under Georgia Rule of Professional Conduct 1.10 the entire law firm could have been prohibited from representing the City to the same extent as Whitner.

The same analysis applies to the personal interest that Dennis Ellis apparently has as a co-founder of a restaurant company doing business at the Atlanta airport. Ellis billed the City for 2 hours on December 15, 2017 for a telephone conference and "meeting with client" (i.e. the City) apparently in relation to one or more of the federal grand jury subpoenas investigating suspected city corruption. (This billing appears in a January 19, 2018 invoice submitted by Whitner for "Document Request Advice.") The subject matter of the Ellis entry has been redacted so it is not possible to determine whether his work related to the grand jury's investigation of airport restaurant concessions. **(App-4)**

It is difficult to determine the extent of Whitner's or Ellis' involvement in airport legal work that might have affected either Concessions International or Ellis' restaurant. This difficulty is not only caused by the cursory descriptions provided by Paul Hastings invoices (compounded by the redaction of much relevant information through the Open Record Act production process) but also by the very unusual extent of flat rate billing by Paul Hastings. Between 2014 and 2017 Paul Hastings collected more than \$2,275,000 from the City --- all billed against airport revenue - based on invoices that merely stated monthly flat rates for either "legal research" or "litigation consultation" with no further description of work done.

Detailed Analysis

On January 4, 2010 Kasim Reed was sworn into office as Atlanta's new mayor.

According to Notices of New Matter dated November 10, 2010 the City Attorney, Cathy Hampton, engaged Paul Hastings for "Aviation General/Transactional Counseling" and "Risk Assessment/General Litigation Counseling." The designated "Principal Client Contact" for both Matters was William K. Whitner. **(App-11)** I am informed by the AJC that under the administration of former Mayor Shirley Franklin, selection of outside law firms for airport related matters was handled by the airport general manager, not the City Attorney. Kasim Reed was an attorney at Paul Hastings for seven years, until 2003.

In February 2011 the wife of William K. Whitner, Tanya Hairston-Whitner, joined Concessions International, Inc. as Vice President and General Counsel. She had previously been employed as a partner at Kilpatrick Stockton, an international law firm with offices on three continents. According to the CI website she was "a member of the

Company's executive management team" and her areas of responsibility included "management of airport relationships." Her employment continued through December 2016. **(App-15)**

On March 18, 2011 the City issued RFPs for new food and beverage concessions at the airport. Package 2 related to concessions for Concourse B. The City described this as "one of the largest airport procurements in North America." (News Release, Jan 3, 2012).

Bids in response to these RFPs were due by June 27, 2011.

On September 2, 2011 Atlanta Chief Procurement Officer Adam Smith cancelled the initial RFPs.

On September 17, 2011 Atlanta Chief Procurement Officer Adam Smith reissued RFPs for new food and beverage concessions at the airport. By reissuing the same RFPs after receiving initial bids, Smith was presumably in a position to share initial bid information with one or more competitors for the concession contracts. Smith is currently in federal prison for accepting bribes in connection with his duties as Chief Procurement Officer.

On January 3, 2012 the Atlanta City Council approved 125 food and beverage concessions at the airport. Of the 17 large food and beverage packages, 10 were new companies to the airport.

One of the new concessions to benefit from the 2011 procurement process was LowCountry Restaurants operating in partnership with Hojeij Branded Foods. According to the LowCountry website, it was co-founded by "T.C. Mosby Investments, LLC and Chef G. Garvin." **(App-17)** A corporate filing dated January 31, 2012 shows that the president of T.C. Mosby Investments, LLC is Dennis Sean Ellis, a Paul Hastings partner based in their LA office. **(App-20)** Ellis is described in the media as "Mayor Reed's close friend," which is consistent with the fact that they graduated from Howard Law School in the same class and then both started their legal careers together at Paul Hastings. **(App-21)**

According to a Concessions International press release dated April 15, 2014, CI in partnership with H&H Hospitality opened 11 different food concessions on Concourse B between 2012 and early 2014.

On January 13, 2012 SSP America, Inc, an unsuccessful bidder for the 2011 food and beverage RFPs, filed a lawsuit against Adam Smith, Mayor Kasim Reed, the City of Atlanta and the airport general manager, alleging that improper procurement methods were used. SSP is one of the largest airport restaurant companies in the world.

A second lawsuit against the city challenging the procurement process was filed by Midfield Concession Enterprises, Inc. Midfield operates over 50 airport restaurants.

Paul Hastings submitted monthly invoices to the City of Atlanta with the description "SSP America Inc." from March 2012 through August 2012. Additional invoices were submitted in October 2012, January 2013 and February 2013. The total amount invoiced was \$99,436.17, all billed against airport funds. **(App-23)**

Paul Hastings submitted monthly invoices to the City of Atlanta with the description "Midfield Concession Enterprises Inc." from February 2012 through June 2012. The total amount invoiced was \$9,038.70, all billed against airport funds. **(App-24)**

The SSP and Midfield Concession litigation continued until at least early December 2012. ("SSP America, Inc. Dismisses Airport Procurement Litigation," News Release, Dec 19, 2012, City of Atlanta, www.atlantaga.gov/Home/Components/News/News/1557/672?arch=1&npage=56)

For calendar year 2015 Concessions International in partnership with H&H Hospitality collected gross revenues of \$52,014,369 from their concessions at the Atlanta airport. **(App-25)**

On January 7, 2015 Atlanta Chief Procurement Officer Adam Smith issued Request for Proposal FC-7845: "Branded Hamburger Concession – Concourse A." **(App-26)**

On March 18, 2015 Concessions International in partnership with H&H Hospitality submitted a bid in response to RFP FC-7845. (Tab Sheet, Line 5). **(App-29)**

On August 7, 2015 RFP FC-7845 was canceled by Adam Smith.

On October 22, 2015 Adam Smith issued Request for Proposal FC-8511: "Branded Hamburger Concession – Concourse A." **(App-30)** In doing so, Smith repeated his conduct in September 2011 regarding airport concession contracts eventually awarded in 2012, including contracts received by Concessions International. As noted above, by cancelling and reissuing the same RFP Smith was presumably in a position to share initial bid information with one or more competitors on the second round of bids. Smith is currently in federal prison for accepting bribes in connection with his duties as Chief Procurement Officer. As noted below, Concessions International was ultimately the successful bidder on FC-8511.

On October 22, 2015 Adam Smith issued Request for Proposal FC-8512: "Branded Hamburger Concession – Concourse B." **(App-34)**

On January 13, 2016 Concessions International in partnership with H&H Hospitality submitted a bid in response to RFP FC-8511. ("Shake Shack" Tab Sheet, Line 5). **(App-33)**

On January 13, 2016 Concessions International in partnership with H&H Hospitality submitted a bid in response to RFP FC-8512. ("Shake Shack" Tab Sheet, Line 8). **(App-37)**

A Notice of New Matter dated January 15, 2016 from the City Attorney to William K. Whitner at Paul Hastings titled "General/Transactional Counseling – Aviation Matters" indicated that "Paul Hastings will provide advice and counsel on general and transactional Airport matters." The designated "Principal Client Contact" was Whitner, who would charge at the rate of \$950/hour subject to a 10-20% discount. The Notice contained this language: "We ask that you certify (by executing this document) that your firm is not aware of any actual or potential conflict of interest in undertaking the required work for this matter." Whitner signed the Notice on February 5, 2016. **(App-38)**

According to a May 31, 2016 letter from Lee Parks, attorney for Miguel Southwell (dismissed by Mayor Reed as airport general manager on May 19, 2016) to Mayor Kasim Reed:

“Beginning in January 2016, Mr. Southwell's City emails, as well as the emails of all members of his concessions management team, his management assistant and secretary, have been continuously monitored without their permission by persons acting on behalf of the City, including City Attorney Cathy Hampton.” **(App-41)**

A collaborative scoring session was held on RFP FC 8511 on March 25, 2016.

According to the May 31, 2016 Parks letter:

“Beginning on or about April 1, 2016, Mr. Southwell and his management staff have received direction from senior officials of the City's Procurement Department to take a number of actions that would impact the award of active procurements of concession and construction contracts at Hartsfield Jackson Atlanta International Airport by causing the contracts to be awarded to companies other than the highest-ranked bidder in the procurement process, and those same senior officials represented that these directions were originating from the "second floor" or "the Mayor". **(App-41)**

The next entry on the FC 8511 timeline sheet is dated May 17, 2016 and indicates “Waiting on final scores from DOP [Department of Procurement].” Every entry thereafter, for 5/31/16, 6/21/16, 7/6/16, and 7/20/16, indicates only “No change in status.” **(App-45)**

On May 31, 2016, Lee Parks, the attorney for former airport general manager Miguel Southwell, submitted to Mayor Reed a series of requests under the Georgia Open Records Act, including requesting copies of

“7. Concourse A, Band C Food & Beverage Concessions (RFP FC-8511, FC-8512, FC-8484)

Provide all documents and communications since April 1, 2016, to, from or between any member/official/employee of the Mayor's Cabinet, the City's Procurement Department and/or any member/official/employee of the Department of Aviation including, without limitation, Mayor Reed, Candace Byrd, Katrina Taylor Parks, Dan Gordon, Cathy Hampton, Melissa Mullinax, Adam Smith, Girard Geeter, Roosevelt Council, Keith Brooks, Michael Smith, Vivica Brown, Charles Ewing, and Devin Judd, that identify, refer or relate to the top ranked firm(s) for all four Requests for Proposals (RFPs) that were reissued since October 22, 2015, and which proposals were submitted since January 13, 2016 for Concourses A, B, and C.

8. Provide all documents and communications since January 2016, from, to or between any member/official/employee of the Mayor's Cabinet or the City of Atlanta and any official or employee of Atlanta Information Management (AIM) including, without limitation, Mayor Reed, Candace Byrd, Katrina Taylor Parks, Dan Gordon, Cathy Hampton, and Melissa Mullinax, directing such AIM officials/employees to provide copies or summaries of communications made or received by officials/employees of the Department of Aviation concessions hierarchy, including but not limited to Miguel Southwell, Marcia Brown and Yvette Beeks, Michael Smith, Vivica Brown, Charles "Chili" Ewing, and Devin Judd. Provide any communication of/by same parties that refer to, relate to, or justify such monitoring and whether such monitoring was still in effect through April 2016.” **(App-47)**

On June 10, 2016 Southwell's lawyers released a statement to the media stating: "The truth is that Mayor Reed fired Mr. Southwell because he was unwilling to bend the knee to the Mayor's 'Friends and Family' contracting program."

As early as June 7, 2016 Paul Hastings began work on behalf of the City in response to Open Records Act requests and allegations in the two May 31 letters from Southwell's attorney. For example, Whitner billed the City for a one hour "Conference regarding ORR [Open Record Request]" on June 8. Whitner billed the City for a total of 24 hours for work in June all described as "conference[s] regarding ORR." **(App-51)**

Followup email correspondence regarding the May 31, 2016, Open Records Act requests was sent to Whitner by Southwell's lawyers. (Sherice M. Dunham to William K. Whitner, July 18, 2016, Subject: May 31, 2016 ORA – Southwell v City of Atlanta.) **(App-58)**

Paul Hastings submitted 8 invoices to the City over Whitner's signature for work on the Southwell matter between June and September 2016 for a total amount of \$1,057,450.19. **(App-60)**

On September 6, 2016 the media received a "Joint Statement of City of Atlanta and Miguel Southwell," stating that "Mayor Reed and Mr. Southwell ... both now agree that neither of them engaged in any civil or criminal wrongdoing, and any statements they made that could have been interpreted to the contrary are disavowed. ... Mr. Southwell has recognized that neither the Mayor nor any other city official engaged in any improper activity." Investigative work by the AJC has revealed that the September 6, 2016 "Joint Statement" was based on a secret settlement agreement signed August 30, 2016 by lawyers representing Southwell and Mayor Reed.

Three days after the "Joint Statement" was released, on September 9, 2016, a federal grand jury subpoena was served on City Attorney Cathy Hampton. Paragraph 6 directed production of "All records and communications from September 2015 to January 30, 2016 related to RFP FC-8511, FC-8512, and FC-8484." **(App-61)** Concessions International's proposals in response to FC-8511 and FC-8512 were still pending at this time.

Paul Hastings submitted 4 invoices to the City over Whitner's signature for work on the September 9 grand jury subpoena (still described as "airport personnel") between September and December 2016 for a total amount of \$89,955.93 **(App-65)**

The contracting process for new airport restaurants was put on hold after the Parks' May 31 letter was sent and not resumed until after the settlement statement was issued in September 2016. (Kelly Yamanouchi, "Contract delays leave empty spots at Atlanta airport," AJC, Nov 11, 2016.)

On November 16, 2016 the Concessions International/H&H bid in response to RFP FC-8511: "Branded Hamburger Concession – Concourse A" was approved by the Atlanta City Council transportation committee. (Kelly Yamanouchi, "Shake Shack coming to Hartfield-Jackson," AJC, Nov 16, 2016).

The information available to me indicates that William Whitner directly participated in the very extensive work done for the City by Paul Hastings in the summer of 2016 to

respond to allegations by Miguel Southwell's attorneys that the airport restaurant procurement process was irregular if not corrupt, the same procurement process that led to a major concessions contract being awarded to his wife's company at the end of 2016. Indeed Whitner may have directed the entire project.

I have already pointed out the apparent absence of any written disclosure of "reasonable and adequate information about the material risks" of continued representation by Whitner or Ellis required by Georgia Rule of Professional Conduct 1.7. Since November 3, 2011 Rule 1.7 has also required that any consent by the client to continued representation be confirmed in writing; no such written consent has been produced to the AJC so far. But even further, Rule 1.7 prohibits a lawyer from even asking for consent if the representation "involves circumstances rendering it reasonably unlikely that the lawyer will be able to provide adequate representation." In my opinion, this provision would apply to any involvement by Whitner in representing the City in relation to investigation either by counsel for Miguel Southwell or the federal grand jury of the RFP FC-8511 procurement process (that led to the restaurant contract awarded to Concessions International) or the RFP FC-8512 process (which also included a bid from Concessions International).

This analysis is limited to the information available to me at this time. If the AJC receives additional information relevant to whether Paul Hastings complied with the requirements of the Georgia conflict of interest rules, I will review such information and adjust my analysis if appropriate.

Sincerely,



Clark D. Cunningham
Professor and W. Lee Burge Chair in Law and Ethics
Director, National Institute for Teaching Ethics & Professionalism
Direct: (404) 413-9168
Email: cdcunningham@gsu.edu
Home Page: www.ClarkCunningham.org

Attached: Appendix

From: Deere, Stephen (CMG-Atlanta) <stephen.deere@ajc.com>
Sent: Tuesday, August 28, 2018 9:01 AM
To: Smith, Michael <mismith@AtlantaGa.Gov>; atlmedia <atlmedia@AtlantaGa.Gov>
Cc: Klepal, Dan (CMG-Atlanta) <Dan.Klepal@ajc.com>; Yamanouchi, Kelly (CMG-Atlanta) <Kelly.Yamanouchi@ajc.com>
Subject: Re: records request for conflict of interest disclosures

... Dennis Ellis and William K. Whitner? Are there any disclosures from either of them pursuant to Georgia Bar Association rules 1.7 or 1.8?

From: Smith, Michael <mismith@AtlantaGa.Gov>
Sent: Tuesday, August 28, 2018 6:29 PM
To: Deere, Stephen (CMG-Atlanta); atlmedia
Cc: Klepal, Dan (CMG-Atlanta); Yamanouchi, Kelly (CMG-Atlanta)
Subject: RE: records request for conflict of interest disclosures

To the best of our knowledge, we are not aware of any disclosures made in writing.

Michael Smith
Press Secretary
Mayor's Office of Communications | City of Atlanta
55 Trinity Avenue, Suite 2500 Atlanta, Georgia 30303
T: 404-546-1465 | C: 470-372-8752
mismith@atlantaga.gov

From: Garland, Jenna <JGarland@AtlantaGa.Gov>
Sent: Monday, February 12, 2018 5:37 PM
To: Deere, Stephen (CMG-Atlanta)
Cc: atlmedia; Berry, Jeremy
Subject: -- RE: response to two open records requests

... TOPIC 2

5. From 2011 to Dec. 2016, William K. Whitner's wife, Tayna Hairston-Whitner, served as vice president and general counsel for Concessions International, an airport contractor. During this time, William K. Whitner, a Paul Hastings attorney, provided legal advice to the city on matters pertaining to Hartsfield-Jackson International Airport. Did Concessions International disclose to the city or airport the relationship between its vice president and general counsel and William K. Whitner?
6. Was the city or the airport aware of Whitner's wife's position at Concessions International at the time Whitner was advising the city on airport related matters?
7. Did William K. Whitner provide the city with legal advice on matters concerning Concessions International?

The City will answer questions 5, 6 and 7 together:
Paul Hastings' work was completely unrelated to Concessions International. Regardless, we do not hold firms or attorneys at a disadvantage for their marital relationships. This question demonstrates a failure to grasp an attorney's professional obligations to their client and the Code of Ethics for all attorneys with active memberships with the State Bar of Georgia.

Agency County: DE KALB

2: GA Judgments and Liens Filings

Debtor Information

Debtor 1

Name: WHITNER, WILLIAM K

SSN:

Address: 1371 AUDUBON CT SW
ATLANTA, GA 30311-2471
FULTON COUNTY

Debtor 2

Name: HAIRSTON WHITNER, TANYA N

SSN: 212-96-XXXX

Address: 1371 AUDUBON CT SW
ATLANTA, GA 30311-2471
FULTON COUNTY

Creditor Information

Name: INTERNAL REVENUE SERVICE

Filing Information

Jurisdiction: GA

Amount: \$746,071

Filing Date: 9/25/2015

Filing 1

Number: BK3406PG15

Type: FEDERAL TAX LIEN

Book: 3406

Page: 15

Agency: FULTON COUNTY SUPERIOR COURT

Agency State: GA

Agency County: FULTON

3: GA Judgments and Liens Filings

Debtor Information

Name: WHITNER, WILLIAM K

SSN: 251-31-XXXX

Address: 1371 AUDUBON CT SW
ATLANTA, GA 30311-2471
FULTON COUNTY

Creditor Information

Name: COUNTY OF FULTON

Filing Information

Jurisdiction: GA

Amount: \$549

Filing Date: 12/29/2011

Filing 1

Number: BK2243PG260

Type: COUNTY TAX LIEN

Book: 2243

Page: 260

Agency: FULTON COUNTY SUPERIOR COURT

Agency State: GA

Agency County: FULTON

4: CA Judgments and Liens Filings

Debtor Information

Debtor 1

Name: WHITNER, WILLIAM K

PAUL HASTINGS

1(404) 815-2228
kwhitner@paulhastings.com

January 19, 2018

77452.00029

VIA U.S. FIRST CLASS MAIL

Mr. Jeremy Berry
City Attorney, City of Atlanta
55 Trinity Avenue, SW
Suite 5000
Atlanta, GA 30303

Re: Document Request Advice

Dear Jeremy:

Enclosed is our Invoice No. 2147123 for services rendered in the above-referenced matter through December 31, 2017. Should you have any questions regarding this invoice, please call me.

We appreciate the opportunity to work with the City of Atlanta on this matter.

Regards,



William K Whitner
of PAUL HASTINGS LLP

Enclosure

LEGAL_US_E # 125936606.1

**PAUL
HASTINGS**

PAUL HASTINGS LLP
1170 Peachtree Street, NE, Suite 100, Atlanta, GA 30309
t: +1.404.815.2400 | f: +1.404.815.2424 | www.paulhastings.com

City of Atlanta
Suite 5000
55 Trinity Avenue, SW
Atlanta, GA 30303

January 19, 2018

Please Refer to
Invoice Number: 2147123

Attn: Jeremy Berry
City Attorney

PH LLP Tax ID No. 

SUMMARY SHEET

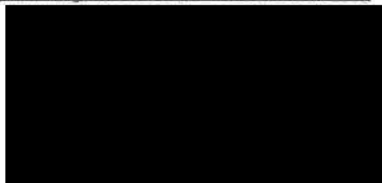
Document Request Advice

PH LLP Client/Matter # 77452-00029
William K Whitner

Legal fees for professional services for the period ending December 31, 2017	\$41,363.75
Less 15% Discount	(6,204.56)
	\$35,159.19
Costs incurred and advanced	1,078.10
	\$36,237.29
Prior Balance Due	\$453,209.84
Total Balance Due - Due Upon Receipt	\$489,447.13

We encourage our clients to pay via ACH, however, in the event that you pay by check, please send payment to the remittance address below:

Wiring and ACH Instructions:



Remittance Address:



*For wires, please reference the invoice, client and matter number(s) being paid
For ACH payments, please use the CTX format and/or send any remittances to cash@paulhastings.com. This is a no-reply mailbox
Please refer all questions to billing@paulhastings.com*

**PAUL
HASTINGS**

PAUL HASTINGS LLP
1170 Peachtree Street, NE, Suite 100, Atlanta, GA 30309
t: +1.404.815.2400 | f: +1.404.815.2424 | www.paulhastings.com

City of Atlanta
Suite 5000
55 Trinity Avenue, SW
Atlanta, GA 30303

January 19, 2018

Please Refer to
Invoice Number: 2147123

Attn: Jeremy Berry
City Attorney

PH LLP Tax ID No. 

REMITTANCE COPY

Document Request Advice

PH LLP Client/Matter # 77452-00029
William K Whitner

Legal fees for professional services for the period ending December 31, 2017	\$41,363.75
Less 15% Discount	(6,204.56)
	\$35,159.19
Costs incurred and advanced	1,078.10
Current Fees and Costs Due	\$36,237.29
Prior Balance Due	\$453,209.84
Total Balance Due - Due Upon Receipt	\$489,447.13

**We encourage our clients to pay via ACH, however, in the event that you pay by check,
please send payment to the remittance address below:**

Wiring and ACH Instructions:



Remittance Address:



*For wires, please reference the Invoice, client and matter number(s) being paid
For ACH payments, please use the CTX format and/or send any remittances to cashpnl@paulhastings.com. This is a no-reply
mailbox
Please refer all questions to billing@paulhastings.com.*

City of Atlanta
 77452-00029
 Invoice No. 2147123

Page 2

REMITTANCE COPY (cont.)

Summary of Prior Balance Due

<u>Invoice Date</u>	<u>Invoice Number</u>	<u>Amount</u>	<u>Payments/ Trust Appl.</u>	<u>Credits</u>	<u>Balance Due</u>
11/17/2017	2140666	\$246,257.86	\$0.00	\$0.00	\$246,257.86
12/18/2017	2144037	\$206,951.98	\$0.00	\$0.00	\$206,951.98
Total Prior Due					\$453,209.84
Balance Due					\$489,447.13

**PAUL
HASTINGS**

PAUL HASTINGS LLP
1170 Peachtree Street, NE, Suite 100, Atlanta, GA 30309
t: +1.404.815.2400 | f: +1.404.815.2424 | www.paulhastings.com

City of Atlanta
Suite 5000
55 Trinity Avenue, SW
Atlanta, GA 30303

January 19, 2018

Please Refer to
Invoice Number: 2147123

Attn: Jeremy Berry
City Attorney

PH LLP Tax ID No. [REDACTED]

FOR PROFESSIONAL SERVICES RENDERED
for the period ending December 31, 2017

Document Request Advice	\$41,363.75
Less 15% Discount	<u>(6,204.56)</u>
	\$35,159.19

<u>Date</u>	<u>Initials</u>	<u>Description</u>	<u>Hours</u>
12/01/2017	DP6	Conduct interviews; prepare [REDACTED] summaries	10.00
12/01/2017	EDS4	Prepare for telephone conference with interviewee and D. Prince; office conference with D. Prince and K. Whitner regarding [REDACTED] [REDACTED]	1.00
12/01/2017	TPO2	Organize notes/memos on [REDACTED]; update call with D. Prince regarding [REDACTED]; strategy towards [REDACTED]	9.00
12/04/2017	DP6	Prepare [REDACTED] summaries; analysis regarding [REDACTED] documents	1.00
12/04/2017	WLC	Configure secure access to discovery document collections for legal team review	0.75
12/04/2017	WLC	Review data collection materials in order to ensure [REDACTED] [REDACTED]	0.75
12/05/2017	DP6	Prepare [REDACTED] notes	1.00
12/06/2017	DP6	Prepare [REDACTED] summaries	1.25
12/06/2017	WLC	Various conferences with vendor Transperfect regarding [REDACTED] [REDACTED]; prepare [REDACTED] information for attorney review	1.00

City of Atlanta
77452-00029
Invoice No. 2147123

Page 2

<u>Date</u>	<u>Initials</u>	<u>Description</u>	<u>Hours</u>
12/07/2017	CT6	Review and revise [REDACTED] and email correspondence with E. Stolze regarding [REDACTED]	2.00
12/07/2017	TPO2	Telephone calls regarding [REDACTED]; update team	0.50
12/14/2017	DP6	Prepare [REDACTED] memoranda	1.00
12/15/2017	DSE2	Telephone conference with T. O'Brien; meeting with client regarding [REDACTED]	2.00
12/15/2017	EDS4	Telephone conference with counsel; prepare email to D. Prince regarding [REDACTED]	0.50
12/15/2017	TPO2	Telephone conference regarding [REDACTED]; update team; review information	1.00
12/15/2017	WKW	Participate in [REDACTED] meetings/calls	1.00
12/18/2017	DP6	Prepare memorandum	1.50
12/19/2017	DP6	Telephone conference regarding [REDACTED]	0.50
12/19/2017	TPO2	[REDACTED] meeting	0.25
12/19/2017	WLC	Review data collection materials in order to [REDACTED]	0.75
12/21/2017	TPO2	[REDACTED] team call	0.50
12/22/2017	DP6	Call with K. Whitner, and T. O'Brien regarding [REDACTED]; prepare [REDACTED]	1.00
12/22/2017	EDS4	Telephone conference with K. Whitner, T. O'Brien, and D. Prince	0.75
12/22/2017	TPO2	[REDACTED] call	1.00
12/22/2017	WKW	Participate in [REDACTED] call	0.50
Total Hours			40.50

Timekeeper Summary

Thomas P. O'Brien	12.25
Dennis S. Ellis	2.00
Daniel Prince	17.25
William K. Whitner	1.50
Eric D. Stolze	2.25
Courtney L. DeThomas	2.00
Wayne L. Clark	3.25

City of Atlanta
77452-00029
Invoice No. 2147123

Page 3

Costs incurred and advanced	
Outside Professional Services	1,078.10
Total Costs incurred and advanced	<u>\$1,078.10</u>
Current Fees and Costs	\$36,237.29
Prior Balance Due	\$453,209.84
Total Balance Due - Due Upon Receipt	<u><u>\$489,447.13</u></u>



**CITY OF ATLANTA
DEPARTMENT OF LAW**

M. Kasim Reed
MAYOR

68 MITCHELL STREET, S.W.
SUITE 4100
CITY HALL TOWER
ATLANTA, GEORGIA 30303-3520
(404) 330-6400 TELEPHONE
(404) 420-6672 FACSIMILE

Cathy D. Hampton
City Attorney

NOTICE OF NEW MATTER

DATE: November 10, 2010
TO: Paul, Hastings, Janofsky & Walker LLP
RE: Risk Assessment/General Litigation Counseling

This notice is to confirm the terms of our arrangement for the matter listed above:

Summary of Matter: Advise the City Attorney on options related to the appeal of the District Courts opinion, the potential for settlement and ongoing litigation advice related to this matter.

Date of Master Engagement Letter

This notice is issued under the terms of the Master Engagement Letter and Outside Counsel Guidelines dated November 10, 2010.

Staffing

Principal Client Contact for this Matter: William K. Whitner, Esq.

Based on your understanding of our requirements, you have proposed to staff the matter as follows: William K. Whitner will be the principal attorney to the project, with the assistance of paralegals and other support staff.

As required by the Outside Counsel Guidelines, staffing changes must be reviewed with the Law Department.

Law Department Responsible Attorney: Cathy Hampton, Esq.

Proposed Fee Structure: Hourly

Assumptions for Cost Basis: Firm has expertise in handling issues of this nature.

Discounts: 20% discount of local rates

Timing and Deadlines: Ongoing counseling. Once any matter warrants a separate file, a separate and matter-specific engagement letter will be issued.

Notice of New Matter/Engagement Letter for Legal Services

Conflicts

We ask that you certify (by executing this document) that your firm is not aware of any actual or potential conflict of interest in undertaking the required work for this matter.

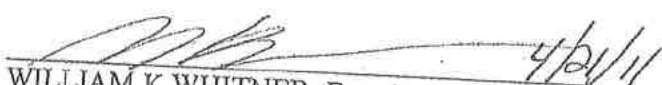
Agreement

You may accept the terms of this agreement by signing and returning this notice.

We look forward to working with you on this matter to provide the highest level of legal services to the City of Atlanta.

Sincerely,

CATHY D. HAMPTON (Date)
City Attorney

Accepted:

WILLIAM K. WHITNER, Esq., Partner (Date)
Paul, Hastings, Janofsky & Walker LLP

For COA Law Department Use Only

Matter Practice Area and Deputy:

Matter Category: Matter Number: [if applicable]

Actual Start Date:

Funding Source:

Invoice Approver(s):

Legislative Requirement: Yes [] If yes, please provide ordinance number: [Legislation Number] No [XX]

Other:



**CITY OF ATLANTA
DEPARTMENT OF LAW**

M. Kasim Reed
MAYOR

68 MITCHELL STREET, S.W.
SUITE 4100
CITY HALL TOWER
ATLANTA, GEORGIA 30303-3520
(404) 330-6400 TELEPHONE
(404) 420-6672 FACSIMILE

Cathy D. Hampton
City Attorney

NOTICE OF NEW MATTER

DATE: November 10, 2010
TO: Paul, Hastings, Janofsky & Walker LLP
RE: Aviation General/Transactional Counseling

This notice is to confirm the terms of our arrangement for the matter listed above:

Summary of Matter: Advise the City Attorney on options related to the appeal of the District Courts opinion, the potential for settlement and ongoing litigation advice related to this matter.

Date of Master Engagement Letter

This notice is issued under the terms of the Master Engagement Letter and Outside Counsel Guidelines dated November 10, 2010.

Staffing

Principal Client Contact for this Matter: William K Whitner, Esq.

Based on your understanding of our requirements, you have proposed to staff the matter as follows: David Burch will be the principal attorney to the project, with the assistance of paralegals and other support staff.

As required by the Outside Counsel Guidelines, staffing changes must be reviewed with the Law Department.

Law Department Responsible Attorney: Cathy Hampton, Esq.

Proposed Fee Structure: Hourly

Assumptions for Cost Basis: Firm has expertise in handling issues of this nature.

Discounts: 20% discount of local rates

Timing and Deadlines: Ongoing counseling. Once any matter warrants a separate file, a separate and matter-specific engagement letter will be issued.

Notice of New Matter/Engagement Letter for Legal Services

Conflicts

We ask that you certify (by executing this document) that your firm is not aware of any actual or potential conflict of interest in undertaking the required work for this matter.

Agreement

You may accept the terms of this agreement by signing and returning this notice.

We look forward to working with you on this matter to provide the highest level of legal services to the City of Atlanta.

Sincerely,

CATHY D. HAMPTON (Date)
City Attorney

Accepted:

WILLIAM K WHITNER, Esq., Partner (Date)
Paul, Hastings, Janofsky & Walker LLP

For COA Law Department Use Only

Matter Practice Area and Deputy:

Matter Category: Matter Number: *[If applicable]*

Actual Start Date:

Funding Source:

Invoice Approver(s):

Legislative Requirement: Yes [] . If yes, please provide ordinance number: *[Legislation Number]* No [XX]

Other:

W&M: Online MBA Brochure - Of W&M respondents are likely to recommend the online program to a friend.* Ad ...

Tanya Hairston-Whitner • 3rd
 Assistant General Counsel at The Home Depot
 The Home Depot • Yale Law School
 Greater Atlanta Area • 500+

[Send InMail](#)

Contact and Personal Info
Tanya's Profile
[Show more](#)

Stephen, explore jobs at Bentley Unive that match your skills

[See jobs](#)

- People also viewed
- Lauren Linder** • 2nd
Vice President, Associate Gen Counsel at The Weather Chan
 - Schree Potts-Ramsey** • 3rd
General Manager of Food and Beverage, Fresh...Cullinary...Managemen
 - Robin Sangston** • 3rd
Vice President, Chief Complia Officer at Cox Communication
 - Justin Heineman** • 3rd
Law Vice President and Chief Corporate Counsel
 - Chintan Amin** • 3rd
Sr. Counsel - EHS Law and Governance at Bayer Corpora
 - Betsy Griswold** • 3rd
Attorney at United Parcel Sen
 - Sandra Hall Mulrain** • 3rd
Vice President & Associate Ge Counsel at Southwire Compar
 - Michael Rodgers** • 3rd
Director Of Information Techn at Concessions International,
 - James Sullivan** • 3rd
Partner at Alston & Bird LLP
 - Rachel Spears** • 3rd
Executive Director at Pro Bon Partnership of Atlanta

Experience



Assistant General Counsel for Services, Store Operations, Pro and Pro Referral
The Home Depot
 Jan 2018 – Present • 2 mos
 Greater Atlanta Area



Trustee; Chair of Student Affairs Committee
Bentley University
 2003 – Present • 15 yrs



Member Board Of Directors; Vice Chair
Park Pride
 Jan 2010 – Present • 8 yrs 2 mos
 Greater Atlanta Area



Vice President and General Counsel
Concessions International
 Feb 2011 – Dec 2016 • 5 yrs 11 mos

Tanya Hairston-Whitner served as Vice President and General Counsel for Concessions International, LLC (CI). Tanya served as a member of the Company's executive management committee, the team responsible for setting strategy and profit and operating plans for CI. Tanya's other responsibilities include managing the construction department, the purchasing division and all of CI's legal functions, including litigation, employment, real estate, subtenant management, regulatory compliance, ACDBE program oversight, store operations, risk management, government relations and intellectual property.

Chairman of the Board of Directors
Center for Black Women's Wellness
 Nov 2003 – Dec 2015 • 12 yrs 2 mos

[Show more](#)

Learn the skills Tanya has

Understanding Pate Deeper Dive
Viewers: 11,652



Tanya-Hairston-Whitner

Vice President and General Counsel


Tanya Hairston-Whitner, an accomplished attorney, currently serves as General Counsel for Concessions International, LLC. Prior to joining the Company, Ms. Hairston-Whitner was a partner at Kilpatrick Stockton, LLP in Atlanta, where her practice covered most aspects of commercial real estate and corporate transactions.


As Vice President and General Counsel, she is a member of the Company's executive management team. Her areas of responsibility include contract negotiation, subtenant management, regulatory compliance, ACDBE program oversight, supervision of outside legal counsel, management of airport relationships, and management of the Company's capital projects department.

Ms. Hairston-Whitner received her bachelor of science degree in Economics/Finance from Bentley University and her juris doctorate from Yale Law School. Ms. Hairston-Whitner also serves as chairman of the board of directors for the Center for Black Women's Wellness, a member of the Bentley University board of trustees; a member of the National Board of Directors for the Arthritis Foundation; and a member of the Board of Directors for Park Pride.

About Concessions International

Concessions International, LLC is an Atlanta-based company that has been in the airport concessions business since 1979.


 566 Wells Street SW
Atlanta, GA 30312

 [404-681-0300 \(tel:4046810300\)](tel:4046810300)



About LowCountry Restaurants

Southern Hospitality & New Southern Cuisine



No other regional American cuisine brings more excitement and personifies true American family cooking than Southern-style cooking. Ribs, chicken, regional Gulf seafood and corn-fed beef, fresh vegetables and peach cobbler

all bring images of supper time and good times with good friends.

LowCountry combines the best of southern hospitality and exciting combination of New Southern Cuisine and popular American favorites created by Chef G. Garvin. Co-founded by T.C. Mosby Investments, LLC and Chef G. Garvin, LowCountry is an upscale-casual restaurant featuring New Southern Cuisine in the upper-end of casual dining.

Our goal is to create an entirely new upscale-casual Southern-style restaurant chain that appeals to a broad demographic.

About G. Garvin

Co-Founder & Executive Chef

LEARN MORE

JOIN OUR MAILING LIST

Stay connected to LowCountry Restaurants for news, offers, events and more!

Enter your email here	SIGN UP
-----------------------	---------



CONTACT INFO ▼

© Copyright 2018 LowCountry Restaurants, LLC. All Rights Reserved.

Powered by AxiomPro  HTML 5.0

[Privacy Policy](#) | [Sitemap](#) | [Terms & Conditions](#)

Introducing LowCountry Steak! Our new botique steakhouse & bistro where you can enjoy the finest food, a sophisticated and extensive wine selection, and impeccable service from a professional staff trained by Chef Garvin.

Thrive Health Plans, Inc.
 Report on Organization Examination
 January 31, 2012
HISTORY

General:

The Company was incorporated as Thrive Health Plans, Inc., under the laws of the District of Columbia on May 16, 2011. According to its Articles of Incorporation which were reviewed by the Department, the primary purpose for which the Company was formed is to operate a health maintenance organization to arrange for and coordinate the delivery of health care services for Medicaid recipients.

Capital Stock:

The Company's Articles of Incorporation authorize the Company to issue 100,000 shares of common capital stock with a par value of \$0.01 US dollars per share. As of January 31, 2012, the Company has issued all 100,000 of its authorized shares to two of its Directors, Thomas Duncan and Dennis Ellis, in equal ownership amounts of 50,000 shares each.

Management:

The following persons were serving as the Company's Directors as of January 31, 2012:

<u>Name and Address</u>	<u>Principal Occupation</u>
Thomas Michael Duncan, II Bloomfield Hills, MI	President, Frost BPO, LLC
Dennis Sean Ellis Los Angeles, CA	President T.C. Mosby Investments, LLC
Guy Anthony Williams Ozawkie, KS	Physician Emergency Medical Services
Marullus Ajidike Williams Accokeek, MD	Vice President Limbic Systems
Eddie Leon Hall, Jr. Bloomfield Hills, MI	President, Owner Briarwood Ford Dealership

Officer:

The following person was serving as the Company's Officer as of January 31, 2012:

Thomas Duncan	President and Chief Executive Officer
---------------	---------------------------------------

Atlanta airport vendor in business with Mayor Reed's close friend

By: Dale Russell

Posted: Dec 07 2017 06:49PM EST

<http://www.fox5atlanta.com/news/i-team/atlanta-airport-vendor-in-business-with-mayor-reeds-close-friend>

ATLANTA - For years it seems like Chef G. Garvin was everywhere. Whether cooking up a storm on Good Day Atlanta, authoring cookbooks, or hosting his own Cooking Channel show. He was watched and read by millions.

In 2012 he turned his attention to the Atlanta airport food scene, winning a spot to open a first of its kind concept, LowCountry New Southern Cuisine. Garvin was a winner in the hotly contested, hard-fought, food and retail bids that ended up with court fights and Mayor Kasim Reed's fundraisers as huge winners.

Garvin's company partnered with Hojeij Branded Foods, a big player at the airport and fundraiser for Kasim Reed and Keisha Lance Bottoms. It appears successful. Last year LowCountry grossed more than 3 million dollars.

But, Hojeij Branded Foods is currently under a Mayor's office investigation for a possible conflict of interest. Why? Because the FOX 5 I-Team reported that Hojeij - who is seeking millions in business at the Atlanta airport - is business partners with the wife of the airport deputy GM over concessions, Cortez Carter.

A Hojeij spokesperson said the arrangement was made before Carter was hired by the city and his wife Charisse Carter has no business with Hojeij in Atlanta.

Mayor Reed suspended Carter the day our report aired and opened an investigation into Hojeij's current and pending contracts.

But, the FOX 5 I-Team has learned that while the Mayor's office is investigating Hojeij's airport contracts, Hojeij Branded Foods is currently in business here in Atlanta with one of Mayor Kasim Reed's best friends, Los Angeles attorney Dennis Ellis.

City Hall sources describe Dennis Ellis as one of Mayor Reed's best friends. The two attended Howard Law School together. According to Wiki Leaks, they co-hosted a 2012 fundraiser together in California. And on this Facebook page, Ellis raised money from Howard Alumni for his friend's reelection.

But you won't easily find Ellis' name in Low Country's airport bid. LowCountry Restaurant's 2011 letter submitted to the airport showing it planned to partner with Hojeij didn't include Dennis Ellis' name. Ellis wouldn't comment, when we reached him by phone. We don't know if he was involved then, but we do know Ellis is involved now.

On Garvin's low country website, he credits his "co-founder" TC Mosby Investments as providing "financing to the company" and "promotion, the hiring of employees, legal matters."

Who TC Mosby Investments? We found a government document in Washington DC that shows the president of T.C. Mosby Investments is Dennis Ellis.

And, we found a 2015 California corporate record that shows Dennis Ellis and Gerry Garvin as managers of LowCountry Restaurant. Ellis is listed as the CEO.

We took our findings to director of good government group, Common Cause, Sara Henderson.

"Maybe it's not a blood relative necessarily but it's someone in his circle so there's definitely a conflict of interest," said Henderson.

She believes the Hojiej conflict of interest investigation should be done by an independent outside party - not the Mayor's office.

"Let's start the bidding process all over. We've got new counsel lots of new council members will have a new mayor. Mayor Reed should not have rushed this process through," she said.

Hojiej Branded Foods had no comment. A spokesperson for the Mayor didn't answer our direct question but wrote that the city earlier announced it would conduct a review of pending awards and current contracts of Hojiej after learning about a possible conflict of interest.

The city has done that and the review is still underway, and the City has "not moved forward with any new airport food or retail contracts."

VENDOR_NAME	VENDOR_SITE_NAME	VENDOR_SITE_ID	INVOICE_DATE	INVOICE_NUMBER	INVOICE_HEADER_DESCRIPTION	INVOICE_AMOUNT	AMOUNT_PAID	CHECK_DATE	CHECK_NUMBER	CHECK_AMOUNT	BATCH_DATE	FUND
PAUL HASTINGS JANOFSKY & WALKER LLP	ATLANTA	209999	03/15/12	1918221	SSP America, Inc.	\$6,376.05	\$6,376.05	05/23/12	2182478	\$177,954.74	05/22/12	5502-AIRPORT RENEWAL AND EXTENSION FUND
PAUL HASTINGS JANOFSKY & WALKER LLP	ATLANTA	209999	04/20/12	1926161	SSP America, Inc.	\$16,776.25	\$16,776.25	06/22/12	2186155	\$21,741.70	06/18/12	5501-AIRPORT REVENUE FUND
PAUL HASTINGS JANOFSKY & WALKER LLP	LOS ANGELES	260445	04/20/12	1923161	SSP America, Inc	\$16,776.25	\$16,776.25	08/03/12	2190998	\$16,776.25	08/01/12	5501-AIRPORT REVENUE FUND
PAUL HASTINGS JANOFSKY & WALKER LLP	ATLANTA	209999	05/09/12	1925372	SSP America, Inc.	\$10,692.25	\$10,692.25	05/23/12	2182478	\$177,954.74	05/22/12	5502-AIRPORT RENEWAL AND EXTENSION FUND
PAUL HASTINGS JANOFSKY & WALKER LLP	LOS ANGELES	260445	06/13/12	1929347	SSP America	\$28,739.20	\$28,739.20	07/27/12	2190235	\$28,739.20	07/25/12	5501-AIRPORT REVENUE FUND
PAUL HASTINGS JANOFSKY & WALKER LLP	ATLANTA	209999	07/18/12	1934171	SSP America, Inc	\$13,356.22	\$13,356.22	03/13/13	2214175	\$15,734.92	03/08/13	5502-AIRPORT RENEWAL AND EXTENSION FUND
PAUL HASTINGS JANOFSKY & WALKER LLP	ATLANTA	209999	08/16/12	1938087	SSP America	\$1,982.50	\$1,982.50	09/07/12	2194521	\$6,861.40	09/05/12	5501-AIRPORT REVENUE FUND
PAUL HASTINGS JANOFSKY & WALKER LLP	LOS ANGELES	260445	10/18/12	1945622	SSP	\$573.75	\$573.75	11/19/12	2202069	\$194,554.30	11/16/12	5501-AIRPORT REVENUE FUND
PAUL HASTINGS JANOFSKY & WALKER LLP	ATLANTA	209999	01/22/13	1957549	SSP America, Inc	\$2,378.70	\$2,378.70	03/13/13	2214175	\$15,734.92	03/08/13	5502-AIRPORT RENEWAL AND EXTENSION FUND
PAUL HASTINGS JANOFSKY & WALKER LLP	LOS ANGELES	260445	02/28/13	1959801	SSP AMERICA, INC	\$1,785.00	\$1,785.00	03/25/13	2215313	\$1,785.00	03/22/13	5502-AIRPORT RENEWAL AND EXTENSION FUND
						\$99,436.17						

VENDOR_NAME	VENDOR_SITE_NAME	VENDOR_SITE_ID	INVOICE_DATE	INVOICE_NUMBER	INVOICE_HEADER_DESCRIPTION	INVOICE_AMOUNT	AMOUNT_PAID	CHECK_DATE	CHECK_NUMBER	CHECK_AMOUNT	BATCH_DATE	FUND
PAUL HASTINGS JANOFSKY & WALKER LLP	ATLANTA	209999	02/28/12	1914827	MIDFIELD CONCESSIONS	\$1,152.00	\$1,152.00	03/30/12	2176443	\$16,219.76	03/28/12	5501-AIRPORT REVENUE FUND
PAUL HASTINGS JANOFSKY & WALKER LLP	ATLANTA	209999	03/15/12	1918223	Midfield Concession Enterprises, Inc., et al.	\$3,564.00	\$3,564.00	05/23/12	2182478	\$177,954.74	05/22/12	5502-AIRPORT RENEWAL AND EXTENSION FUND
PAUL HASTINGS JANOFSKY & WALKER LLP	ATLANTA	209999	04/20/12	1923163	Midfield Concession Enterprises, Inc., et al.	\$62.10	\$62.10	05/23/12	2182478	\$177,954.74	05/22/12	5502-AIRPORT RENEWAL AND EXTENSION FUND
PAUL HASTINGS JANOFSKY & WALKER LLP	ATLANTA	209999	05/09/12	1925374	Midfield Concession Enterprises, Inc., et al.	\$1,101.60	\$1,101.60	05/23/12	2182478	\$177,954.74	05/22/12	5502-AIRPORT RENEWAL AND EXTENSION FUND
PAUL HASTINGS JANOFSKY & WALKER LLP	LOS ANGELES	260445	06/13/12	1929349	Midfield Concessions	\$3,159.00	\$3,159.00	07/25/12	2189917	\$56,640.73	07/20/12	5501-AIRPORT REVENUE FUND
						\$9,038.70						

**GROSS REVENUE AND RENTS PAID BY PRIME
HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT
Calendar Year 2015**

		GROSS REVENUE DECEMBER	GROSS REVENUE JAN-DEC	RENT PAID DECEMBER	RENT PAID JAN-DEC	EFFECTIVE RENT % MO.	EFFECTIVE RENT % YTD
FOOD AND BEVERAGE							
Mack II - Checkers		\$0	\$0	\$0	\$0	N/A	N/A
Quality Concessions - Krystal		\$0	\$0	\$0	\$0	N/A	N/A
Goodrum-McDonald's [1]		\$320,048	\$3,643,791	\$48,007	\$554,823	15.0%	15.2%
Jackmont/Global-F&B [2]		\$1,234,215	\$15,262,042	\$199,163	\$2,466,376	16.1%	16.2%
Hojjei F & B [3]		\$1,650,240	\$20,299,741	\$251,314	\$3,094,369	15.2%	15.2%
Hojjei A [4]	new 5/1/12	\$5,547,039	\$70,422,575	\$845,337	\$10,712,890	15.2%	15.2%
Concessions/H&H B [5]	new 5/1/12	\$4,026,985	\$52,014,369	\$608,311	\$7,852,585	15.1%	15.1%
Host(ATL)Chefs JV3 C [6]	new 5/1/12	\$4,244,260	\$49,190,274	\$622,588	\$7,174,401	14.7%	14.6%
DNCTHS D&T [7]	new 5/1/12	\$4,664,071	\$50,101,216	\$712,041	\$7,628,277	15.3%	15.2%
HostATLche's JV5 Atr& F [8]	new 5/1/12	\$2,523,661	\$30,113,410	\$319,754	\$3,822,585	12.7%	12.7%
Atlanta Restaurant Partners D&T [9]	new 5/1/12	\$995,899	\$12,255,736	\$138,813	\$1,709,068	13.9%	13.9%
Global Concessions B&F [10]	new 5/1/12	\$685,492	\$8,683,014	\$115,387	\$1,456,888	16.8%	16.8%
Mack II A & ATR [11]	new 5/1/12	\$546,049	\$6,838,466	\$70,490	\$900,222	12.9%	13.2%
Vida Velocity C.	new 5/1/12	\$212,081	\$2,901,359	\$49,569	\$594,828	23.4%	20.5%
TOTALS		\$26,650,041	\$321,725,994	\$3,980,773	\$47,967,313	14.9%	14.9%
RETAIL							
Areas ARM JV [12]	start 9/6/08	\$3,901,897	\$44,858,641	\$623,745	\$7,364,245	16.0%	16.4%
HSTA JV	start 9/6/08	\$2,508,146	\$31,514,259	\$581,240	\$7,027,013	23.2%	22.3%
Paradies [13]	start 9/6/08	\$1,566,802	\$20,003,684	\$320,697	\$3,871,762	20.5%	19.4%
L'Occitane [14]	start 11/14/08	\$127,702	\$1,329,202	\$17,878	\$186,326	14.0%	14.0%
LTLATL JV [15]	start 3/16/12	\$1,723,905	\$20,863,403	\$189,271	\$2,314,471	11.0%	11.1%
Paradies ATL II [16]	start 3/16/12	\$1,239,914	\$15,180,808	\$178,252	\$2,208,586	14.4%	14.5%
Georgia Airport Concessions	start 11/20/15	\$148,962	\$267,440	\$24,583	\$49,167	16.5%	18.4%
Business Travelers Svc	start 12/1/08	\$687,133	\$7,979,868	\$48,099	\$558,591	7.0%	7.0%
Business Travelers T, E & F	new 5/1/12	\$198,031	\$2,700,583	\$17,580	\$212,942	8.9%	7.9%
TOTALS		\$12,102,491	\$144,697,888	\$2,001,346	\$23,793,102	16.5%	16.4%
DUTYFREE							
Dutyfree Americas	new 5/16/12	\$2,740,349	\$32,639,338	\$1,250,000	\$15,000,000	45.6%	46.0%
TOTALS		\$2,740,349	\$32,639,338	\$1,250,000	\$15,000,000	45.6%	46.0%

**CITY OF ATLANTA
HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT**

REQUEST FOR PROPOSAL

FC-7845

BRANDED HAMBURGER CONCESSION – CONCOURSE A



**MIGUEL SOUTHWELL
AVIATION GENERAL MANAGER
DEPARTMENT OF AVIATION**

**ADAM L. SMITH, ESQ., CPPO, CPPB, CPPM CPP
CHIEF PROCUREMENT OFFICER
DEPARTMENT OF PROCUREMENT**



Kasim Reed
Mayor

CITY OF ATLANTA
SUITE 1900
55 TRINITY AVENUE, SW
ATLANTA, GA 30303
(404) 330-6204 Fax: (404) 658-7705
Internet Home Page: www.atlantaga.gov

Department of Procurement
Adam L. Smith, Esq., CPPO, CPPB, CPPM, CPP
Chief Procurement Officer
asmith@atlantaga.gov

January 7, 2015

ATTENTION INTERESTED PROPONENT:

Your firm is hereby invited to submit to the City of Atlanta (the "City"), Department of Procurement (the "DOP"), a Proposal for **Project Number: FC-7845, Branded Hamburger Concession - Concourse A at Hartsfield-Jackson Atlanta International Airport**. This solicitation will require the successful Proponent to design, finish, furnish, maintain, and operate one (1) Branded Hamburger Concession location on Concourse A for the Department of Aviation at Hartsfield-Jackson Atlanta International Airport.

A **Pre-Proposal Conference** will be held on **Thursday, January 22, 2015, at 10:00 A.M., at the Hartsfield-Jackson Technical Support Campus, 1255 South Loop Road, College Park, Georgia 30337**. The purpose of the Pre-Proposal Conference is to provide Proponents with detailed information regarding the Procurement process and to address questions and concerns. There will be representatives from the Department of Aviation, Risk Management and the Office of Contract Compliance available at the conference to discuss this project and to answer any questions. Attendance to the Pre-Proposal Conference is strongly encouraged. An optional site tour will immediately follow the conference.

The last date to submit questions will be **Monday, January 26, 2015, no later than 5:00 P.M.** Questions may be sent to **Maño Smith, CPPO, CPPB, Contract Administrator**, via email at mosmith@atlantaga.gov, or facsimile at 404-658-7705. Questions will be responded to in the form of an addendum.

Your response to this Request for Proposal ("**Proposal**") must be received by designated staff of the Department of Procurement at 55 Trinity Avenue, S.W., City Hall, Suite 1900, Atlanta, GA 30303, **no later than 2:00 P.M., on Thursday, February 19, 2015**. Any Proposal received after this time will not be considered and will be rejected and returned.

All Proposals will be publicly opened and read at 2:00 P.M. on the respective due date in Suite 1900, 1st Floor, 55 Trinity Avenue, S.W., City Hall, Atlanta, GA 30303.

Request for Proposal**Project Number: FC-7845, Branded Hamburger Concession - Concourse A at Hartsfield-Jackson Atlanta International Airport**

January 7, 2015

Page 2

If you have any questions regarding this project, please contact **Mano Smith, CPPO, CPPB, Contract Administrator**, at 404-330-6351, or by email at mosmith@atlantaga.gov. Any questions regarding the procedures for purchasing a copy of the document or obtaining a copy of the plan holder's list should be directed to Jessica Boston, Administrative Assistance Senior, at 404-330-6903, or by e-mail at jaboston@atlantaga.gov.

The City reserves the right to cancel any and all solicitations and to accept or reject, in whole or in part, any and all Proposals when it is for good cause and in the best interest of the City.

Thank you for your interest in doing business with the City.

Sincerely,

A handwritten signature in black ink that reads "Adam L. Smith". The signature is written in a cursive style with a large, stylized initial "A".

Adam L. Smith

ALS:mas

**CITY OF ATLANTA
HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT**

REQUEST FOR PROPOSAL

FC-8511

BRANDED HAMBURGER CONCESSION – CONCOURSE A



**MIGUEL SOUTHWELL
AVIATION GENERAL MANAGER
DEPARTMENT OF AVIATION**

**ADAM L. SMITH, ESQ., CPPO, CPPB, CPPM, CPP,
CIPC, CISCC, CIGPM
CHIEF PROCUREMENT OFFICER
DEPARTMENT OF PROCUREMENT**



CITY OF ATLANTA

Kasim Reed
Mayor

SUITE 1900
55 TRINITY AVENUE, SW
ATLANTA, GA 30303
(404) 330-6204 Fax: (404) 658-7705
Internet Home Page: www.atlantaga.gov

DEPARTMENT OF PROCUREMENT
Adam L. Smith, Esq., CPPO, CPPB, CPPM, CPP
CIPC, CISCC, CIGPM
Chief Procurement Officer
asmith@atlantaga.gov

October 22, 2015

ATTENTION INTERESTED PROPONENT:

Your firm is hereby invited to submit to the City of Atlanta (the "City"), Department of Procurement (the "DOP"), a Proposal for **Project Number: FC-8511, Branded Hamburger Concession - Concourse A at Hartsfield-Jackson Atlanta International Airport**. This solicitation will require the successful Proponent to design, finish, furnish, maintain, and operate one (1) Branded Hamburger Concession location on Concourse A for the Department of Aviation at Hartsfield-Jackson Atlanta International Airport.

A **Pre-Proposal Conference** will be held on **Tuesday, November 10, 2015, at 10:00 A.M., at the Hartsfield-Jackson Technical Support Campus, 1255 South Loop Road, College Park, Georgia 30337**. The purpose of the Pre-Proposal Conference is to provide Proponents with detailed information regarding the Procurement process and to address questions and concerns. There will be representatives from the Department of Aviation, Risk Management and the Office of Contract Compliance available at the conference to discuss this project and to answer any questions. Attendance to the Pre-Proposal Conference is strongly encouraged. **A site tour will immediately follow the conference.**

The last date to submit questions will be **Friday, November 13, 2015, no later than 5:00 P.M.** Questions may be sent to **Mano Smith, Contract Administrator, CPPO, CPPB, CPPM, CPP**, via email at mosmith@atlantaga.gov, or facsimile at 404-658-7705. Questions will be responded to in the form of an addendum.

Your response to this Request for Proposal ("**Proposal**") must be received by designated staff of the Department of Procurement at 55 Trinity Avenue, S.W., City Hall, Suite 1900, Atlanta, GA 30303, **no later than 2:00 P.M., on Wednesday, December 2, 2015**. Any Proposal received after this time will not be considered and will be rejected and returned.

All Proposals will be publicly opened and read at 2:00 P.M. on the respective due date in Suite 1900, 1st Floor, 55 Trinity Avenue, S.W., City Hall, Atlanta, GA 30303.

Follow us on Twitter @ATLProcurement and Facebook @ City of Atlanta Department of Procurement



Request for Proposal**Project Number: FC-8511, Branded Hamburger Concession - Concourse A at Hartsfield-Jackson Atlanta International Airport**

October 22, 2015

Page 2

If you have any questions regarding this project, please contact **Mano Smith, Contract Administrator, CPPO, CPPB, CPPM, CPP**, at 404-330-6351, or by email at mosmith@atlantaga.gov. Any questions regarding the procedures for purchasing a copy of the document or obtaining a copy of the plan holder's list should be directed to Jessica Boston, Administrative Assistance Senior, at 404-330-6903, or by e-mail at jaboston@atlantaga.gov.

The City reserves the right to cancel any and all solicitations and to accept or reject, in whole or in part, any and all Proposals when it is for good cause and in the best interest of the City.

Thank you for your interest in doing business with the City.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam L. Smith". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Adam L. Smith

ALS:mas

**CITY OF ATLANTA
HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT
REQUEST FOR PROPOSAL**

**FC-8512
BRANDED HAMBURGER CONCESSION – CONCOURSE B**



**MIGUEL SOUTHWELL
AVIATION GENERAL MANAGER
DEPARTMENT OF AVIATION**

**ADAM L. SMITH, ESQ., CPPO, CPPB, CPPM, CPP,
CIPC, CISCC, CIGPM
CHIEF PROCUREMENT OFFICER
DEPARTMENT OF PROCUREMENT**



CITY OF ATLANTA

SUITE 1900

55 TRINITY AVENUE, SW

ATLANTA, GA 30303

(404) 330-6204 Fax: (404) 658-7705

Internet Home Page: www.atlantaga.gov

Kasim Reed
Mayor

DEPARTMENT OF PROCUREMENT
Adam L. Smith, Esq., CPPO, CPPB, CPPM, CPP
CIPC, CISCC, CIGPM
Chief Procurement Officer
asmith@atlantaga.gov

October 22, 2015

ATTENTION INTERESTED PROPONENT:

Your firm is hereby invited to submit to the City of Atlanta (the "City"), Department of Procurement (the "DOP"), a Proposal for **Project Number: FC-8512, Branded Hamburger Concession - Concourse B at Hartsfield-Jackson Atlanta International Airport**. This solicitation will require the successful Proponent to design, finish, furnish, maintain, and operate one (1) Branded Hamburger Concession location on Concourse B for the Department of Aviation at Hartsfield-Jackson Atlanta International Airport.

A **Pre-Proposal Conference** will be held on **Tuesday, November 10, 2015, at 10:00 A.M., at the Hartsfield-Jackson Technical Support Campus, 1255 South Loop Road, College Park, Georgia 30337**. The purpose of the Pre-Proposal Conference is to provide Proponents with detailed information regarding the Procurement process and to address questions and concerns. There will be representatives from the Department of Aviation, Risk Management and the Office of Contract Compliance available at the conference to discuss this project and to answer any questions. Attendance to the Pre-Proposal Conference is strongly encouraged. **A site tour will immediately follow the conference.**

The last date to submit questions will be **Friday, November 13, 2015, no later than 5:00 P.M.** Questions may be sent to **Mano Smith, Contract Administrator, CPPO, CPPB, CPPM, CPP**, via email at mosmith@atlantaga.gov, or facsimile at 404-658-7705. Questions will be responded to in the form of an addendum.

Your response to this Request for Proposal ("**Proposal**") must be received by designated staff of the Department of Procurement at 55 Trinity Avenue, S.W., City Hall, Suite 1900, Atlanta, GA 30303, **no later than 2:00 P.M., on Wednesday, December 2, 2015**. Any Proposal received after this time will not be considered and will be rejected and returned.

All Proposals will be publicly opened and read at 2:00 P.M. on the respective due date in Suite 1900, 1st Floor, 55 Trinity Avenue, S.W., City Hall, Atlanta, GA 30303.

Follow us on Twitter @ATLProcurement and Facebook @ City of Atlanta Department of Procurement



Request for Proposal**Project Number: FC-8512, Branded Hamburger Concession - Concourse B at Hartsfield-Jackson
Atlanta International Airport**

October 22, 2015

Page 2

If you have any questions regarding this project, please contact **Mano Smith, Contract Administrator, CPPO, CPPB, CPPM, CPP**, at 404-330-6351, or by email at mosmith@atlantaga.gov. Any questions regarding the procedures for purchasing a copy of the document or obtaining a copy of the plan holder's list should be directed to Jessica Boston, Administrative Assistance Senior, at 404-330-6903, or by e-mail at jaboston@atlantaga.gov.

The City reserves the right to cancel any and all solicitations and to accept or reject, in whole or in part, any and all Proposals when it is for good cause and in the best interest of the City.

Thank you for your interest in doing business with the City.

Sincerely,



Adam L. Smith

ALS:mas



CITY OF ATLANTA
DEPARTMENT OF LAW
SUITE 4100 • CITY HALL TOWER
68 MITCHELL STREET, S.W., ATLANTA, GEORGIA 30303-3520
(404) 330-6400

KASIM REED
MAYOR

CATHY HAMPTON
CITY ATTORNEY

NOTICE OF NEW MATTER

DATE: January 15, 2016
TO: William K Whitner, Esq.
Paul Hastings LLP
RE: General/Transactional Counseling-Aviation Matters

This notice is to confirm the terms of our arrangement for the matter listed above:

Summary of Matter:

Paul Hastings will provide advice and counsel on general and transactional Airport matters.

Date of Master Engagement Letter

This notice is issued under the terms of the Master Engagement Letter and Outside Counsel Guidelines attached thereto.

Staffing:

Principal Client Contact for this Matter: William K Whitner

Based on your understanding of our requirements, you have proposed to staff the matter as follows:

William K Whitner, Partner
Andrea J. Pearson, Associate
Eric D. Stolze, Associate

As required by the Outside Counsel Guidelines, staffing changes must be reviewed with the Law Department.

Law Department Responsible Attorneys: Cathy Hampton, City Attorney, Kimberly M. Patrick, Deputy City Attorney.

Proposed Fee Structure:

William K. Whitner:	\$950.00 per hour
Eric D. Stolze:	\$700.00 per hour
Andrea J. Pearson:	\$650.00 per hour
Paralegals:	\$255.00 per hour

Assumptions for Cost Basis: Firm has expertise in handling issues of this nature.

Discounts: 10-20%

Timing and Deadlines

Ongoing counseling until notified by the City Attorney.

Key Milestones: As determined by Cathy Hampton or Kimberly Patrick.

Status Reports: At the request of Cathy Hampton or Kimberly Patrick.

Notice:

The firm shall follow all billing and notice requirements pursuant to the Outside Counsel Guidelines. The firm will be reimbursed for travel and subsistence expenses to the extent that such expenses are not greater than would be permitted to a City of Atlanta employee.

In addition to regularly submitting invoices, the firm hereby agrees to notify the City Attorney, the Law Department Responsible Attorney and the Law Department Senior Accounting Manager in writing when the accrued Fee amount reaches increments of Twenty-Five Thousand Dollars (\$25,000) (i.e. \$25,000, \$50,000, \$75,000, etc.).

Conflicts

We ask that you certify (by executing this document) that your firm is not aware of any actual or potential conflict of interest in undertaking the required work for this matter.

[Remainder of page intentionally left blank.]

Agreement

You may accept the terms of this agreement by signing and returning this notice.

We look forward to working with you on this matter to provide the highest level of legal services to the City of Atlanta.

Sincerely,

Accepted:

CATHY HAMPTON (Date)
City Attorney


WILLIAM K WHITNER (Date)
Partner

For COA Law Department Use Only

Matter Practice Area and Deputy:

Matter Category: Matter Number: *[if applicable]*

Actual Start Date:

Funding Source:

Invoice Approver(s):

Legislative Requirement: Yes [] If yes, please provide ordinance number: *[Legislation Number]* No [X] []

Other:



75 14th Street, 26th Floor
Atlanta, GA 30309
T: 404.873.8000 F: 404.873.8050
www.pcwlawfirm.com

May 31, 2016

Via Courier

Kasim Reed
Mayor, City of Atlanta
55 Trinity Avenue
Suite 2400
Atlanta, Georgia 30303

Re: Miguel Southwell

Dear Mayor Reed:

Miguel Southwell has retained our law firm to represent him in connection with your sudden decision to terminate him from his position as General Manager of the airport via letter dated May 20, 2016. We are initiating an investigation into the matter, and enclose our Open Records Act requests seeking documents and other information we believe to be relevant to the various claims Mr. Southwell may assert with respect to his termination. While we are not yet in a position to discuss a possible resolution, we hope the City will participate in settlement discussions or mediation at the conclusion of our investigation. At this time, I am requesting the City allow Mr. Southwell to clean out his office and retrieve his personal effects. To date, he has been denied this common courtesy. In addition, his final paycheck did not include payment for his accrued vacation (approximately 200 hours), or reimbursable expenses. Please ensure these payments are made.

Here is what we actually know. Mr. Southwell was just named CEO of the Year by the Atlanta Business League, and CEO of the Year at the Georgia Minority Business Awards in March 2016. Last year, the Atlanta Business Chronicle listed Mr. Southwell among Atlanta's top five Most Admired CEO's in the hospitality sector. He is well respected in the industry, and has never been subject to any prior disciplinary action or even a warning about his job performance. He had just closed a lucrative twenty-year contract extension with Delta Air Lines that ensured the cornerstone of the airport would maintain its headquarters in Atlanta for the twenty-year term of the new agreement. (In fact, you boasted of this accomplishment during the May 23 press conference you convened to discuss Mr. Southwell's termination.) Yet, Mr. Southwell was given just thirty minutes to make a major career decision and then "bull rushed" out the door when he refused to resign.

You have publicly stated that the reason for his termination was the long security lines that are adversely impacting several major airports due to heightened security measures put in place by the United States Department of Homeland Security and the record number of passengers traveling. It is well-known that Mr. Southwell was the first General Manager of a major airport to publicly demand that Homeland Security take steps to address this problem and



Mayor Kasim Reed

May 31, 2016

Page 2 of 4

that his plan to ameliorate the mess caused by the federal government went into effect last week, beginning May 24th. It is inexplicable that you would claim that the long lines at the security check points were the reason for Mr. Southwell's termination when you knew the solution (which was sent to you for review) was days away from implementation. Is it a coincidence that the termination came on the eve of the award of some of the most lucrative contracts in the airport's long and difficult history of patronage-based awards?

Mr. Southwell has provided us with the following facts with respect to your decision to terminate him without prior notice. Please confirm the following:

1) Mr. Southwell was given thirty minutes to choose between resignation with three (3) months' severance and termination, and then terminated by a phone call and a letter follow-up dated May 20, 2016, a copy of which is attached.

2) The reason you have given for termination was the long passenger lines created at the security check points manned by federal agents employed by the Office of Homeland Security following the institution of a higher level of security due to recent acts of terrorism and rapid passenger growth.

3) Last year you made a statement to Mr. Southwell that you thought he went out of his way to be independent of you, provided examples, and also made a statement to the effect that, "You worked in Miami. I thought you knew how things work," that can only be interpreted as a blunt reference to Miami International Airport's own long and difficult history of patronage-based awards.

4) In January 2016, Mr. Southwell urged you to permit the issuance of the Request for Proposal (RFP) for the last remaining large-area food and beverage contract located on Concourse E; the RFP process was initiated by Mr. Southwell in August of 2015, and had been held by the City's Department of Procurement since that time despite the fact that the existing agreements were due to expire in Spring 2016. The RFP was released only after consistent inquiries by Mr. Southwell.

5) Beginning in January 2016, Mr. Southwell's City emails, as well as the emails of all members of his concessions management team, his management assistant and secretary, have been continuously monitored without their permission by persons acting on behalf of the City, including City Attorney Cathy Hampton.

6) Beginning on or about April 1, 2016, Mr. Southwell and his management staff have received direction from senior officials of the City's Procurement Department to take a number of actions that would impact the award of active procurements of concession and construction contracts at Hartsfield Jackson Atlanta International Airport by causing the contracts to be awarded to companies other than the highest-ranked bidder in the procurement process, and those same senior officials represented that these directions were originating from the "second floor" or "the Mayor".



Mayor Kasim Reed

May 31, 2016

Page 3 of 4

7) After Uber agreed to pay the city of Newark \$10 million, Uber drivers were allowed to operate at the Newark Airport without undergoing a background check that included finger printing. Just prior to Mr. Southwell's termination, several members of your Cabinet, who represented that they have your support, strongly lobbied Mr. Southwell to abandon the legislation he is sponsoring before the City Council to require finger printing as a condition of Uber being granted access to the airport. Instead, they suggested Mr. Southwell reach a "Newark" type agreement with Uber whereby the City literally "sells" passenger security for a large cash payment. Uber is strongly opposed to Mr. Southwell's proposed legislation requiring Uber and other private transportation company drivers to undergo fingerprinting in order to be eligible to operate at Hartsfield Jackson Atlanta International Airport. Despite this, Mr. Southwell steadfastly held to the position that the prominence of Hartsfield and the existing security and terrorism threat to the Airport supports the passage of his aforementioned legislation, even if it prevents the City from obtaining a similar lucrative payout from Uber and other transportation companies. Following his termination, he is no longer an obstacle to the "Newark" type deal you are advocating so that Uber can circumvent the finger printing of its drivers.

This letter constitutes notice that the City of Atlanta (the "City") (and its officers, employees, contractors, agents, representatives and attorneys) is under a legal duty to preserve all documents, tangible things and electronically stored information potentially relevant to the issues in this cause including, without limitation, the documents and communications identified above. The City should anticipate that much of the information subject to disclosure or responsive to discovery in this matter is stored on current and former computer systems and other media and devices (including personal digital assistants, voice-messaging systems, online repositories, tablet computers, laptop computers, and cell phones).

Electronically stored information (hereinafter "ESI") should be afforded the broadest possible definition and includes (by way of example and not as an exclusive list) potentially relevant information electronically, magnetically or optically stored as:

- Digital communications (e.g., e-mail, voice mail, instant messaging);
- Word processed documents (e.g., Word or WordPerfect documents and drafts);
- Spreadsheets and tables (e.g., Excel or Lotus 123 worksheets);
- Accounting Application Data (e.g., QuickBooks, Money, Peachtree data files);
- Image and Facsimile Files (e.g., .PDF, .TIFF, .JPG, .GIF images);
- Sound Recordings (e.g., .WAV and .MP3 files);
- Video and Animation (e.g., .AVI and .MOV files);
- Databases (e.g., Access, Oracle, SQL Server data, SAP);
- Contact and Relationship Management Data (e.g., Outlook, ACT!);
- Calendar and Diary Application Data (e.g., Outlook PST, Yahoo, blog tools);
- Online Access Data (e.g., Temporary Internet Files, History, Cookies);
- Presentations (e.g., PowerPoint, Corel Presentations)
- Network Access and Server Activity Logs;
- Project Management Application Data;
- Computer Aided Design/Drawing Files; and,



Mayor Kasim Reed

May 31, 2016

Page 4 of 4

- Back Up and Archival Files (e.g., Zip, .GHO)

ESI resides not only in areas of electronic, magnetic and optical storage media reasonably accessible to the City, but also in areas that the City may deem not reasonably accessible. The City is obliged to preserve potentially relevant evidence from both these sources of ESI, even if it does not anticipate producing such ESI.

The demand that the City preserve both accessible and inaccessible ESI is reasonable and necessary. Pursuant to amendments to the Federal Rules of Civil Procedure, the City will have to identify all sources of ESI that it declines to produce and demonstrate to the court why such sources are not reasonably accessible. For good cause shown, the court may then order production of the ESI, even if it finds that it is not reasonably accessible. Accordingly, even ESI that the City deems reasonably inaccessible must be preserved in the interim so as not to deprive my client of his right to secure the evidence.

Please direct all communications about this matter to me.

Very truly yours,

A handwritten signature in black ink, appearing to read 'A. Lee Parks', written in a cursive style.

A. Lee Parks

ALP:kt

Enclosure

cc: Miguel Southwell (Via Email)

HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT

~~Branded Hamburger Concessions-Concourse A, (FC-7485 & 8511)~~
Branded Hamburger Concessions-Concourse A, (FC-7845 & 8511)

Waterman, Patrice

DATE	STATUS AND ACTION
January 12, 2015	FC-748845 was advertised on the City of Atlanta website
January 22, 2015	Pre-Proposal Conference was held at Technical Campus at 10:00 am
February 11, 2015	Addendum No. 1, was issued; responded to questions received from interested proponents, revised proposal due date and modified the contents of the proposal including required submittals.
February 26, 2015	Addendum No. 2, was issued; revised the due date from March 5, 2015 to March 18, 2015
March 18, 2015	Proposals are due by 2:00p. Eight (8) proposals were received. (<i>MEM Concessions DBA Five Guys, Delaware North Corporation, Tersylbran, Inc. DBA Trinity Group, HBF Verge Partners I, JV, CI/HH Better Burger, Velocity Airport Concessions, LLC, Trans Air Concession, LLC, SSP America</i>)
April 30, 2015	Collaborative training and distribution of proposals
August 7, 2015	Project FC-7845 Cancellation letters sent out to all proponents
September 16, 2015	FC-8511 , Project Initiation received by DOP
September 29, 2015	Project Team meeting held for FC-8511
October 15, 2015	Draft RFP forwarded to DOA and Legal for review
October 22, 2015	Project advertised on City of Atlanta website. FC-8511 , due date 12/2/15
November 2, 2015	Addendum No. 1, was issued; deleted page 4 of Appendix A, requested information from proponents who were interested in attending the site tour
November 10, 2015	Pre-Proposal Conference held at Technical Campus at 10:00am, followed by a site tour at 11:00am
November 13, 2015	Questions received from proponents, questions were forwarded to all stakeholders
November 18, 2015	Addendum No. 2, was issued; extended proposal due date from December 2, 2015 to December 18, 2015, notification of a stated that there will be a second site tour
December 3, 2015	Second site tour at 10:00am
December 11, 2015	Addendum No. 3, was issued; extended proposal due date from December 18, 2015 to January 13, 2016.
December 15, 2015	Addendum No. 4, was issued; re-opened the time period to submit more questions by 12/18/15 and answered responses to initial questions
December 28, 2015	Addendum No. 5, was issued; responses to answered the second set of questions
January 13, 2016	Proposal due date, Nine (9) proposals were received. (<i>MEM Concessions DBA Five Guys, HBS National Corporation, Tersylbran, Inc. DBA Trinity Group, HBF Verge Partners I, JV, Shake Shack/CI/HH Better Burger, Velocity Airport Concessions, LLC, Gourmet Services, SSP America, Atlanta Airport Concessions</i>)
February 2, 2016	DOP is reviewing proposals for responsiveness
February 17, 2016	Evaluator training was held and distribution of seven (7) responsive proposals
March 1, 2016	Finalizing dates for collaborative scoring
March 25, 2016	Collaborative Scoring Session held.

HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT

~~Branded Hamburger Concessions-Concourse A, (FC-7485 & 8511)~~
Branded Hamburger Concessions-Concourse A, (FC-7845 & 8511)

Waterman, Patrice

May 17, 2016	<u>Waiting on final scores from DOP</u> No change in status
May 31, 2016	No change in status
June 21, 2016	No change in status
July 6, 2016	No change in status
July 20, 2016	No change in status

A. Lee Parks, Jr.
lparks@pcwlawfirm.com

May 31, 2016

Via Courier

Mayor Kasim Reed
City of Atlanta
55 Trinity Avenue, Suite 2400
Atlanta, Georgia 30303

Adam L. Smith
Chief Procurement Officer
City of Atlanta
Department of Procurement
55 Trinity Avenue, Suite 1790
Atlanta, Georgia 30303

Roosevelt Council, Jr.
Interim General Manager
City of Atlanta
Hartsfield-Jackson Atlanta
International Airport
6000 North Terminal Pkwy
P.O. Box 20509
Atlanta, Georgia 30320

Re: Georgia Open Records Act Request

Pursuant to the Georgia Open Records Act, O.C.G.A. § 50-18-70, et seq. (the "Act"), I respectfully request copies of the below open records:

Construction Management RFP for \$6 billion Capital Program (RFP FC-8640)

1. Provide all documents and communications since April 1, 2016 to, from or between any member/official/employee of the Mayor's Cabinet, the City's Procurement Department and/or any member/official/employee of the Department of Aviation including, without limitation, Mayor Reed, Candace Byrd, Katrina Taylor Parks, Dan Gordon, Cathy Hampton, Melissa Mullinax, Adam Smith, Girard Geeter, Roosevelt Council, Michael Smith, Frank Rucker and Keith Brooks, regarding the ranking of the respondents to RFP FC-8640.
2. Provide all documents and communications to, from or between any member/official/employee of the Mayor's Cabinet, the City's Procurement Department and/or any member/official/employee of the Department of Aviation



Mayor Kasim Reed
Adam L. Smith
Roosevelt Council, Jr.
May 31, 2016
Page 2 of 4

including, without limitation, Mayor Reed, Candace Byrd, Dan Gordon, Cathy Hampton, Katrina Taylor Parks, Melissa Mullinax, Adam Smith, Girard Geeter, Roosevelt Council, Michael Smith, Frank Rucker and Keith Brooks, indicating that the top ranked group in RFP FC-8640 was CH2MHill/Parsons/Rohadfox, and/or that the Mayor, or “second floor” would not approve the award of the contract to CH2MHill/Parsons/Rohadfox.

3. Provide all documents and communications to, from or between any member/official/employee of the Mayor’s Cabinet, the City’s Procurement Department and/or any member/official/employee of the Department of Aviation including, without limitation, Mayor Reed, Candace Byrd, Katrina Taylor Parks, Dan Gordon, Cathy Hampton, Melissa Mullinax, Adam Smith, Girard Geeter, Roosevelt Council, Michael Smith, Frank Rucker and Keith Brooks, communicating that the Mayor or the “second floor” desires to have the third ranked proponent of RFP FC-8640 , Hill & Prad Group, be awarded the contract.

Parking Garage Construction Manager at Risk (RFP FC-8469)

4. Provide all documents and communications since April 1, 2016, to, from or between any member/official/employee of the Mayor’s Cabinet, the City’s Procurement Department and/or any member/official/employee of the Department of Aviation including, without limitation, Mayor Reed, Candace Byrd, Katrina Taylor Parks, Dan Gordon, Cathy Hampton, Melissa Mullinax, Adam Smith, Girard Geeter, Roosevelt Council, Michael Smith, Frank Rucker and Keith Brooks, directing the Department of Aviation to remove the top ranked firm from the Electronic Legislative Management System (ELMS) and not proceed with awarding that contract. Provide any subsequent communication from, to, or between any member/official/employee of the Mayor’s Cabinet, the City’s Procurement Department and/or any member/official/employee of the Department of Aviation, indicating that the previous action was a mistake and the award was to be re-entered into ELMS.

Concourse E Food & Beverage Concessions (RFP FC-8610, FC-8611, FC-8612, FC-8613)

5. Provide all documents and communications since January 2016, from, to or between any member/official/employee of the Mayor’s Cabinet, the City’s Procurement Department and/or any member/official/employee of the Department of Aviation including, without limitation, Mayor Reed, Candace Byrd, Katrina Taylor Parks, Dan Gordon, Cathy Hampton, Melissa Mullinax, Adam Smith, Girard Geeter, Roosevelt Council, Keith Brooks, Michael Smith, Vivica Brown, Charles Ewing, and Devin Judd, approving the advertising of RFPs identified above.
6. Provide documentation identifying the current concessionaires on Concourse E, their principals, and number of locations.



Mayor Kasim Reed
Adam L. Smith
Roosevelt Council, Jr.
May 31, 2016
Page 3 of 4

Concourse A, B and C Food & Beverage Concessions (RFP FC-8511, FC-8512, FC-8484)

7. Provide all documents and communications since April 1, 2016, to, from or between any member/official/employee of the Mayor's Cabinet, the City's Procurement Department and/or any member/official/employee of the Department of Aviation including, without limitation, Mayor Reed, Candace Byrd, Katrina Taylor Parks, Dan Gordon, Cathy Hampton, Melissa Mullinax, Adam Smith, Girard Geeter, Roosevelt Council, Keith Brooks, Michael Smith, Vivica Brown, Charles Ewing, and Devin Judd, that identify, refer or relate to the top ranked firm(s) for all four Requests for Proposals (RFPs) that were reissued since October 22, 2015, and which proposals were submitted since January 13, 2016 for Concourses A, B, and C.

General Requests

8. Provide all documents and communications since January 2016, from, to or between any member/official/employee of the Mayor's Cabinet or the City of Atlanta and any official or employee of Atlanta Information Management (AIM) including, without limitation, Mayor Reed, Candace Byrd Katrina Taylor Parks, Dan Gordon, Cathy Hampton, and Melissa Mullinax, directing such AIM officials/employees to provide copies or summaries of communications made or received by officials/employees of the Department of Aviation concessions hierarchy, including but not limited to Miguel Southwell, Marcia Brown and Yvette Beeks, Michael Smith, Vivica Brown, Charles "Chili" Ewing, and Devin Judd. Provide any communication of/by same parties that refer to, relate to, or justify such monitoring and whether such monitoring was still in effect through April 2016.
9. Provide all documents and communications since April 1, 2016, to, from or between any member/official/employee of the Mayor's Cabinet, the City's Procurement Department and/or any member/official/employee of the Department of Aviation including, without limitation, Mayor Reed, Candace Byrd, Katrina Taylor Parks, Dan Gordon, Cathy Hampton, Melissa Mullinax, Adam Smith, Girard Geeter, Roosevelt Council, Keith Brooks, Michael Smith, Vivica Brown, Charles Ewing, and Devin Judd, directing the Department of Aviation to post any addenda to the RFP that change the minimum or maximum qualifications for Concourse E Food & Beverage Concessions (RFP FC-8610, FC-8611, FC-8612, FC-8613), including any justifications for such changes.
10. Provide all documents and communications from, to or between any member/official/employee of the Mayor's Cabinet and/or any member/official/employee of the IT Department including, without limitation, Mayor Reed, Candace Byrd, Katrina Taylor Parks, Dan Gordon, Cathy Hampton, Melissa



Mayor Kasim Reed
Adam L. Smith
Roosevelt Council, Jr.
May 31, 2016
Page 4 of 4

Mullinax, Samir Saini, Taiye Lambo, Jason B. Watkins and Sharon Jones, that refer to, relate to, or justify the copying of then General Manager Miguel Southwell's computer hard drive on or about May 19, 2016. Provide a copy of the contents of that hard drive, a copy of Mr. Southwell's emails since January 1, 2016 and a copy of Mr. Southwell's calendar since January 1, 2016. Please indicate what, if any files, emails or calendar items, were altered after May 19, 2016 at 12:00 pm.

11. Provide all documents and communications from, to or between any member/official/employee of the Mayor's Cabinet and/or any member/official/employee of the IT Department including, without limitation, Mayor Reed, Candace Byrd, Katrina Taylor Parks, Dan Gordon, Cathy Hampton, Melissa Mullinax, Samir Saini, Taiye Lambo, Jason B. Watkins and Sharon Jones, that refer to, relate to, or justify the copying of then General Manager Miguel Southwell's cell phone text communications in or about May 2016, and provide a copy of all such text communications.
12. Provide all documents and communications from, to or between Miguel Southwell or Marcia Brown and Mayor Reed or Karla Johnson from April 1, 2016 that request meetings or respond to requests for meetings between Mr. Southwell and Mayor Reed.

To the extent you claim any of these documents are exempt from disclosure under the Act, I respectfully request that you identify the individual documents and the specific provision in the Act supporting your claim.

My firm agrees to pay all charges authorized by the Act. However, if charges for responding to this request will or are expected to exceed \$25.00, pursuant to O.C.G.A. §50-18-71(d), I respectfully request an estimate of costs.

Very truly yours,

A handwritten signature in black ink, appearing to read 'A. Lee Parks', written in a cursive style.

A. Lee Parks

ALP:kt

cc: Miguel Southwell (via Email)

**PAUL
HASTINGS**

Received

AUG 8 2016

City of Atlanta Dept of Law

*Debra
Ch
Fyler*

1(404) 815-2228
kwhitner@paulhastings.com

July 22, 2016

77452.00023

VIA U.S. FIRST CLASS MAIL

Ms. Cathy D. Hampton
City Attorney, City of Atlanta
55 Trinity Avenue, SW
Suite 5000
Atlanta, GA 30303

*CA
Airport
9/2/16*

Re: Airport Personnel

Dear Cathy:

Enclosed is our Invoice No. 2092522 for services rendered in the above-referenced matter through June 30, 2016. Should you have any questions regarding this Invoice, please call me.

We appreciate the opportunity to work with the City of Atlanta on this matter.

Regards,


William K. Whitner
of PAUL HASTINGS LLP

Enclosure

cc: Kimberly M. Patrick
Senior Assistant City Attorney

LEGAL_US_E # 122858642.1

**PAUL
HASTINGS**

PAUL HASTINGS LLP
1170 Peachtree Street, NE, Suite 100, Atlanta, GA 30309
t: +1.404.815.2400 | f: +1.404.815.2424 | www.paulhastings.com

City of Atlanta
Suite 5000
55 Trinity Avenue, SW
Atlanta, GA 30303

July 22, 2016

Please Refer to
Invoice Number: 2092522

Attn: Cathy Hampton

PH LLP Tax ID No. [REDACTED]

SUMMARY SHEET

Airport Personnel

PH LLP Client/Matter # 77452-00023
William K Whitner

Legal fees for professional services
for the period ending June 30, 2016

\$221,743.50

Less 15% Discount

(33,261.53)

\$188,481.97

Costs incurred and advanced

155.12

Current Fees and Costs Due

\$188,637.09

Total Balance Due

\$188,637.09

Double check last A/c

*ok to P.A. [initials]
10-25-*

We encourage our clients to pay via ACH, however, in the event that you pay by check, please send payment to the remittance address below:

Wiring and ACH Instructions:



Remittance Address:



*For wires, please reference the invoice, client and matter number(s) being paid
For ACH payments, please use the CTX format and/or send any remittances to cash@paulhastings.com. This is a no-reply mailbox
Please refer all questions to billing@paulhastings.com*

**PAUL
HASTINGS**

PAUL HASTINGS LLP
1170 Peachtree Street, NE, Suite 100, Atlanta, GA 30309
t: +1.404.815.2400 | f: +1.404.815.2424 | www.paulhastings.com

City of Atlanta
Suite 5000
55 Trinity Avenue, SW
Atlanta, GA 30303

July 22, 2016

Please Refer to
Invoice Number: 2092522

Attn: Cathy Hampton

PH LLP Tax ID No. [REDACTED]

REMITTANCE COPY

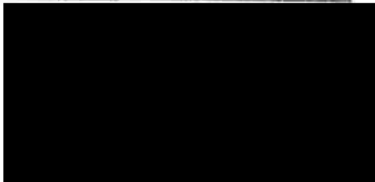
Airport Personnel

PH LLP Client/Matter # 77452-00023
William K Whitner

Legal fees for professional services for the period ending June 30, 2016	\$221,743.50
Less 15% Discount	(33,261.49)
	\$188,482.01
Costs incurred and advanced	155.12
Current Fees and Costs Due	\$188,637.13
Total Balance Due	\$188,637.13

We encourage our clients to pay via ACH, however, in the event that you pay by check, please send payment to the remittance address below:

Wiring and ACH Instructions:



Remittance Address:



*For wires, please reference the Invoice, client and matter number(s) being paid
For ACH payments, please use the CTX format and/or send any remittances to payments@paulhastings.com. This is a no-reply mailbox
Please refer all questions to payments@paulhastings.com*

**PAUL
HASTINGS**

PAUL HASTINGS LLP
1170 Peachtree Street, NE, Suite 100, Atlanta, GA 30309
t: +1.404.815.2400 | f: +1.404.815.2424 | www.paulhastings.com

City of Atlanta
Suite 5000
55 Trinity Avenue, SW
Atlanta, GA 30303

July 22, 2016

Please Refer to
Invoice Number: 2092522

Attn: Cathy Hampton

PH LLP Tax ID No. 

REMITTANCE COPY

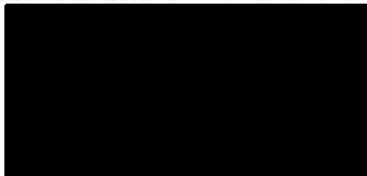
Airport Personnel

PH LLP Client/Matter # 77452-00023
William K Whitner

Legal fees for professional services for the period ending June 30, 2016	\$221,743.50
Less 15% Discount	(33,261.53)
	\$188,481.97
Costs incurred and advanced	155.12
Current Fees and Costs Due	\$188,637.09
Total Balance Due	\$188,637.09

We encourage our clients to pay via ACH, however, in the event that you pay by check, please send payment to the remittance address below:

Wiring and ACH Instructions:



Remittance Address:



*For wires, please reference the invoice, client and matter number(s) being paid
For ACH payments, please use the CTX format and/or send any remittances to cashenn@paulhastings.com. This is a no-reply mailbox
Please refer all questions to billing@paulhastings.com*

**PAUL
HASTINGS**

PAUL HASTINGS LLP
 1170 Peachtree Street, NE, Suite 100, Atlanta, GA 30309
 t: +1.404.815.2400 | f: +1.404.815.2424 | www.paulhastings.com

City of Atlanta
 Suite 5000
 55 Trinity Avenue, SW
 Atlanta, GA 30303

July 22, 2016

Please Refer to
 Invoice Number: 2092522

Attn: Cathy Hampton

PH LLP Tax ID No. XXXXXXXXXX

FOR PROFESSIONAL SERVICES RENDERED
 for the period ending June 30, 2016

Airport Personnel

Less 15% Discount

\$221,743.50

(33,261.53)

\$188,481.97

<u>Date</u>	<u>Initials</u>	<u>Description</u>	<u>Hours</u>
06/07/2016	EDS4	Prepare email regarding ORR	0.50
06/08/2016	WKW	Conference regarding ORR	1.00
06/09/2016	EDS4	Telephone conference regarding ORR	7.50
06/09/2016	MY11	Telephone conference regarding ORR	1.20
06/09/2016	WKW	Conferences regarding ORR	1.00
06/10/2016	EDS4	Telephone conferences regarding ORR	6.00
06/10/2016	STP	Conferences regarding ORR	3.50
06/10/2016	WLC	Configure secure access to discovery document collections for the legal team and case consultants	0.80
06/10/2016	WKW	Conferences regarding ORR	1.50
06/11/2016	EDS4	ORR preservation and collection meetings	4.50
06/11/2016	WKW	Conference regarding ORR	1.50
06/12/2016	EDS4	Create search strategy for ORR	5.50
06/12/2016	STP	Prepare for custodian interviews	5.00
06/13/2016	EDS4	Office conferences regarding ORR	5.50
06/13/2016	MY11	Prepare ORR custodian interview memo	1.30

City of Atlanta
77452-00023
Invoice No. 2092522

Page 2

<u>Date</u>	<u>Initials</u>	<u>Description</u>	<u>Hours</u>
06/13/2016	STP	Strategy meetings for ORR document collection and preservation	7.50
06/13/2016	WKW	ORR conferences	1.00
06/14/2016	EDS4	ORR response preparation	9.25
06/14/2016	STP	Prepare for ORR custodian interviews	10.50
06/14/2016	WKW	Conference regarding ORR	0.50
06/15/2016	EDS4	Conferences regarding ORR	8.25
06/15/2016	STP	Prepare for and conduct ORR interviews	9.75
06/15/2016	WKW	Conferences regarding ORR	1.25
06/16/2016	EDS4	Telephone conferences regarding ORR; office conferences regarding ORR	7.75
06/16/2016	STP	Prepare for and attend telephone conferences regarding ORR	7.75
06/17/2016	EDS4	Telephone conferences regarding ORR; ORR response preparation	10.25
06/17/2016	STP	ORR response preparation	10.25
06/17/2016	WKW	Conferences regarding ORR	1.50
06/18/2016	EDS4	ORR response preparation	2.50
06/18/2016	STP	ORR response preparation	5.00
06/19/2016	EDS4	ORR response preparation	6.50
06/19/2016	STP	ORR response preparation	7.50
06/20/2016	EDS4	ORR response preparation	11.00
06/20/2016	PNM	Conferences regarding ORR; ORR response preparation	2.75
06/20/2016	WKW	Conferences regarding ORR	2.25
06/21/2016	EDS4	ORR response preparation	11.50
06/21/2016	PNM	Conferences regarding ORR; ORR response preparation	4.50
06/22/2016	EDS4	ORR response preparation	15.00
06/22/2016	PNM	Telephone conferences and email correspondence regarding ORR	1.50
06/22/2016	WKW	Conferences regarding ORR	2.00
06/23/2016	EDS4	ORR response preparation	12.00
06/23/2016	PNM	Telephone conference regarding ORR	0.25
06/23/2016	WKW	Multiple conferences regarding ORR	2.25
06/24/2016	EDS4	Telephone conferences regarding ORR; ORR response preparation	12.00
06/24/2016	WKW	Conference calls regarding ORR; conferences regarding ORR	2.75
06/25/2016	EDS4	Telephone conferences regarding ORR; ORR response preparation	6.25

City of Atlanta
77452-00023
Invoice No. 2092522

Page 3

<u>Date</u>	<u>Initials</u>	<u>Description</u>	<u>Hours</u>
06/25/2016	WKW	Conference regarding ORR	1.00
06/26/2016	EDS4	ORR response preparation	11.00
06/27/2016	EDS4	ORR response preparation	10.00
06/28/2016	EDS4	ORR response preparation	9.25
06/28/2016	WKW	Conferences regarding ORR	1.00
06/29/2016	EDS4	ORR response preparation	14.25
06/29/2016	WKW	Conferences regarding ORR	3.50
06/30/2016	EDS4	ORR response preparation	4.50
06/30/2016	EDS4	Office conferences regarding ORR; ORR response preparation	8.50
Total Hours			302.30

Timekeeper Summary

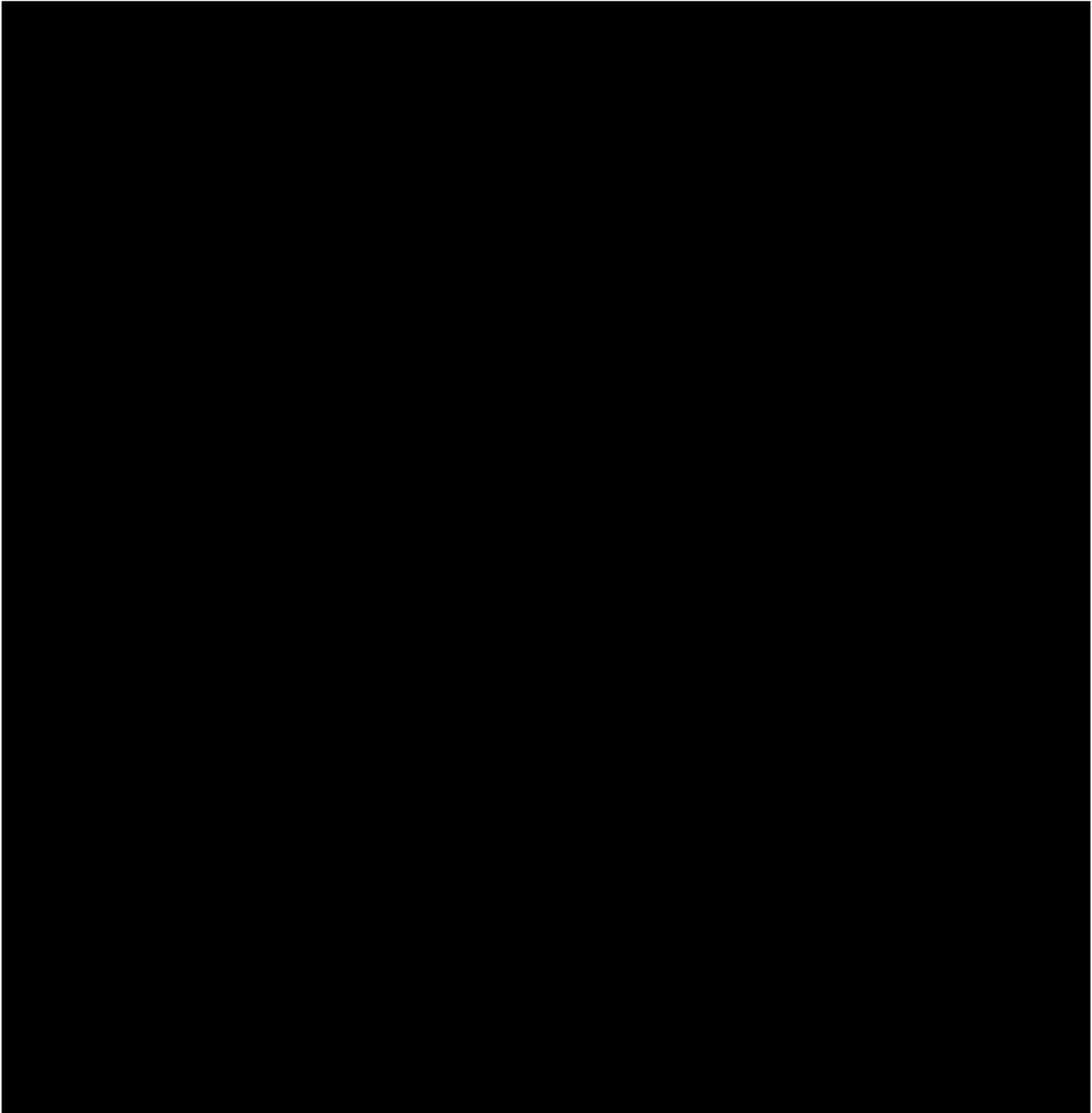
William K Whitner	24.00
Paul N. Monnin	9.00
S. Tameka Phillips	66.75
Eric D. Stolze	199.25
Meesun Yang	2.50
Wayne L. Clark	0.80

Costs incurred and advanced

Messenger	107.20
HC - Misc	47.92
Total Costs incurred and advanced	\$155.12

Current Fees and Costs **\$188,637.09**

Total Balance Due **\$188,637.09**



From: Sherice M. Dunham [<mailto:SDunham@pcwlawfirm.com>]
Sent: Monday, July 18, 2016 3:50 PM
To: Whitner, William K.
Cc: triggm@gtlaw.com; J. Matthew Maguire, Jr.; Lee Parks
Subject: May 31, 2016 ORA - Southwell v. City of Atlanta

All,

Please find attached a copy of correspondence regarding the Open Records Act Request for documents in the above referenced matter. A hard copy is being forward in today's mail.

If you incur any problems opening the attached, please let me know. If you have any questions regarding the content of the request, please contact Matt Maguire directly.

Thank you.

SHERICE M. DUNHAM, PARALEGAL
<image001.jpg>
75 14th Street, 26th Floor | Atlanta, Georgia 30309
telephone 404-873-8000 | fax 404-873-8050
sdunham@pcwlawfirm.com | www.pcwlawfirm.com

This electronic message is from the law firm of Parks, Chesin & Walbert, P.C. It may contain confidential or privileged information. If you received this transmission in error, please reply to the sender to advise of the error and delete this transmission and any attachments. The sender prohibits any unauthorized use or dissemination of this communication.

This message is sent by a law firm and may contain information that is privileged or confidential. If you received this transmission in error, please notify the sender by reply e-mail and delete the message and any attachments.

For additional information, please visit our website at

This message is sent by a law firm and may contain information that is privileged or confidential. If you received this transmission in error, please notify the sender by reply e-mail and delete the message and any attachments.

For additional information, please visit our website at

	A	B	C	D	E	F	G
	Supplier	Invoice Number	Invoice Date	Payment Date	Check Number	Invoice Amt	Invoice Line Desc
1	PAUL HASTINGS LLP	2092522	7/22/16	12/16/16	2339552	\$ 188,637.09	AIRPORT PERSONNEL
2	PAUL HASTINGS LLP	2092483	7/25/16	10/26/16	2335003	\$ 134,899.69	AIRPORT DOCUMENT REVIEW
3	PAUL HASTINGS LLP	2095103	8/19/16	10/19/16	2334339	\$ 106,053.68	AIRPORT PERSONEL DOC REVIEW
4	PAUL HASTINGS LLP	2095107	8/19/16	10/19/16	2334339	\$ 158,563.15	AIRPORT PERSONNEL
5	PAUL HASTINGS LLP	2092494	8/23/16	10/26/16	2335003	\$ 187,727.81	AIRPORT PERSONNEL
6	PAUL HASTINGS LLP	2093188	8/23/16	10/26/16	2335003	\$ 156,079.69	PERSONNEL DOCUMENT REVIEW
7	PAUL HASTINGS LLP	2097998	9/26/16	10/26/16	2335003	\$ 33,051.57	AIRPORT DOCUMENT REVIEW
8	PAUL HASTINGS LLP	2097994	9/26/16	12/16/16	2339552	\$ 92,437.51	AIRPORT PERSONNEL
9						\$ 1,057,450.19	
10							

PROOF OF SERVICE

This subpoena for *(name of individual or organization)* _____
was received by me on *(date)* _____.

I served the subpoena by delivering a copy to the named person as follows: _____

_____ on *(date)* _____; or

I returned the subpoena unexecuted because: _____
_____.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

SUBPOENA ATTACHMENT

City of Atlanta
c/o Cathy Hampton
Department of Law
55 Trinity Avenue, Suite 5000
Atlanta, GA 30303

Please provide the following materials:

1. Personnel, employment, and disciplinary history records¹ (and any communications regarding the same) for Adam Lorenzo Smith, JoAnn Macrina, and Miguel Southwell.
2. All financial records (and communications about the same), including but not limited to: salary, pension, direct deposit, bonus/raise, reimbursement, and travel for Adam Lorenzo Smith, JoAnn Macrina and Miguel Southwell, from January 1, 2011 to present.
3. All records and communications related to: (a) the City of Atlanta's ranking and/or re-ranking of respondents to Request for Proposal ("RFP") FC-8640; (b) the approval process for RFP FC-8640; (c) records related to RFP FC-8640 involving CH2MHill/Parsons/Rohadfox and Hill & Prad Group; and (d) all Electronic Legislative Management System ("ELMS") records involving RFP FC-8640.
4. Records identifying the current concessionaires in Hartsfield-Jackson Atlanta International Airport Concourse E, their principals, and the number of locations.
5. All records and communications since April 1, 2016, directing the Department of Aviation to post addenda to the qualifications related to RFPs FC-8610, FC-8611, FC-8612, and FC-8613, including but not limited to any justifications for such addenda.
6. All records and communications from September 2015 to January 30, 2016, related to RFP FC-8511, FC-8512, and FC-8484.

¹ For this subpoena, "records" and "communications" include all traditional hard copy records and all electronic records, including but not limited to: emails and attachments, text messages, voicemails, and instant messages.

7. All records and communications: (a) related to the imaging of Miguel Southwell's computer hard drive and cellular telephone; (b) all emails between Southwell and the City of Atlanta's Procurement Department from January 1, 2011 to present; (c) all emails sent by or received from Southwell's email account from January 1, 2016 to present; and (d) any text messages copied from Southwell's cellular telephone.
8. All records involving, and communications between, the audit firm Banks, Finley, White, and Company and the City of Atlanta.
9. All records and communications from January 1, 2011 to the present, involving the City of Atlanta and Johnson Controls, Inc. (a/k/a "Johnson Controls International PLC" and/or "JCI").
10. All records and communications from January 1, 2011 to the present, involving the City of Atlanta and Montgomery, Watson Harza (a/k/a "MWH").

	A	B	C	D	E	F	G
1	Supplier	Invoice Number	Invoice Date	Payment Date	Check Number	Invoice Amt	Invoice Line Desc
12	PAUL HASTINGS LLP	2100571	10/18/16	11/30/16	2338050	\$ 29,750.02	AIRPORT PERSONNEL
13	PAUL HASTINGS LLP	2100575	10/18/16	11/30/16	2338050	\$ 12,517.55	AIRPORT PERSONNEL
14	PAUL HASTINGS LLP	2104087	11/16/16	12/16/16	2339552	\$ 23,019.76	AIRPORT PERSONNEL
15	PAUL HASTINGS LLP	2108460	12/27/16	4/5/17	2349054	\$24,668.60	AIRPORT PERSONNEL
16						\$89,955.93	