

GRANT F. LANGLEY
City Attorney

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


CITY OF MILWAUKEE
Office of the City Attorney

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
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MEGAN T. CRUMP
ELOISA DE LEÓN
ADAM B. STEPHENS
KEVIN P. SULLIVAN
BETH CONRADSON CLEARY
THOMAS D. MILLER
Assistant City Attorneys

October 17, 2007

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

Re: Communication from Attorney Laurie A. Eggert, Eggert Law Office,
S.C. for legal fees for Police Officers Lee F. Vedbratten and James M.
Hernandez
C.I. File No. 05-S-186 EC 2194

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Lee F. Vedbratten and James M. Hernandez. The claim is in the amount of \$858.25 including \$11.25 in disbursements for 7.70 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 officers 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. 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:amp
Enc.

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

July 5, 2005

TO: P.O. LEE VEDBRAATEN
DISTRICT: I.D.

RE: Receipt of Legal Services from Law Firm of
Attorney Laurie Eggert

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 AUGUST 23, 2006
- 2) A citizen's complaint made by AVAN RILEY
- 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 Y NO _____


Your signature: _____

L. VEDBRAATEN

Print your name: _____

LEE F. VEDBRAATEN

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


MARY K. HOERIG
Captain of Police
Professional Performance Division

MKH:kjs

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

July 5, 2005

TO: P.O. JAMES HERNANDEZ
DISTRICT: THREE

RE: Receipt of Legal Services from Law Firm of
Attorney Laurie Eggert

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 AUGUST 23, 2006
- 2) A citizen's complaint made by AVAN RILEY
- 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: _____

P.O. James Hernandez

JAMES M. HERNANDEZ

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

Mary K. Hoerig
MARY K. HOERIG
Captain of Police
Professional Performance Division

MKH:kjs

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele
Rachel L. Pings

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

June 16, 2005

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

2005 JUN 20 PM 2:45
MILWAUKEE
CITY CLERK

**RE: Citizen Complaint of Mr. Avan Riley
Against POs Lee Vedbraaten and James Hernandez
Complaint No.: 03-53
Date of Incident: August 26, 2003
EC No.: 2194**

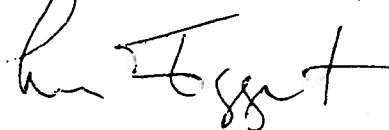
Dear Mr. Leonhardt:

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. 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

2005 JUN 21 AM 11:15
CITY OF MILWAUKEE
OFFICE OF
CITY ATTORNEY

LAE/ldl
attachment
VEDBRAATEN HERNANDEZ

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele
Rachel L. Pings

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

June 16, 2005

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

RE: Citizen Complaint of Avan Riley
Against POs Lee Vedbraaten and James Hernandez
FPC No: 03-53
Date of Incident: August 26, 2003
Location of Incident: 28th and Michigan
Professional services

	<u>Hours</u>
9/26/2003 Open file; conference with client; memo to file; correspondence to FPC; correspondence to MPD Open Records.	2.30
9/27/2003 Review documents from clients.	0.30
10/7/2003 Review of correspondence from FPC.	0.10
11/18/2003 Review of file; computer search regarding complainant's unrelated pending criminal charge.	0.30
12/1/2003 Telephone call from FPC; review of file; memo to file; telephone call to FPC.	1.10
1/27/2004 Computer update regarding complainant's availability.	0.10
2/18/2004 Telephone call to FPC; memo to file; telephone call from FPC; telephone call to city attorney regarding claim.	0.80
2/25/2004 Telephone call from MPD Open Records; memo to file.	0.20
2/26/2004 Update regarding complainant; review of file; memo to file.	0.30

	<u>Hours</u>
2/27/2004 Review documents from MPD Open Records; memo to file.	0.70
4/22/2004 Computer update regarding jury trial on same incident and sentencing hearing for complainant regarding another charge; memo to file.	0.40
5/7/2004 Computer update regarding complainant's conviction regarding same incident as citizen complaint; memo to file.	0.20
5/11/2004 Computer update regarding second sentencing of complainant resulting in his unavailability until 2007; review of file; memo to file.	0.40
7/8/2004 Review dismissal notice regarding complainant; correspondence to clients; close file.	0.50

	<u>Amount</u>
For professional services rendered	7.70
Additional charges:	\$847.00
2/27/2004 MPD Open Records request	11.25
Total costs	<u>\$11.25</u>
Total amount of this bill	<u>\$858.25</u>
Balance due	<u><u>\$858.25</u></u>

(Rate: \$110.00 per hour)

CAC

RECORDED
JUL 08 2004

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

In Re:
THE CHARGES OF AVAN RILEY
AGAINST POLICE OFFICERS LEE VEDBRAATEN
AND JAMES HERNANDEZ

ORDER OF DISMISSAL

To Officer James Hernandez:

It is hereby ordered that the Complaint of Avan Riley, Complaint No. 03-53, filed with the Board on August 27, 2003, is dismissed due to the unavailability of the Complainant, by the

MILWAUKEE BOARD OF
FIRE AND POLICE COMMISSIONERS

ERIC MANDEL JOHNSON,
CHAIRMAN

BY:


DAVID L. HEARD
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, JULY 2, 2004.

✓: Attorney Laurie Eggert

CW

RECEIVED
JUL 08 2004
CITY OF MILWAUKEE S.C.

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

In Re:
THE CHARGES OF AVAN RILEY
AGAINST POLICE OFFICERS LEE VEDBRAATEN
AND JAMES HERNANDEZ

ORDER OF DISMISSAL

To Officer Lee Vedbraaten:

It is hereby ordered that the Complaint of Avan Riley, Complaint No. 03-53, filed with the Board on August 27, 2003, is dismissed due to the unavailability of the Complainant, by the

MILWAUKEE BOARD OF
FIRE AND POLICE COMMISSIONERS

ERIC MANDEL JOHNSON,
CHAIRMAN

BY:



DAVID L. HEARD
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, JULY 2, 2004.

✓c: Attorney Laurie Eggert