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March 18, 2002

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LAFAYETTE CITY HALL

Mayor Lotis Hanks
City of Lafayette
P.O. Box 55
486 3rd Street
Lafayette, OR 97127

RE: City Attorney Services – Resignation of Beery & Elsner, LLP

Dear Mayor Hanks:

It is with a profound regret that the firm of Beery & Elsner, LLP tenders its resignation as City Attorney for Lafayette. We do this based on my perception of the Council discussions last Thursday evening when it became apparent the newly installed Council does not believe our firm should act as City Attorney. In order that the transition to a new City Attorney can be accomplished quickly and with as little controversy as possible, Pam and I have decided that the most appropriate course of action would be for us to resign.

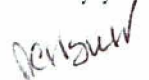
Consistent with the provisions of the contract between Beery & Elsner, LLP and Lafayette, this firm will continue to respond to requests for legal services for another 90 days unless Council wishes to end the relationship sooner; in fact, we respectfully request that the Council waive the 90-day period and end the relationship by Friday, April 26, 2002.

We will provide the City with a written status report of all pending matters as of the last day of our representation. As soon as new legal counsel is selected by the City, we will forward files in our possession to that person/firm provided we are given appropriate authorization by the City. All costs associated with the transfer of the files (including copying) will be borne by the City.

If the Council desires, we will provide Council with an oral status report (in addition to the written one mentioned above) at a mutually convenient time.

We wish the City the best as it moves towards the future. If you have any questions, please feel free to contact me.

Sincerely yours,


Paul C. Elsner

PCE/ec

cc. City Council
City County Insurance Services
Phil Lieberman