



**KING COUNTY**

1200 King County Courthouse  
516 Third Avenue  
Seattle, WA 98104

**Signature Report**

**March 5, 2002**

**Motion 11390**

**Proposed No. 2001-0551.1**

**Sponsors Nickels, Gossett and Phillips**

1                   A MOTION approving amendments to the 2000/2001  
2                   public defense contracts to accommodate for a change in  
3                   caseloads.

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6                   WHEREAS, K.C.C. 2.60.040 requires county council approval of all legal  
7                   services contracts entered into by the administrator of the office of public defense; and

8                   WHEREAS, the county council and the county executive desire to implement  
9                   revisions in the use of office of public defense funds in order to accommodate an increase  
10                  in King County and Seattle misdemeanor, dependency, contempt of court and ITA cases  
11                  and a decrease in felony and Becca cases;

12                  NOW, THEREFORE, BE IT MOVED by the Council of King County:

13                  The King County council authorizes and approves the amendments to the

**Motion 11390**

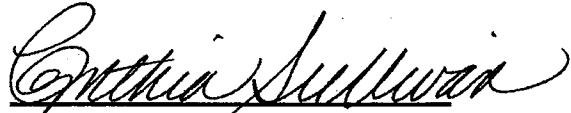
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14 2000/2001 Associated Counsel for the Accused, Northwest Defenders Association,  
15 Society of Counsel Representing Accused Persons, and The Defender Association  
16 contracts for legal services.  
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Motion 11390 was introduced on 11/19/2001 and passed by the Metropolitan King County Council on 3/4/2002, by the following vote:

Yes: 12 - Ms. Sullivan, Ms. Edmonds, Mr. von Reichbauer, Ms. Lambert, Mr. Phillips, Mr. Pelz, Mr. McKenna, Mr. Constantine, Mr. Pullen, Mr. Gossett, Mr. Irons and Ms. Patterson  
No: 0  
Excused: 1 - Ms. Hague

KING COUNTY COUNCIL  
KING COUNTY, WASHINGTON

  
Cynthia Sullivan, Chair

ATTEST:

  
\_\_\_\_\_

Anne Noris, Clerk of the Council

**Attachments**      A. Associated Counsel for the Accused 2001 contract amendment, B. Northwest Defenders Association 2001 contract amendment, C. Society of Counsel Representing Accused Persons 2001 contract amendment, D. The Defender Association 2001 contract amendment

CONTRACT AMENDMENT

PROJECT NAME	<u>Public Defense Legal Services</u>	CONTRACT NO.	<u>D28508D</u>
AGENCY/CONTRACTOR	<u>Associated Counsel for the Accused</u>	DATE ENTERED	<u>01/01/00</u>
ADDRESS	<u>110 Prefontaine Place South, Suite 200</u>	AMENDMENT NO.	<u>3</u>
	<u>Seattle, WA 98104</u>	DATE ENTERED	<u>9/21/01</u>

AMENDMENT REQUESTED BY	AMENDMENT EFFECTS	
Office of Public Defense Organization	<input type="checkbox"/> Scope of Services	<input type="checkbox"/> Method of Payment
James C. Crane, Administrator Name	<input type="checkbox"/> Time of Performance	<input type="checkbox"/> Reliance
	<input checked="" type="checkbox"/> Compensation	<input type="checkbox"/> Terms & Conditions
	<input type="checkbox"/> Results of Services	<input type="checkbox"/> Other

PURPOSE: To accommodate for an increase in King County misdemeanor, dependency and Seattle misdemeanor cases, and a decrease in felony and Becca cases in 2001.

A. STANDARD CONTRACT CHANGES

Page 1. Changes the 2001 portion of the 2000/2001 contract amount from \$7,585,453 to \$7,631,988. Funding sources, funding levels and effective dates are changed as follows:

FUNDING SOURCES	FUNDING LEVELS	EFFECTIVE DATES
County 2000	\$7,473,169	01/01/00 – 12/31/00
2001	\$7,631,988	01/01/01 – 12/31/01
Federal		
State		
Private		
<b>TOTAL 2000</b>	<b>\$7,473,169</b>	<b>01/01/00 – 12/31/00</b>
<b>2001</b>	<b>\$7,631,988</b>	<b>01/01/01 – 12/31/01</b>

Page 3. COMPENSATION AND METHOD OF PAYMENT. Changes the reimbursement amount and the amount currently available to \$7,631,988.

IN WITNESS HEREOF, The parties hereto have caused this amendment to be executed and instituted on the date first above written.

KING COUNTY, WASHINGTON	ACKNOWLEDGMENT & ACCEPTANCE AGENCY/CONTRACTOR
By _____ <b>FOR</b>	By _____
Title County Executive	Title _____
Date _____	Date _____

## B. EXHIBIT CHANGES

**EXHIBIT I. 2001 Scope of Services, B. Quarterly Variance Percentages**, change to the following:

Case Category	2001 Total Agency Caseload at KCCF	Agency's Annual % of Total OPD Caseload	Quarterly Variance Percent	Yearly Variance Percent	1st Qtr	2nd Qtr	3rd Qtr	4th Qtr	TOTAL
Felony*	1,344	17.99%	7.5%	2.5%	507	525	312	0	1,344
KC Misd	4,084	59.11%	10.0%	5.0%	907	970	1,094	1,113	4,084
Juv. Off.	1,964	33.33%	10.0%	5.0%	491	491	491	491	1,964
Drug Ct.	650	100.00%	10.0%	5.0%	162	162	163	163	650
SMC	2,357	26.24%	10.0%	5.0%	546	546	632	633	2,357

\*Felony caseload includes complex litigation credits.

Case Category	2001 Total Agency Caseload at RJC	Agency's Annual % of Total OPD Caseload	Quarterly Variance Percent	Yearly Variance Percent	1st Qtr	2nd Qtr	3rd Qtr	4th Qtr	TOTAL
Felony	2,053	53.85%	7.5%	2.5%	429	578	566	480	2,053
Dep.	390	16.10%	10.0%	5.0%	57	57	138	138	390
Becca	323	37.92%	10.0%	5.0%	90	104	61	68	323

**EXHIBIT II. 2001 Payment Schedule**, change to the following:

This Payment Schedule shall pertain to all cases assigned to the Agency from January 1, 2001 to December 31, 2001. In 2001, the Agency shall be paid the following monthly amounts for cases and special services:

Program Area	Monthly Payment		TOTAL Annual Amount
	Period	Monthly Total	
Felony, including the following services: RJC Felony Arraignment; RJC 24-Hour Emergency Phone, first quarter only; VUCSA Fast-Track	Jan-Dec		\$3,480,338
	Jan-Sept	304,939	\$2,744,448
	Oct-Dec	245,297	\$735,890

King County Misdemeanor, including the following services: KCCF & RJC In-Custody Calendar; Domestic Violence Calendar; KCCF & RJC Change of Venue; KCCF & RJC First Appearance; KCCF and RJC Probation Revocation Calendar; King County 24-Hour Emergency Phone

Jan-Dec		\$1,091,639
Jan-Jun	126,133	\$756,797
Jul-Sept	27,149	\$81,448
Oct-Dec	84,465	\$253,394

Juvenile, including the following services:  
 Juvenile First Appearance Calendar; Diversion

Jan-Dec 79,334 \$952,002

Dependency, including RJC Dependency Calendar

Jan-Dec		\$174,467
Jan-Sept	10,827	\$97,445
Oct-Dec	25,674	\$77,023

Drug Diversion Court, including the following services: Drug Court Calendar

Jan-Dec 18,524 \$222,292

Becca

Jan-Dec		\$116,664
Jan-Sept	10,556	\$95,005
Oct-Dec	7,220	\$21,659

Seattle Misdemeanor, including the following Services on weekdays only: Out-of-Custody Arraignments; In-Custody Arraignments; and Evening In-Custody and Out-of-Custody Arraignments

Jan-Dec		\$1,581,247
Jan-Sept	130,189	\$1,171,698
Oct-Dec	136,516	\$409,549

**TOTAL Jan-Jun 680,501**

Jul-Sept **581,518**

Oct-Dec **597,029**      **7,618,650**

Felony AOD Calendar Payment for Jan-Mar 2001      Jan-Mar      4,446 13,338

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**GRAND TOTAL** **\$7,631,988**

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CONTRACT AMENDMENT

PROJECT NAME	<u>Public Defense Legal Services</u>	CONTRACT NO.	<u>D28509D</u>
AGENCY/CONTRACTOR	<u>Northwest Defender Association</u>	DATE ENTERED	<u>01/01/00</u>
ADDRESS	<u>830 Fourth Avenue South, Suite 200</u>	AMENDMENT NO.	<u>3</u>
	<u>Seattle, WA 98134</u>	DATE ENTERED	<u>9/21/01</u>

AMENDMENT REQUESTED BY	<u>AMENDMENT EFFECTS</u>	
<u>Office of Public Defense</u> Organization	<input type="checkbox"/> Scope of Services	<input type="checkbox"/> Method of Payment
<u>James C. Crane, Administrator</u> Name	<input type="checkbox"/> Time of Performance	<input type="checkbox"/> Reliance
	<input checked="" type="checkbox"/> Compensation	<input type="checkbox"/> Terms & Conditions
	<input type="checkbox"/> Results of Services	<input type="checkbox"/> Other

PURPOSE: To accommodate for an increase in King County misdemeanor and Becca cases, and a decrease in felony cases in 2001.

A. STANDARD CONTRACT CHANGES

Page 1. Changes the 2001 portion of the 2000/2001 contract amount from \$3,584,651 to \$3,488,894. Funding sources, funding levels and effective dates are changed as follows:

FUNDING SOURCES	FUNDING LEVELS	EFFECTIVE DATES
County 2000	\$3,521,062	01/01/00 – 12/31/00
2001	\$3,488,894	01/01/01 – 12/31/01
Federal		
State		
Private		
<b>TOTAL 2000</b>	<b>\$3,521,062</b>	<b>01/01/00 – 12/31/00</b>
<b>2001</b>	<b>\$3,488,894</b>	<b>01/01/01 – 12/31/01</b>

Page 3. COMPENSATION AND METHOD OF PAYMENT. Changes the reimbursement amount and the amount currently available to \$3,488,894.

IN WITNESS HEREOF, The parties hereto have caused this amendment to be executed and instituted on the date first above written.

KING COUNTY, WASHINGTON	ACKNOWLEDGMENT & ACCEPTANCE AGENCY/CONTRACTOR
By _____ <b>FOR</b>	By _____
Title County Executive	Title _____
Date _____	Date _____

B. EXHIBIT CHANGESEXHIBIT I. 2001 Scope of Services, B. Quarterly Variance Percentages, change to the following:

Case Category	2001 Total Agency Caseload at KCCF	Agency's Annual % of Total OPD Caseload	Quarterly Variance Percent	Yearly Variance Percent	1st Qtr	2nd Qtr	3rd Qtr	4th Qtr	TOTAL
Felony*	2,375	18.84%	7.5%	2.5%	446	556	668	705	2,375
KC Misd	127		10.0%	5.0%	0	14	63	50	127
Becca	284	34.35%	10.0%	5.0%	85	66	62	71	284
SMC	2,638	31.68%	10.0%	5.0%	659	659	660	660	2,638

\*Felony caseload includes complex litigation credits.

EXHIBIT II. 2001 Payment Schedule, change to the following:

This Payment Schedule shall pertain to all cases assigned to the Agency from January 1, 2001 to December 31, 2001. In 2001, the Agency shall be paid the following monthly amounts for cases and special services:

Program Area	Monthly Payment Period	Monthly Total	TOTAL Annual Amount
Felony, including the following services: Plea Calendar; Case Setting; Trial Call Calendar; Out-of-Custody Omnibus Hearing; In-Custody Omnibus Hearing; Motions Calendar; Bond Hearings; VUCSA Fast-Track; Weekly Trial Status Meeting	Jan-Dec		\$1,823,952
	Jan-Sept	161,469	\$1,453,222
	Oct-Dec	123,577	\$370,730
King County Misdemeanor	Jan-Dec		\$15,282
	Jan-Sept	-	\$0
	Oct-Dec	5,094	\$15,282
Becca	Jan-Dec		\$85,053
	Jan-Sept	6,868	\$61,811
	Oct-Dec	7,747	\$23,242
Seattle Misdemeanor, including the following Services: In-Custody Sunday Arraignment; Readiness Calendar; Tuesday Evening Pre- trial Calendar	Jan-Dec	130,384	\$1,564,607
	TOTAL Jan-Sept	298,721	
	Oct-Dec	266,802	
<b>GRAND TOTAL</b>			<b>\$3,488,894</b>

CONTRACT AMENDMENT

PROJECT NAME Public Defense Legal Services CONTRACT NO. D28510D  
 AGENCY/CONTRACTOR Society of Counsel Representing Accused Persons DATE ENTERED 01/01/00  
 ADDRESS 1401 East Jefferson, Suite 200 AMENDMENT NO. 3  
Seattle, WA 98122 DATE ENTERED 9/21/01

AMENDMENT REQUESTED BY	<u>AMENDMENT EFFECTS</u>	
<u>Office of Public Defense</u> Organization  <u>James C. Crane, Administrator</u> Name	<input type="checkbox"/> Scope of Services <input type="checkbox"/> Time of Performance <input checked="" type="checkbox"/> Compensation <input type="checkbox"/> Results of Services	<input type="checkbox"/> Method of Payment <input type="checkbox"/> Reliance <input type="checkbox"/> Terms & Conditions <input type="checkbox"/> Other

PURPOSE: To accommodate for an increase in King County misdemeanor, dependency and contempt of court cases, and a decrease in felony and Becca cases in 2001.

A. STANDARD CONTRACT CHANGES

Page 1. Changes the 2001 portion of the 2000/2001 contract amount from \$6,877,182 to \$6,906,242. Funding sources, funding levels and effective dates are changed as follows:

FUNDING SOURCES	FUNDING LEVELS	EFFECTIVE DATES
County 2000	\$6,769,476	01/01/00 – 12/31/00
2001	\$6,906,242	01/01/01 – 12/31/01
Federal		
State		
Private		
<b>TOTAL 2000</b>	<b>\$6,769,476</b>	<b>01/01/00 – 12/31/00</b>
<b>2001</b>	<b>\$6,906,242</b>	<b>01/01/01 – 12/31/01</b>

Page 3. COMPENSATION AND METHOD OF PAYMENT. Changes the reimbursement amount and the amount currently available to \$6,906,242.

IN WITNESS HEREOF, The parties hereto have caused this amendment to be executed and instituted on the date first above written.

KING COUNTY, WASHINGTON  By _____ <b>FOR</b> Title County Executive Date _____	ACKNOWLEDGMENT & ACCEPTANCE AGENCY/CONTRACTOR  By _____ Title _____ Date _____
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B. EXHIBIT CHANGESEXHIBIT I. 2001 Scope of Services, B. Quarterly Variance Percentages, change to the following:

Case Category	2001 Total Agency Caseload at KCCF	Agency's Annual % of Total OPD Caseload	Quarterly Variance Percent	Yearly Variance Percent	1st Qtr	2nd Qtr	3rd Qtr	4th Qtr	TOTAL
Felony*	896	15.11%	7.5%	2.5%	260	493	143	0	896
KC Misd	1,570	19.89%	10.0%	5.0%	288	346	470	466	1,570
Juv. Off.	1,964	33.33%	10.0%	5.0%	491	491	491	491	1,964
Dep.	1,165	60.00%	10.0%	5.0%	264	265	318	318	1,165
COC	2,029	100.00%	10.0%	5.0%	407	407	607	608	2,029

\*Felony caseload includes complex litigation credits.

Case Category	2001 Total Agency Caseload at RJC	Agency's Annual % of Total OPD Caseload	Quarterly Variance Percent	Yearly Variance Percent	1st Qtr	2nd Qtr	3rd Qtr	4th Qtr	TOTAL
Felony	1,847	42.31%	7.5%	2.5%	326	523	557	441	1,847
Dep.	584	50.36%	10.0%	5.0%	133	133	159	159	584
COC	617	100.00%	10.0%	5.0%	110	110	196	201	617
Becca	528	62.08%	10.0%	5.0%	141	156	100	131	528

EXHIBIT II. 2001 Payment Schedule, change to the following:

This Payment Schedule shall pertain to all cases assigned to the Agency from January 1, 2001 to December 31, 2001. In 2001, the Agency shall be paid the following monthly amounts for cases and special services:

Program Area	Monthly Payment		TOTAL
	Period	Monthly Total	Annual Amount
Felony, including the following services: KCCF Out-of-Custody SRA Calendar; RJC Felony Investigation Calendar; RJC In- Custody SRA Calendar; South-end Homicide AOD VUCSA East Fast-Track	Jan-Dec		\$2,792,193
	Jan-Sept	244,727	\$2,202,542
	Oct-Dec	196,550	\$589,651
King County Misdemeanor, including the following services: Domestic Violence Calendar; KCCF In-Custody Probation Revocation Calendar; Eastside DUI AOD; RJC Misdemeanor Calendar	Jan-Dec		\$626,496
	Jan-Jun	74,252	\$445,513
	Jul-Sept	15,982	\$47,947
	Oct-Dec	44,345	\$133,036

Juvenile, including the following services:  
 Juvenile AOD; Juvenile First Appearance  
 Calendar; Diversion Calls

Jan-Dec 74,583 \$894,997

Dependency, including Dependency AOD  
 Calendar in Seattle and RJC

Jan-Dec \$1,192,543

Jan-  
 Sept 97,406 \$876,651

Oct-Dec 105,297 \$315,892

Contempt of Court

Jan-Dec \$1,101,418

Jan-  
 Sept 82,323 \$740,911

Oct-Dec 120,169 \$360,508

Juvenile Drug Diversion Court

Jan-Dec 2,490 \$29,882

Becca

Jan-Dec \$214,829

Jan-  
 Sept 21,962 \$197,655

Oct-Dec 5,725 \$17,174

**TOTAL Jan-Jun 597,743**

Jul-Sept 539,473

Oct-Dec 549,160 \$6,852,358

Felony AOD Calendar Payment for Jan-Mar 2001

Jan-Mar 17,961 53,884

**GRAND TOTAL**

**\$6,906,242**

CONTRACT AMENDMENT

PROJECT NAME	<u>Public Defense Legal Services</u>	CONTRACT NO.	<u>D28511D</u>
AGENCY/CONTRACTOR	<u>The Defender Association</u>	DATE ENTERED	<u>01/01/00</u>
ADDRESS	<u>810 Third Avenue, Suite 800</u>	AMENDMENT NO.	<u>3</u>
	<u>Seattle, WA 98104</u>	DATE ENTERED	<u>9/21/01</u>

AMENDMENT REQUESTED BY	<u>AMENDMENT EFFECTS</u>	
<u>Office of Public Defense</u> Organization	<input type="checkbox"/> Scope of Services	<input type="checkbox"/> Method of Payment
<u>James C. Crane, Administrator</u> Name	<input type="checkbox"/> Time of Performance	<input type="checkbox"/> Reliance
	<input checked="" type="checkbox"/> Compensation	<input type="checkbox"/> Terms & Conditions
	<input type="checkbox"/> Results of Services	<input type="checkbox"/> Other

PURPOSE: To accommodate for an increase in King County misdemeanor, dependency and ITA cases, and a decrease in felony and Becca cases in 2001.

A. STANDARD CONTRACT CHANGES

Page 1. Changes the 2001 portion of the 2000/2001 contract amount from \$9,948,493 to \$9,923,191. Funding sources, funding levels and effective dates are changed as follows:

FUNDING SOURCES	FUNDING LEVELS	EFFECTIVE DATES
County 2000	\$8,052,671	01/01/00 – 12/31/00
2001	\$8,291,492	01/01/01 – 12/31/01
Federal		
State 2000 Involuntary Treatment	\$ 551,770	01/01/00 – 12/31/00
2001 Involuntary Treatment	\$ 659,589	01/01/01 – 12/31/01
2000 Sexual Violent Act	\$ 643,137	01/01/00 – 12/31/00
2001 Sexual Violent Act	\$ 972,110	01/01/01 – 12/31/01
Private		
<b>TOTAL 2000</b>	<b>\$9,296,245</b>	<b>01/01/00 – 12/31/00</b>
<b>2001</b>	<b>\$9,923,191</b>	<b>01/01/01 – 12/31/01</b>

IN WITNESS HEREOF, The parties hereto have caused this amendment to be executed and instituted on the date first above written.

KING COUNTY, WASHINGTON	ACKNOWLEDGMENT & ACCEPTANCE AGENCY/CONTRACTOR
By _____ <b>FOR</b>	By _____
Title County Executive	Title _____
Date _____	Date _____

Page 3. COMPENSATION AND METHOD OF PAYMENT. Changes the reimbursement amount and the amount currently available to \$9,923,191.

B. EXHIBIT CHANGES

EXHIBIT I. 2001 Scope of Services, B. Quarterly Variance Percentages, change to the following:

Case Category	2001 Total Agency Caseload at KCCF	Agency's Annual % of Total OPD Caseload	Quarterly Variance Percent	Yearly Variance Percent	1st Qtr	2nd Qtr	3rd Qtr	4th Qtr	TOTAL
Felony*	3,825	41.01%	7.5%	2.5%	814	1,105	945	961	3,825
KC Misd	2,242	21.00%	10.0%	5.0%	338	722	514	668	2,242
Juv Off	1,964	33.33%	10.0%	5.0%	491	491	491	491	1,964
Dep.	786	40.00%	10.0%	5.0%	176	176	217	217	786
Becca	643	65.65%	10.0%	5.0%	197	166	119	161	643
ITA	2,060	100.00%	10.0%	5.0%	500	500	530	530	2,060
MH Ct.	450	100.00%	10.0%	5.0%	112	112	113	113	450
SMC	3,505	42.09%	10.0%	5.0%	876	876	876	877	3,505

\*Felony caseload includes complex litigation credits.

Case Category	2001 Total Agency Caseload at RJC	Agency's Annual % of Total OPD Caseload	Quarterly Variance Percent	Yearly Variance Percent	1st Qtr	2nd Qtr	3rd Qtr	4th Qtr	TOTAL
Felony	182	3.85%	7.5%	2.5%	53	52	40	37	182
Dep.	365	33.54%	10.0%	5.0%	88	89	94	94	365

EXHIBIT II. 2001 Payment Schedule, change to the following:

This Payment Schedule shall pertain to all cases assigned to the Agency from January 1, 2001 to December 31, 2001. In 2001, the Agency shall be paid the following monthly amounts for cases and special services:

Program Area	Monthly Payment Period	Monthly Total	TOTAL Annual Amount
Felony, including the following services: KCCF Felony Arraignment Calendar, 24-Hour Emergency Phone, first quarter only; KCCF Felony SRA Calendar; Seattle Line-ups; AOD; VUCSA Fast-Track	Jan-Dec		\$3,865,923
	Jan-Sept	338,850	\$3,049,652
	Oct-Dec	272,090	\$816,271
King County Misdemeanor, including the following services: District Court Preliminary Appearance Calendar; 24-Hours Emergency Phone in Shoreline	Jan-Dec		\$604,645
	Jan-Jun	60,174	\$361,041
	Jul-Sept	12,952	\$38,856

Oct-Dec

68,249

\$204,747

Juvenile, including the following services: Juvenile AOD Calendar; Restitution Calendar; Diversion Calls: 24-Hour Emergency Phone	Jan-Dec 64,951	\$779,411
Dependency, including the following services: 72-Hour Shelter Care Calendar in Seattle and RJC; Dependency Calendar; 24-Hour Emergency Phone	Jan-Dec	\$820,368
	Jan- Sept 66,127	\$595,140
	Oct-Dec 75,076	\$225,228
Becca	Jan-Dec	\$244,314
	Jan- Sept 23,341	\$210,071
	Oct-Dec 11,414	\$34,243
ITA, including the following services: 24-Hour Emergency Phone	Jan-Dec	\$659,589
	Jan- Sept 53,464	\$481,178
	Oct-Dec 59,470	\$178,411
Mental Health Court, including the following services: 24-Hour Emergency Phone	Jan-Dec 10,976	\$131,716
Seattle Misdemeanor, including the following Services: Saturday In-Custody Arraignment and 24-hour Emergency Phone	Jan-Dec 152,648	\$1,831,777
	<b>TOTAL Jan-Jun 770,531</b>	
	Jul-Sept 723,310	
	Oct-Dec 714,876	\$8,937,743
Felony AOD Calendar Payment for Jan-Mar 2001	Jan-Mar 4,446	13,338
Sexual Violent Act		972,110
<b>GRAND TOTAL</b>		<b>\$9,923,191</b>