

LAW OFFICES

**4808 Munson Street, N.W.
Canton, Ohio 44718**

**James R. Gregg
Roy H. Batista
Timothy G. Andrews**

**(330) 499-0900
Fax (330) 499-0950**

October 14, 2002

**Hon. Jon Snyder, President
North Canton City Council
145 North Main Street
North Canton, Ohio 44720**

Dear Jon:

Enclosed herewith please find my invoice for services performed in attendance at the hearing before the Ohio Elections Commission in the matter of Sarbach vs. Magel being Case No. 2002E-027 on the docket of the Ohio Elections Commission.

The information I received from the Ohio Elections Commission was that I had been subpoenaed by William Smith.

I had spoken to Mr. Smith on Friday, October 4, and had secured his agreement that I could be released from the subpoena.

However, at the Council meeting of Monday, October 7, Mr. Smith approached me and indicated that Kathy Magel, Councilman-at-Large, did not want me excused from the subpoena but in fact wanted me in attendance. You were a witness to this conversation.

In light of the fact that I was subpoenaed in my capacity as the North Canton Law Director as evidenced by a photocopy of the subpoena that was served upon me which is attached hereto and as a result of Councilwoman Magel requesting my attendance at the hearing of October 10, I think clearly I am entitled to reimbursement by the City of North Canton.

I left North Canton at 7:15 A.M. and was back at 5:30 P.M. On a typical day, I can bill out six to seven hours. I have billed the City for the low end at six hours.

Hon. Jon Snyder, President

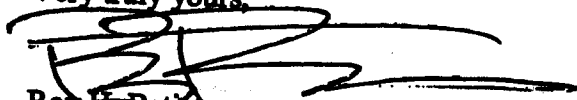
Page 2

October 14, 2002

Please be advised that I have made request for payment of witness fees and mileage to the Ohio Elections Commission and upon payment of the enclosed invoice, when I receive reimbursement from the Ohio Elections Commission, I will deliver the check from the Ohio Elections Commission to the Director of Finance.

If you have any questions, please feel free to contact me.

Very truly yours,



Roy H. Batista
Attorney at Law

RHB:amk

Enclosures

LAW OFFICES

James R. Gregg
Roy H. Batista
Timothy G. Andrews

BELPAR PROFESSIONAL CENTRE
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October 14, 2002

City of North Canton
145 North Main Street
North Canton, Ohio 44720

Attention: Director of Finance

For Professional Services Rendered:

In attendance at the hearing of Sarbach vs. Magel, et al
Case No. 2002E-027 before the Ohio Elections Commission
pursuant to subpoena directed to Roy H. Batista as
North Canton Law Director.

6 Hours at \$96.00 per hour =	\$576.00
Mileage: 272 miles @ \$.30 per mile =	81.60
Parking	<u>9.00</u>
BALANCE DUE	\$666.60

ROY H. BATISTA

SUBPOENA

R.C. 3517.153

A true copy Attest:
TIMOTHY A. SWANSON
Sheriff of Stark County,
By t Deputy

The State of Ohio, Franklin County, s.

To the Sheriff of Stark County

By the authority of the Ohio Elections Commission, you are hereby commanded to summon Roy Batista, North Canton Law Director, 4808 Munson St., Canton, Ohio 44718, to appear on October 10, 2002, at 10:00 A.M. in the in the office of The Ohio Elections Commission, 21 W. Broad St., Suite 600, Columbus, Ohio 43215, and then and there to testify concerning the matter to wit:

OHIO ELECTIONS COMMISSION

CASE NO. 2002E-027 SARBACH V MAGEL, ET AL.

and not to depart without leaving said office. Of this writ make due return with your proceedings in this behalf endorsed thereon.

Witness my hand this 30th day of September, 2002.


Philip C. Richter
Staff Attorney

Issued September 30, 2002

Return by _____, 2002

Served by: _____

Date Served: