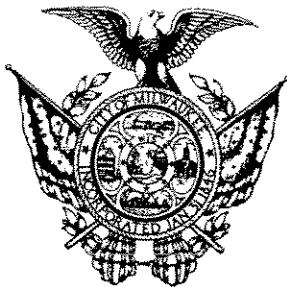


CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
PATRICK B. McDONNELL
LINDA ULISS BURKE
Deputy City Attorneys



OFFICE OF CITY ATTORNEY
800 CITY HALL
200 EAST WELLS STREET
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SUSAN E. LAPPEN
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
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KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
MELANIE R. SWANK
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
LEONARD A. TOKUS
VINCENT J. BOBOT
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
DAWN M. BOLAND
KATHRYN M. ZALEWSKI

Assistant City Attorneys

March 10, 2005

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

Re: Communication from Attorney Laurie Eggert, Eggert & Cermele, S.C.
for legal fees for Police Officers Todd Bohlen and Mark Lentz
C.I. File No. 03-S-378; EC No. 1924

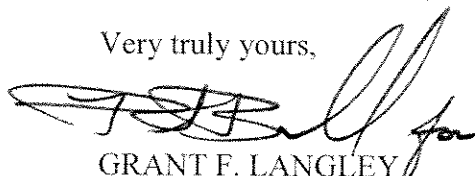
Dear Council Members:


Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officers Todd Bohlen and Mark Lentz. The claim is in the amount of \$990.00 for 9.00 hours of service billed at the rate of \$110 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 a criminal investigation. A criminal investigation was initiated against the police officers on whose behalf this claim was filed, but they were ultimately not charged.

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. Wis. Stat. § 895.35, *Bablitch and Bablitch v. Lincoln County*, 82 Wis. 2d 574 (1978).

Very truly yours,


GRANT F. LANGLEY
City Attorney


JAN A. SMOKOWICZ
Assistant City Attorney
JAS:enm

Enc.

91037/ 1032-2003-3092.002

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele
Rachel L. Schneider

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

September 18, 2003

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

**RE: MPD Criminal Investigation of POs Todd Bohlen and Mark Lentz
Allegations Regarding Mr. Damion D. Williams
Date of Incident: July 7, 2003
Location of Incident: 3312 North 21st Street
EC No.: 1924**

Dear Mr. Leonhardt:

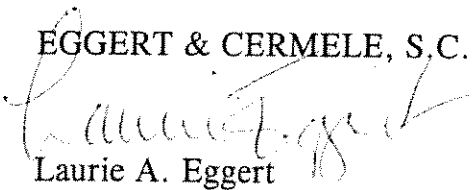
The above-named police officers have retained us to represent them in connection with the above-referenced matter. Consistent with its policy, the City Attorney's Office has refused to represent them, and as they were performing the duties of their office at the time of the events giving rise to the incident, the claim is hereby made on their behalf for the indicated legal fees. This incident involved an arrest in which an officer discharged his firearm.

The MPD conducted a criminal investigation and investigated the shooting as a critical incident. IAD compelled POs Bohlen and Lentz to give statements after issuing PI-21s. Later, the DA concluded that the use of force was privileged. Attached is a copy of the DA's letter and an itemization of the time and services rendered.

2/7/05
O.K.
JAS
Letter 2277

Sincerely,

EGGERT & CERMELE, S.C.


Laurie A. Eggert
Attorney at Law

JC/dl
attachment
BOHLEN LENTZ

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele
Rachel L. Schneider

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

September 18, 2003

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

RE: MPD Criminal Investigation re: Mr. Damion Williams
Regarding: POs Todd Bohlen and Mark Lentz
Date of Incident: July 7, 2003
Location of Incident: 3312 North 21st Street
Professional services

	<u>Hours</u>	
7/7/2003 Telephone call regarding on-duty shooting; various telephone calls to and from CIB and IAD; open file; meeting with POs Bohlen and Lentz at PAB; travel.	2.70	
7/8/2003 Attend PO Bohlen's statements to CIB and DA; attend PO Lentz's statements to CIB and DA; attend PO Bohlen's PI-21; attend PO Lentz's PI-21; travel; memos to file; review of file.	4.90	
7/14/2003 Review of file; telephone call to CIB.	0.40	
7/16/2003 Telephone call from DDA White; telephone call to client.	0.40	
7/28/2003 Receive and review letter from DDA White confirming decision to "no process" investigation; correspondence to clients; close file.	0.60	
		<u>Amount</u>
For professional services rendered	9.00	\$990.00
Balance due		<u>\$990.00</u>



OFFICE OF DISTRICT ATTORNEY

Milwaukee County

E. MICHAEL McCANN • District Attorney

July 25, 2003

Chief Arthur Jones
Milwaukee Police Department
749 West State Street
Milwaukee, WI 53233

Dear Chief Jones:

On July 7, 2003, City of Milwaukee Police Officer Todd Bohlen fired his service revolver and injured Damion D. Williams (DOB 9/18/79). This occurred in the vicinity of 3312 North 21st Street, City of Milwaukee. I have reviewed the circumstances of this incident. This review has included statements of both citizens and Milwaukee police officers, including Officer Bohlen, as well as the statement of Damion Williams.

The evidence indicates that Officer Bohlen's actions were privileged in the exercise of self-defense or defense of others under section 939.48 of the Wisconsin Statutes.

Very truly yours,

Handwritten signature of Carol Lynn White

CAROL LYNN WHITE
Deputy District Attorney

CLW:ks

- Robert D. Donohoo
Jon N. Reddin
Carol Lynn White
Patrick J. Kenney
James J. Martin
Thomas A. Schulz
Alexander G. Sklenarz
William J. Moltor
Donald S. Jackson
Gale G. Shelton
Terry Magowan
Gary D. Mahkorn
David Robles
Deborah Daley
Peg Tarrant
Douglas J. Simpson
Cynthia G. Brown
Norman A. Gahn
Stephanie Gineris Rothstein
Carol E. Janick
Steven H. Glamm
Mary Anne Smith
Mark S. Williams
Linda Johnson
John M. Stoiber
Thomas L. Potter
David Faisz
Rayann Chandler Szychlins
Carole Manchesier
Kenneth R. Berg
Benbow P. Cheesman, Jr.
Lovell Johnson, Jr.
Warren D. Zier
Timothy J. Cottler
Carol Berry Crowley
Steven V. Lucata
Brad Vorpahl
Jane Carroll
Paul Tiffin
Miriam S. Falk
Phyllis M. DeCarvalho
Dennis P. Murphy
Christine M. Kraus
Phillip A. Arlett
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Bruce J. Landgraf
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David M. Larman
Janet C. Protasiewicz
DeAnn L. Heard
Patricia A. McGowan
Irene Parthum
Karen A. Loebel
Nancy Eitenheim
Ronald S. Dague
Lon S. Kornblum
Karine O'Byrne
Maria Dixon
James W. Frisch
Kurt B. Benkley
James C. Griffin
William P. Pipp
Audrey Skwierawski
Joanne L. Hardtke
John T. Chisholm
Christopher A. Liegel
Megan P. Carmody
Laura A. Crivello
Shawn Pompe
Brian J. Resler
Karen A. Lynch
Kevin R. Shemin
Jennifer Rypel
Beth D. Zirgibel
Shannon Carrick
Rebecca F. Dallet
Mark A. Sanders
Paul C. Dardinsky
David T. Malone
Kelly L. Hedge
Jeffrey J. Altenburg
Rachael Gossens
Julius Kim
Patti Wabitsch
Kent L. Lovern
Paul R. Sander
Bradford J. Logsdon
Joy Bertrand
Margaret M. Zimmer
Bruce W. Becker
Michael T. Mahoney
Mary M. Sowinski
Kathryn K. Samer
Jeanette Corbett
Jeffrey P. Greipp
Thomas C. Binger
David Maas
Jeremy L. Resar
Daniel J. Gabler
Sara P. Scullen
Genise M. Hooks
Brent Nistler
T. Christopher Dee
Katharine Kucharski
Lisa P. Flicker
Robin J. Rosche
Philip R. Rangsuabsin
Tiffany J. Harris
Daniel R. Humble
Jacob D. Corr
Joy Hammond
Martin T. Lundquist
Trevor A. Sisk
Andrew J. Maier
Heidi E. Galvan
Nancy A. Noat
Rebecca K. Blenberg
Stephen W. Sawyer
Elisabeth Mueller
Megan J. Vawter
Grant I. Huebner
Catie Kicder-Lacy
John Rusch
Stephan Eduard Nolten
Eric D. Defort
Christine M. Quinn
Megan Fisher
Munjed A. Ahmad
Mary C. Theisen
Michelle A. Ackerman

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

SEPTEMBER 30, 2003

TO: P.O. TODD BOHLEN
DISTRICT SEVEN

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 JULY 7, 2003
- 2) A citizen's complaint made by DAMION WILLIAMS
- 3) A police shooting incident occurring on N/A

Is this information correct?

YES X NO _____

Did you receive legal representation
in this matter?

YES X NO _____

Your signature: _____

Print your name: _____

Todd Bohlen

TODD BOHLEN

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

Steven M. Settingsgaard
Steven M. Settingsgaard
Police Commander
Internal Affairs Division

SMS:kjs

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

SEPTEMBER 30, 2003

TO: P.O. MARK LENTZ
DISTRICT SEVEN

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 JULY 7, 2003
- 2) A citizen's complaint made by DAMION WILLIAMS
- 3) A police shooting incident occurring on N/A

Is this information correct? YES X NO _____

Did you receive legal representation in this matter? YES X NO _____

Your signature: P.O. Mark S. Lentz

Print your name: Mark S. Lentz

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

Steven M. Settingsgaard
 Steven M. Settingsgaard
 Police Commander
 Internal Affairs Division

SMS:kjs

RECEIVED
 03 OCT -3 PM 1:43
 INTERNAL AFFAIRS
 DIVISION