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Memorandum

To: CRA Board of Commissioners 

From: F. Malcolm Cunningham, Jr., Special Counsel

Subject: Settlement proposal in *Randolph & Dewdney Construction, Inc. v. City of Riviera Beach and Riviera Beach CRA*, Case No. 502013 CA 013397xxxxMB, Palm Beach County Circuit Court

Date: February 17, 2016

Approval of a settlement offer, presented by the plaintiffs in the above case. The Court dismissed the above lawsuit against the City and the CRA. On October 21, 2015, the Court ruled that the City and the CRA are "entitled" to recover attorney's fees and costs against Plaintiffs Randolph & Dewdney ("R&D") and Dwayne Randolph ("Randolph"), individually. The Court has set a hearing between January 11 and March 4, 2016, to determine the amount of attorney's fees and costs that should be awarded the City and CRA against R&D and Randolph. **By letter dated November 24, 2015, a copy of which is attached, R&D and Randolph, have offered to settle the attorney's fee dispute by offering the City and the CRA \$5,000, in full settlement of the City's and the CRA's claim for fees and costs. The CRA has spent \$45,588.95 in fees and costs in defending this matter and seeks this amount as a judgment against R&D and Randolph, for fees and costs.**