



**Travis County Commissioners Court Agenda Request
Travis County Housing Finance Corporation**

Meeting Date: March 12, 2013

Prepared By/Phone Number: Andrea Shields, Manager/854-9116

Elected/Appointed Official/Dept. Head: Leslie Browder, County Executive, Planning and Budget/854-9106

Commissioners Court Sponsor: Samuel T. Biscoe, President

AGENDA LANGUAGE:

Consider and take appropriate action to approve invoice from Naman Howell Smith & Lee for legal services provided to the Corporation.

BACKGROUND/SUMMARY OF REQUEST AND ATTACHMENTS: See attached backup.

STAFF RECOMMENDATIONS: Staff recommends approval.

ISSUES AND OPPORTUNITIES: None.

FISCAL IMPACT AND SOURCE OF FUNDING: None.

REQUIRED AUTHORIZATIONS: Andrea Shields, Manager/854-9116; Leslie Browder, County Executive, Planning and Budget/854-9106

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted as a pdf to the County Judge's office, agenda@co.travis.tx.us by **Tuesdays at 5:00 p.m.** for the next week's meeting.

Travis County Housing Finance Corporation
700 Lavaca, Suite 1560
Austin, Texas 78701
Telephone: (512) 854-9116
Fax: (512) 854-4210

Memo

March 12, 2013

To: Board of Directors
From: Andrea Shields
Re: Invoice from Naman Howell

The Travis County Housing Finance Corporation received notice at the end of 2012 that the Corporation had been listed in a legal matter, along with multiple other parties referencing a foreclosure. The Corporation's legal counsel determined that the only reason the Corporation was listed in the document was because of down payment assistance provided to the involved homeowner resulting in a lien on the property. Naman Howell has filed a motion to dismiss and the motion has been upheld.

Staff recommends payment of the invoice for \$1,883.95.

cc: Leslie Browder, County Executive, Planning and Budget
Cliff Blount

8310 Capital of TX Hwy., North
Suite 490
Austin, Texas 78731
(512) 479-0300

306 West 7th St.
Suite 405
Fort Worth, Texas 76102
(817) 509-2025



10001 Reunion Place
Suite 600
San Antonio, Texas 78216
(210) 731-6300

400 Austin Avenue, Suite 800
P O Box 1470
Waco, Texas 76703-1470
(254) 755-4100

Travis County Housing Finance Corporation
700 Lavaca St., Suite 1560
Austin, TX 78701

Invoice 347946
February 12, 2013

ID: 21513-0590 - WCB
Re: McAuley / Stabeno vs. TCHFC / Ameripro, etal

For Services Rendered Through 2/11/2013

Current Fees	1,848.25	
Current Disbursements	35.70	
Total Current Charges		1,883.95
**** TOTAL DUE - PLEASE PAY THIS AMOUNT ****		1,883.95

'LEGAL AND CONFIDENTIAL'

CLIENT AND ATTORNEY WORK PRODUCT PRIVILEGED
SEE REVERSE SIDE FOR IMPORTANT BILLING INFORMATION

BILLING INQUIRIES: BILLING@NAMANHOWELL.COM
IRS NO. 74-2004800



**NAMAN HOWELL
SMITH & LEE**

Travis County Housing Finance Corporation
Re: McAuley / Stabeno vs. TCHFC / Ameripro,
I.D. 21513-0590 - WCB

February 12, 2013
Invoice 347946
Page 2

					Fees		
Date	Svs/Prov	Hours	Description			Amount	
12/03/12	JWG	0.20	Receive and review Consent to Removal provided by counsel for Wells Fargo.			25.00	
12/03/12	JWG	0.50	Telephone conference with counsel for Wells Fargo regarding grounds for removal to federal court and pending 12(b)(6) Motion to Dismiss.			62.50	
12/03/12	JWG	0.20	Send correspondence to client regarding Well Fargo's removal of the case to Federal Court.			25.00	
12/04/12	JWG	0.50	Receive and review Amended Pleading filed by Plaintiff.			62.50	
12/04/12	JWG	0.20	Draft and send e-mail to client group regarding no need to respond to most recent filing by Plaintiff.			25.00	
12/06/12	JWG	2.10	Receive and review additional file documents from client.			262.50	
12/11/12	JWG	0.30	Receive and review and approve conflicts check.			37.50	
12/27/12	JWG	1.20	Legal research in support of 12(b)(6) Motion to Dismiss.			150.00	
12/27/12	JWG	2.70	Prepare 12 (b)(6) Motion to Dismiss Plaintiff's claims.			337.50	
12/28/12	LO	0.30	Work on Travis County Housing's Motion to Dismiss Plaintiff's Petition with Order and Appendix for filing.			21.00	
12/28/12	JWG	2.40	Further preparation of Motion to Dismiss.			300.00	
12/28/12	JWG	0.90	Prepare Appendix and Exhibits to Motion to Dismiss.			112.50	
12/28/12	JWG	0.50	Prepare proposed Order Granting Motion to Dismiss.			62.50	
12/28/12	JWG	0.30	Final filing and Service of Motion to Dismiss, with Appendix, Exhibits and Proposed Order.			37.50	
12/28/12	JWG	0.20	Draft and send e-mail to client group with filed Motion to Dismiss.			25.00	
12/31/12	RAG	0.30	Prepare Defendant's Amended Certificate of Service in connection with Motion to Dismiss Plaintiff's Verified Petition for Injunction at request of court due counsel Benjamin Idziak not authorized to receive service through court's electronic case system; prepared correspondence to court enclosed same and service upon all other counsel with copy.			21.00	
01/02/13	JWG	0.50	Receive and review Motion to Dismiss filed by Defendant Ameripro Funding.			62.50	
01/02/13	JWG	0.30	Prepare and send correspondence to client regarding Motion to Dismiss filed by Ameripro Funding.			37.50	
01/09/13	JWG	0.75	Receive and review and analyze Well's Fargo's additional brief in support of its Motion to Dismiss and in reply to Plaintiff's Motion to Strike.			93.75	



NAMAN HOWELL
SMITH & LEE

Travis County Housing Finance Corporation
Re: McAuley / Stabeno vs. TCHFC / Ameripro,
I.D. 21513-0590 - WCB

February 12, 2013
Invoice 347946
Page 3

Date	Svs/Prov	Hours	Description	Amount
01/09/13	JWG	0.20	Draft and send correspondence to client regarding disposition of various Motions to Dismiss.	25.00
01/14/13	JWG	0.50	Receive and review Wells Fargo's Reply Brief in Support of its Motion to Dismiss. Forward same to client with comments.	62.50
Total Fees				1,848.25

Disbursements

Date	Description	Amount
12/28/2012	Photostats; Defendant's Motion to Dismiss Plaintiff's Verified Petition for Injunction with exhibits. Copy for both Plaintiffs.	8.10
12/28/2012	Postage; CM	13.60
12/31/2012	OnLine Research; Online searches 12/01/12 - 12/31/12; Pacer Service Center	0.10
12/31/2012	OnLine Research; Online searches 12/01/12 - 12/31/12; Pacer Service Center	0.30
12/31/2012	Postage; CM	11.80
1/3/2013	Photostats; Defendant's Amended Certificate of Service in connection with Motion to Dismiss Plaintiff's Verified Petition for Injunction.	1.80
Total Disbursements		35.70
