



RESOLUTION NO. 20161025-01

A RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO A WRITTEN CONTRACT TO RETAIN THE SERVICES OF ATCHLEY, RUSSELL, WALDROP & HLAVINKA TO DEFEND PENDING LITIGATION

WHEREAS, TexAmericas Center is a political subdivision of the State of Texas with the powers and authorities specified in Chapter 3503 of the Special District Local Laws Code of the State of Texas; and

WHEREAS, TexAmericas Center has been named as a Defendant in a lawsuit entitled William Raymond Griffin, Jr., et al v. Able Supply Company, et al; Cause No. DC-16-1184; 192nd District Court, Dallas County, Texas, wherein the Plaintiff alleges exposure to asbestos and resulting illness on property owned by TexAmericas Center; and

WHEREAS, it is necessary to retain the services of an experienced attorney who has the expertise regarding asbestos litigation to defend against said lawsuit; and

WHEREAS, J. Dennis Chambers, a Partner in Atchley, Russell, Waldrop & Hlavinka, Attorneys at Law, Texarkana, Texas, has handled numerous suits involving asbestos and illnesses resulting from said substance;

NOW, THEREFORE, be it resolved that Scott Norton, Executive Director, shall be and he is hereby authorized to execute a Retainer Agreement by and between TexAmericas Center and Atchley, Russell, Waldrop & Hlavinka for J. Dennis Chambers of said firm to represent TexAmericas Center in the above-described litigation; and

BE IT FURTHER RESOLVED, that the Retainer Agreement shall be upon substantially the terms as set forth in the attached Retainer Agreement.

PASSED AND APPROVED THIS 25th day of October, 2016.


Boyd Sartin, Vice-Chairman of the Board

ATTEST:


Melford Pierce, Secretary

ATCHLEY, RUSSELL, WALDROP & HLAVINKA, L.L.P.

ATTORNEYS AT LAW

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Norman C. Russell
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Howard Waldrop
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Of Counsel
Charles J. Hlavinka
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J. DENNIS CHAMBERS

October 21, 2016

Licensed in Texas and Arkansas

Via Email: scott.norton@texamericascenter.com

Scott Norton
TexAmericas Center
107 Chapel Lane
New Boston, TX 75570

Re: William Griffin, Jr. vs. TexAmericas Center

Dear Scott:

Please accept this letter as a retention agreement for this firm to represent TexAmericas Center in the above referenced case. As we discussed, our fees for this service will be as follows:

Partners:	\$225 per hour
Associates:	\$165 per hour
Paralegals:	\$85 per hour

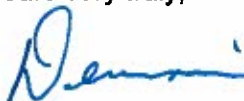
We will bill you on a monthly basis. In addition to fees for services rendered, we will charge ordinary business expenses, such as filing fees and travel expenses (although those are not anticipated at this time).

As we discussed, your situation is unique because we believe TexAmericas Center was not even formed at the time of any alleged exposure to asbestos that Mr. Griffin may have had on the premises. I intend to explain this situation to the plaintiff's attorneys and see if we can obtain an agreement to dismiss your company as an entity.

I also understand that TexAmericas is a political subdivision of the State of Texas. That will provide us with additional defenses.

If the terms of this agreement are acceptable to you, please sign this letter in the space indicated below and return it to me at your earliest convenience. I look forward to working with you in this matter. Please do not hesitate to contact me if you have any questions.

Yours very truly,



J. Dennis Chambers

JDC:rlb

Accepted: _____


Scott Norton

Date: _____

10/25/16