

**GRANT F. LANGLEY**  
City Attorney

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



THOMAS O. GARTNER  
BRUCE D. SCHRIMPF  
ROXANE L. CRAWFORD  
SUSAN D. BICKERT  
STUART S. MUKAMAL  
THOMAS J. BEAMISH  
MAURITA F. HOUREN  
JOHN J. HEINEN  
DAVID J. STANOSZ  
SUSAN E. LAPPEN  
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GREGG C. HAGOPIAN  
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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 Z. BLOCK  
MEGAN T. CRUMP  
ELOISA DE LEÓN  
ADAM B. STEPHENS  
KEVIN P. SULLIVAN  
BETH CONRAOSON CLEARY  
THOMAS D. MILLER  
HEIDI E. GALVÁN  
Assistant City Attorneys

May 19, 2008

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

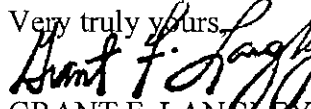
Re: Communication from Attorney Jonathan Cermele, Cermele & Associates,  
S.C. for legal fees for Police Officer Mark Rothweiler  
C.I. File No. 07-S-243-12; EC 2491

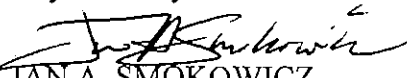
Dear Council Members:

Returned herewith is a document filed by Attorney Jonathan Cermele for attorney's fees for representing Police Officer Mark Rothweiler. The claim is in the amount of \$165.00 for 1.50 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. No criminal charges were brought against the officer on whose behalf this claim was filed.

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:amp  
Enc.

1032-2007-1836:124731v1

OFFICE OF THE CITY ATTORNEY

Milwaukee City Hall Suite 800 • 200 East Wells Street • Milwaukee, Wisconsin 53202-3551 • Telephone: 414.286.2601 • TDD: 414.286.2025 • Fax: 414.286.8550

**Milwaukee Police  
Department**

# Memo

**To:** Police Officer Mark Rothweiler  
**From:** Deputy Inspector Mary K. Hoerig  
**Date:** 8/10/2007  
**Re:** Receipt of Legal Services from Law Firm of Cermele & Associates, S.C.

Attorney Jon Cermele has made a claim with the City, indicating that you were provided with legal services, outlined in the attached letter and arising out of the following situation:

- An incident which occurred on July 9, 2006
- A Criminal Investigation/Allegations regarding Mr. Cedrick Herron

Is this information correct? YES  NO   
 Did you receive legal representation in this matter? YES  NO

Your Signature: *P.O. Mark Rothweiler*  
 Print Your Name: MARK ROTHWEILER

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

# CERMELE & ASSOCIATES, S.C.

ATTORNEYS AT LAW

JONATHAN CERMELE  
RACHEL L. PINGS  
MATTHEW L. GRANITZ

LAURIE A. EGGERT  
- OF COUNSEL -

6310 WEST BLUEMOUND ROAD  
SUITE 200  
MILWAUKEE, WISCONSIN 53213  
(414) 276-8750  
FAX (414) 276-8906

June 29, 2007

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

**RE: MPD Criminal Investigation of PO Mark Rothweiler  
Allegations Regarding Mr. Cedrick Herron  
Date of Incident: July 9, 2006  
Location of Incident: 4880 North 51<sup>st</sup> Street**

CITY OF MILWAUKEE  
2007 JUL -5 PM 2:54  
RONALD D. LEONHARDT  
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, this claim is hereby made on his behalf for the indicated legal fees. This incident involved a pursuit.

According to correspondence from Deputy Inspector Hoerig, the allegation is baseless. As such, no charges were issued against the officer. Attached is a copy of the letter along with status of the CIS Investigatory file and an itemization of the time and services rendered.

Sincerely,

CERMELE & ASSOCIATES, S.C.

Jon Cermele

/kjs  
Attachments  
ROTHWEILER

CITY OF MILWAUKEE  
RECEIVED  
2007 JUL -6 AM 11:19  
OFFICE OF  
CITY ATTORNEY



RECEIVED

JUN 20 2007

CERMÉLE & ASSOCIATES, S.C.

Police Department

Nannette H. Hegerty  
Chief of Police

Thursday, June 14, 2007

Rachel L. Pings  
Attorney At Law  
6310 West Bluemound Road  
Suite 200  
Milwaukee, WI 53213

Dear Ms. PINGS:

This letter is in response to your inquiries regarding the status of CIS Investigatory Files.

Attached please find the requested information. If further assistance is needed Lieutenant of Detectives Karen Dubis can be contacted at 935-3540.

Sincerely,

MARY K. HOERIG  
DEPUTY INSPECTOR OF POLICE

CIS FILE NO.	PPD FILE NO.	COMPLAINANT	ALLEGATION	DISPOSITION
1. 07-027	07-0089	DHEMBI, SORIAN	THEFT	TBD
2. 06-121	06-0691	PITTMAN, KEVIN	BATTERY	UNFOUNDED
3. 06-177	06-1025	CITY OF MILWAUKEE DISTRICT 3 REGISTER	THEFT	TBD
4. 06-043	06-0209	CRISS SMITH CITY OF MILWAUKEE DISTRICT 7	THEFT	SUSPENDED-PEND NEW INFO
5. 06-123	06-0696	MC VICKER, DAVON	BATTERY	WARRANT REFUSED
6. 06-063		ELLWART, HORST	PHYSICAL ABUSE TO CHILD	UNFOUNDED
7. 06-175	06-1024	YOUNG, KHADIJAH	BATTERY	WARRANT REFUSED
8. 06-039	06-0310	RAMIREZ, LIDIO	BATTERY	UNFOUNDED
9. 06-040	06-0310	RAMIREZ, GABRIEL	BATTERY	UNFOUNDED
10. 06-178	06-1090	SPEARS, DERICK	FAILURE TO PROTECT PRISONER	TBD
11. 06-110	06-0617	MCKINNEY, DEONTA	BATTERY/THEFT	BASELESS
12. 06-099	06-0559	HERRON, CEDRICK	BATTERY	BASELESS
13. 05-108	05-0485	CROOKS, RICKY	THEFT/CDTP	SUSPENDED PEND NEW INFO
14. 07-005	07-0032	FERREIRA, ANGELO	PHYSICAL ABUSE TO A CHILD	WARRANT REFUSED
15. 07-040	07-0146	CHAMPION, CEDRIC	PHYSICAL ABUSE TO A CHILD	WARRANT REFUSED

# CERMELE & ASSOCIATES, S.C.

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LAURIE A. EGGERT  
- OF COUNSEL -

June 29, 2007

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

RE: MPD Criminal Investigation of PO Mark Rothweiler  
Allegations Regarding Mr. Cedrick Herron  
Date of Incident: July 9, 2006  
Location of Incident: 4880 North 51st Street  
Professional services

	<u>Hours</u>
10/3/2006 Telephone call from PO Rothweiler; open file; memo to file; telephone call to PPD; memo to file.	0.90
5/11/2007 Review file; Fax to PPD.	0.20
6/25/2007 Receive and review confirmation from PPD that criminal investigation was cleared; correspondence to client regarding same; close file.	0.40

	<u>Amount</u>
For professional services rendered	1.50 \$165.00
Balance due	<u>\$165.00</u>

(Rate: \$110.00 per hour)