

THE STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

ORDER AUTHORIZING ADDITIONAL EXPENSES OF LITIGATION

On this the 28th day of February, 2023, the Commissioners Court of Fort Bend County, Texas, being convened at a regular meeting of the Court, sitting as the governing body of Fort Bend County, Texas, upon motion of Commissioner Morales, seconded by Commissioner Prestage, duly put and carried, IT IS HEREBY ORDERED that:

Commissioners Court hereby authorizes transferring funds in the additional¹ amount of \$50,000.00 from Non-Departmental Fees (100409100 – 63000) to County Attorney Fees (100475100 – 63000) as listed on Auditor’s form dated 2/21/2023 to be used for the County’s share of attorneys’ fees and expenses incurred by Special Counsel in connection with Case Number 4:18-CV-1739 FORT BEND COUNTY, et al, v. UNITED STATES ARMY CORPS OF ENGINEERS et. Al; in the United States District Court for the Southern District of Texas, Houston Division.

FORT BEND COUNTY, TEXAS

[Handwritten signature of KP George]

KP George, County Judge

ATTEST:

[Handwritten signature of Laura Richard]

Laura Richard, County Clerk



¹ This additional amount is to continue covering any Phase 2 services under Engagement Letters entered and/or to be entered by the County Attorney with Special Counsel, and is in addition to all previously paid or authorized Phase 1 and Phase 2 services

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ORDER AUTHORIZING EXPENSES

On this the 28th day of February, 2023, at a regular meeting of the Commissioners' Court of Fort Bend County, Texas, sitting as the governing body of Fort Bend County, upon motion of Commissioner Morales, seconded by Commissioner Prestage, duly put and carried;

WHEREAS, the County Attorney is of the opinion that in order to properly prepare a defense in this suit, it will be necessary to incur litigation expenses for any and all costs of pre-trial, trial and appeal, including, but not limited to, discovery costs; court reporter fees; out-of-county travel, lodging and meals; parking fees; expert witness consultation and testimony fees; subpoenas; investigation expenses; printing costs for briefs; appeal and removal bonds; plus incidental costs for:

19-DCV-269455 – Fort Bend County v. Diogu Kalu Diogu II, in the 434th Judicial District Court of Fort Bend County, Texas

IT IS ORDERED THAT BRIDGETTE SMITH-LAWSON, County Attorney of Fort Bend County, Texas, be, and she is hereby, authorized to incur litigation expenses as set out above in an amount not to exceed Five Thousand and no/100 Dollars (\$5,000.00). It is ORDERED to approve transfer in the amount of \$5,000.00 from Non-Departmental Fees to County Attorney Fees as listed on Auditor's form dated February 22, 2023 to allocate funds for litigation expenses.

Judge George	<u>✓</u>
Commissioner Morales	<u>✓</u>
Commissioner Prestage	<u>✓</u>
Commissioner Meyers	<u>✓</u>
Commissioner McCoy	<u>✓</u>

FORT BEND COUNTY, TEXAS

[Signature]

JUDGE GEORGE, County Judge

ATTEST:

[Signature]

Laura Richard, County Clerk

