

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

September 15, 2004

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

Re: Communication from Attorney Laurie Eggert, Eggert Law Office, S.C.
for legal fees for Police Officer Alex Lopez
C.I. File No. 99-S-181; ELO No. 1247

Dear Council Members:


Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officer Alex Lopez. The claim is in the amount of \$805.93, including \$46.93 in disbursements for 6.90 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).

Very truly yours,


GRANT F. LANGLEY
City Attorney


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
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
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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

December 2, 2002

Mr. Jan Smokowicz
Assistant City Attorney
800 City Hall
200 East Wells Street
Milwaukee, WI 53202

**RE: Citizen Compliant of Daniel, Doreen and Brad thurow
Against PO Alex Lopez
ELO File: 1247
City Claim No.: 99-S-181**

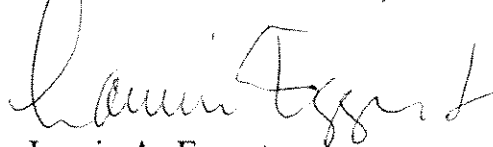
Attorney Smokowicz:

In your letter of November 20, 2002, you noted that the FPC had dismissed the Thurows' complaint, and referred it to the chief.

Please be advised that no discipline was imposed against the officer concerning this incident. If you have any other questions, please contact me.

Sincerely,

EGGERT & CERMELE, S.C.



Laurie A. Eggert
Attorney at Law

LAE/ldl
enclosure
LOPEZ 12202

9/14/04
O.K.
JMS
Letter 2295

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
Deputy City Attorney

THOMAS E. HAYES
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Special Deputy City Attorneys



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MILWAUKEE, WISCONSIN 53202-3551
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FAX (414) 286-8550

November 20, 2002

Ms. Laurie A. Eggert
Eggert Law Office, S. C.
1840 North Farwell Avenue, Ste. 303
Milwaukee, WI 53202

RECEIVED

NOV 23 2002

EGGERT & CERMELE, S.C.

BEVERLY A. TEMPLE
THOMAS O. GARTNER
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Assistant City Attorneys

RE: Citizen Complaint of Daniel, Doreen and Brad Thurow Against PO Alex Lopez
C.I. File No.: 99-S-181 1247

Dear Ms. Eggert:

Accompanying this letter you will find your letter to Mr. Leonhardt of March 12, 1999 and your bill relating to the above-noted matter. You indicated in your submission that the Fire and Police Commission had dismissed the complaint, however, I note from the Order of Dismissal that the matter was referred to the Chief of Police. Please provide me with the Chief's disposition of this matter. If you do not have that information, I will obtain it directly from the department.

Very truly yours,

Handwritten signature of Jan A. Smokowicz in cursive.

JAN A. SMOKOWICZ
Assistant City Attorney

Encl.
JAS:lae
60475

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
Deputy City Attorney

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April 5, 1999

BEVERLY A. TEMPLE
THOMAS O. GARTNER
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ROXANE L. CRAWFORD
SUSAN D. BICKERT
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JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRLICH
CHRISTOPHER J. CHERELLA
LEONARD A. TOKUS

Assistant City Attorneys

Deputy Inspector Dale Schunk
Milwaukee Police Department
749 West State Street, Room 714
Milwaukee, WI 53233


Re: C.I. File No. 99-S-181
Communication from EGGERT LAW OFFICE
Complaint No.: 98-51
Date of Incident: July 5, 1998

Dear Deputy Inspector Schunk:

Enclosed please find a claim filed by attorney Laurie Eggert for Attorney's fees incurred during her representation of Officer Alex Lopez.

Please determine whether this officer was in fact involved in the matter described in Ms. Eggert's claim, and have the officer verify Ms. Eggert's representation. Thank you for your anticipated cooperation in this matter.

Very truly yours,


JAN A. SMOKOWICZ
Assistant City Attorney

JAS:beg
Enclosure

EGGERT LAW OFFICE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele

CITY OF MILWAUKEE
1840 North Farwell Avenue
Suite 303
Milwaukee, Wisconsin 53202
(414) 276-8750
FAX (414) 276-8906
99 MAR 25 PM 2:00
CITY OF MILWAUKEE
CITY CLERK

March 12, 1999

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

**RE: Citizen Complaint of Daniel, Doreen and Brad Thurow
Against PO Alex Lopez
Complaint No.: 98-51
Date of Incident: July 5, 1998**

CITY OF MILWAUKEE
1999 MAR 25 PM 2:36
CITY ATTORNEY

Dear Mr. Leonhardt:

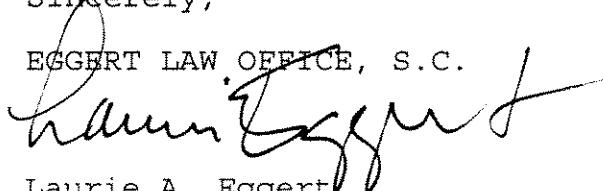
The above-named police officer has retained us to represent him in connection with the above-referenced matter.

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 Officer Lopez's conduct at a traffic accident involving his wife. The complainants alleged that PO Lopez violated MPD rules by allegedly being rude and unprofessional. The Fire and Police Commission dismissed the complaint. Attached is a copy of the dismissal notice.

The attached is an itemization of the time and services rendered.

Sincerely,

EGGERT LAW OFFICE, S.C.



Laurie A. Eggert
Attorney at Law

LAE/ldl
LOPEZ

EGGERT LAW OFFICE, 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

March 12, 1999

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

RE: Citizen Complaint of Daniel, Doreen and Brad Thurow
Against Police Officer Alex Lopez
FPC No: 98-51
Date of Incident: July 5, 1998
Location of Incident: 4689 North 74th Street

Professional services

	<u>Hours</u>
10/6/98 Conference with client; open file; memo to file; correspondence to FPC, MPD; telephone call to FPC.	1.40
10/7/98 Telephone call from FPC; memo to file.	0.20
10/23/98 Review of file; telephone call to client; memo to file.	0.30
11/4/98 Review DOJ records.	0.10
11/24/98 Review documents from MPD Personnel; telephone call from FPC; correspondence to client; memo to file.	0.90
11/30/98 Review of correspondence from FPC; correspondence to client; review of file.	0.40

	<u>Hours</u>	
12/4/98 Review of correspondence from FPC.	0.10	
12/14/98 Review of correspondence from FPC.	0.10	
12/16/98 Telephone call from FPC; review of file; memo to file.	0.20	
12/23/98 Review of correspondence from FPC; correspondence to client; memo to file; review of file.	0.40	
12/29/98 Telephone call from FPC; memo to file; telephone call to client.	0.30	
1/12/99 Telephone call from client; telephone call from FPC; review of file.	0.20	
1/13/99 Preparation for and appearance at conciliation; conference with client; memo to file.	1.50	
1/14/99 Memo to file re: conciliation.	0.30	
3/9/99 Review dismissal notice; correspondence to client; close file.	0.50	
	<u>6.90</u>	<u>Amount</u>
For professional services rendered	6.90	\$759.00
Additional charges:		
10/22/98 Department of Justice - (3)		39.00
11/10/98 Personnel file		5.00

Mr. Ronald Leonhardt

Page 3

	<u>Amount</u>
1/13/99 Parking and mileage	2.93
Total costs	\$46.93
Total amount of this bill	\$805.93
Balance due	<u>\$805.93</u>

(Rate: \$110.00 per hour)

RECEIVED

MAR 5 1999

EDGERT LAW OFFICE, S.C.

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

In Re:
THE CHARGES OF DANIEL, DOREEN AND BRAD THUROW
AGAINST POLICE OFFICER ALEX LOPEZ

ORDER OF DISMISSAL

To Officer Alex Lopez:

It is hereby ordered that the Complaint of Daniel, Doreen and Brad Thurow, Complaint No. 98-51, filed with the Board on September 1, 1998, is dismissed because the Board, upon review of the Complaint at its Regular Meeting of February 18, 1999, determined that investigation and disposition by the Milwaukee Police Department would be more appropriate. This Complaint has therefore been referred to the Chief of Police.

MILWAUKEE BOARD OF
FIRE AND POLICE COMMISSIONERS

AUGUST G. ERDMANN,
CHAIRMAN

BY:



JOSEPH J. CZARNEZKI
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, MARCH 3, 1999.

c: Attorney Jonathan Cermele ✓