

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
LINDA ULISS BURKE
VINCENT D. MOSCHELLA
Deputy City Attorneys



THOMAS O. GARTNER
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
DAVID J. STANOSZ
SUSAN E. LAPPEN
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
VINCENT J. BOBOT
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
KATHRYN Z. BLOCK
MEGAN T. CRUMP
ELOISA DE LEÓN
ADAM B. STEPHENS
KEVIN P. SULLIVAN
BETH CONRADSON CLEARY
THOMAS D. MILLER
HEIDI E. GALVÁN
Assistant City Attorneys

May 19, 2008

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

Re: Communication from Attorney Jonathan Cermele, Cermele & Associates,
S.C. for legal fees for Police Officers Michael Tanem and Robert Lacy
C.I. File No. 07-S-243-14; EC 2493

Dear Council Members:

Returned herewith is a document filed by Attorney Jonathan Cermele for attorney's fees for representing Police Officers Michael Tanem and Robert Lacy. The claim is in the amount of \$572.00 for 5.20 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. No criminal charges were brought against the officers on whose behalf this claim was filed.

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:amp
Enc.

1032-2007-1838:124731v1

OFFICE OF THE CITY ATTORNEY

Milwaukee City Hall Suite 800 • 200 East Wells Street • Milwaukee, Wisconsin 53202-3551 • Telephone: 414.286.2601 • TDD: 414.286.2025 • Fax: 414.286.8550

Intell

**Milwaukee Police
Department**

Memo

To: Police Officer Michael Tanem
From: Deputy Inspector Mary K. Hoerig
Date: 8/10/2007
Re: Receipt of Legal Services from Law Firm of Cermele & Associates, S.C.

07 AUG 17 PM 12:06
MILWAUKEE POLICE DEPARTMENT
PROFESSIONAL PERFORMANCE DIVISION

Attorney Jon Cermele has made a claim with the City, indicating that you were provided with legal services, outlined in the attached letter and arising out of the following situation:

- An incident which occurred on March 1, 2007
- A Criminal Investigation/Allegations regarding Mr. Shannon Hendrix

Is this information correct? YES X NO

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

Your Signature: 

Print Your Name: Michael Tanem

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

SECOND NOTICE

Milwaukee Police Department

Memo

To: Police Officer Robert Lacy *Intel*
From: Deputy Inspector Mary K. Hoerig
Date: 8/10/2007
Re: Receipt of Legal Services from Law Firm of Cermele & Associates, S.C.

Attorney Jon Cermele has made a claim with the City, indicating that you were provided with legal services, outlined in the attached letter and arising out of the following situation:

- An incident which occurred on March 1, 2007
- A Criminal Investigation/Allegations regarding Mr. Shannon Hendrix

Is this information correct?

YES NO

Did you receive legal representation in this matter?

YES NO

Your Signature: *Robert Lacy*
 Print Your Name: Robert Lacy

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

3
 SUBJECT
 07 SEP -7 PM 1:42

CERMELE & ASSOCIATES, S.C.

ATTORNEYS AT LAW

JONATHAN CERMELE
RACHEL L. PINGS
MATTHEW L. GRANITZ

LAURIE A. EGGERT
- OF COUNSEL -

6310 WEST BLUEMOUND ROAD
SUITE 200
MILWAUKEE, WISCONSIN 53213
(414) 276-8750
FAX (414) 276-8906

June 29, 2007

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

2007 JUL -5 PM 2:54
RONALD D. LEONHARDT
CITY CLERK

**RE: MPD Criminal Investigation of PO's Michael Tanem and Robert Lacy
Allegations Regarding Mr. Shannon Hendrix
Date of Incident: March 1, 2007
Location of Incident: Atkinson Avenue**

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, this claim is hereby made on their behalf for the indicated legal fees. This incident involved an arrest.

According to correspondence from Deputy Inspector Hoerig, the allegation is unfounded. As such, no charges were issued against the officers. Attached is a copy of the letter along with status of the CIS Investigatory file, and an itemization of the time and services rendered.

Sincerely,

CERMELE & ASSOCIATES, S.C.

Jon Cermele

2007 JUL -5 AM 11:19
OFFICE OF
CITY ATTORNEY
CITY OF MILWAUKEE
RECEIVED

/kjs
Attachments
TANEM and LACY



RECEIVED

JUN 27 2007

CERMELE & ASSOCIATES, S.C.

Nannette H. Hegerty
Chief of Police

Police Department

Monday, June 25, 2007

Rachel L. Pings
Attorney At Law
6310 West Bluemound Road
Suite 200
Milwaukee, WI 53213

Dear Ms. PINGS:

This letter is in response to your inquiries regarding the status of CIS Investigatory Files.

Attached please find the requested information. If further assistance is needed Lieutenant of Detectives Karen Dubis can be contacted at 935-3540.

Sincerely,

MARY K. HOERIG
DEPUTY INSPECTOR OF POLICE

CIS FILE NO.	PPD FILE NO.	COMPLAINANT	ALLEGATION	DISPOSITION
1. 07-050	07-0200	HENDRIX, SHANNON	BATTERY/THEFT	UNFOUNDED

CERMELE & ASSOCIATES, S.C.

ATTORNEYS AT LAW

JONATHAN CERMELE
RACHEL L. PINGS
MATTHEW L. GRANITZ

6310 WEST BLUEMOUND ROAD
SUITE 200
MILWAUKEE, WISCONSIN 53213
(414) 276-8750
FAX (414) 276-8906

LAURIE A. EGGERT
- OF COUNSEL -

June 29, 2007

Mr. Ronald Leonhardt
Milwaukee City Clerk
City Hall, Room 205
200 East Wells Street
Milwaukee WI 53202

RE: MPD Criminal Investigation PO's Michael Tanem and Robert Lacy
Allegations Regarding Mr. Shannon Hendrix
Date of Incident: March 1, 2007
Location of Incident: Atkinson Avenue
Professional services

	<u>Hours</u>
3/27/2007 Telephone call from PO Tanem; open file; memo to file.	0.60
3/28/2007 Telephone call from and to PO Lacy; memo to file.	0.50
4/3/2007 Telephone call from and to client; telephone call to PPD.	0.30
4/5/2007 Telephone call from and to PO Tanem; telephone call to PO Lacy.	0.20
4/23/2007 Telephone call to PO's scheduling statements; telephone call from PO Lacy; telephone call to PPD.	0.30
4/25/2007 Telephone call from PO Tanem regarding statement to PPD; schedule and calendar same; travel to PPD; conference with PO Tanem and PO Lacy; attend statements of both PO's to PPD; return travel.	2.50
5/2/2007 Review file regarding status.	0.20
6/21/2007 Telephone call from PO Tanem confirming that investigation was cleared as baseless / unfounded; correspondence to Dubis requesting confirmation of same.	0.30

Mr. Ronald Leonhardt

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Hours

6/28/2007 Receive and review correspondence from Dubis confirming investigation was cleared as "unfounded"; correspondence to clients; close file. 0.30

Amount

For professional services rendered 5.20 \$572.00

Balance due \$572.00

(Rate: \$110.00 per hour)