

METRO METRICS, INC.

5272 RIVER ROAD, SUITE 755

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May 12, 1975

Elliott Cole, Esquire
Patton, Boggs & Blow
1200 Seventeenth Street, N.W.
Washington, D.C. 20036

RE: James R. Leonard Associates, Inc. Account
(Marianas Valuation Study)

Dear Elliott:

Enclosed is a copy of all relevant correspondence concerning billings and receipt of fees from James R. Leonard Associates, Inc. on the subject case. Also enclosed is a copy of the contract which was signed on July 15, 1974. No written amendments to the contract were made or signed.

For your convenience I have prepared a worksheet which summarizes all billings and payments received. The amount due is \$2041.30 plus an "overrun" amount of \$2723.60 which will be explained below.

By way of background our contract is open-ended and specifies no contract for limit. However, at an October 7, 1974 meeting which Maury and I attended with Jim Leonard and Howard Willens (counsel for the Marianas Political Status Commission) at the law offices of Wilmer, Cutler and Pickering, Jim asked us to speed up our efforts and finish the contract by October 21. He further asked us if we could limit our services to \$33,000. We asked if this amount was for services only and the reply was affirmative. We replied that we would try to complete the contract within these constraints. However, when the \$33,000 "limit" was reached, the project was just short of completion. Rather than aborting the whole project at that point, we elected to complete it, causing the overrun amount of \$2723.60.

During December we received a partial payment of \$3749.21, yet the check stub was marked "final payment of services rendered" (see copy of check stub). We wrote Leonard on December 19 explaining the situation. He replied by telephone conversation with Maury, indicating that the Marianas people had been tardy in payment and that he would try to expedite payment to us on all fees due with the exception of the overrun amount which he would remit as soon as the Marianas Political Status Commission paid him.

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Elliott Cole, Esquire

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In March we received a payment of \$2100.32 (see check stub). On March 10 we wrote Leonard again, reminding him of the amounts still due. On March 13 Leonard wrote us saying that he considered the \$2100.32 final payment. Our reply of April 16 explains our position. On April 21, 1974 Jim Leonard spoke to me by telephone and refused to pay and to discuss further with me or with Maury. He now claims that \$33,000 was the total authorization, including all other project costs. In light of this conversation, Maury has asked that I turn this matter over to you for appropriate action, i.e. sue!

If you have any questions, please call Maury or me.

Sincerely,

METRO METRICS, INC.



Ina S. Bechhoefer

Enclosures

cc: Mr. James R. Leonard
✓ Mr. Howard Willens

ISB:bu

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JAMES R. LEONARD ASSOCIATES, INC. ACCOUNT
(Marianas Valuation Study)

SUMMARY WORKSHEET

<u>Invoice Date</u>	<u>Time Billings</u>	<u>Expense Billings</u>	<u>Total Amount Billed</u>
8/2/74	\$ 6,285.14	-	\$ 6,285.14
9/4/74	8,864.87	\$1,687.43	10,552.30
9/30/74	11,996.77	-	11,996.77
10/30/74	<u>8,576.64</u>	<u>353.87</u>	<u>8,930.51</u>
TOTAL	<u>\$35,723.42</u>	<u>\$2,041.30</u>	<u>\$37,762.72</u>
Less	<u>\$33,000.00</u>		
"Overrun"	\$ 2,723.60		

Payments Received:

Sept 1974	\$ 5,656.63
Oct 1974	9,497.07
Oct 1974	11,996.77
Dec 1974	3,749.21
Mar 1975	<u>2,100.32</u>
	<u>\$33,000.00</u>

Amount Due:

Expenses	\$ 2,041.30
"Overrun"	<u>2,723.60</u>
	\$ 4,764.90

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