

**AUDITOR'S CERTIFICATION OF FUNDS
O.R.C. 5705.41D**

Geauga County, Chardon, Ohio _____, 20 _____
 I HEREBY CERTIFY that the money required to meet the foregoing
 contract, agreement, or obligation in the sum of \$16,967.60
 has been lawfully appropriated, authorized, or directed for such
 purpose and is in the Treasury or in the process of collection to the
 credit of the _____ fund, free
 from any previous encumbrances.



**CHARLES E. WALDER
 GEAUGA COUNTY AUDITOR**

by _____, Deputy Auditor
 GEAUGA COUNTY FEDERAL I.D. NO. 34-6001208
 SALES AND USE TAX EXEMPTION - POLITICAL SUBDIVISION STATE OF OHIO

FOR AUDITOR'S USE ONLY	Date: _____
Then and Now Certificate _____	
Warrant Received by: _____	
Date: _____	

SHIP TO:

WARRANT NO. <i>1125438</i>	VOUCHER DATE 11/8/22	VOUCHER AMOUNT \$16,967.60 ✓
P.O. DATE 8/16/22	ADJUSTMENT	ACCOUNT NO. 1001-031-00-907.3102
1099 AMT.		dr.
		cr.

PURCHASE ORDER NO. 2022-3184 ✓

GEAUGA CO. BOARD OF COMMISSIONERS:	
SESSION _____	
RESOLUTION	<i>22X185X94</i>
JOURNAL	
PAGE	NOV 08 2022
BUDGET APPROVAL - ENCUMB _____	VOUCHER _____

VENDOR I.D. NO. 6782

PURCHASED FROM: Roetzel & Andress

222 S. Main Street
Akron, Ohio 44024

INVOICE TO:
Geauga County Commissioners
12611 Ravenwood Dr., Suite 350
Chardon, Ohio 44024

Deborah Redburn

DEPARTMENT HEAD SIGNATURE

QUANTITY	DESCRIPTION	PRICE PER UNIT	AMOUNT
1	Inv#1390528 ADP BD-Litigation	\$16,967.60	\$16,967.60
		TOTAL	\$16,967.60

RECEIVED
 NOV 02 2022
 Geauga County Auditor

CUT HERE

REMIT TO ADDRESS:
222 S. Main Street
Akron, Ohio 44308-1500
PHONE (330) 376-2700
FAX (330) 376-4577
RAMAIL@RALAW.COM

FEDERAL TAX ID #34-1245415

email to: gmorgan@co.geauga.oh.us
GEAUGA COUNTY BOARD OF COMMISSIONERS
12611 RAVENWOOD DRIVE
CHARDON, OH 44024

Invoice: 1390528
Client/Matter: 147842.0001
October 6, 2022

For Professional Services Rendered
For The Period Through October 6, 2022

Total Due This Invoice \$ 16,967.60

Re: ADP BD LITIGATION

8-16-22 Vendor # 6782
Acct # 1001-031-00-907.3102
Enc # 2022-3184
OK to Pay
Date 10/3/22

Date	Initials	Hours	Description
09/06/22 ✓	SWF	0.20	Review email sent by County Auditor; draft email to client re status of Supreme Court mediation.
09/07/22	SWF	0.50	Phone conference with T. Lennon to discuss ADP Board's recent action to block control over key cards and need for injunctive relief; phone conference with G. Morgan regarding key card access issue; phone conference with E. Anglewicz regarding ADP Board's recent actions and need for injunctive relief.
09/07/22	EKA	2.50	Review and analyze correspondence, AG Opinions, statutes, and other materials for the purpose of assisting with case strategy
09/07/22	EKA	1.10	Additional legal research and analysis to assist with the preparation of case strategy
09/08/22	SWF	0.70	Review and analysis of strategy for complaint and TRO motion with E. Anglewicz and G. Morgan.
09/08/22	EKA	0.50	Phone conference with G. Morgan to discuss case background and strategy
09/10/22	EKA	5.50	Begin to Research and draft Verified Complaint for Declaratory Judgment and Injunctive Relief
09/11/22	EKA	3.50	Continue to research and draft Verified Complaint for Declaratory Judgment and Injunctive Relief
09/11/22	EKA	7.20	Research and Draft Motion for TRO and Affidavit
09/12/22	SWF	2.70	Review and revision of Verified Complaint and TRO Motion; draft e-mail to client regarding final draft of Verified Complaint and TRO Motion.

"THIS IS A CONFIDENTIAL ATTORNEY/CLIENT COMMUNICATION"

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 ADP BD LITIGATION

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Date	Initials	Hours	Description
09/12/22✓	EKA	0.20	Phone conference with G. Morgan to discuss case strategy
09/12/22	EKA	2.10	Additional, continued legal research for the purpose of revising Verified Complaint and Motion for TRO
09/12/22	EKA	0.80	Additional review and revision of TRO Motion.
09/13/22	SWF	1.30	Phone conferences with E. Anglewicz regarding communications with opposing counsel and status of filings; review of Defendants' preliminary response to TRO Motion; review of Court's notice of TRO hearing; phone conference with T. Lennon regarding tomorrow's TRO Hearing; phone conference with G. Morgan regarding TRO Hearing; preparation for TRO Hearing.
09/13/22	EKA	0.60	Conduct background research about assigned judge
09/13/22	EKA	2.50	Revise, finalize, and file Verified Complaint and Motion for TRO/Preliminary Injunction for filing with the Court.
09/13/22	LG	0.60	Inclusion of exhibit stickers on pdf files and combine files for filing and produce to counsel per request.
09/14/22	SWF	4.50	Attend and participate in TRO Hearing at Geauga County Court of Common Pleas; meetings with T. Lennon and G. Morgan regarding litigation; multiple phone conferences with G. Morgan and T. Lennon regarding litigation issues; review of litigation hold memorandum and forward same to G. Morgan; review and revise letter to J. Flaiz regarding conflict of interest; finalize and e-mail conflict of interest letter to J. Flaiz.
09/14/22	EKA	5.40	Attend and participate in TRO hearing/status conference before Judge Ondrey, including travel to and from courthouse; participate in meetings with G. Morgan, T. Lennon, and S. Funk at the courthouse following TRO hearing.
09/14/22	EKA	1.10	Research and analysis of case law governing potential conflict of interest issue
09/15/22	SWF	0.40	Finalize and send letter to J. Flaiz regarding conflict of interest; review of Motion to Stay filed by James Flaiz; review of Court's hearing notice; review of case law on whether ADP Board is sui juris; review of e-mail from G. Morgan regarding whether ADP Board has authority to purchase goods and services, and is subject to competitive bidding requirements.
09/15/22	EKA	0.80	Research and analyze whether the ADP Board is sui juris
09/18/22	SWF	0.50	Draft Amended Complaint; draft e-mail to G. Morgan regarding same.
09/19/22	SWF	0.80	Review of e-mails from J. Flaiz regarding furniture at ADP's offices and conflict of interest; phone conference with G. Morgan regarding Flaiz communications and proposed Amended Complaint; draft e-mail updates to Commissioners regarding litigation; final review and revision of Amended Complaint; phone conference with Judge Ondrey's chambers requesting whether Plaintiff intended to

PLEASE INCLUDE INVOICE NUMBER WITH REMITTANCE
PLEASE REMIT PAYMENT UPON RECEIPT

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Date	Initials	Hours	Description
			oppose Defendant's Motion to Stay; draft reply e-mail to County Prosecutor regarding Amended Complaint and retention of outside counsel for ADP Board.
09/20/22	SWF	2.70	Review and analysis of relevant statutes governing whether ADP Board has contracting authority to expenditure of funds and whether they are subject to competitive bidding requirements; draft e-mail summary of relevant statutes to G. Morgan; participate in Executive Session with Geauga County Commissioners to discuss pending litigation; draft Opposition to Motion to Stay Proceedings; draft Motion to convert TRO Hearing to PI Hearing; draft e-mail to G. Morgan regarding proposed pleadings; final review and revision of Opposition to Motion to Stay; draft e-mail to Court with copy to opposing counsel to provide courtesy copy of Opposition to Motion to Stay Proceedings.
09/21/22	SWF	3.10	E-mails to J. Flaiz and G. Morgan regarding whether ADP Board voted to retain outside counsel; review and analysis of case law governing potential disqualification motion; phone conferences with E. Anglewicz regarding recent developments and overall litigation strategy; phone conference with G. Morgan regarding recent developments and impact on overall strategy; additional phone conference with G. Morgan and head of maintenance department; draft e-mail to M. Kolman at Ohio Supreme Court regarding potential mediation; phone conference with M. Kolman regarding potential mediation; review of e-mail from M. Kolman following phone conference; phone conference with T. Lennon to provide update on recent developments.
09/22/22	SWF	2.50	Draft email to G. Morgan regarding scheduling phone conference with Supreme Court mediation office; e-mails with A. Thompson, one of the mediators, regarding scheduling of phone conference; phone conference with M. Colman regarding timing of mediation; phone conference with T. Lennon regarding status of mediation and proposed supplemental response to motion to stay TRO hearing; draft supplemental response to motion to stay TRO Hearing; further review and revision of response prior to filing; phone conference with G. Morgan to discuss his comments upon proposed supplemental response; draft e-mail to judge's assistant regarding filing of supplemental response; draft e-mail to J. Flaiz regarding supplemental response and scheduling of proposed mediation; draft email to Commissioners with copy of supplemental response; review e-mail from J. Flaiz regarding intent to file reply, and forward same to clients; phone conference with T. Lennon regarding status of TRO Hearing and receipt of subpoena by Commissioners; additional phone conference with T. Lennon.
09/23/22	SWF	0.80	Review and reply to e-mail from J. Flaiz regarding mediation; review of Prosecutor's reply brief in support of motion to stay proceedings pending mediation; draft e-mail to Commissioner and G. Morgan regarding same; review of reply e-mail from G. Morgan; phone conference with T. Lennon regarding Flaiz reply and next steps.

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Date	Initials	Hours	Description
09/26/22	SWF	2.10	Review of Judge Ondrey's order cancelling TRO hearing and staying proceedings; draft e-mail to Commissioners and County Administrator regarding Judge's order; phone conference with T. Lennon regarding Court's order and next steps; phone conference with G. Morgan regarding Judge's order, mediation, and response to public records request; phone conference with R. Spidaleri to update him on litigation; phone conference with J. Dvorak to update him on litigation; participate in Zoom meeting with Mediators; post-Zoom meeting phone conference with G. Morgan regarding potential mediation dates; phone conference with T. Wheeler regarding alternative mediation dates; draft e-mail to Mediators regarding potential alternative mediation dates; draft e-mail to Commissioners and G. Morgan regarding potential mediation dates.
09/27/22	SWF	0.50	Review and analysis of text messages and e-mails sent by G. Morgan and Commissioners in response to subpoena and public records request; phone conference with G. Morgan regarding same.
09/29/22	SWF	0.50	Review of e-mail from G. Morgan regarding response to public records request; review and analysis of case law governing attorney-client privilege and work product doctrines as applied to text messages; phone call to G. Morgan to request executive session relating to litigation.
09/29/22	EKA	2.20	Research and analysis of case law governing attorney-client privilege and attorney work product for the purpose of responding to public records request and subpoenas.
09/30/22	SWF	1.40	E-mails with G. Morgan regarding Mediation; draft e-mail to A. Thompson regarding date for Mediation; phone conference with G. Morgan regarding proposed response to public records request; draft letter to J. Flaiz regarding production of documents in response to public records request and subpoenas; phone conference with T. Lennon regarding response to public records request; finalize and send letter to Flaiz by e-mail.
10/04/22	SWF	0.90	Participate in Executive Session with Geauga County Board of Commissioners to discuss pending litigation (.7); e-mails with Mediator, G. Morgan, and T. Lennon regarding new proposed dates for mediation (.2).

Professional Services

 \$ 16,947.00
TIMEKEEPER SUMMARY

Timekeeper	Hours	Rate	Amount
Stephen W Funk	26.10	300.00	7,830.00

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Timekeeper	Hours	Rate	Amount
Emily K. Anglewicz	36.00	250.00	9,000.00
Laura Goode	0.60	195.00	117.00
Totals	62.70		16,947.00

Date	Description	Amount
	Copy Charges	20.60

Total Costs Advanced

20.60

Invoice Total

✓ \$ 16,967.60

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Akron, Ohio 44308-1500
PHONE (330) 376-2700
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RAMAIL@RALAW.COM

FEDERAL TAX ID #34-1245415

REMITTANCE PAGE

For Professional Services Rendered

email to: gmorgan@co.geauga.oh.us
GEAUGA COUNTY BOARD OF COMMISSIONERS
12611 RAVENWOOD DRIVE
CHARDON, OH 44024

PLEASE INDICATE INVOICE
NUMBER ON REMITTANCE
Invoice: 1390528
Client/Matter: 147842.0001
Billing Atty: SWF
October 6, 2022

Re: ADP BD LITIGATION

Invoice Total

\$ 16,967.60

GO GREEN!

TO RECEIVE INVOICES BY EMAIL ONLY,
EMAIL US AT ramail@ralaw.com

Remit To Address:
Roetzel & Address, LPA
222 S. Main Street
Akron, OH 44308-1500

Please Note New Wiring Instructions

Wire/ACH Instructions:
PNC Bank, NA
1 Cascade Plaza
Akron, OH 44308
ACH/Wire Routing Number 041000124
Account Number 4130090751
Swift Code PNCCUS33