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November 30, 2010

To the Honorable Common Council
of the City of Milwaukee
Room 205-City Hall

Re: Communication from Attorney Laurie A. Eggert,
Eggert & Cermele, S.C. for legal fees for Police Officers
Timothy Bandt and John Rodriquez
C.I. File No. 01-L-130

Dear Council Members:


Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Timothy Bandt and John Rodriquez. Ms. Eggert recently noted that although certain issues had eventually been resolved regarding this claim, our office had overlooked filing this claim. We recently received information that resolved all of the questions. The claim is in the amount of \$10,945.70 including \$88.70 in disbursements for 98.70 hours of service billed at the rate of \$110.00 per hour. We ask that this matter be introduced and referred to the Committee on Judiciary & Legislation.

We have reviewed this claim and advise that in our opinion, the time spent was reasonable. Legal representation was occasioned by the filing of a citizen's complaint against the officers with the Fire and Police Commission. The complaint was upheld by the Commission, however, upon appeal, the Circuit Court for Milwaukee County reversed the decision of the Commission and ordered the officers charges and suspensions to be dismissed.


As we have advised you under similar circumstances in the past, the Common Council has discretion to reject this claim or to pay it in whole or in part. Sec. 895.35, Stats., *Bablitch and Bablitch v. Lincoln County*, 82 Wis. 2d 574 (1978).

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Very truly yours,



GRANT E. TANGLEY
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