

# SPIEGEL & MCDIARMID LLP

GEORGE SPIEGEL (1919-1997)

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November 13, 2015

Ron Herd, Board Chairman  
Kentucky Municipal Energy Agency  
c/o Rubin & Hays  
450 South Third Street  
Louisville, Kentucky 40202

Re: Retention Letter Agreement

Dear Mr. Herd:

Thank you for the opportunity to provide legal services to the Kentucky Municipal Energy Agency ("KyMEA") in connection with its development and implementation of an electric power supply program and related activities for the benefit of its members in a rapidly changing electric utility industry.


Under our D.C. Bar rules, this letter will serve to meet the requirement that we provide KyMEA a retention letter. We enclose a copy of our currently effective fee schedule for Public Sector clients, which sets forth our rates and charges. These rates are discounted from our regular rates, although most of my work is on behalf of Public Sector clients. My current billing rate is \$425 per hour. The fee ranges for others in our firm are as shown. We attempt to staff projects with persons at the appropriate experience level for the task, with the goal of producing cost-effective results for our clients. As you will see, we also invite alternative billing arrangements for clients who are interested in them.

Additional background about our firm may be found on our web site at [www.spiegelmc.com](http://www.spiegelmc.com). Please let us know if other information would be helpful.

Ron Herd, Board Chairman  
Kentucky Municipal Energy Agency  
November 13, 2015  
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We would appreciate receiving for our files a signed copy of this retention letter agreement at your convenience.

Sincerely yours,

  
Thomas C. Trauger

TCT:fh  
Enclosure

Agreed and accepted on behalf of Kentucky Municipal Energy Agency:

\_\_\_\_\_

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

# SPIEGEL & MCDIARMID LLP

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Effective: October 1, 2008

## **Statement of Hourly Fees and Charges**

Our services are charged on the basis of hourly fees plus costs for such items as travel, taxis, photocopying, long distance telephone calls, postage, facsimile transmissions, on-line legal research services and the like. Interest of one percent per month will be charged on unpaid invoices older than 60 days.

### **Hourly Fees**

The fees for lawyers' time are \$260 - \$500 per hour for partners' services, \$210 - \$500 per hour for services of lawyers of counsel to the firm, and \$165 - \$300 per hour for services of associates. The time of government and public affairs specialists is billed at \$90 - \$400 per hour. The time of law clerks is billed at \$115 - \$140 per hour and of paralegals at \$90 - \$140 per hour. Within any fee range, the higher fees apply to those with more experience in the relevant matter. On an annual basis associates', law clerks' and paralegals' hourly fees will be reviewed and increased as experience is broadened. Changes to hourly fees of partners and of counsel within the ranges defined above will be made for individuals as their experience and expertise warrants.

## **Alternative Fee Billing Arrangements**

Spiegel & McDiarmid offers alternative billing arrangements that are intended to offer clients greater flexibility in how they pay for legal services, while seeking to preserve a fair and reasonable allocation of risks and benefits between the law firm and its clients. The suitability of these alternatives to various undertakings must be determined on a case-by-case basis, through agreement between the client and the firm.

We believe that by offering a range of alternative billing arrangements, we can meet our clients' needs in an effective and competitive fashion. Alternative arrangements include monthly retainers, flat fees, contingent fee arrangements, and task-based billing. If you would like additional information about any of these alternatives, please contact any Spiegel & McDiarmid partner. We will be happy to provide more information, and to explore whether an alternative billing method may be suitable in particular instances for the legal services that we provide.

## **Public Sector Clients**