

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
Deputy City Attorney

THOMAS E. HAYES
PATRICK B. McDONNELL
LINDA ULISS BURKE
Special Deputy City Attorneys



OFFICE OF CITY ATTORNEY
800 CITY HALL
200 EAST WELLS STREET
MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
TDD 286-2025
FAX (414) 286-8550

March 19, 2003

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 Scott Voelks and Michael Lutz
ELO No. 1703

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Scott Voelks and Michael Lutz. The claim is in the amount of \$674.08 including \$3.08 in disbursements for 6.10 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 dismissed by the Commission.

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).

Very truly yours,

Handwritten signature of Grant F. Langley in cursive script.

GRANT F. LANGLEY
City Attorney

Handwritten signature of Jan A. Smokowicz in cursive script.

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:enm
Enc.
2295

BEVERLY A. TEMPLE
THOMAS O. GARTNER
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
HAZEL MOSLEY
HARRY A. STEIN
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
MICHAEL G. TOBIN
DAVID J. STANOSZ
SUSAN E. LAPPEN
DAVID R. HALBROOKS
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
MELANIE R. SWANK
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY

Assistant City Attorneys

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele

1840 North Farwell Avenue
Suite 303
Milwaukee, Wisconsin 53202
(414) 276-8750
FAX (414) 276-8906

October 8, 2001

Mr. Ronald D. Leonhardt
Milwaukee City Clerk
800 City Hall
200 East Wells Street
Milwaukee, WI 53202

**RE: Citizen Complaint of Ms. Sondra Walker
Against POs Scott Voelks and Michael Lutz
Complaint No.: 01-29
Date of Incident: March 31, 2001
ELO No.: 1703**

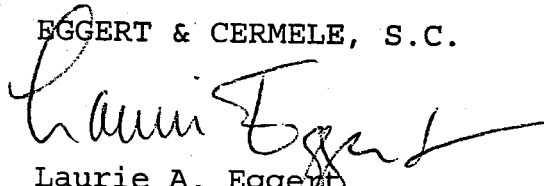
Dear Mr. Leonhardt:

The above-named police officers have retained us to represent them in connection with the above-referenced matter.

Consistent with its policy, the City Attorney's Office has refused to represent them and as they were performing the duties of their office at the time of the events giving rise to the incident, the claim is hereby made on their behalf for the indicated legal fees. This incident involved a traffic stop. The Fire and Police Commission dismissed the complaint. Attached is a copy of the dismissal notice and an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.


Laurie A. Eggert
Attorney at Law

LAE/ldl
VOELKS LUTZ - WALKER

3/5/03

O.K.

JHS

Letter 2295

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele

1840 North Farwell Avenue
Suite 303
Milwaukee, Wisconsin 53202
(414) 276-8750
FAX (414) 276-8906

October 8, 2001

Mr. Ronald Leonhardt
Milwaukee City Clerk
City Hall
200 East Wells Street
Milwaukee WI 53202

RE: Citizen Complaint of Ms. Sondra Walker
Against POs Scott Voelks and Michael Lutz
FPC No: 01-29
Date of Incident: March 31, 2001
Location of Incident: 600 West Michigan Street

Professional services

	<u>Hours</u>
05/21/01 Open file; conference with client; memo to file; correspondence to FPC; review complaint; correspondence to MPD Open Records.	1.20
05/30/01 Review of correspondence from FPC; review additional portion of complaint; review of file.	0.70
06/12/01 Review documents from MPD Open Records.	0.10
06/18/01 Telephone call from clients; telephone call to FPC; review of correspondence from FPC.	0.40
06/21/01 Telephone call from Heard.	0.10
06/22/01 Telephone call from and to FPC; review of file.	0.20

	<u>Hours</u>	
06/28/01 Telephone call from and to FPC; telephone call from client; memo to file.	0.20	
07/02/01 Review of correspondence from FPC; correspondence to clients.	0.30	
07/16/01 Telephone call from client; telephone call to FPC; memo to file; telephone call to client; review of correspondence from FPC.	0.60	
07/31/01 Telephone call from FPC; correspondence to client; review of file.	0.30	
08/16/01 Telephone call to and from Heard; telephone call to clients.	0.20	
08/20/01 Review of file; preparation for and appearance at conciliation; conference with clients; memo to file; travel.	1.30	
09/20/01 Review of correspondence from FPC; correspondence to clients; close file.	0.50	
		<u>Amount</u>
For professional services rendered	6.10	\$671.00
Additional charges:		
06/18/01 MPD Open Records request		0.58
08/20/01 Parking		2.50
Total costs		<u>\$3.08</u>
Total amount of this bill		<u>\$674.08</u>

Mr. Ronald Leonhardt

Page 3

Amount

Balance due

\$674.08

(Rate: \$110.00 per hour)

RECEIVED
SEP 18 2001
EGGERT & CERMELE, S.C.

BOARD OF
FIRE AND POLICE COMMISSIONERS : CITY OF MILWAUKEE : COUNTY OF MILWAUKEE

In Re:
THE CHARGES OF SONDRA WALKER
AGAINST POLICE OFFICERS MICHAEL
LUTZ AND SCOTT VOEKS

ORDER OF DISMISSAL

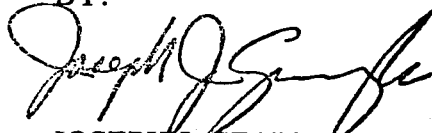
To Officer Michael Lutz:

It is hereby ordered that the Complaint of Sondra Walker, Complaint No. 2001-28, filed with the Board on April 10, 2001, is dismissed because the Complaint has been successfully conciliated, by the

MILWAUKEE BOARD OF
FIRE AND POLICE
COMMISSIONERS

WOODY WELCH,
CHAIRMAN

BY:



JOSEPH J. CZARNECKI
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, SEPTEMBER 14, 2001.

c: ✓ Attorney Laurie Eggert

RECEIVED
SEP 18 2001

BOARD OF
FIRE AND POLICE COMMISSIONERS : CITY OF MILWAUKEE : COUNTY OF MILWAUKEE

In Re:
THE CHARGES OF SONDRA WALKER
AGAINST POLICE OFFICERS MICHAEL
LUTZ AND SCOTT VOEKS

ORDER OF DISMISSAL

To Officer Scott Voeks:

It is hereby ordered that the Complaint of Sondra Walker, Complaint No. 2001-28, filed with the Board on April 10, 2001, is dismissed because the Complaint has been successfully conciliated, by the

MILWAUKEE BOARD OF
FIRE AND POLICE
COMMISSIONERS

WOODY WELCH,
CHAIRMAN

BY:



JOSEPH J. CZARNEZKI
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, SEPTEMBER 14, 2001.

c: ✓ Attorney Laurie Eggert

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

NOVEMBER 13, 2001

TO: P.O. MICHAEL LUTZ
DISTRICT THREE

RE: Receipt of Legal Services from Law Firm of Attorney

Attorney LAURIE EGGERT has made a claim with the City, indicating the attached was provided with legal services arising out of one of the following situations:

- 1) An incident occurring on MARCH 31, 2001
- 2) A citizen's complaint made by SONDRAL WALKER
- 3) A police shooting incident occurring on

Is this information correct?

YES NO

Did you receive legal representation in this matter?

YES NO

Your signature: _____

Michael Lutz

Print your name: _____

MICHAEL LUTZ

Upon completion, please return this memorandum to the Internal Affairs Division at the Police Academy (Room 325) as soon as possible.

STEVEN SETTINGSGAARD
POLICE COMMANDER
Internal Affairs Division

DTS:dnp

MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

01 NOV 26 PM 5:26

RECEIVED

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

NOVEMBER 13, 2001

TO: P.O. SCOTT VOEKS
DISTRICT ONE

RE: Receipt of Legal Services from Law Firm of
Attorney

Attorney LAURIE EGGERT has made a claim with the City, indicating the attached was provided with legal services arising out of one of the following situations:

- 1) An incident occurring on MARCH 31, 2001
- 2) A citizen's complaint made by SONDRAL WALKER
- 3) A police shooting incident occurring on

Is this information correct? YES NO

Did you receive legal representation in this matter? YES NO

Your signature: Scott A. Voeks

Print your name: SCOTT A. VOEKS

Upon completion, please return this memorandum to the Internal Affairs Division at the Police Academy (Room 325) as soon as possible.

STEVEN SETTINGSGAARD
POLICE COMMANDER
Internal Affairs Division

DTS:dnp

RECEIVED
01 NOV 26 PM 5:15
MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION