

ATTACHMENT A

The fees for legal services provided by the Firms in connection with the Litigation are contingent upon the recovery by the City of Damages in the Litigation and will be paid out of such recovery, if any, as follows:

If the City obtains a recovery and collection on behalf of the City before a trial or appeal, the Firms will receive attorneys' fees in the amount of Thirty Percent (30%) of the gross recovery. If recovery for the City occurs after (1) the beginning of trial (at the beginning of opening argument), or (2) upon appeal of any judgment, the Firms will instead receive attorneys' fees in the amount of the Thirty-Three and One-Third (33 1/3%).

The Firms will advance all costs associated with the Litigation. The City agrees to reimburse the Firms for all reasonable costs out of its share of the gross recovery, after the payment of fees.