

INFORMATION

Attachment 1 is a counterfeit Forest Heights Town Council Resolution submitted by Suspended Mayor Myles Spires' Attorney in an alleged attempt to bilk the Town out of \$21484.38.

Attachment 2 is the signature block from a real resolution passing an emergency election ordinance on January 24, 2006. This signature block was copied and pasted into the alleged counterfeit resolution to make it look like a real resolution passed by the Town Council.

ATTACHMENT 1

Invoice & Counterfeit Resolution Submitted to Ticer

6404 Ivy Lane, Suite 400, Greenbelt, MD 20770 (301) 220-2200



Fax

*Forward to Forest Heights
301 839 9236*

To: Wilmer F. Ticer, Esq.	From: Paul R. Sciubba, Esq.
Fax: 301-392-1145	Pages: 5 (including cover sheet)
Phone:	Date: January 29, 2007
Re: <i>Myles Spiras</i>	Operator: Norma Hubbard

- Urgent
- For Review
- Please Comment
- Please Reply
- Please Recycle

Document(s) List 4/1 pages

If you do not receive all of the pages, please call operator listed above at (240) 553-1112 as soon as possible.

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHOM IT IS ADDRESSED

IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, PLEASE DO NOT PERMIT ANY DISSEMINATION OR DISTRIBUTION OF THIS COMMUNICATION TO OTHER THAN THE INTENDED RECIPIENT. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY COLLECT TELEPHONE AT (301) 220-2200, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU

**Joseph
Greenwald & Laake, P.A.**

Attorneys at Law
Joseph, Greenwald & Laake, P.A.
6404 Ivy Lane, Suite 408
Greenbelt, Maryland 20770
(301) 220-2200 • Fax 220-1214
www.jglaw.com

FRED R. JOSEPH (1940-1997)
ANDREW E. GREENWALD
WALTER E. LAAKE, JR.
STEPHEN J. FALGOUT
BURT M. KARR
MICHAEL D. JACKLEY
STEVEN M. PAVNER
BARBARA A. JOHNSON
TIMOTHY R. MALONEY
DAVID BULLITT

DOV APPEL
JAY P. ROJANE
TIMOTHY J. HARRIS
GERARD W. MILLER
STEVEN B. VINCIG
PAUL F. BERKHOFF
GARY J. HANESL
DAVID S. COAKUM
BARBARA K. PALMER
LAWRENCE S. SOLEMAN

LISA M. VOSS
CLAUDE E. BUCKNER
BRIAN J. MARKOVITZ
VERONICA BYAM NANNIS
ABIGAIL ROSS HOPPER
KEVIN E. DALE
AMY L. PELLICCIOTTA
JASON L. LEVINE
PAUL R. SCIUBBA
BOB A. LONGMAN
MICHAEL J. BRANNICKY

PAUL R. SCIUBBA
E-mail: psciubba@jglaw.com
Direct (301) 553-1122

Admitted in FL only

January 29, 2007

VIA FACSIMILE (301) 392-1146

Wilmer F. Ticer, Esq.
5875 Crain Highway
La Plata, MD 20646

**Re: *Myles Spires v. Town of Forest Heights, et. al.*
Civil Case No. CAL06-19914**

Dear Mr. Ticer:

As I am sure you are aware, pursuant to Town of Forest Heights Resolution 01-06, the Town of Forest Heights is liable for all attorneys' fees and costs with respect to the above-referenced action and issues related thereto. Along with this letter, I have included Resolution 01-06, as well as an Invoice for services rendered in the amount of Twenty-One Thousand Four Hundred Eighty-Four Dollars and Thirty-Eight Cents (\$21,484.38).

If you have any questions or, would like to discuss this matter further, please contact me at your convenience.

Sincerely,

JOSEPH, GREENWALD & LAAKE, P.A.



Paul R. Sciubba

Enclosures

Joseph, Greenwald, & Laake, P.A.**INVOICE**

6404 Ivy Lane, Suite 400
Greenbelt, MD 20770
Phone 301 220-2200 Fax 301 220-1214

DATE: JANUARY 29, 2007

TO:
The Town of Forest Heights
Attn: Wilmer Ticer, Esq.

FOR: MR. MYLES SPIRES
Legal Services

DESCRIPTION	HOURS	RATE	AMOUNT
<i>Attorneys' Fees and Costs as of January 29, 2007</i>			\$21,484.38
		<i>TOTAL</i>	\$21,484.38

Make all checks payable to Joseph, Greenwald, & Laake, P.A.
Total due in 15 days. Overdue accounts subject to a service charge of 1% per month.

Thank you for your business!

**MAYOR AND TOWN COUNCIL
TOWN OF FOREST HEIGHTS**

RESOLUTION 01-06 - PAYMENT OF LEGAL CONSULTANTS

INTRODUCED BY: Councilman Myles Spires

ENACTED: January 24, 2006

WHEREAS, the continued legislative stability of the Forest Heights Town Council within the Town of Forest Heights government is essential for continued maximum public safety and Town development; and

WHEREAS, Section 33-65 of the Charter of the Town of Forest Heights provides that the Town shall have the power to employ such legal consultants as it deems necessary from time to time; and

WHEREAS, Section 33-66 of the Charter of the Town of Forest Heights provides that the Town shall have the power to employ such officers and employees as it deems necessary to execute the powers and duties provided by the Town Charter or other State law and to operate the Town Government; and

WHEREAS, Raymond Vanzago, Esq., was retained by Councilman Myles Spires to represent the Town in a legal matter related to the legislative processes because the Town Attorney expressed a conflict of interest and/or other prevailing that they represent the Town; and

WHEREAS, the need to hire legal consultants other than the Town Attorney may arise from time to time regarding legislative, executive, and or administrative matters;

NOW THEREFORE BE IT RESOLVED that the Town Council of Forest Heights hereby directs the Town Treasurer to issue reimbursement of the documented costs of retainer made by and between Raymond Vanzago, Esq. and Myles Spires, Jr. on behalf of the Town of Forest Heights in the amount of \$1,500.00;

AND BE IT FURTHER RESOLVED that the Town shall assume the costs of any legal consultant other than the Town Attorney retained by members of the Town Council for the litigation and defense of legal matters related to the execution of their duties as a member of the Council and/or legislative process of the Town Council when the Town

Attorney may have a conflict of interest in the matter and/or the executive branch of the town government opposes the legislative branch of the town government;

AND BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon its passage and shall remain in effect indefinitely.

PASSED THIS DAY OF January 24, 2006.

Larry M. Stoner Sr
Larry Stoner, Council President
& Councilman Ward III

Alice Hoskins
Alice Hoskins, Councilwoman Ward I

Myles Squires Jr
Myles Squires, Councilman Ward II

George F. Wiggan
George F. Wiggan, Councilman Ward I

Clifton Atkinson
Clifton Atkinson, Councilman Ward II

Worthington Ross
Worthington Ross, Councilman Ward III

Attest:

Bonita Anderson
Bonita Anderson, Town Clerk

ATTACHMENT 2

Signature block from Council Resolution 03-06

(c) *Verification and counting.* — The verification and counting of validated signatures on a petition shall be completed within 90 days after the filing of the petition.

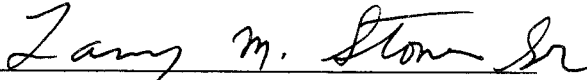
(d) *Certification.* — Within 3 business days of the completion of the verification and counting processes, or, if judicial review is pending, within 3 business days after a final judicial decision, the appropriate election official shall make the certifications required by this subtitle.

(e) *Judicial review.* — (1) Except as provided in paragraph (2) of this subsection, any judicial review of a determination, as provided in this subtitle, shall be sought by the 10th day following the determination to which it relates. (2) If the petition seeks to place the name of an individual or a question on the ballot at any election, judicial review shall be sought by the day specified in paragraph (1) of this subsection or the 63rd day preceding that election, whichever day is earlier.

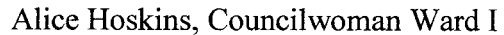
BE IT FURTHER RESOLVED that this resolution and emergency ordinance shall be entered as Article 22 – Election Law.

AND BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon its passage and shall remain in effect indefinitely.

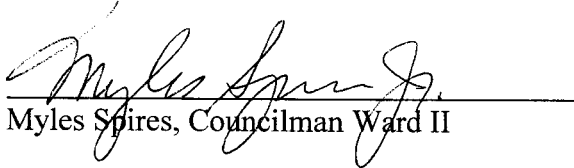
PASSED THIS DAY OF January 24, 2006.



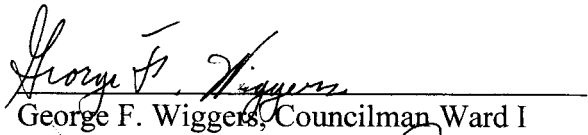
Larry Stoner, Council President
& Councilman Ward III



Alice Hoskins, Councilwoman Ward I



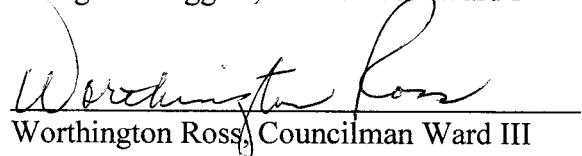
Myles Spires, Councilman Ward II



George F. Wiggers, Councilman Ward I

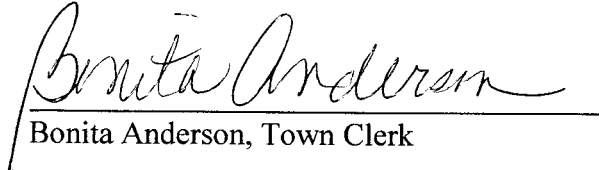


Clifton Atkinson, Councilman Ward II



Worthington Ross, Councilman Ward III

Attest:



Bonita Anderson, Town Clerk