

This claim accurately reflects all material facts known at this time, although damages suffered by the City other than 2010 revenue losses are still being assessed. No action has been commenced by the City against any Responsible Party at this time with the exception of the City's responsive filing in the Eastern District of Louisiana that was required by Order of Judge Barbier. The City's request for damages above is an offer of settlement as of the present time and should BP deny this claim or not offer compensation for the full amount of damages requested, the City's damages are likely to increase due to the costs of litigation and/or the realization of future risks. The City also reserves the right to revise this presentment to include all compensable damages under any and all applicable laws.

Yours very truly,

GAUTIER, MISSISSIPPI CITY COUNCIL

By: _____
Samantha Abell, City Manager of Gautier

By: _____
Robert W. Wilkinson
Nathan A. Bosio
Amy Lassitter St.Pe'
DOGAN & WILKINSON PLLC
734 Delmas Avenue (39567)
Post Office Box 1618
Pascagoula MS 39568-1618
Telephone: 228-762-2272
Facsimile: 228-762-3223
Email: rwilkinson@dwwattorneys.com
Email: nbosio@dwwattorneys.com
Email: astpe@dwwattorneys.com

THE LAW OFFICES OF FREDERICK T.
KUYKENDALL III, LLC
Frederick T. Kuykendall III
2013 1st Avenue North, Ste 450
Birmingham, AL 35203-4116
Telephone: (205) 453-0060
Facsimile: (205) 453-0042
ssteely@aol.com

Motion was made by Mayor Fortenberry, seconded by Councilman Macfarland and unanimously carried to return to open session.

Motion was made by Mayor Fortenberry, seconded by Councilman Macfarland and unanimously carried to adjourn the meeting until February 5, 2013 at 6:30 PM.

APPROVED BY:

MAYOR

ATTEST:

CITY CLERK

Submitted for approval of the Mayor and Members of the Council of the City of Gautier, Mississippi at the meeting of February 5, 2013.