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| --- | --- | --- |
| **JASON R. GABRIEL\***  GENERAL COUNSEL  Karen M. Chastain  Derrel Q. Chatmon  Ariel P. Cook  Julia B. Davis  Shannon K. Eller  Craig D. Feiser  Gilbert L. Feltel, Jr.  Loree L. French  Christopher Garrett  Kyle Gavin  Mary Margaret Giannini  Sean B. Granat  Susan C. Grandin  Sonya Harrell  Katy A. Harris  Lawsikia J. Hodges  Paige Hobbs Johnston  Rita M. Mairs | **OFFICE OF GENERAL COUNSEL**  **CITY OF JACKSONVILLE**    City Hall, St. James Building  117 West Duval Street, Suite 480  Jacksonville, Florida 32202 | Brett G. Mereness  James R. McCain, Jr.  Wendy L. Mummaw  Kelly H. Papa  Tiffiny Douglas Pinkstaff  Jon R. Phillips  Cherry Shaw Pollock  Stephen J. Powell  Ashley B. Rutherford  John C. Sawyer, Jr.  Margaret M. Sidman  Mary E. Staffopoulos  Jason R. Teal  Adina Teodorescu  Kealey West  Stanley M. Weston  Gaby Young  **\*Board Certified City, County**  **and Local Government Law** |

Office Telephone Writer’s Direct Line Facsimile Writer’s E-Mail Address Office Web Site

(904) 630-1700 (904)630-1854 (904) 630-1316 [HMaltz@coj.net](mailto:HMaltz@coj.net) GeneralCounsel.coj.com

December 7, 2020

Stephen D. Busey, Esquire  
Smith Hulsey & Busey  
One Independent Drive, Suite 3300

Jacksonville, FL 32202

Email: [busey@smithhulsey.com](mailto:busey@smithhulsey.com)

**RE: Engagement of Smith Hulsey & Busey for special private counsel legal services on matters related to the future of JEA; Seventh Amendment**

Dear Mr. Busey:

This letter will serve as the Seventh Amendment to the Engagement Letter with Smith Hulsey & Busey (the “Firm”) dated December 18, 2019, with regard to the legal services described therein and provided to the City of Jacksonville, Office of General Counsel (“OGC”) on behalf of the City of Jacksonville (“City”) for special private legal counsel related to the future of JEA.

The Engagement Letter is hereby amended to increase the **“not-to-exceed”** amount of $400,000 for a total of **$1,850,000** for all of the Firm’s charges and fees, including those of previously approved consultants chosen by the Firm to assist with discovery matters. The Firm agrees to notify OGC when $1,800,000 has been expended as a result of the Firm’s charges and fees. The Firm acknowledges that the “not-to-exceed” amount cannot be modified without a further written amendment to the Engagement Letter authorized by OGC. Accordingly, in order to prevent the disruption of services, the Firm will timely notify OGC in the event of a further amendment is required.

Except as specifically modified by this Seventh Amendment, the Engagement Letter remains in full force and effect.

Sincerely,

Jason R. Gabriel  
General Counsel

The foregoing is approved and agreed to:

By: Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Stephen D. Busey, Esquire

Smith Hulsey & Busey

Approved:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Tommy Hazouri

Council President

Approved:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Cheryl Brown

Director/Council Secretary

Approved:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Margaret M. Sidman

Managing Deputy General Counsel

I have confirmed that funds are appropriated and can be encumbered to support this retention.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date:   
Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  
Title: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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