

***LAKE WORTH FIREFIGHTERS' PENSION TRUST FUND***  
**MINUTES OF MEETING HELD**  
**May 31, 2011**

The meeting was called to order at 9:05 A.M. in the Conference Room at Station 93, Lake Worth, Florida. Those persons present were:

**TRUSTEES**

Jimmy Shook  
Mark Lamb  
Pat Highland

**OTHERS**

Margie Adcock, Administrator  
Adam Levinson, Attorney  
Alan Eichenbaum, Attorney

**ADDITIONS AND DELETIONS**

There were no additions or deletions to the Agenda.

**ATTORNEY REPORT**

Mr. Levinson discussed the status of the lawsuit filed by the City against the Fund. He provided a brief background of the case. He stated that the City had filed a Second Amended Complaint and has apparently started serving copies of the Complaint to former employees last week. They have 20 days from the date of service to file an Answer. He stated that his firm represents the Board. He stated rather than having his firm represent the employees, he thinks it makes more sense for the Board to hire a separate attorney to represent the employees. He thinks this would be the cleanest and most efficient way to handle the lawsuit. He stated that individuals would need to sign an engagement letter for the attorney to represent them. Mr. Levinson introduced Alan Eichenbaum. He stated that Mr. Eichenbaum was in the same building as Klausner & Kaufman. Mr. Klausner has known Mr. Eichenbaum since early in his legal career and Mr. Levinson has known him since 1999. Mr. Eichenbaum addressed the Board. He stated that he has been practicing since 1978 and is exclusively a labor and pension attorney. He discussed his clients. He reviewed the case. He stated that he thought this was rather a simple case. He discussed a Ft. Lauderdale case where he represented the retirees. There was a discussion on the attorney's fees. Mr. Levinson stated that he would charge \$285 an hour and Mr. Eichenbaum would charge \$250 an hour. Mr. Eichenbaum stated that he would focus on issues particular to the individuals. Mr. Levinson recommended the Board hire Mr. Eichenbaum to represent the individual employees. Mr. Levinson provided a representation letter that the Board could send to the participants. A motion was made, seconded and carried 3-0, based on Mr. Levinson's recommendation, to retain Alan Eichenbaum to represent the members if they so choose, which representation would be paid by the Board.

Pat Highland departed the meeting.

Mr. Eichenbaum stated that he would contact the City to let them know he would be representing a substantial number of participants and ask the City to agree to allow him to provide a responsive pleading 20 days after the last person is served.

**OTHER BUSINESS**

There being no further business, the Trustees adjourned the meeting.

Respectfully submitted,

Mark Lamb, Secretary