

STATE OF MINNESOTA OFFICE OF THE ATTORNEY GENERAL

SPECIAL ATTORNEY APPOINTMENT

I, HUBERT H. HUMPHREY III, Attorney General of the State of Minnesota, by virtue of the authority vested in me by statute, and upon the written request of Risk Management Division of the Department of Administration(hereinafter "Department"), an agency of the State of Minnesota, do hereby constitute and appoint

Eric D. Hylden
and the Law Firm of Halverson, Watters, Downs, Reyelts & Batement, Ltd.

of Duluth, Minnesota, as Special Attorneys to serve at the pleasure of the Attorney General specifically to provide legal services to the Department subject to the terms and conditions set forth:

1. **DUTIES.** The Special Attorneys, who shall not be considered state employees and shall not be eligible for any state employee leave or other benefits except those expressly provided herein, shall provide legal services to the Department regarding Scott Jenkins v. ISD No. 709, State of Minnesota and State of MN Dept. of Transportation.
2. **COMPENSATION AND EXPENSES.** As compensation for the satisfactory performance of the duties described, the Special Attorneys shall be compensated at firm's standard billing rate not to exceed Seventy-Five Dollars (\$75.00) per hour for services or at the firm's hourly billable rate for the employee, whichever is less. The Special Attorneys shall be reimbursed for reasonable disbursements and travel expenses in accordance with the rules and regulations of the Minnesota Department of Employee Relations governing the travel of state officers and employees. All compensation and reimbursable expenses shall be paid by the Department.
3. **BILLING STATEMENTS.** The Special Attorneys shall submit a monthly statement to the Attorney General in care of Lee Sheehy, Chief Deputy Attorney General, 102 State Capitol, St. Paul, MN 55155, setting forth in detail the activities and charges with respect to this appointment and the compensation due therefor. The statement shall include a description of the tasks performed, hours worked, disbursements made and expenses incurred. All statements for reimbursement of disbursements or expenses advanced shall include receipts for the claimed expenses or an explanation for how the expense is calculated. Upon review and approval of the statement, a copy will be forwarded to Department for review and payment.
4. **AVOIDANCE OF CONFLICTS.** The Special Attorneys shall not undertake legal work for Department outside of the scope of this appointment and shall not represent a party involved in a claim, dispute or transaction of any kind which would create a conflict of interest for the Special Attorneys or the State of Minnesota unless and until the Special

5. **STATE AUDITS.** All records, documents and accounting procedures and practices of the Special Attorneys relevant to this appointment shall be subject to examination by the Attorney General, the Department, and the Legislative Auditor.
6. **TERM.** This appointment is effective January 24, 1997, may be terminated by either party at any time by the giving of seven (7) calendar days written notice, and shall remain in effect until so terminated.

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