

GRANT F. LANGLEY
City Attorney

UDOLPH M. KONRAD
NDA 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
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
VINCENT J. BOBOT
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
KATHRYN M. ZALEWSKI
MEGAN T. CRUMP
ELOISA DE LEON
ADAM B. STEPHENS
KEVIN P. SULLIVAN
Assistant City Attorneys

September 19, 2006

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 Officer Tracy Becker
Claim File No. 04-S-98; EC No. 1998

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officer Tracy Becker. The claim is in the amount of \$713.54, including \$9.54 in disbursements for 6.40 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 officer 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. Wis. Stat. § 895.35, *Bablitch and Bablitch v. Lincoln County*, 82 Wis. 2d 574 (1978). The Common Council continues to have discretion with regard to this claim because the fees were incurred prior to the effective date of 2005 Wisconsin Act 73 (effective June 7, 2006) which now makes such payment mandatory except in certain, statutorily-defined circumstances.

Very truly yours,


GRANT F. LANGLEY
City Attorney


JAN A. SMOKOWICZ
Assistant City Attorney

JAS:enm

Enc.

109869/1032-2004-1087

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

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

March 23, 2004

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

**RE: Citizen Complaint of Ms. Teresa J. Ramirez
Against PO Tracy Becker
Complaint No.: 03-59
Date of Incident: September 17, 2003
EC No.: 1998**

MAR 23 2004
MILWAUKEE, WI
CITY CLERK'S OFFICE

Dear Mr. Leonhardt:

The above-named police officer has retained us to represent him 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 an armed robbery investigation. 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
attachment
BECKER

6/13/05
O.K.
JAS
Letter # 2295

RECEIVED

MAR 11 2004

EGGERT & CERMELE, S.C.

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

In Re:
THE CHARGES OF TERESA RAMIREZ
AGAINST DETECTIVE TRACY BECKER

ORDER OF DISMISSAL

To Detective Tracy Becker:

It is hereby ordered that the Complaint of Teresa Ramirez, Complaint No. 03-59, filed with the Board on October 18, 2003, is dismissed because the Complaint has been successfully conciliated, by the

MILWAUKEE BOARD OF
FIRE AND POLICE COMMISSIONERS

ERIC MANDEL JOHNSON,
CHAIRMAN

BY:



DAVID L. HEARD
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, MARCH 10, 2004.

/s/ Attorney Laurie Eggert

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

March 23, 2004

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

RE: Citizen Complaint of Ms. Teresa J. Ramirez on behalf of Araseli Ramirez
(minor)

Against Det. Tracy Becker

FPC No: 03-59

Date of Incident: September 17, 2003

Location of Incident: 1516 West Forest Home Avenue
Professional services

	<u>Hours</u>
12/3/2003 Conference with client; open file; memo to file; correspondence to FPC; correspondence to MPD Open Records; CCAP search regarding complainant.	1.70
12/10/2003 Review of correspondence from FPC.	0.10
1/14/2004 Telephone call from FPC; telephone call to client; memo to file; review of file.	0.30
1/15/2004 Review of correspondence from FPC; memo to file.	0.20
1/16/2004 Telephone call from FPC; memo to file; telephone call to client.	0.40
1/19/2004 Telephone call from and to client; memo to file.	0.20
1/20/2004 Telephone call from FPC; review of file; memo to file.	0.20
1/23/2004 Review of correspondence from FPC; correspondence to client; memo to file.	0.20
1/30/2004 Review of file.	0.10

Mr. Ronald Leonhardt

Page 2

	<u>Hours</u>	
2/2/2004 Preparation for and appearance at conciliation; conference with client; memo to file; travel.	2.10	
3/5/2004 Telephone call from FPC; memo to file.	0.10	
3/11/2004 Review documents from MPD Open Records; review of correspondence from FPC; correspondence to client; telephone call to FPC; telephone call to MPD Open Records; close file.	0.80	
	<u>6.40</u>	<u>Amount</u>
For professional services rendered		\$704.00
Additional charges:		
2/2/2004 Parking		3.00
3/5/2004 MPD Open Records request		6.54
		<u>\$9.54</u>
Total costs		<u>\$713.54</u>
Total amount of this bill		<u>\$713.54</u>
Balance due		<u><u>\$713.54</u></u>

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

APRIL 12, 2004

TO: DETECTIVE TRACY BECKER
DISTRICT: CIB

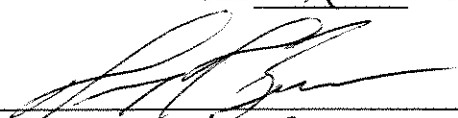
RE: Receipt of Legal Services from Law Firm of
Attorney

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 SEPTEMBER 17, 2003
- 2) A citizen's complaint made by TERESA RAMIREZ
- 3) A police shooting incident occurring on N/A

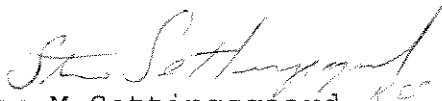
Is this information correct? YES X NO

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

Your signature: 

Print your name: Tracy T. Becker

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


Steven M. Settingsgaard
INSPECTOR OF POLICE
Internal Affairs Division

SMS:kjs