

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
LINDA ULISS BURKE
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Deputy City Attorneys



THOMAS O. GARTNER
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ROXANE L. CRAWFORD
SUSAN D. BICKERT
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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 LEÓN
ADAM B. STEPHENS
KEVIN P. SULLIVAN
BETH CONRADSON CLEARY
THOMAS D. MILLER
Assistant City Attorneys

September 11, 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 William Esqueda and Mickal Chemlick
C.I. File No. 04-S-457 EC 2110

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers William Esqueda and Mickal Chemlick. The claim is in the amount of \$782.85 including \$1.85 in disbursements for 7.10 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.
122855v1

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 24, 2005

TO: P.O. WILLIAM ESQUEDA
DISTRICT: FIVE

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 OCTOBER 31, 2002
- 2) A citizen's complaint made by JOHN HENNING
- 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: _____

Print your name: _____

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

PROCESSED
05 JAN 27 AM 10:46
MILWAUKEE POLICE DEPARTMENT
PROFESSIONAL PERFORMANCE DIVISION

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

December 23, 2004

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

**RE: Citizen Complaint of Mr. John R. Henning
Against POs William Esqueda and Mickal Chemlick
Complaint No.: 04-04
Date of Incident: October 31, 2002
EC No.: 2110**

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

LAE/ldl
attachment
ESQUEDA CHEMLICK

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

December 24, 2004

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

RE: Citizen Complaint of Mr. John R. Henning
Against POs William Esqueda and Mickal Chemlick
FPC No: 04-04
Date of Incident: October 31, 2002
Location of Incident: Farwell and Brady Streets
Professional services

	<u>Hours</u>
3/16/2004 Conference with Esqueda; open file; memo to file; computer search regarding municipal court and criminal records; correspondence to municipal court; correspondence to FPC; correspondence to MPD Open Records.	1.80
3/23/2004 Review of correspondence from FPC.	0.10
3/24/2004 Telephone call from FPC; memo to file; telephone call to FPC.	0.20
3/26/2004 Review of correspondence from FPC; correspondence to client; memo to file.	0.20
4/1/2004 Telephone call to FPC; review of file; memo to file.	0.20
4/30/2004 Telephone calls from and to client; telephone calls to and from FPC; review of file; memo to file.	0.90
5/4/2004 Review documents from FPC.	0.10
5/12/2004 Review of correspondence from FPC; telephone call to FPC; telephone call to clients; memo to file; telephone call from FPC.	0.60
5/13/2004 Review of correspondence from FPC; memo to file; correspondence to client.	0.20

	<u>Hours</u>		<u>Amount</u>
5/27/2004 Review of file in preparation for conciliation.	0.20		
5/28/2004 Preparation for and appearance at conciliation; telephone call to clients; memo to file; travel.	1.10		
6/8/2004 Telephone call from FPC; memo to file; review of file.	0.20		
6/17/2004 Telephone call from MPD Open Records; memo to file; review of file.	0.20		
6/18/2004 Review documents from MPD Open Records.	0.40		
11/3/2004 Review document from FPC; review of file; memo to file.	0.20		
11/12/2004 Review of correspondence from FPC; correspondence to clients; close file.	0.50		
		<u>7.10</u>	<u>\$781.00</u>
For professional services rendered			
Additional charges:			
6/18/2004 MPD Open Records request	1.85		
			<u>\$1.85</u>
Total costs			<u>\$782.85</u>
Total amount of this bill			<u>\$782.85</u>
Balance due			<u><u>\$782.85</u></u>

(Rate: \$110.00 per hour)

RECEIVED
NOV 12 2004
EGGERT & CERMELE, S.C.

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

In Re:
THE CHARGES OF JOHN HENNING
AGAINST POLICE OFFICERS WILLIAM
ESQUEDA, SR. AND MICKAL CHEMLICK

ORDER OF DISMISSAL

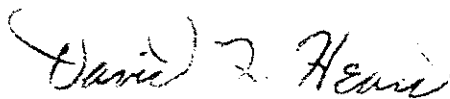
To Officer William Esqueda, Sr.:

It is hereby ordered that the Complaint of John Henning, Complaint No. 04-04, filed with the Board on October 28, 2003, is dismissed due to the Complainant's passivity, by the

MILWAUKEE BOARD OF
FIRE AND POLICE COMMISSIONERS

ERIC MANDEL JOHNSON,
CHAIRMAN

BY:



DAVID L. HEARD
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, NOVEMBER 9, 2004.

c: Attorney Laurie Eggert ✓

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

In Re:
THE CHARGES OF JOHN HENNING
AGAINST POLICE OFFICERS WILLIAM
ESQUEDA, SR. AND MICKAL CHEMLICK

ORDER OF DISMISSAL

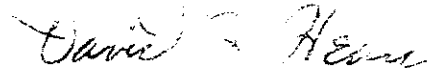
To Officer Mickal Chemlick:

It is hereby ordered that the Complaint of John Henning, Complaint No. 04-04, filed with the Board on October 28, 2003, is dismissed due to the Complainant's passivity, by the

MILWAUKEE BOARD OF
FIRE AND POLICE COMMISSIONERS

ERIC MANDEL JOHNSON,
CHAIRMAN

BY:



DAVID L. HEARD
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, NOVEMBER 9, 2004.

c: Attorney Laurie Eggert ✓