



Town of Miami Lakes Memorandum

To: Honorable Mayor and Councilmembers

From: Raul Gastesi, Town Attorney

Subject: Pending Litigation

Date: April 18, 2017

Background:

There are currently several matters being litigated by the Town of Miami Lakes. Some of these matters are being referred to our insurance carrier to mitigate the Town's legal expense. This report will highlight the active files, and a report of expenses incurred to date.

MICHAEL PIZZI JR. v. TOWN OF MIAMI LAKES (Insurance Matter)

Matter is currently being litigated, and as such additional legal expenditure is likely. During the month of March, Sixty Dollars and 00/100 (\$60.00) were expensed.

MICHAEL PIZZI JR. v. TOWN OF MIAMI LAKES (Criminal Matter)

Matter is currently being litigated, and as such additional legal expenditure is likely. During the month of March, Nine Hundred and Forty (\$940.00) were expensed.

S-71 v. Town of Miami Lakes (Lowell Dunn Matter)

Although the Town may incur legal expenses defending this matter it is difficult to gauge at this time what that might be. This matter is currently being handled by the Town's insurance carrier. No moneys were expensed during the month March.

Comar Ventures v. Town of Miami Lakes (Lochness)

At this time this matter is being managed by the Town's insurance carrier. Town Attorney is working with insurance carrier to mitigate legal costs to the Town of Miami Lakes. During the month of March, Seven Hundred and Forty Dollars (\$740.00) were expensed.

Public Records Request - PRR71

At this time this matter is being managed by the Town's insurance carrier. Town Attorney is working with insurance carrier and insurance selected law firm in order to mitigate legal costs

to the Town of Miami Lakes. Some expenditure is likely in the coming month. During the month of March there has been no expenditure of funds.

General Litigation
(Several)

The following are miscellaneous matters, that some of which include foreclosures. Since these may be small, and are generally handled by our insurance carrier we have categorized them as general litigation. During the month of March, Three Hundred and Sixty dollars and 00/100 (\$360.00) were expensed in these matter. We have listed the three most prominent and active cases below:

JUAN VALIENTE v. TOWN OF MIAMI LAKES: Currently in litigation. Matter is being handled by the Town's insurance carrier. Additional costs in the coming months are likely.

SANCHEZ RADIOLOGY v. TOWN OF MIAMI LAKES: Matter remains pending, there has been no activity. The issue in the lawsuit is expected to be moot, as they now have a certificate of occupancy.

LEMKE v. TOWN OF MIAMI LAKES: Matter is undergoing settlement negotiations. There may be some expenditure as matter is wound up.