



BOARD OF SCHOOL TRUSTEES

KELLER INDEPENDENT SCHOOL DISTRICT

**9C. Action**

**Date: December 18, 2008**

**SUBJECT: APPROVAL OF ATTORNEY CONTINGENCY CONTRACT**

**BOARD GOAL: All systems in the Keller Independent School District will be effective, efficient, and accountable in support of the district's mission.**

**FISCAL NOTE: None.**

**Background Information:**

- The District is currently the plaintiff in a lawsuit entitled *Keller ISD v. Aramark Management Services, LP et al.*, Cause No. 067 228693 08, pending in the 67<sup>th</sup> Judicial District Court in Tarrant County.
- Mr. Tom Myers of Brackett & Ellis is currently representing the District in this matter. Mr. Myers charges the District for his work on an hourly basis.
- The law firm of Laird & Cummings has expressed a desire to represent the District in this litigation on a contingent fee basis, as is described in the agreement presented for your consideration.

**Administrative Considerations:**

- The Administration believes it is in the best interest of the District to enter into the Contingent Fee Agreement presented.

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**The administration recommends that the Board approve the Contingent Fee Agreement with Laird & Cummings as presented.**

Respectfully submitted,

Amanda Bigbee  
General Counsel