

## HOURLY RATE/COMPENSATION/REIMBURSEMENT STRUCTURE

Wittwer Parkin LLP's current hourly rate of billing for special districts is \$305 for partners, \$250 for senior associates, \$200 per hour for associates, and \$60 per hour for clerical. (This government rate is significantly lower than Wittwer Parkin LLP's market rates, which are \$525 for partners, \$325 for senior associates, and \$250 for associates.) The firm does not have higher rates for handling litigation for government agencies. Wittwer Parkin LLP charges travel time and mileage, but would only do so for that portion of travel within San Mateo County. However, travel time would not be charged for one Board meeting per month. All travel to locations outside San Mateo County on district business would be charged at hourly rates, plus mileage.

The minimum billing increment is six minutes or 1/10th of one hour which appears as ".1" on a monthly billing invoice. Billable time includes, but is not limited to, attendance at meetings; preparation of written policies, resolutions, leases, contracts or other legal documents; preparation of all findings, decisions or other documents pertaining to legislative or quasi-judicial actions or decisions made by the Board; rendering legal advice (both oral and written) to the Board and district employees; negotiating and/or rendering advice with respect to negotiations pertaining to contracts, leases and memoranda of understanding; representing the district in litigation and/or arbitration or other judicial, administrative or quasi-judicial proceedings; reviewing reports and other written materials; drafting letters, pleadings and court documents; telephone calls; consultations; travel (with exceptions as noted above); and any other time required to represent the district.

Wittwer Parkin LLP generally charges for costs and disbursements reasonably necessary for services in connection with the legal representation. This includes, but is not limited to, filing fees, the cost of an administrative record, fees for service of process, charges for depositions and discovery, fees for investigation, photocopies, mileage, jury fees, fees for expert witnesses and consultants and other witness fees, appraisal fees, express mail and other delivery charges, postage, transcripts, and other direct costs. All costs are determined by the cost charged to the law firm. Photocopies are charged at \$.15/page and mileage at the current IRS reimbursement rate. Expenses are itemized and included in the next regular billing invoice after being incurred.

When providing legal services to a governmental client, Wittwer Parkin LLP considers itself to be an independent contractor and not an employee of the governmental agency. Therefore, the law firm is responsible for all taxes, charges, fees, insurance, benefits, or contributions required to be paid or withheld on behalf of the firm and any employee or agent of the firm.

## **LIST OF PUBLIC AGENCY CLIENTS**

City of Saratoga, Assistant City Attorney

College Lake Reclamation District, General Counsel

Granada Community Services District, General Counsel

Fairbanks Ranch Community Services District, General Counsel

Rancho Santa Fe Community Services District, General Counsel

Santa Clara County Open Space Authority, General Counsel

Skyline County Water District, former General Counsel  
(District dissolved upon sale to private water purveyor)

Whispering Palms Community Services District, General Counsel

### **Other Public Agency Clients**

The following are agencies that needed consultation for limited issues.

Boulder Creek Recreation and Parks District

California Coastal Commission

Coastside Community Water District

County of Butte

County of Sonoma

County of Tulare

Soquel Creek Water District

Spreckels Community Services District

William Parkin is a partner at Wittwer Parkin LLP. Mr. Parkin has extensive experience in land use and environmental litigation, and advising and representing government agencies. He litigates cases under the California Environmental Quality Act (CEQA), the California Coastal Act, the Subdivision Map Act, planning and zoning laws, the Brown Act and the Public Records Act. He represents clients in hearings before state and local government bodies, and appears before the Superior Courts and Appellate Courts of California. He has also appeared before the California Supreme Court.

His transactional experience on behalf of private clients and government agencies includes drafting and reviewing conservation easements to protect land from development, and real estate transactions involving the preservation of open space. He regularly drafts and reviews contracts, and advises agencies on general legal issues such as personnel matters and policy development.

Prior to co-founding the firm, Mr. Parkin practiced land use and environmental law on behalf of nonprofit and community groups, and was the author of a number of regulatory information and compliance guides on RCRA, CERCLA, Clean Water Act, Clean Air Act, Safe Drinking Water Act, asbestos laws, FIFRA, and state equivalents for California, Florida, Michigan, New Jersey, New York, Pennsylvania, Texas and Washington.

Mr. Parkin graduated from Drew University, in Madison, NJ, in 1985 with a degree in Biology. He received his J.D. from the University of Colorado School of Law in December 1987.

#### **RELATED PROFESSIONAL MEMBERSHIPS**

Member, Santa Cruz County Bar Association  
Member, Los Angeles County Bar Association

#### **PUBLICATIONS (Partial List)**

Parkin, W.P., et al., The Complete Guide to Environmental Law, Specialty Technical Publishers (1993)

Parkin, W.P., et al., The Complete Guide to Environmental Enforcement and Liability in New York, Specialty Technical Publishers (1992).

Parkin, W.P., et al., The Complete Guide to Environmental Enforcement and Liability in New Jersey, Specialty Technical Publishers (1991).

Elliot, J.F., W.P. Parkin, et al., The Complete Guide to Hazardous Materials Enforcement and Liability, Specialty Technical Publishers (1992).