



**CITY OF LODI  
COUNCIL COMMUNICATION**

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**AGENDA TITLE:** Authorize the City Attorney to Engage Margaret Dollbaum for Continued Legal Services Related to M & P Investment Case.

**MEETING DATE:** October 6, 2010

**PREPARED BY:** City Attorney's Office

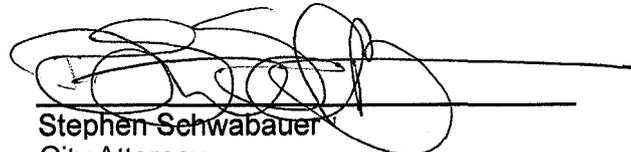
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**RECOMMENDED ACTION:** Authorize the City Attorney to engage Margaret Dollbaum for continued legal services related to M & P Investment case.

**BACKGROUND INFORMATION:** The law firm of Crowell Moring (formerly Folger, Levin, & Kahn) has represented the City of Lodi in its environmental litigation since 2004. Margaret Dollbaum has been a partner with the law firm for quite some time, and has been instrumental in representing the City in the M&P Investment case. As Council is aware, Folger Levin & Kahn recently folded itself into Crowell & Moring. Ms. Dollbaum for personal reasons decided to only temporarily join Crowell while she prepared to open her own office. Because she has the most knowledge of the remaining issues before the Regional Water Quality Control Board (approval of the Covenants Not to Sue that will trigger the remaining Northern Plume Settlements) it is most cost effective to retain Ms. Dollbaum's services to finish out those items.

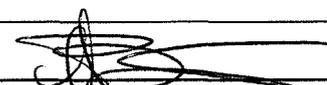
**FISCAL IMPACT:** None.

**FUNDING:** None.

  
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Stephen Schwabauer  
City Attorney

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**APPROVED:**

  
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Konrad Bartlam, Interim City Manager



AUG 04 2010  
CITY ATTORNEY'S OFFICE

Margaret R. Dollbaum  
(415) 365-7828  
mdollbaum@crowell.com

July 29, 2010

**VIA U.S. MAIL**

D. Stephen Schwabauer  
City Attorney  
City of Lodi  
P.O. Box 3006  
Lodi, CA 95241-1910

Re: City of Lodi Environmental Contamination Litigation

Dear Steve:

As I have mentioned, I am leaving Crowell & Moring, effective July 31, 2010. You have requested that I continue to represent the City of Lodi in the above referenced litigation. It will be a privilege to do so, and I recommend that I do so in association with Crowell & Moring.

Kay Martin, a Crowell & Moring partner, has worked on various matters in connection with this litigation and is familiar with the files and papers. The client matter files will be maintained by Crowell & Moring, and I will have access to them as needed. Please sign the Records Release Authorization at the end of this letter and return a signed copy to Crowell & Moring in the enclosed envelope.

We will make arrangements to notify the court and counsel for the other parties of my new address. As for billing, I propose that a single monthly statement be prepared by Crowell & Moring, to include any charges for my time and expenses, and I will review and approve the bills before they are finalized and sent to you.

D. Stephen Schwabauer  
July 29, 2010  
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You can reach me after July 31 at the following address and telephone number:

Margaret Dollbaum  
1933 Davis Street, Suite 310  
San Leandro, CA 94577

(415) 902-7514

If you have any questions about any of the foregoing, please contact me at your earliest convenience. Thank you for your continuing confidence.

Very truly yours,



Margaret R. Dollbaum

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Enclosure

#### AUTHORIZATION FOR RELEASE OF DOCUMENTS

I authorize Crowell & Moring LLP to release files and papers relating to its representation of the City of Lodi (Client/Matter Nos. 120068.0008001 and 120068.0008002) to Margaret Dollbaum.

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D. Stephen Schwabauer, City Attorney, City of Lodi

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

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