

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
Deputy City Attorney

THOMAS E. HAYES
PATRICK B. McDONNELL
CHARLES R. THEIS
Special Deputy City Attorneys



OFFICE OF CITY ATTORNEY
200 EAST WELLS STREET, SUITE 800
MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
TDD 286-2025
FAX (414) 286-8550

October 18, 2001

BEVERLY A. TEMPLE
THOMAS O. GARTNER
LINDA ULISS BURKE
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
DAVID R. HALBROOKS
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
CHRISTOPHER J. CHERELLA
LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY

Assistant City Attorneys

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

Re: **Communication from Attorney Kenneth Murray for legal fees for
Police Officer Walter McCullough
C.I. File No. 97-S-38**

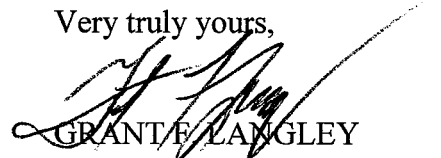
Dear Council Members:

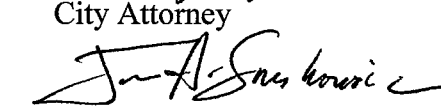
Returned herewith is a document filed by Attorney Kenneth Murray for attorney's fees for representing Police Officer Walter McCullough. The claim is in the amount of \$2,949.06 including \$163.06 in disbursements for 23.50 hours of service billed at the rate of \$90.00 per hour and 6.10 hours billed 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. 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.
2295

CITY OF MILWAUKEE

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February 5, 1997

BEVERLY A. TEMPLE
THOMAS O. GARTNER
LINDA ULISS BURKE
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
THOMAS G. GOELDNER
SUSAN D. BICKERT
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GREGG C. HAGOPIAN
ELLEN H. TANGEN
MELANIE R. SWANK
TRACY M. JOHNSON
GREGORY POWELL
MICHAEL A. VERRILLI
Assistant City Attorneys

RECEIVED
97 FEB 10 AM 10:36
MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

Mr. Walter Franklin, Deputy Inspector
Milwaukee Police Department
749 West State Street, Room 714
Milwaukee, WI 53233

COPY

Re: C.I. File No. 97-S-38
Communication from Kenneth J. Murray

Dear Inspector Franklin:

Enclosed please find a claim filed by attorney Kenneth J. Murray for Attorney's fees incurred during his representation of officer Walter McCullough.

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

Very truly yours,

JAN A. SMOKOWICZ
Assistant City Attorney

10/17/2001

O.K.

JAS

JAS:jg
Enclosure

Letter # 2295 with modification
for "23.5 hours at \$90.00 per hour and
6.1 hours at \$110.00 per hour."

ADELMAN, ADELMAN & MURRAY, S.C.
ATTORNEYS AT LAW

LYNN ADELMAN
ELIZABETH ADELMAN
KENNETH J. MURRAY
LAURIE A. EGGERT
JEFFREY S. HYNES
NOLA J. HITCHCOCK CROSS
JON DEITRICH
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MAUREEN B. FITZGERALD

1840 NORTH FARWELL
SUITE 403
MILWAUKEE, WI 53202
(414) 225-8929

*ALSO LICENSED TO PRACTICE IN NEW YORK
*ALSO LICENSED TO PRACTICE IN ILLINOIS

January 23, 1997

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

CITY OF MILWAUKEE
97 JAN 27 AM 11:42
RONALD D. LEONHARDT
CITY CLERK

RE: Citizen Complaint of Mr. Glenn Hale
Against Police Officer Walter McCullough
Complaint No.: 95-50
Date of Incident: May 14, 1995

CITY OF MILWAUKEE
RECEIVED
1997 JAN 27 PM 4:12
OFFICE OF THE
CITY CLERK

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 incident in which Mr. Hale was escorted out of a bar on May 14, 1995, at approximately 7:00 p.m. The Fire and Police Commission dismissed the complaint. Attached is a copy of the dismissal notice.

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

<u>DATE</u>	<u>NATURE OF WORK PERFORMED</u>	<u>HOURS</u>
10-18-95	Review documents; open file; correspondence to Departments of Transportation and Justice; correspondence to client; correspondence to FPC; memo to file	0.7

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11-14-95	Review of correspondence from Department of Transportation; review of file; review of correspondence from FPC; memo to file; review of correspondence from Department of Justice	0.6
11-15-95	Review of file; telephone call to client; memo to file; correspondence to Milwaukee Police Department	0.8
11-30-95	Telephone call from and to FPC; correspondence to client	0.3
12-04-95	Review of correspondence from FPC	0.1
12-11-95	Preparation for and appearance at conciliation; conference with client; memo to file; correspondence to client; draft medical consent; travel	3.2
12-21-95	Telephone call to and from Internal Affairs; memo to file	0.4
01-04-96	Review document from complainant; correspondence to St. Mary's Hospital	0.3
01-17-96	Review medical records	0.2
02-01-96	Telephone call to MPD personnel	0.1
02-22-96	Telephone call to FPC; correspondence to client; memo to file	0.2
03-28-96	Review of correspondence from FPC; memo to file; correspondence to client	0.2
04-03-96	Review of correspondence from FPC	0.1
04-08-96	Review of file; telephone call to internal affairs; correspondence to Hale; draft witness and exhibit list; correspondence to MPD Open Records and Department of Transportation	2.3
04-15-96	Review of correspondence from Department of Transportation	0.1
04-18-96	Telephone call to client; memo to file	0.3
04-23-96	Telephone call to client	0.1
04-29-96	Review of correspondence from client; correspondence to FPC; memo to file	0.3
04-30-96	Review documents from MPD Open Records; revise witness and exhibit list	0.9
05-15-96	Conference with FPC staff	0.2
05-21-96	Review of correspondence from FPC	0.1
06-27-96	Review of file; correspondence to FPC; correspondence to complainant; correspondence to witnesses	0.9
07-29-96	Telephone call from witnesses; memo to file	0.5
08-01-96	Review medical records; review of correspondence from witness	0.4
09-26-96	Correspondence to witnesses; correspondence to Hale; correspondence to FPC	0.4
10-01-96	Review of file	0.1

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 January 23, 1997
 Page Three

10-07-96	Review of correspondence from witness	0.1
10-28-96	Review of information from witness	0.1
11-21-96	Review of file; correspondence to client; telephone call to FPC; correspondence to Departments of Transportation and Justice	0.7
12-02-96	Review of correspondence from FPC; memo to file	0.2
12-04-96	Review of file; conference with client	2.3
12-05-96	Draft subpoenas; review of correspondence from Department of Transportation	0.3
12-09-96	Review of correspondence from Department of Justice; telephone call to witnesses; review of file	0.8
12-12-96	Telephone call to FPC; review of file; telephone call to and conference with process server	0.8
12-13-96	Telephone call to witnesses; telephone call to and from witness; review of file; telephone call to FPC	0.8
12-16-96	Review of file; telephone call to witness; telephone call to witness	1.3
12-17-96	Telephone calls from witnesses; review of file	2.3
12-18-96	Preparation for hearing; telephone call from and to witnesses; memo to file	3.7
12-19-96	Preparation for and appearance at hearing; conference with witnesses; telephone call to witnesses; memo to file; travel	1.8
01-06-97	Review of correspondence from Internal Affairs	0.1
01-20-97	Review of correspondence from FPC; correspondence to client; close file	<u>0.5</u>
TOTAL HOURS		29.6

DISBURSEMENTS:

10-26-95	Department of Justice	\$ 10.00
10-26-95	Department of Transportation	3.00
12-11-95	Parking	0.50
12-19-95	Personnel records	31.75
01-16-96	Medical Records - Hale	13.90
04-09-96	Department of Transportation	3.00
04-29-96	MPD Open records	14.41
05-15-96	Parking	0.50
11-29-96	Department of Justice	13.00
11-29-96	Department of Transportation	3.00
12-05-96	Subpoenas (7)	46.00
12-17-96	Process Service	20.00
12-19-96	Parking	<u>4.00</u>
TOTAL		\$ 163.06

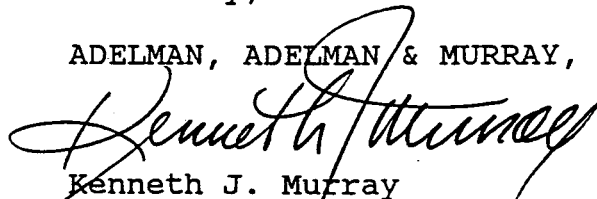
McCullough Statement
January 23, 1997
Page Four

23.5 hours at \$ 90.00 per hour	= \$ 2,115.00
6.1 hours at \$110.00 per hour	= \$ 671.00
Disbursements	= <u>163.06</u>

TOTAL DUE = \$ 2,949.06

Sincerely,

ADELMAN, ADELMAN & MURRAY, S.C.



Kenneth J. Murray
Attorney at Law

LAE/ldg
MCCULLOUGH

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

In Re:
THE CHARGES OF GLENN HALE
AGAINST POLICE OFFICER WALTER MCCULLOUGH

ORDER OF DISMISSAL

To Officer Walter McCullough:

It is hereby ordered that the Complaint of Glenn Hale, Complaint No. 95-50, filed with the Board on September 8, 1995, is dismissed due to the Complainant's failure to appear at the trial scheduled for December 19, 1996, by the

MILWAUKEE BOARD OF
FIRE AND POLICE COMMISSIONERS

PHOEBE WEAVER WILLIAMS,
VICE-CHAIRMAN

BY:



KENNETH MUNSON
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, JANUARY 17, 1997.

cc: Attorney L. Eggert ✓

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

FEBRUARY 18, 1997

TO: OFFICER WALTER McCULLOUGH
DISTRICT THREE

RE: Receipt of Legal Services from Law Firm of
Attorney

Attorney KENNETH MURRAY 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 4, 1996
- 2) A citizen's complaint made by MS. LESLIE SIMON
- 3) A police shooting incident occurring on

Is this information correct?

YES _____ NO X

Did you receive legal representation
in this matter?

YES _____ NO X

Your signature: Walt I. McCullough

Print your name: WALTER A. McCULLOUGH

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

Dale T. Schunk
D.T.P.

DALE T. SCHUNK
Captain of Police
Internal Affairs Division

DTS:dnp