
From: Stewart McGarrity
Sent: 29 April 2008 09:49
To: Colin McLauchlan
Cc: Steven Bell; Willie Gallagher
Subject: RE: DLA Piper Fee position -Fitchie Secondment

Colin,

The deal was done on Andrew's secondment in my absence and I can't therefore comment on the spirit of the agreement in terms of time commitments. What is evident is that this has turned out to be exponentially more difficult and time consuming and is closing a full 3 months plus later than was anticipated at the time you did the deal. Our own procurement team, including the previous Project Director, and our administration of the documentation, are completely missing in action. Some kind of contribution might be reasonable in the context of our ongoing relationship with DLA. Any thoughts Steven?

Stewart

Stewart McGarrity
Finance Director
tie Limited
Mobile [REDACTED]

From: Colin McLauchlan
Sent: 28 April 2008 11:42
To: Stewart McGarrity
Subject: FW: DLA Piper Fee position -Fitchie Secondment

Wasn't that the whole point of secondment that he worked for tie not DLA?

Welcome to the real world...

Talk when get in but he is getting rewarded for his effort through a bonus and the deal was daily rate so why should we pay the "gap"...they haven't lost any money just not made as much.....

Your thoughts?

Colin

From: Fitchie, Andrew <Andrew.Fitchie@dlapiper.com>
Sent: 28 April 2008 10:52
To: Stewart McGarrity <Stewart.McGarrity@tie.ltd.uk>
Cc: Colin McLauchlan <Colin.McLauchlan@tie.ltd.uk>
Subject: DLA Piper Fee position -Fitchie Secondment

Stewart
Colin

I need to say to you both that as we stand under the **Fitchie secondment arrangement**, DLA Piper has approximately £285k unbilled time (from late October 07 to date) which represents the overage of my time spent on the tie procurement. Exact numbers follow.


The secondment fee was set on the basis of an 8 hour, 21 day a month basis. As matters have worked out, at the tram hourly rate of £162.50 (which was applied to set up the secondment rate of £1,300 per day), the figures show that I have delivered an additional 1750 hours to support the procurement to close.

Please could we discuss this with a view to reaching agreement on how the additional time could be treated. It would not be fair, I think, for DLA Piper to sustain a write -off of this magnitude because the level of my involvement has far exceeded the secondment parameter in terms of time commitment. The extra time is curiously almost equal to the total secondment fee through to the end of June.

I am working through the quote for the close documentation.

Many thanks.

Andrew Fitchie
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