

# CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY  
City Attorney

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KATHRYN M. ZALEWSKI

Assistant City Attorneys

March 14, 2005

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 Kathryn Gebhardt  
C.I. File No. 03-S-378; EC No. 1927

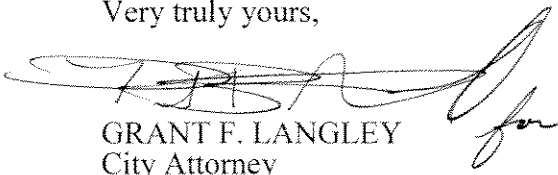
Dear Council Members:


Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officer Kathryn Gebhardt. The claim is in the amount of \$187.00 for 1.70 hours of service billed at the rate of \$110 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 criminal investigation. A traffic prosecution was initiated against the police officer on whose behalf this claim was filed, but it was ultimately dismissed.

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.

91113/ 1032-2003-3092.005

**EGGERT & CERMELE, S.C.**

*Attorneys at Law*

Laurie A. Eggert  
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Suite 303  
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(414) 276-8750  
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September 18, 2003

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

**RE: On-Duty Traffic Incident  
Regarding PO Kathryn Gebhardt  
Date of Incident: May 15, 2003  
EC No.: 1927**

Dear Mr. Leonhardt:

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

Initially, the City Attorney's Office refused to represent her, and as she was performing the duties of her office at the time of the events giving rise to the incident, the claim is hereby made on her behalf for the indicated legal fees. Later, the city attorney agreed to represent the officer. This incident involved a County citation issued for an on-duty squad accident. Attached is an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.



Laurie A. Eggert  
Attorney at Law

JC/ldl  
GEBHARDTK TRAF

3/9/05

O.K. → but ✓ outcome of citation → citation  
dis missed

JAS

Letter 2277

7/21/03

**EGGERT & CERMELE, S.C.**

*Attorneys at Law*

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September 18, 2003

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Milwaukee City Clerk  
800 City Hall  
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Milwaukee WI 53202

RE: MPD Criminal Investigation - Traffic Violation  
Regarding: PO Kathryn Gebhardt  
Date of Incident: May 15, 2003  
Location of Incident: On-duty traffic citation  
Professional services

	<u>Hrs/Rate</u>	<u>Amount</u>
7/7/2003 Telephone call from PO Gebhardt regarding County citation for on-duty squad accident; open file.	0.30 110.00/hr	33.00
7/8/2003 Receive and review document from client; Fax to city attorney; discussion with city attorney; telephone call to and from Atty. Smokowicz.	0.50 110.00/hr	55.00
7/9/2003 Telephone call to and from Atty. Smokowicz regarding representing PO Gebhardt; telephone call to client regarding city attorney's agreement to do same.	0.40 110.00/hr	44.00
7/21/2003 Review of file; correspondence to client; close file.	0.50 110.00/hr	55.00
For professional services rendered	<u>1.70</u>	<u>\$187.00</u>
Balance due		<u>\$187.00</u>

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

NOVEMBER 24, 2003

TO: P.O. KATHRYN GEBHARDT  
DISTRICT SIX

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 MAY 15, 2003
- 2) A citizen's complaint made by ON DUTY TRAFFIC ACCIDENT
- 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: *Kathryn Gebhardt*

Print your name: KATHRYN GEBHARDT

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

RECEIVED  
SMS:k  
03 DEC -1 PM 3:56  
MILWAUKEE POLICE  
INTERNAL AFFAIRS  
DIVISION

*St. Settingsgaard* 11/23  
Steven M. Settingsgaard  
Police Commander  
Internal Affairs Division