


8.19.14 #9c.

TO: The Honorable Chairman and Members of the
Board of County Commissioners

FROM: James L. Bennett, County Attorney 

SUBJECT: Notice of New Lawsuit and Defense of the Same by the County Attorney
in the Case of GCS Energy Recovery of Pinellas, Inc., a Delaware
Corporation v. Pinellas County, Florida
Circuit Civil Case No. 140005220-CI-13

DATE: August 19, 2014

RECOMMENDATION: THIS IS TO ADVISE THE BOARD OF COUNTY COMMISSIONERS THAT THE ABOVE-REFERENCED LAWSUIT WAS FILED AGAINST THE COUNTY AND THE COUNTY ATTORNEY'S OFFICE WILL DEFEND THE SAME.

DISCUSSION: This is a civil action brought by GCS Energy Recovery of Pinellas, Inc. against the County seeking a declaratory judgment, injunctive relief, and damages involving the County allegedly improperly scoring and precluding GCS from advancing further in the procurement process pertaining to the Waste to Energy facility operation agreement.

The County Attorney's Office, either on its own or through retained counsel, will defend and bring all counterclaims, cross-claims, or third party claims as necessary or appropriate in the judgment of the County Attorney.

JLB:JAP

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