

CENTRAL FLORIDA EXPRESSWAY AUTHORITY

MEMORANDUM

TO: CFX Board Members

FROM: Linda S. Brehmer Lanosa, Deputy General Counsel



DATE: April 26, 2017

RE: *Central Florida Expressway Authority v. Odis and Polly Dover, et al.*
Case No. 2015-CA-002136-O, Project 429-204, Parcel 250
Location: 3317 and 3311 Ondich Road, unincorporated Orange County, Florida
Total Taking of 1.518 acres
Proposed Settlement

INTRODUCTION

Through informal settlement negotiations and before the attorney for Odis and Polly Dover had incurred significant expert fees and costs, the parties reached a proposed settlement in the amount of **\$356,700**, consisting of \$315,000 for the property taken, \$29,700 for statutory attorney's fees, and \$12,000 for expert fees.

DESCRIPTION OF PROPERTY AND TAKING

Parcel 250 is a fee simple whole taking consisting of 1.518 acres as shown in the aerials and photographs attached as **Exhibit A**. Parcel 250 is located on the north side of Ondich Road just west of Plymouth Sorrento in unincorporated Orange County, Florida. Parcel 250 is improved with eight (8) double-poly covered greenhouses and a 1,064-square-foot, concrete-block, single-family residence. The eight greenhouses span 19,584 square feet and include an office and a restroom area. The residence was built in 1981 and has 3 bedrooms, 2 baths, and an attached one-car garage. Additional improvements include two sheds, a propane tank, fencing, and other agricultural/rural residential type improvements.

CFX'S APPRAISAL REPORT

Chad G. Durrance, MAI, appraised the property for CFX. He opined the highest and best use of Parcel 250 is as improved with the existing greenhouse area, single-family residence, and associated site improvements. He valued the land at \$27,500 per acre after examining comparable sales ranging from \$23,400 to \$29,300 per acre. He also analyzed the value of the property as improved reviewing six comparable sales of improved property ranging in price from \$27,200 per acre to \$208,700 per acre. Based upon his analysis, he estimated the value of Parcel 250 as follows:

Land Value per Acre	\$ 27,500
Land Taken (1.518 acres)	\$ 42,000
Improvements	\$183,000
Total for Owners	\$225,000

4974 ORL TOWER RD. ORLANDO, FL 32807 | PHONE: (407) 690-5000 | FAX: (407) 690-5011

MR. AND MRS. DOVER'S DEMAND

Kent Hipp, counsel for Mr. and Mrs. Dover, retained Richard C. Dreggors, GAA, and Brandon Construction Company to prepare a preliminary opinion of value. Brandon Construction Company presented a table itemizing the cost of reproduction of the improvements at \$769,563, a copy of which is attached as **Exhibit B**.

Although the Dovers did not have a signed appraisal report, CFX did receive Mr. Dreggors' files on vacant land sales and improved sales and a table comparing the Dovers' estimate of value with CFX's appraised value. According to the table, the Dovers demanded \$390,000, based upon \$76,000 for the land at \$50,000 per acre, \$299,000 for the improvements, and \$15,000 for interest. A copy of the table is attached as **Exhibit C** and reiterated, in part, below.

	CFX	Dovers
Land Value per Acre	\$ 27,500	\$ 50,000
Land Taken (1.518 acres)	\$ 42,000	\$ 76,000
Improvements	\$183,000	\$299,000
Subtotal for Owners	\$225,000	\$375,000
Interest		\$15,000
Total		\$390,000

PROPOSED SETTLEMENT

The Dovers offered to settle this matter for \$315,000 for the property taken plus \$12,000 for expert fees at a reduced rate, and statutory attorney's fees.

Regarding expert fees, Mr. Hipp retained two experts who provided invoices totaling \$13,493, copies of which are attached as **Exhibit D**. After reviewing the invoices, the hourly rates, and the services performed, the parties determined that a payment of **\$12,000** for all of the owners' expert fees and costs would be a reasonable amount for settlement purposes.

Expert	Invoice	Proposed Settlement
Calhoun, Dreggors & Associates, Inc.	\$ 9,993	\$8,500
Brandon Construction Company	3,500	3,500
Total	\$13,493	\$12,000

Statutory attorney's fees are based upon the benefit achieved. With a settlement in the amount of \$315,000 and a first written offer of \$225,000, the monetary benefit is \$90,000. Statutory attorney's fees are 33% of \$90,000 or **\$29,700**. By way of comparison, the statutory attorney's fee based upon the owners' demand of \$375,000 would yield an attorney's fee of \$49,500.

The table below summarizes the positions of each party and the proposed settlement.

	CFX	Dovers	Proposed Settlement
Total for Owners	\$225,000	\$375,000	\$315,000
Interest		15,000	
Expert Fees and Costs		13,493	12,000
Statutory Attorney's Fees		49,500	29,700
Total		\$452,993	\$356,700

REQUESTED ACTION

Board approval is requested to accept the Settlement Agreement in the amount of \$356,700, consisting of \$315,000 for the property taken, plus \$29,700 for statutory attorney's fees, and \$12,000 for expert fees, including all claims of compensation arising from the taking of Parcel 250, severance damages, business damages, tort damages, interest, attorney's fees attorney's costs, expert fees, expert costs, and any other claim, except supplemental attorney's fees under Section 73.092(2), Florida Statutes, for apportionment.

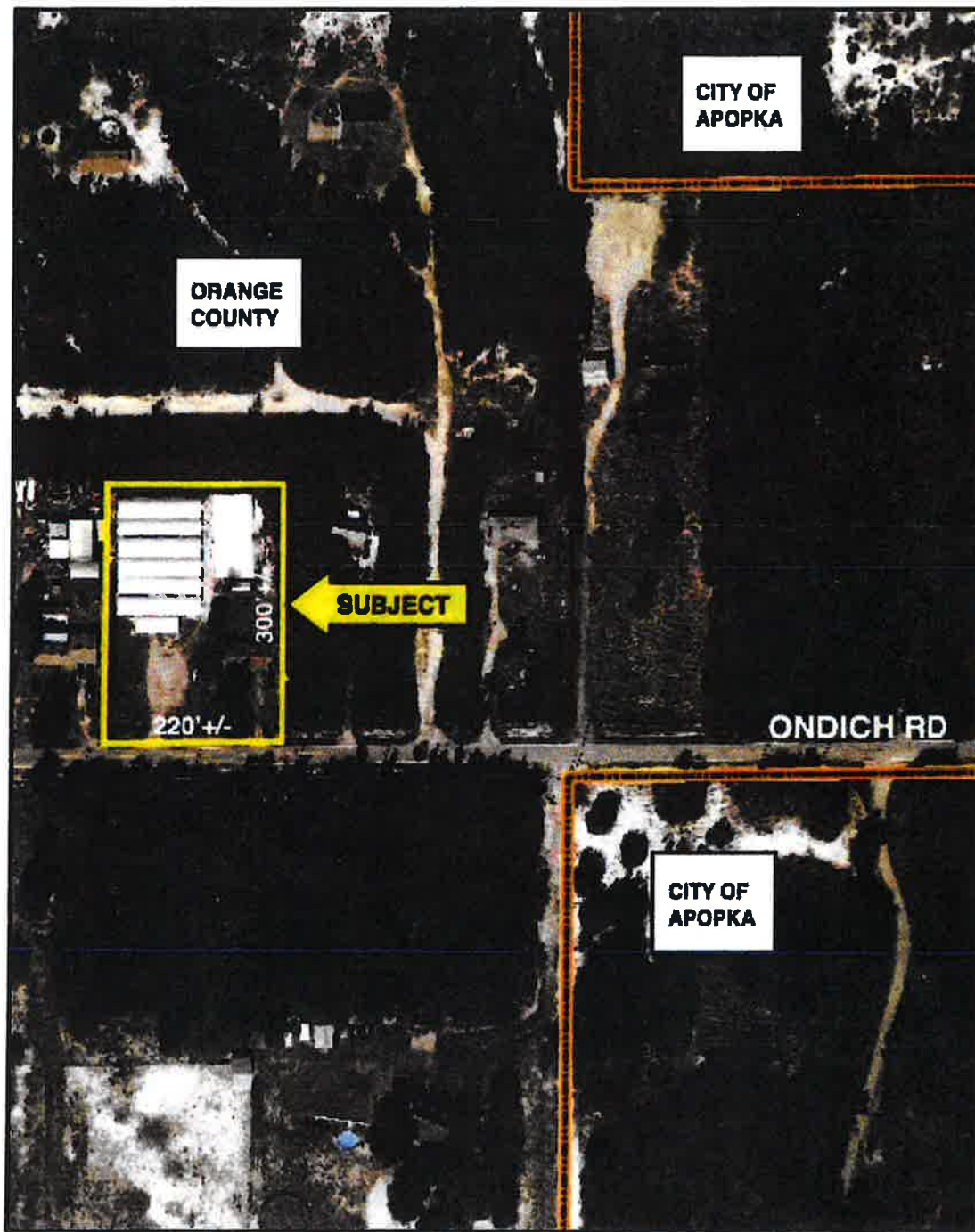
The Right of Way Committee recommended approval on April 26, 2017.

Attached Exhibits:

- A. Aerials and Photographs of the Property
- B. Cost of Reproduction by Brandon Construction
- C. Table Comparing the Differences
- D. Invoices from the Owners' Experts
- E. Settlement Agreement

Reviewed by:

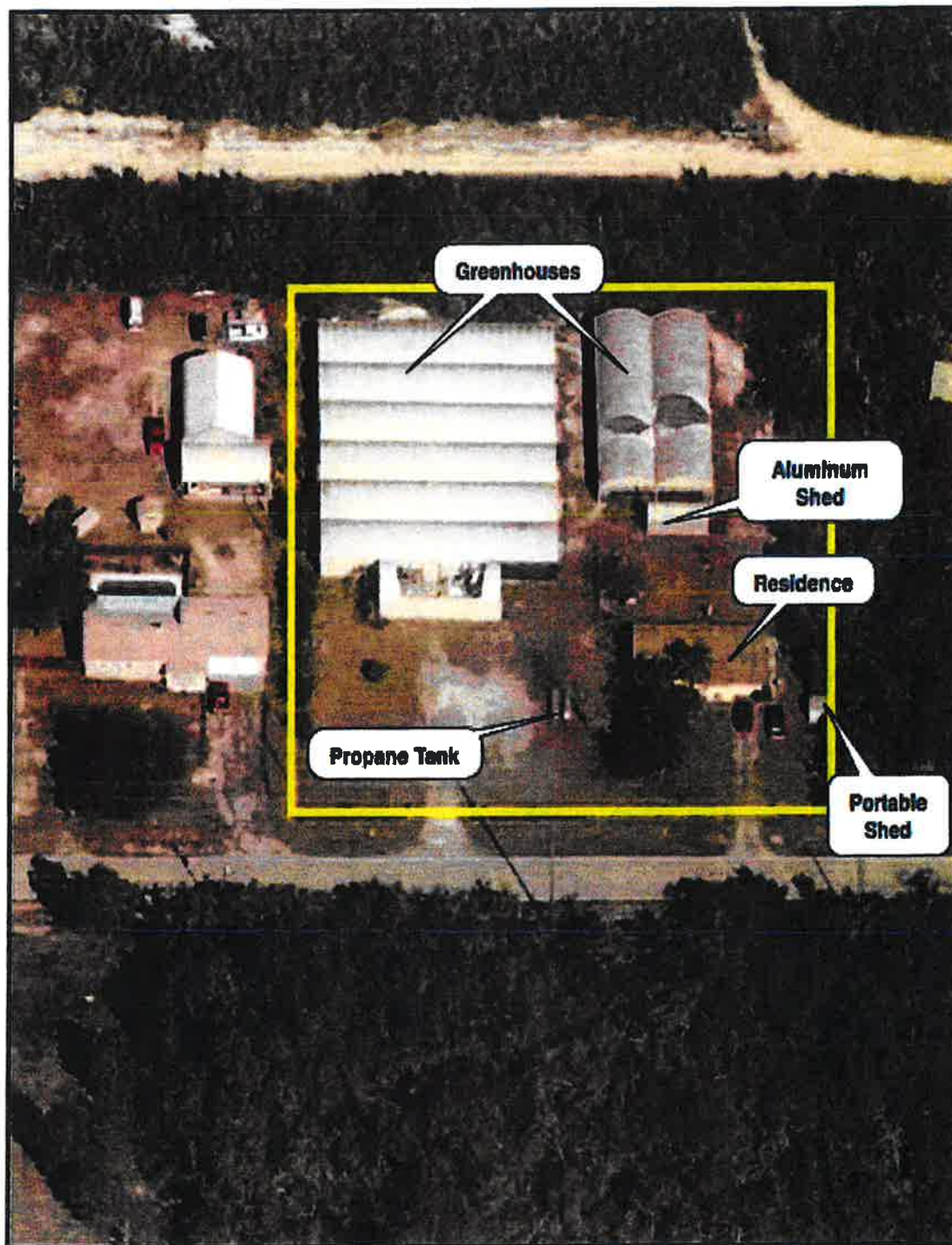




AERIAL

(Source: OCPARL.org – 2014 Image Date)

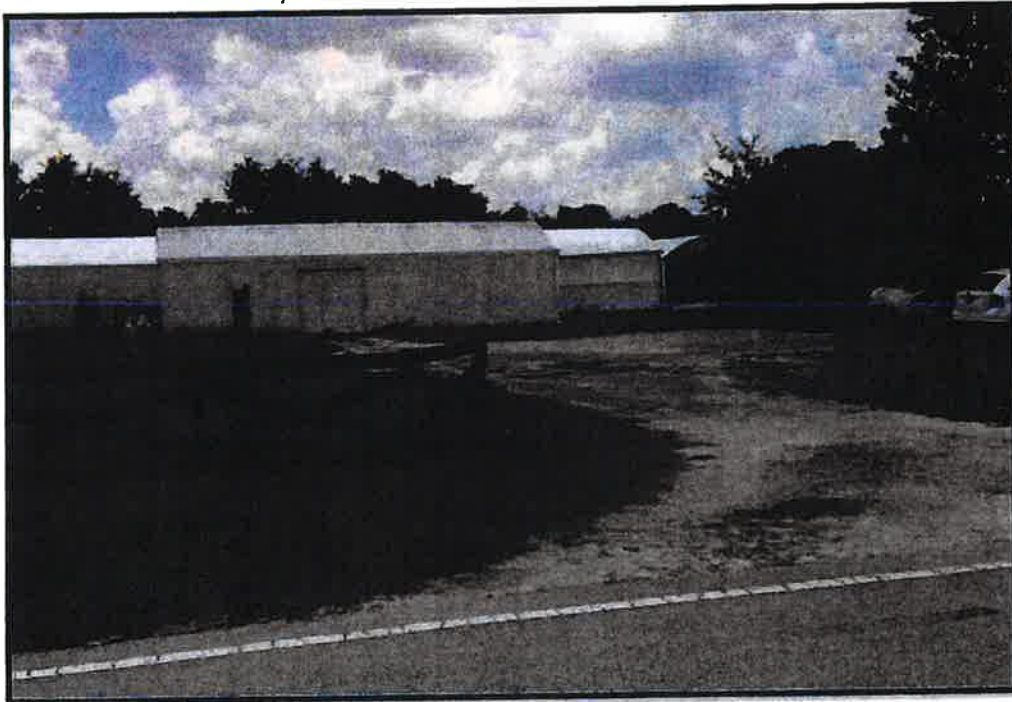
EXHIBIT A



AERIAL/SKETCH



Northerly view of residence from Ondich Road. (Photo #1)



Northerly view of greenhouses from Ondich Road. (Photo #2)

Brandon Construction Company			Cost of Reproduction			
DOVER PROPERTY			EST#1364			
3311/3317 Ondich Rd ~ Apopka, FL			13-Apr-15			
			14.0%	59.0%	27.0%	100.0%
CSI	DESCRIPTION	NOTES	SITEWORK	NURSERY	RESIDENCE	TOTAL
00000	Building Square Footage	Enclosed Area	N / A	19,584	1,400	20,984
01000	General Requirements	prorated	7,315	30,828	14,108	52,250
	Project Management	prorated	1,540	6,490	2,970	11,000
	Architectural/Engineering		4,500	1,500	7,000	13,000
	Building Permits/Misc Fees		250	6,350	3,550	10,150
	Orange County Impact Fees		0	0	11,950	11,950
	Surveying/Materials Testing		2,000	4,500	2,500	9,000
02000	Mobilization/MOT		1,500	0	0	1,500
	Barricades/Silt Barrier		2,100	0	0	2,100
	Clear & Grubb, Hauling		2,250	0	0	2,250
	Earthwork/Grading/Misc		3,000	0	0	3,000
	Water/Sewer Piping		4,125	0	0	4,125
	Wells/Pumps/Equip		6,375	0	0	6,375
	Septic Tank/Drainfield		8,400	0	0	8,400
	Concrete Paving/Walks		2,250	0	0	2,250
	Gravel/Shell Drives/Parking		1,500	0	0	1,500
	Chainlink Fencing/Gates		8,850	0	0	8,850
	Wood Fencing/Misc		incl	0	0	incl
	Plants/Shrubs/Trees		6,300	0	0	6,300
	Sod/Seed/Mulch		6,040	0	0	6,040
	Storage Sheds (2)		4,375	0	0	4,375
03000	Foundations		0	14,000	13,550	27,550
	Slab on Grade		0	incl	incl	incl
04000	Block Masonry		0	0	14,925	14,925
	Cell Fill/Rebar		0	0	incl	incl
06000	Rough Carpentry		0	3,580	18,700	22,280
	Roof Trusses		0	0	incl	incl
	Finish Carpentry/Trim		0	250	2,350	2,600
	Cabinetry/Countertops		0	0	7,500	7,500

EXHIBIT B

07000	Rigid/Batt Insulation	0	300	1,950	2,250
	Asphalt Shingle Roofing	0	0	7,125	7,125
	Flashings/Misc	0	0	incl	incl
	Soffits/Siding	0	0	1,000	1,000
08000	Doors/Frames/Hardware	0	550	2,700	3,250
	Overhead Doors	0	0	900	900
	Aluminum Windows	0	0	3,150	3,150
	Sliding Glass Door	0	0	incl	incl
	Interior Glass/Mirrors	0	100	400	500
09000	Drywall/Finishing	0	400	5,600	6,000
	Ceramic Tile	0	0	2,700	2,700
	Carpeting/Vinyl	0	450	2,250	2,700
	Interior/Exterior Painting	0	500	6,950	7,450
10000	Specialties/Misc	0	2,000	750	2,750
	Fire Ext/Cabinets	0	incl	incl	incl
12000	Window Treatments	0	0	900	900
13000	Steel Framed Greenhouses	0	146,880	0	146,880
	Gutters & Downspouts	0	incl	0	incl
	Exhaust Fans	0	incl	0	incl
	Evap Cooling Pads	0	14,400	0	14,400
	Heating Systems	0	10,400	0	10,400
	Metal Frame Plant Benches	0	34,560	0	34,560
	Fabric Ground Covering	0	5,280	0	5,280
15000	Interior Irrigation Systems	0	9,720	0	9,720
	Spray Machines/Injection Equip	0	15,000	0	15,000
	LP Gas Piping (to Heaters/Misc)	0	4,000	0	4,000
	Plumbing/Fixtures	0	600	9,250	9,850
	Water Heaters/Misc	0	0	incl	incl
	LP Gas Piping/Equip	7,500	0	1,500	9,000
	Propane Storage Tanks	incl	0	0	incl
	HVAC/Ductwork	0	450	6,750	7,200
	Bath Fans/Venting	0	incl	incl	incl
16000	Electrical	0	38,400	10,500	48,900
	Light Fixtures	0	incl	incl	incl

	Site Electrical/Panels		3,500	0	0	3,500
		Subtotal	83,670	351,488	163,478	598,635
		0.5% Bldr's Risk	418	1,757	817	2,993
		1.0% Gen Liability	837	3,515	1,635	5,986
	ALL INFORMATION CONTAINED IN THIS	0.3% Owner's Liab	251	1,054	490	1,796
	CONFIDENTIAL COST ESTIMATE IS SOLE	Subtotal	85,176	357,814	166,420	609,410
	PROPERTY OF BRANDON CONSTRUCTION	12% Overhead/Fee	10,221	42,938	19,970	73,129
	COMPANY GENERAL CONTRACTORS, INC.	Subtotal	95,397	400,752	186,390	682,539
	ALL RIGHTS RESERVED/COPYRIGHT 2015	2.5% P&P Bond	2,385	10,019	4,660	17,063
		Subtotal	97,782	410,771	191,050	699,602
		10% Contingency	9,778	41,077	19,105	69,960
		TOTAL COST	107,560	451,848	210,155	769,562
		Cost per SF	N / A	\$23.07	\$150.11	N / A
					Check	769,563

DOVER DIFFERENCES¹

Project: Wekiva Parkway
Parcel No.: 250
Parent Tract: 1.518 Acres
Date of Value: May 22, 2015 - Deposit
First Offer/Date: February 3, 2015 - \$225,000

	FDOT [Appraiser Durrance]	DOVER [Appraiser Dreggors]
Land Taken	\$42,000 (\$27,500/Acre)	\$ 76,000 (\$50,000/Acre)
Improvements²	\$183,000³	\$299,000⁴
Sub-Total	\$225,000	\$375,000
Interest⁵	\$ 0	\$ 15,000
Total	\$225,000	\$390,000

\$284,300⁷

\$325,000⁶

1. Exclusive of Attorneys' Fees, Experts' Fees and Costs
2. Improvements include 19,584 SF of double-poly covered greenhouses; 1,064 SF 3br/2ba concrete block single family residence w/ attached 1 car garage; 2 sheds; propane tank; fencing; agricultural improvements
3. Durrance does not value the improvements separately. Rather, he uses improved sales with similar structures. He previously used the cost approach on other greenhouse properties – ex. Merrill / S&L Nursery.
4. Home at \$95,000. Greenhouses at \$164,300. Fencing and Wells at \$39,200.
5. Interest at statutory rates through earliest potential trial date.
6. Tentative settlement reached with Project Manager.
7. Subsequent offer by CFX outside counsel.



Brandon Construction Company

GENERAL CONTRACTORS INC.

CGC 022908

555 Palm Harbor Blvd, Palm Harbor, FL 34683

P: (727)-784-6378

F: (727)-789-3498

INVOICE

October 14, 2015

Debbie Townsend
Gray Robinson
301 East Pine Street, Suite 1400
Orlando, FL 32801

RE: Dover Property/Apoka
Hourly Billing through 10/14/15

Date	Description	Position	Hours	Rate	Total
3/16/2015	Building Dept/Research	Principal	1.5	\$140.00	\$ 210.00
3/16/2015	Review Docs	Principal	1.0	\$140.00	\$ 140.00
3/21/2015	Site Visit/Photo	Principal	6.5	\$140.00	\$ 910.00
3/27/2015	Format Estimate	Principal	1.0	\$140.00	\$ 140.00
3/27/2015	Take Off/Sitework	Principal	2.0	\$140.00	\$ 280.00
3/30/2015	Take Off/Nursery	Principal	2.5	\$140.00	\$ 350.00
3/30/2015	Take Off/Residence	Principal	2.0	\$140.00	\$ 280.00
4/7/2015	Sub Calls/Misc	Principal	1.5	\$140.00	\$ 210.00
4/7/2015	Cost of Reproduction	Principal	3.0	\$140.00	\$ 420.00
4/10/2015	Permit Costs/Misc.	Principal	1.5	\$140.00	\$ 210.00
4/13/2015	Recap Cost of Production	Principal	2.0	\$140.00	\$ 280.00
4/13/2015	Email to Appraiser/Attorney	Principal	0.5	\$140.00	\$ 70.00

25.0

\$ 3,500.00

EXHIBIT D

Calhoun, Dreggors & Associates, Inc.

• Real Estate Appraisers & Consultants •

February 8, 2017

Kent L. Hipp Esq.
c/o GrayRobinson, P.A.
301 E. Pine Street, Suite 1400
Orlando, FL 32803

RE: Owner: Dover
Project: Wekiva Parkway
Parcel No.: 250
County: Orange

INVOICE

Review documents from owner's representative, review CFX report, meeting with owner and experts, conferences with owner's representative, inspect subject property, conference with contractor, review RCN and depreciation rates, land sales research/analysis, improved home sales analysis, prepare preliminary opinion of value.

Abrams Schmidt:	32.75 Hrs. x \$175/Hr. =	\$5,731
Dreggors:	15.50 Hrs. x \$275/Hr. =	<u>4,262</u>
Total		\$9,993

Thank you,

Richard C. Dreggors, GAA
President

RCD/ddp

728 West Smith Street • Orlando, Florida 32804
Tel (407) 835-3395 • Fax (407) 835-3393

OWNER	DOVER	COURTNEY ABRAMS SCHMIDT
PROJECT	WEKIVA PARKWAY	
PARCEL(S)	250	
COUNTY	ORANGE	

DATE	TYPE OF SERVICE	HOURS
02/19/15	REVIEW SUBJECT DATA; REVIEW AND ANALYSIS OF DURRANCE APPRAISAL AND SALES.	5.25
03/03/15	RESEARCH LAND AND HOME SALES; ANALYSIS OF DATA.	3.25
03/05/15	INSPECTED EXTERIOR OF SUBJECT PROPERTY; CONFERENCE CALL WITH OWNER'S REPRESENTATIVE TO REVIEW OUR ASSIGNMENT; SALES RESEARCH AND ANALYSIS.	4.75
03/12/15	PROVIDE INFORMATION TO CONTRACTOR FOR THIS ASSIGNMENT.	0.50
06/01/15	REVIEW RCN AND DEPRECIATION RATES PROVIDED BY CONTRACTOR; ANALYSIS OF VALUE USING COST APPROACH.	2.75
09/02/15	MEETING WITH RICK TO REVIEW UPDATED SALES ANALYSIS; CONFERENCE CALL WITH OWNER'S REPRESENTATIVE TO REVIEW OUR FINDINGS.	4.75
9/13/15	REVIEW VALUATION ANALYSIS OF SURROUNDING PROPERTIES.	1.50
10/06/15	REVIEW SURROUNDING CFX APPRAISALS AND VALUATION ANALYSIS.	1.75
10/14/15	UPDATE RESEARCH AND PROVIDE ADDITIONAL LAND AND HOME SALES DATA TO OWNER'S REPRESENTATIVE; REVIEW WITH RICK BEFORE SENDING.	2.25
04/07/16	UPDATE EXHIBITS FOR OWNER'S REPRESENTATIVE.	1.25
02/01/17	UPDATE/REVIEW VALUATION ANALYSIS AND OTHER INFORMATION FOR NEARBY/SIMILAR PARCELS.	2.50
02/06/17	MEETING WITH RICK TO DISCUSS ADDITIONAL ANALYSIS; ANALYSIS OD COMPENSATION; UPDATE SUMMARY ANALYSIS.	<u>2.25</u>
TOTAL HOURS		32.75

OWNER	DOVER	RICHARD C. DREGGORS, GAA
PROJECT	WEKIVA PARKWAY	
PARCEL(S)	250	
COUNTY	ORANGE	

DATE	TYPE OF SERVICE	HOURS
02/04/15	REVIEW DOCUMENTS FROM OWNER'S REPRESENTATIVE; REVIEW OUR SCOPE OF WORK; REVIEW CFX REPORT.	1.75
02/18/15	CONFERENCE WITH OWNER'S REPRESENTATIVE.	0.50
03/05/15	EXTERIOR INSPECTION OF SUBJECT; CONFERENCE WITH OWNER'S REPRESENTATIVE REGARDING OUR SCOPE OF WORK; CONFERENCE WITH ASSOCIATE; CONFERENCE WITH CONTRACTOR.	1.25
05/11/15	REVIEW CONTRACTOR'S COSTS (RCN) FOR THE SUBJECT PARCEL.	0.75
06/01/15	ANALYSIS OF RCN AND DEPRECIATION RATES; PREPARE FOR MEETING; REVIEW WITH OWNERS.	4.75
06/05/15	REVIEW DOCUMENTS AND PREPARE FOR SITE INSPECTION.	0.50
06/08/15	MEETING WITH OWNERS; INSPECT SUBJECT PROPERTY.	1.75
09/02/15	MEETING WITH ASSOCIATE TO REVIEW LAND AND IMPROVED SALES; CALL OWNER'S REPRESENTATIVE TO REVIEW.	2.25
10/14/15	REVIEW ADDITIONAL SALES AND BACK-UP DATA FOR THIS PARCEL.	0.50
02/03/17	REVIEW VALUATIONS; MEET WITH ASSOCIATE TO DISCUSS; CONFERENCE WITH OWNER'S REPRESENTATIVE.	0.75
02/06/17	MEETING WITH ASSOCIATE TO REVIEW OUR ANALYSIS; CONFERENCE WITH OWNER'S REPRESENTATIVE TO REVIEW.	<u>0.75</u>
TOTAL HOURS		15.50

IN THE CIRCUIT COURT OF THE NINTH JUDICIAL CIRCUIT
IN AND FOR ORANGE COUNTY, FLORIDA

CENTRAL FLORIDA EXPRESSWAY AUTHORITY,
body politic and corporate, and an agency of the state
under the laws of the State of Florida,

CASE NO: 2015-CA-002136-D

Subdivision 39

Petitioner,

Parcel 250

vs.

ODIS DOVER, POLLY DOVER,
et. al.

Respondent(s).

MEDIATED SETTLEMENT AGREEMENT

At the Mediation Conference held ⁵ on February 2017, the parties reached the following Settlement Agreement:

1. Petitioner will pay to Respondent(s), ODIS DOVER AND POLLY DOVER (referred to as "Respondent") the sum of THREE HUNDRED FIFTEEN THOUSAND Dollars exactly (\$ 315,000.00), in full settlement of all claims for compensation from Petitioner whatsoever for the taking of Parcel 250, including statutory interest and all claims related to real estate and business damages, if any, but excluding attorney's fees and expert witness costs. The settlement sum may be subject to claims of apportionment by any party in this case having a property interest in or a lien on the subject property. Petitioner previously deposited in the Registry of the Court Petitioner's good faith estimate in the amount of TWO HUNDRED TWENTY-FIVE THOUSAND Dollars (\$ 225,000.00). Within thirty days (30) days from the date of receipt by Petitioner's counsel of a conformed copy of the Stipulated Final Judgment, Petitioner will pay to Respondent, by deposit in the Registry of the Court the sum of NINETY THOUSAND Dollars exactly (\$ 90,000.00), representing the difference between the total settlement sum referenced above and the Petitioner's previous deposit in this case.

2. In addition to the settlement amount referenced in Paragraph 1 of this Settlement Agreement, Petitioner will pay to the trust account of Respondent's attorney the sum of TWENTY-NINE THOUSAND NINE HUNDRED Dollars (\$ 29,900.00) in full settlement and satisfaction of all attorney's fees, including all fees related to monetary benefits, non-monetary benefits, and all law firm litigation costs in this case, but excluding supplemental proceedings related to apportionment, if any. SEVEN VSL

EXHIBIT E

3. In addition to the above-referenced settlement sum and the above-referenced attorney's fees and law firm litigation costs, Petitioner will pay to the trust account of Respondent's attorney the sum of TWELVE THOUSAND

Dollars (\$12,000.00) in full settlement and satisfaction of all expert witness fees and costs incurred by Respondent in this case, subject to review and confirmation that each invoice submitted by Respondent's experts was necessary and reasonable. The expert fees are as follows:

CALHOUN, DREGGERS + ASSOCIATES: \$8,500.⁰⁰
BRANDON CONSTRUCTION CO. \$3,500.⁰⁰

4. This Settlement Agreement will be placed on the agenda for the Right of Way ("ROW") Committee and Central Florida Expressway Authority ("CFX") Board and is conditioned upon final approval by the ROW Committee and then the CFX Board.

5. Counsel for Petitioner and Respondent will jointly submit to the Court a mutually approved Stipulated Final Judgment containing the terms and conditions of this Settlement Agreement within fifteen (15) days from the date of approval of this Settlement Agreement by the CFX Board.

6. The parties agree to waive any confidentiality provisions set forth in Chapter 44 of Florida Statutes, the Florida Rules of Civil Procedure, and the Florida Rules of Evidence, if applicable, for the limited purpose of consideration of this proposed Settlement Agreement by the ROW Committee and the CFX Board.

7. The parties agree to continue the trial of this matter pending review by the CFX ROW Committee and CFX Board.

8. This Agreement resolves all claims whatsoever, including claims of compensation arising from the taking of Parcel 250, severance damages, business damages, tort damages, interest, attorney's fees, attorney's costs, expert fees, expert costs, and any other claim. except supplemental attorney's fees under section 73.092(2) for apportionment.

9. This Settlement Agreement, executed by the parties and their counsel on this _____ day of February, 2017, contains all the agreements of the parties.

Listed below

7/2/17
UBL

Linda S.B. Lanosa

Print Name: Linda S.B. Lanosa
Central Florida Expressway Authority

See attached

Print Name: David A. Shontz
Counsel for CFX

→

Print Name: _____
Mediator

Odysseus E. Dover Sr

Print Name: Odysseus E. Dover
Owner

Polly Ann Dover

Print Name: Polly Ann Dover
Owner

Kent L. Hipp

Print Name: Kent L. Hipp
Attorney for Owner

Linda S. B. Lanosa

Print Name: Linda S. B. Lanosa
Central Florida Expressway Authority

[Signature]

Print Name: David A. Shantz
Counsel for CFX

Print Name: _____
Mediator

Odette E. Dover

Print Name: Odette E. Dover
Owner

Polly Ann Dover

Print Name: Polly Ann Dover
Owner

[Signature]

Print Name: Kent L. Hipp
Attorney for Owner

Linda Lanosa

From: Kent L. Hipp <Kent.Hipp@gray-robinson.com>
Sent: Wednesday, March 08, 2017 3:20 PM
To: Linda Lanosa
Cc: Debbie Townsend
Subject: RE: Parcel 158 - CFX v Merrill - Joint Motion and Stipulated Final Judgment

Linda,

I checked my file and the first written offer was \$225,000.
The resulting benefit was \$90,000.
The statutory fee is \$29,700.
You have my permission to correct.

Thanks,
Kent

Kent L. Hipp | Shareholder
GRAY | ROBINSON

301 East Pine Street, Suite 1400 | Orlando, Florida 32801
T: 407-843-8880 | **F:** 407-244-5690
[E-mail](#) | [Website](#) | [Bio](#) | [vCard](#)

[Facebook](#) | [LinkedIn](#) | [Twitter](#)

From: Linda Lanosa [mailto:Linda.Lanosa@CFXWay.com]
Sent: Wednesday, March 08, 2017 2:58 PM
To: Kent L. Hipp
Subject: RE: Parcel 158 - CFX v Merrill - Joint Motion and Stipulated Final Judgment

My goodness. Good luck with the emergency.

I just discovered a possible typo in the settlement agreement in Dover. Attorney's fees should be \$29,700, not \$29,900, assuming the first offer was \$225k and the benefit was \$90k. Was the first offer the same as the deposit? If so, do I have your permission to correct the attorney fee award?

Linda

.....
Linda Brehmer Lanosa
Deputy General Counsel

CENTRAL FLORIDA EXPRESSWAY AUTHORITY
4974 ORL Tower Road
Orlando, Florida 32807
(o) 407.690.5000