

# 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  
MILWAUKEE, WISCONSIN 53202-3551  
TELEPHONE (414) 286-2601  
TDD (414) 286-2025  
FAX (414) 286-8550

January 21, 2004

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 Officer Alvin Hannah  
C.I. File No. 02-L-143; EC No. 1816

Dear Council Members:


Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officer Alvin Hannah. The claim is in the amount of \$1,957.00 including 21.00 in disbursements for 17.60 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 a municipal traffic citation. The municipal court found the officer not guilty.

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,

  
**GRANT F. LANGLEY**  
City Attorney

  
**JAN A. SMOKOWICZ**  
Assistant City Attorney

JAS:enm  
Enc.

2276

**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**  
**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**  
**DAWN M. BOLAND**  
**KATHRYN M. ZALEWSKI**

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 21, 2002

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

CITY OF MILWAUKEE  
2002 OCT 23 PM 12:00  
RONALD D. LEONHARDT  
CITY CLERK

**RE: Criminal Investigation of an On-Duty Traffic Incident**  
**Regarding PO Alvin Hannah**  
**Date of Incident: October 2, 2001**  
**Location of Incident: 37<sup>th</sup> and Stark**  
**EC No.: 1816**

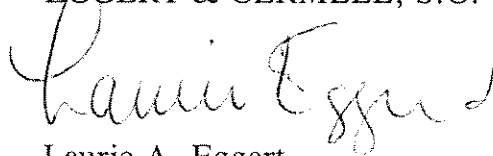
Dear Mr. Leonhardt:

The above-named police officer has retained us to represent him/her in connection with the above-referenced matter.

Consistent with its policy, the City Attorney's Office has refused to represent him, and as he was performing the duties of his office at the time of the events giving rise to the incident, the claim is hereby made on his behalf for the indicated legal fees. This incident involved a traffic citation issued due to a squad accident. The traffic citation was dismissed by the municipal court. Attached is a copy of the municipal court record and an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.



Laurie A. Eggert  
Attorney at Law

CITY ATTORNEY  
2002 OCT 23 PM 3:48  
CITY OF MILWAUKEE

RECEIVED  
02 NOV -7 PM 2:51  
MILWAUKEE  
INTERNAL AFFAIRS  
DIVISION

JC/LAE/ldl  
HANNAH TRAFFIC

11/16/04  
O.K.  
JAS  
Letter 2276

# Milwaukee Municipal Court

951 N JAMES LOVELL ST  
MILWAUKEE, WI 53233-1449  
414-286-3800

## DEFENDANT NOTICE

CASE NUMBER: 01120637  
CITY of MILWAUKEE VS.

October 1, 2002

HANNAH, ALVIN O  
3626 W FOND DU LAC  
MILWAUKEE, WI 53216

Date of Birth: 08/16/68

Violation: Fail/Yield while Making Left Turn  
Judge: BOBOT, VINCENT J

Citation #: B9941886

### JUDGMENT

Date: 10/01/02  
Finding: Not guilty

Total due: \$ 0.00

Due Date: 10/01/02

**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 21, 2002

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

RE: MPD Criminal Investigation - Traffic Violation  
Regarding: PO Alvin Hannah  
Date of Incident: October 2, 2001  
Location of Incident: 37th and Stark

Professional services

|                                                                                                                                                                                                                                            | <u>Hours</u> |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|
| 11/16/01 Several telephone calls from PO Hannah regarding citation issued due to squad accident; receive and review citation; open file; telephone call to City Atty. Theis; Fax Not Guilty plea to Court and Atty. Theis, copy to client. | 1.00         |
| 11/27/01 Review of correspondence from FPC; correspondence to client.                                                                                                                                                                      | 0.30         |
| 12/14/01 Telephone call to and from client.                                                                                                                                                                                                | 0.20         |
| 12/21/01 Telephone call to Special Prosecutor Pyzyk; attend Pre-Trial; travel; Fax to Special Prosecutor Pyzyk.                                                                                                                            | 1.20         |
| 12/26/01 Review of file; calendar new Pre-Trial date; Fax to Special Prosecutor Pyzyk.                                                                                                                                                     | 0.40         |
| 01/19/02 Receive and review Notice of Pre-trial.                                                                                                                                                                                           | 0.20         |
| 02/12/02 Telephone call to and from Special Prosecutor Pyzyk regarding Pre-trial; review of file; meeting with Special Prosecutor Pyzyk at Court; attend Pre-trial; travel; letter to client; Fax to Special Prosecutor Pyzyk.             | 1.40         |

|                                                                                                                                                                                                                                         | <u>Hours</u> |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|
| 02/16/02 Receive and review Notice of Trial.                                                                                                                                                                                            | 0.20         |
| 04/20/02 Review of file and calendar dates for subpoenas.                                                                                                                                                                               | 0.50         |
| 05/07/02 Review of file; memo to file; telephone call to and from Special Prosecutor Pyzyk; telephone call to and from PO Hannah; telephone call to and from witnesses.                                                                 | 0.90         |
| 05/08/02 Telephone call to and from PO Hannah; telephone call from witness.                                                                                                                                                             | 0.50         |
| 05/09/02 Telephone call from PO Hannah.                                                                                                                                                                                                 | 0.20         |
| 05/10/02 Telephone call to and from PO Hannah; prepare for trial; telephone call from Special Prosecutor Pyzyk.                                                                                                                         | 1.10         |
| 05/15/02 Telephone call to and from Special Prosecutor Pyzyk; prepare for and attend trial; reschedule due to conflict of interest on the part of Special Prosecutor Pyzyk; travel; calendar new date; letter to client regarding same. | 3.30         |
| 05/20/02 Telephone call from and to city attorney regarding appointment of new Special Prosecutor.                                                                                                                                      | 0.30         |
| 05/21/02 Telephone call to and from city attorney.                                                                                                                                                                                      | 0.40         |
| 05/28/02 Telephone call from city attorney; Fax notice of scheduling conference to same.                                                                                                                                                | 0.40         |
| 06/04/02 Telephone call to and from city attorney regarding new trial date; memo to file.                                                                                                                                               | 0.30         |
| 06/13/02 Receive and review Notice of Trial date; letter to client regarding same.                                                                                                                                                      | 0.30         |

|                                                                                                                               | <u>Hours</u> |                          |
|-------------------------------------------------------------------------------------------------------------------------------|--------------|--------------------------|
| 09/30/02 Telephone call to and from client; telephone call witnesses;<br>prepare for trial.                                   | 1.40         |                          |
| 10/01/02 Meeting with client at municipal court; meeting with witnesses;<br>prepare for and attend trial; travel; close file. | 3.10         |                          |
|                                                                                                                               |              | <u>Amount</u>            |
| For professional services rendered                                                                                            | 17.60        | \$1,936.00               |
| Additional charges:                                                                                                           |              |                          |
| 12/21/01 Parking                                                                                                              |              | 5.00                     |
| 02/12/02 Parking                                                                                                              |              | 2.00                     |
| 05/15/02 Parking                                                                                                              |              | 8.00                     |
| 05/16/02 Parking                                                                                                              |              | 4.00                     |
| 10/01/02 Parking                                                                                                              |              | 2.00                     |
| Total costs                                                                                                                   |              | <u>\$21.00</u>           |
| Total amount of this bill                                                                                                     |              | <u>\$1,957.00</u>        |
| Balance due                                                                                                                   |              | <u><u>\$1,957.00</u></u> |

(Rate: \$110.00 per hour)

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

November 25, 2002

TO: P.O. Alvin Hannah  
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 October 2, 2001
- 2) A citizen's complaint made by Accident 37th & Stark
- 3) A police shooting incident occurring on N/A

Is this information correct?

YES ✓ NO \_\_\_\_\_

Did you receive legal representation in this matter?

YES ✓ NO \_\_\_\_\_

Your signature: P.O. Alvin Hannah

Print your name: P.O. ALVIN HANNAH

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

Steven M. Settingsgaard  
Police Commander  
Internal Affairs Division

RECEIVED  
02 DEC -2 PM 12:08  
MILWAUKEE POLICE  
INTERNAL AFFAIRS  
DIVISION  
SMS:Kjs