



COMMONWEALTH of VIRGINIA

Office of the Attorney General

Mark R. Herring
Attorney General

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The Honorable S. Chris Jones
Chair, House Appropriations Committee
Virginia House of Delegates
P.O. Box 406
Richmond, Virginia 23218

The Honorable Thomas K. Norment, Jr.
Co-Chair, Senate Finance Committee
Senate of Virginia
P.O. Box 396
Richmond, Virginia 23218

The Honorable Emmett W. Hanger, Jr.
Co-Chair, Senate Finance Committee
Senate of Virginia
P.O. Box 396
Richmond, Virginia 23218

Dear Chairman Jones, Chairman Norment, and Chairman Hanger:

Enclosed is the report required by Item 59F of the enacted biennial budget requiring this Office to submit a report "detailing expenditures in the prior fiscal year for special outside counsel by any executive branch agencies" including "the reasoning why outside counsel is necessary, the hourly rate charged by outside counsel, total expenditures, and funding source." The attached report covers all of the items requested.

Virginia Code § 2.2-507 requires that "all legal service in civil matters for the Commonwealth, the Governor, and every state department, institution, division, commission, board, bureau, agency, entity, official, court, or judge, including the conduct of all civil litigation in which any of them are interested, shall be rendered and performed by the Attorney General, except as provided in this chapter and except for any litigation concerning a justice or judge initiated by the Judicial Inquiry and Review Commission." Virginia Code §§ 2.2-507 and 2.2-510 authorize the Attorney General to engage and manage the engagement of outside counsel in certain circumstances when "it is impracticable or uneconomical for the Attorney General's office to render such service." Accordingly, with regard to the requirement to provide reasoning for engagement of outside counsel, I note here that, unless otherwise indicated, the reason for

The Honorable S. Chris Jones
The Honorable Thomas K. Norment, Jr.
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engagements described in the report is that it was “impracticable or uneconomical for the Attorney General’s office to render such service.”

The most common circumstances that make it either impracticable or uneconomical for this Office to provide legal services and therefore necessitate the engagement of outside counsel are the lack of certain specialized or unique legal expertise among the Office staff or the lack of legal staff in the geographic location where services are necessary.

The majority of outside counsel work is performed under engagements procured competitively pursuant to “Solicitations for Proposal” (SFPs) in which firms bid for the opportunity to provide legal services, resulting in a slate of pre-approved firms that provide legal services at significantly discounted, guaranteed rates negotiated by the OAG. This arrangement has existed for many years and selection as a qualified provider under an SFP is not a guarantee of work. In this report you will find all outside counsel engagements made under each SFP effective during FY’19, the agency receiving services, the amount authorized for payment, and the hourly rates established under each SFP. As in most years, Virginia Department of Transportation eminent domain proceedings comprised the largest portion of SFP expenditures, with VDOT privatization, Worker’s Compensation Commission work, and medical malpractice work accounting for additional significant portions.

Outside counsel may also be procured for state agencies on a “Single Case Appointment” (SCA) basis for one specific transaction, issue, or matter not covered by an existing SFP term engagement. The attached report includes data on SCA outside counsel engagements, the agency receiving services, the amount authorized for payment, and the hourly rates for each SCA. These matters include cases where the Commonwealth is a defendant, cases in which the Commonwealth or its agencies are seeking financial recovery, and a number of one-time expenses. Approximately one third of SCA expenses were incurred in connection with litigation involving the Virginia Information Technology Agency (VITA) and its former vendor Northrop Grumman.

Once outside counsel is engaged, whether by SFP or SCA, the Office of Attorney General manages the relationship to include establishing the engagement contract terms, negotiating rates, reviewing invoices to ensure compliance with the terms of the engagement, and authorizing payment from the client agency. With specific reference to the budget’s outside counsel reporting requirements, please note further that, unless otherwise indicated, the legal services described in the report were “paid out of the funds appropriated for the administration of the board, commission, division, or department being represented or whose members, officers, inspectors, investigators, or other employees are being represented,” as dictated by state law.

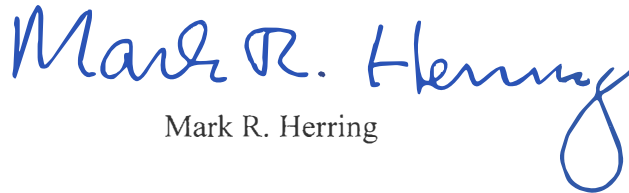
I have continued to implement significant reforms to improve coordination, oversight, effectiveness, and efficiency of the use of outside counsel by state agencies. I have centralized and improved record keeping and invoice review, and implemented the Office of Attorney General’s first written, adopted policy on outside counsel, requiring, among other things, a documented determination of need to be made in writing prior to assignment of a matter to outside counsel, a competitive procurement to ensure that taxpayers are getting maximum value, and an objective evaluation process in selecting qualified firms to provide services. I have also

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required coordination of general legal strategy, development of budget and case management plans for all engagements, and solicited performance feedback from agencies on the services they receive. Recently acquired technology is also allowing for better tracking, management, monitoring, and invoice review for outside counsel engagements. In fact, leveraging this new technology allowed my team to save taxpayers approximately \$600,000 by striking improper or unauthorized expenses on submitted invoices.

I am proud to lead a team that provides exceptional legal work on such a broad scope of issues, often of great depth, complexity, and significance. It is a truly remarkable team. The attorneys in the Office of Attorney General are dedicated professionals who, in many cases, are sacrificing more lucrative opportunities in the private sector to serve our Commonwealth. On the occasions when the people of Virginia are best served by the engagement of outside counsel, I will make sure the Commonwealth gets maximum value for each and every dollar.

Sincerely,

A handwritten signature in blue ink that reads "Mark R. Herring". The signature is fluid and cursive, with a large loop at the end of the last name.

Mark R. Herring

cc: Mr. Robert Vaughn, Staff Director, House Appropriations Committee
Ms. April Kees, Co-Staff Director, Senate Finance Committee
Mr. Jason Powell, Co-Staff Director, Senate Finance Committee

**Report on Executive
Branch Agency Use of
Special/Outside
Counsel FY 2019**

By Solicitation for Proposal

Office of the Attorney General

**Outside Counsel Spending Pursuant to Solicitation for Proposal
FY 2019**

| Automobile Liability | |
|---|------------------------|
| Department of the Treasury, Division of Risk Management | \$192,250.54 |
| Total: | \$192,250.54 |
| Hourly Rate Range: | \$145.00 – \$340.00 |

| Child Support Enforcement | |
|--|---------------------|
| Department Social Services, Division of Child Support Enforcement | \$157,105.00 |
| Total: | \$157,105.00 |
| <p align="center"> \$275 for each JDR Day with 20 or fewer hearings \$275 for each day at a statewide or quarterly regional legal services meeting lasting 4 hours or less \$550 for each JDR Day with more than 20 hearings \$550 for each day at a statewide or quarterly regional legal services meeting lasting more than 4 hours \$40 for travel time to and from courts and legal services meetings between 50 and 99 miles roundtrip \$60 for travel time to and from courts and legal services meetings 100 or more miles roundtrip \$125 per hour for other pre-approved legal work, including circuit court appeals (inclusive of any and all expenses, including travel expenses) </p> | |

| Commercial Real Estate | |
|----------------------------------|------------------------|
| Department of Corrections | \$2,565.00 |
| Department of General Services | \$2,160.00 |
| Department of Historic Resources | \$15,000.00 |
| Total: | \$19,725.00 |
| Hourly Rate Range: | \$221.00 – \$360.00 |

| Commonwealth Transportation Board | |
|--|------------------------|
| Virginia Department of Transportation, Commonwealth Transportation Board | \$293,943.27 |
| Total: | \$293,943.27 |
| Hourly Rate Range: | \$300.00 – \$760.00 |

| Construction | |
|---|------------------------|
| Virginia Polytechnic Institute & State University | \$24,400.50 |
| Total: | \$24,400.50 |
| Hourly Rate Range: | \$200.00 – \$250.00 |

**Outside Counsel Spending Pursuant to Solicitation for Proposal
FY 2019**

| Debt Collection | |
|--|--------------------|
| Virginia Polytechnic Institute & State University | \$58,101.44 |
| Total: | \$58,101.44 |
| <p>A. Property damage claims with a principal balance in excess of \$25,000: Total compensation of twenty-two percent (22%) of the total amount collected on cases that settle prior to filing suit; and twenty-seven percent (27%) of the total amount collected on cases where suit is filed and served. This contingent fee shall be all-inclusive and will be interpreted as being the entirety of expenditure for this engagement. No other costs or fees, except those noted in this letter, shall be charged to or accepted by the OAG, absent express written authority from the OAG.</p> <p>B. All other contingency fee claims: Total compensation of twenty-five percent (25%) of the total amount collected. This contingent fee shall be all-inclusive and will be interpreted as being the entirety of expenditure for this engagement. No other costs or fees shall be charged to or accepted by the OAG, absent express prior written authority from the OAG.</p> <p>C. Hourly rates: For collection matters where the OAG deems that the hourly rate is an appropriate method of compensation, the rate shall be \$150.00 an hour for all attorney timekeepers. For non-attorney timekeepers, \$75.00 an hour shall be the standard rate.</p> | |

| Department of Medical Assistance Services | |
|--|------------------------|
| Department of Medical Assistance Services | \$154,182.50 |
| Total: | \$154,182.50 |
| Hourly Rate Range: | \$300.00 – \$550.00 |

| Eminent Domain | |
|---------------------------------------|------------------------|
| Virginia Department of Transportation | \$4,042,290.65 |
| Virginia Military Institute | \$32,858.15 |
| Total: | 4,075,148.80 |
| Hourly Rate Range: | \$105.00 – \$390.00 |

| Employment | |
|--|-------------|
| Christopher Newport University | \$175.00 |
| Department of Accounts | \$7,290.00 |
| Department of Alcoholic Beverage Control | \$40,027.90 |
| Department of Conservation & Recreation | \$12,496.95 |
| Department of Criminal Justice Services | \$3,240.00 |
| Department of Fire Programs | \$8,105.00 |

**Outside Counsel Spending Pursuant to Solicitation for Proposal
FY 2019**

| Employment | |
|---|------------------------|
| Department of Health | \$15,242.75 |
| Department of Health Professions | \$6,750.00 |
| Department of Human Resource Management | \$11,682.50 |
| Department of Motor Vehicles | \$6,907.50 |
| Department of Social Services | \$41,487.50 |
| Department of the Treasury | \$3,105.00 |
| Department of Veterans Services | \$95,845.85 |
| Genedge | \$4,584.41 |
| George Mason University | \$10,534.50 |
| James Madison University | \$175.00 |
| Longwood University | \$1,675.00 |
| Norfolk State University | \$175.00 |
| Old Dominion University | \$8,305.50 |
| Radford University | \$175.00 |
| Richard Bland College | \$2,279.20 |
| University of Mary Washington | \$7,212.80 |
| University of Virginia | \$62,739.08 |
| Virginia Commonwealth University | \$59,955.50 |
| Virginia Community College System | \$175.00 |
| Virginia Department of Emergency Management | \$17,236.50 |
| Virginia Department of Transportation | \$38,296.00 |
| Virginia Employment Commission | \$4,893.75 |
| Virginia Military Institute | \$2,760.40 |
| Virginia Polytechnic Institute & State University | \$4,057.50 |
| Virginia Port Authority | \$27,258.00 |
| Virginia Retirement System | \$105,016.80 |
| Virginia State University | \$73,999.75 |
| Total: | \$683,860.64 |
| Hourly Rate Range: | \$105.00 – \$553.00 |

**Outside Counsel Spending Pursuant to Solicitation for Proposal
FY 2019**

| FCC/Communications | |
|---------------------------|------------------------|
| Norfolk State University | \$1,426.00 |
| Radford University | \$1,280.00 |
| Virginia State Police | \$5,701.00 |
| Total: | \$8,407.00 |
| Hourly Rate Range: | \$170.00 – \$345.00 |

| General Civil Litigation | |
|---|------------------------|
| Department of Motor Vehicles | \$36,756.00 |
| Virginia Polytechnic Institute & State University | \$67,531.76 |
| Total: | \$104,287.76 |
| Hourly Rate Range: | \$185.00 – \$585.00 |

| Higher Education Bonds & Public Financing | |
|--|------------------------|
| University of Virginia | \$21,763.40 |
| Virginia Commonwealth University | \$159,332.00 |
| Virginia Polytechnic Institute & State University | \$42,819.00 |
| Total: | \$223,914.40 |
| Hourly Rate Range: | \$310.00 – \$697.00 |

| Higher Education Charitable Trust & Investment | |
|---|------------------------|
| University of Virginia | \$4,662.00 |
| Total: | \$4,662.00 |
| Hourly Rate Range: | \$324.00 – \$658.75 |

| Immigration Matters | |
|--|-------------|
| Christopher Newport University | \$7,460.00 |
| College of William & Mary | \$8,150.00 |
| Department of Behavioral Health & Developmental Services | \$6,700.00 |
| Department of Education | \$9,800.00 |
| George Mason University | \$67,668.00 |

**Outside Counsel Spending Pursuant to Solicitation for Proposal
FY 2019**

| Immigration Matters | |
|---|--|
| James Madison University | \$950.00 |
| Longwood University | \$4,900.00 |
| Norfolk State University | \$4,900.00 |
| Old Dominion University | \$16,540.00 |
| Radford University | \$12,250.00 |
| University of Mary Washington | \$9,690.00 |
| University of Virginia | \$50,300.00 |
| Virginia Commonwealth University | \$44,299.50 |
| Virginia Community College System | \$950.00 |
| Virginia Department of Transportation | \$19,400.00 |
| Virginia Military Institute | \$6,900.00 |
| Virginia Polytechnic Institute & State University | \$2,750.00 |
| Virginia Retirement System | \$7,400.00 |
| Virginia State University | \$950.00 |
| Total: | \$281,957.50 |
| | Hourly Rate Range: \$125.00 – \$270.00 |
| | Flat Fees \$500 – \$6,600 |

| Intellectual Property | |
|---|---------------------------------------|
| College of William & Mary | \$15,270.00 |
| George Mason University | \$131,608.35 |
| Longwood University | \$4,748.00 |
| Norfolk State University | \$9,415.00 |
| Old Dominion University | \$4,175.00 |
| Virginia Polytechnic Institute & State University | \$29,459.25 |
| Virginia Retirement System | \$585.00 |
| Virginia State University | \$3,330.00 |
| Virginia Tourism Authority | \$27,470.00 |
| Total: | \$226,060.60 |
| | Hourly Rate Range: \$75.00 – \$715.00 |

**Outside Counsel Spending Pursuant to Solicitation for Proposal
FY 2019**

| Medical Malpractice | |
|---|------------------------|
| Department of Corrections | \$501,527.08 |
| Department of the Treasury, Division of Risk Management | \$583,319.99 |
| Total: | \$1,084,847.07 |
| Hourly Rate Range: | \$105.00 – \$255.00 |

| Transportation Privatization | |
|--|------------------------|
| Department of Rail and Public Transportation | \$89,527.50 |
| Virginia Department of Transportation, Office of Public-Private Partnerships | \$961,878.69 |
| Total: | \$1,051,406.19 |
| Hourly Rate Range: | \$200.00 – \$760.00 |

| Treasury | |
|--|------------------------|
| Department of Treasury | \$70,914.00 |
| Department of Treasury, Tobacco Settlement Financing Corporation | \$164.40 |
| Department of Treasury, Virginia College Building Authority | \$112,231.50 |
| Department of Treasury, Virginia Public Building Authority | \$118,471.40 |
| Total: | \$301,781.30 |
| Hourly Rate Range: | \$171.00 – \$675.00 |

| University Medical Centers | |
|---|------------------------|
| University of Virginia | \$552,468.85 |
| Virginia Polytechnic Institute & State University | \$15,345.00 |
| Total: | \$567,813.85 |
| Hourly Rate Range: | \$237.50 – \$865.00 |

| Virginia Port Authority | |
|--------------------------------|------------------------|
| Virginia Port Authority | \$94,454.60 |
| Total: | \$94,454.60 |
| Hourly Rate Range: | \$270.00 – \$495.00 |

**Outside Counsel Spending Pursuant to Solicitation for Proposal
FY 2019**

| Virginia Small Business Financing Authority | |
|--|------------------------|
| Virginia Small Business Financing Authority | \$4,263.60 |
| Total: | \$4,263.60 |
| Hourly Rate Range: | \$191.00 – \$336.00 |

| Workers' Compensation | |
|--|------------------------|
| Workers' Compensation Commission | \$70,477.55 |
| Workers' Compensation Comm'n – Criminal Injuries Compensation Fund | \$6,030.00 |
| Workers' Compensation Comm'n – Uninsured Employers' Fund | \$942,741.32 |
| Total: | \$1,019,248.87 |
| Hourly Rate Range: | \$110.00 – \$280.00 |

| Outside Counsel Spending by Solicitation for Proposal | |
|--|------------------------|
| TOTAL: | \$10,631,822.43 |

Report on Executive
Branch Agency Use of
Special/Outside
Counsel FY 2019

By Single Case Appointment

Office of the Attorney General

**Outside Counsel Spending Pursuant to Single Case Appointments
FY 2019**

| Single Case Appointment Number | Description | Agency | Amount Authorized | Range of Hourly Rates |
|---------------------------------------|--|---|--------------------------|------------------------------|
| 2012-50 | Specialized legal matter | University of Virginia | \$30,409.50 | \$175.00 – \$300.00 |
| 2013-46 | Tax collection litigation | Department of Taxation | \$8,288.85 | \$234.00 – \$484.00 |
| 2013-47 | Tax collection litigation | Department of Taxation | \$44,075.41 | \$289.00 – \$472.00 |
| 2014-N30 | Tax collection litigation | Department of Taxation | \$855.00 | \$450.00 |
| 2015-N28 | Tax collection litigation | Department of Taxation | \$53,653.70 | \$250.00 – \$450.00 |
| 2015-N35 | Local counsel, out of state litigation | Office of the Governor | \$136.50 | \$195.00 – \$315.00 |
| 2015-N44 | Litigation matter | Virginia Outdoors Foundation | \$37,275.14 | \$204.00 – \$315.00 |
| 2015-N56 | Specialized legal matter | Virginia Birth-Related Neurological Injury Compensation Program | \$41,001.25 | \$300.00 – \$675.00 |
| 2015-N60 | Local counsel, out of state litigation | Department of Education | \$5,087.50 | \$275.00 |
| 2015-N68 | Compliance matter | University of Virginia | \$55,957.00 | \$300.00 – \$630.00 |
| 2016-N03 | Local counsel, out of state litigation | Office of the Attorney General | \$12,100.00 | \$250.00 |
| 2016-N15 | Specialized legal matter | Department of General Services | \$5,520.00 | \$385.00 |
| 2016-N18 | Specialized legal matter | Department of Behavioral Health & Developmental Services | \$133,657.44 | \$170.00 – \$215.00 |
| 2016-N24 | Specialized legal matter | Department of Medical Assistance Services | \$8,958.42 | \$300.00 – \$675.00 |
| 2016-N27 | Employee grievance | Virginia Port Authority | \$18,438.40 | \$285.00 – \$385.00 |
| 2016-N33 | Employee grievance | University of Virginia | \$103,850.67 | \$265.00 – \$395.00 |

**Outside Counsel Spending Pursuant to Single Case Appointments
FY 2019**

| Single Case Appointment Number | Description | Agency | Amount Authorized | Range of Hourly Rates |
|---------------------------------------|---|--|--------------------------|------------------------------|
| 2016-N37 | Specialized legal matter | Department of Behavioral Health & Developmental Services | \$108,979.51 | \$185.00 – \$200.00 |
| 2016-N43 | Employee grievance | Virginia Information Technologies Agency | \$8,932.50 | \$225.00 |
| 2016-N50 | Specialized legal matter | Department of Behavioral Health & Developmental Services | \$201,085.43 | \$200.00 |
| 2016-N57 | Specialized legal matter | Department of Medical Assistance Services | \$2,640.00 | \$275.00 – \$525.00 |
| 2016-N62 | Specialized legal matter | Department of Behavioral Health & Developmental Services | \$38,396.25 | \$200.00 |
| 2016-N74 | Specialized legal matter | Department of Behavioral Health & Developmental Services | \$3,960.00 | \$200.00 |
| 2017-N05 | International law | Virginia Commonwealth University | \$18,670.80 | \$225.00 – \$553.00 |
| 2017-N08 | International law | University of Virginia | \$1,560.42 | €270.00 |
| 2017-N10 | Local counsel, out of state litigation | Virginia Polytechnic Institute & State University | \$4,351.10 | \$175.00 |
| 2017-N13 | Debt collection matter | Virginia Department of Transportation | \$173,783.26 | <i>Contingent fee*</i> |
| 2017-N14 | Debt collection matter | Virginia Department of Transportation | \$143,000.00 | <i>Contingent fee*</i> |
| 2017-N17 | Debt collection matter | Virginia Department of Transportation | \$10,307.30 | <i>Contingent fee*</i> |
| 2017-N18 | Debt collection matter | Virginia Department of Transportation | \$37,591.30 | <i>Contingent fee*</i> |
| 2017-N19 | Debt collection matter | Virginia Department of Transportation | \$43,395.00 | <i>Contingent fee*</i> |
| 2017-N26 | Highly specialized and complex legal matter | Virginia Information Technologies Agency | \$3,017,824.49 | \$288.00 – \$846.00 |

* Total compensation of twenty-two percent (22%) of the total amount collected on cases that settle prior to filing suit; and twenty-seven percent (27%) of the total amount collected on cases where suit is filed and served.

**Outside Counsel Spending Pursuant to Single Case Appointments
FY 2019**

| Single Case Appointment Number | Description | Agency | Amount Authorized | Range of Hourly Rates |
|---------------------------------------|---|---|--------------------------|------------------------------|
| 2017-N31 | Specialized legal matter | Virginia Polytechnic Institute & State University | \$123,943.17 | \$450.00 – \$726.25 |
| 2017-N32 | Specialized legal matter | Department of the Treasury, Division of Risk Management | \$74,235.49 | \$175.00 |
| 2017-N33 | Specialized legal matter | Department of Corrections | \$100,001.12 | \$195.00 |
| | | Department of the Treasury, Division of Risk Management | \$20,594.00 | |
| 2017-N35 | Specialized legal matter | Virginia Commonwealth University | \$3,723.00 | \$315.00 – \$685.00 |
| 2017-N37 | Specialized legal matter | Department of Corrections | \$182,245.61 | \$205.00 |
| 2017-N39 | Highly specialized and complex legal matter | Virginia Information Technologies Agency | \$300,679.50 | \$391.50 – 823.50 |
| 2017-N40 | Specialized legal matter | Office of the Attorney General | \$800.00 | \$200.00 |
| 2017-N41 | Specialized legal matter | Tobacco Region Revitalization Commission | \$10,744.30 | \$548.00 |
| 2017-N43 | Local counsel, out of state litigation | Office of the Attorney General | \$967.50 | \$225.00 |
| 2017-N44 | Specialized legal matter | Office of the Executive Secretary | \$82,664.95 | \$310.00 – \$330.00 |
| 2017-N45 | Specialized legal matter | George Mason University | \$3,330.00 | \$427.50 – \$450.00 |
| 2017-N47 | Local counsel, out of state litigation | Virginia State Police | \$54.00 | \$135.00 – \$255.00 |
| 2017-N48 | Specialized legal matter | Department of the Treasury, Division of Risk Management | \$8,909.00 | \$175.00 |
| 2018-N01 | Specialized legal matter | Department of the Treasury, Division of Risk Management | \$9,425.50 | \$180.00 – \$220.00 |
| 2018-N02 | Highly specialized legal matter | Virginia Polytechnic Institute & State University | \$200,950.15 | \$255.00 – \$905.00 |
| 2018-N03 | Specialized legal matter | Virginia State University | \$37,979.50 | \$225.00 – \$275.00 |

**Outside Counsel Spending Pursuant to Single Case Appointments
FY 2019**

| Single Case Appointment Number | Description | Agency | Amount Authorized | Range of Hourly Rates |
|---|--|---|--------------------------|------------------------------|
| 2018-N04 | Specialized legal matter | Department of Corrections | \$283,416.64 | \$225.00 |
| 2018-N06 | Local counsel, out of state litigation | Christopher Newport University | \$1,435.91 | \$225.00 |
| | | Virginia State Police | \$1,435.92 | |
| 2018-N07 | Specialized legal matter | George Mason University | \$41,610.12 | \$225.00 – \$300.00 |
| 2018-N08 | International law | Christopher Newport University | \$3,266.00 | \$415.00 – \$935.00 |
| | | College of William & Mary | \$3,266.00 | |
| | | George Mason University | \$3,266.00 | |
| | | James Madison University | \$3,266.00 | |
| | | Longwood University | \$3,266.00 | |
| | | Radford University | \$3,266.00 | |
| | | University of Mary Washington | \$3,266.00 | |
| | | University of Virginia | \$3,266.00 | |
| | | Virginia Commonwealth University | \$3,266.00 | |
| | | Virginia Community College System | \$3,266.00 | |
| | | Virginia Military Institute | \$3,266.00 | |
| Virginia Polytechnic Institute & State University | \$3,266.00 | | | |
| Virginia State University | \$3,266.00 | | | |
| 2018-N11 | Local counsel, out of state litigation | Office of the Attorney General | \$5,760.00 | \$400.00 |
| 2018-N12 | Local counsel, out of state litigation | Department of the Treasury, Division of Risk Management | \$17,688.64 | \$155.00 |
| 2018-N13 | Specialized legal matter | University of Virginia | \$24,611.80 | \$330.00 |

**Outside Counsel Spending Pursuant to Single Case Appointments
FY 2019**

| Single Case Appointment Number | Description | Agency | Amount Authorized | Range of Hourly Rates |
|---------------------------------------|---|--|--------------------------|------------------------------|
| 2018-N14 | Specialized legal matter | Virginia Outdoors Foundation | \$173,155.89 | \$210.00 – \$410.00 |
| 2018-N15 | Specialized legal matter | Department of Alcoholic Beverage Control | \$283,882.50 | \$525.00 |
| 2018-N16 | Specialized legal matter | Department of Rail and Public Transportation | \$20,781.50 | \$250.00 – \$470.00 |
| 2018-N18 | Specialized legal matter | Virginia Commonwealth University | \$8,569.60 | \$250.00 – \$300.00 |
| 2018-N19 | International law | University of Virginia | \$1,721.00 | \$505.00 – \$935.00 |
| 2018-N21 | Highly specialized legal matter | University of Mary Washington | \$44,826.50 | \$305.00 – \$685.00 |
| 2018-N22 | Highly specialized legal matter | Department of Medical Assistance Services | \$851,230.00 | <i>Flat fee</i> |
| 2018-N23 | Highly specialized legal matter | Department of Accounts | \$136,686.47 | \$275.00 – \$525.00 |
| 2018-N24 | Highly specialized legal matter | Department of Medical Assistance Services | \$55,760.00 | \$220.00 – \$585.00 |
| 2018-N25 | Highly specialized and complex legal matter | Virginia Department of Health | \$1,467,548.87 | \$365.00 – \$495.00 |
| 2018-N26 | Specialized legal matter | Virginia Department of Transportation | \$195,215.00 | \$350.00 – \$400.00 |
| 2018-N27 | Highly specialized legal matter | Old Dominion University | \$5,350.00 | \$500.00 |
| 2018-N28 | Specialized legal matter | Department of Behavioral Health & Developmental Services | \$24,956.72 | \$200.00 |
| 2018-N29 | Specialized legal matter | Department of Behavioral Health & Developmental Services | \$5,000.00 | \$200.00 |
| 2018-N31 | Specialized legal matter | Virginia Department of Transportation | \$3,627.00 | \$175.00 |
| 2018-N32 | Third-party subpoena response | University of Virginia | \$26,627.38 | \$310.00 – \$330.00 |
| 2018-N33 | Specialized legal matter | Virginia Department of Transportation | \$9,550.35 | \$535.00 |

**Outside Counsel Spending Pursuant to Single Case Appointments
FY 2019**

| Single Case Appointment Number | Description | Agency | Amount Authorized | Range of Hourly Rates |
|---------------------------------------|---|---|--------------------------|------------------------------|
| 2018-N34 | Local counsel, out of state litigation | Department of Health Professions | \$8,282.50 | \$235.00 – \$375.00 |
| 2018-N36 | International law | University of Virginia | \$15,689.49 | \$279.00 – \$860.00 |
| 2018-N37 | International law | University of Virginia | \$23,002.00 | \$228.00 – \$860.00 |
| 2018-N38 | Highly specialized and complex legal matter | Department of Motor Vehicles | \$803,607.72 | \$495.00 – \$725.00 |
| 2018-N40 | Highly specialized legal matter | Virginia Polytechnic Institute & State University | \$10,000.00 | \$500.00 |
| 2019-N03 | Local counsel, out of state litigation | Department of the Treasury, Division of Risk Management | \$860.00 | \$200.00 |
| 2019-N04 | Specialized legal matter | James Madison University | \$8,622.00 | \$468.00 |
| 2019-N06T | Highly specialized legal matter | Department of Rail and Public Transportation | \$3,852.50 | \$575.00 |
| 2019-N07 | Local counsel, out of state litigation | George Mason University | \$2,000.00 | \$250.00 – \$350.00 |
| 2019-N09 | Highly specialized legal matter | Office of the Attorney General | \$1,498.50 | \$225.00 – \$405.00 |

Outside Counsel Spending by Single Case Assignment

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|---------------|------------------------|
| TOTAL: | \$10,145,172.95 |
|---------------|------------------------|