

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

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

April 30, 2001

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 Jay Grant, Steven Hoyt, Chris Elser
and Dennis Glick; C.I. File No. 00-S-293/ELO 1483**

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officer Jay Grant, Steven Hoyt, Chris Elser and Daniel Glick. The claim is in the amount of \$1,848.21 including \$11.21 in disbursements for 16.70 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 a criminal investigation. No criminal charges were brought against the Police Officers 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. Sec. 895.35, Stats., *Bablitch and Bablitch v. Lincoln County*, 82 Wis. 2d 574 (1978).

Very truly yours,

Handwritten signature of Grant F. Langley in black ink, appearing as a stylized 'GFL'.

GRANT F. LANGLEY
City Attorney

Handwritten signature of Jan A. Smokowicz in black ink, appearing as 'JAS' with a flourish.

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:enm
Enc.
2276

CITY OF MILWAUKEE

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September 5, 2000

Commander Dale Schunk
Milwaukee Police Department
Internal Affairs Division
6680 North Teutonia Avenue, Rm 325
Milwaukee, WI 53209

Re: C.I. File No. 00-S-293
Communication from EGGERT LAW OFFICE

Dear Commander Schunk:

Enclosed please find a claim filed by attorney Laurie A. Eggert for Attorney's fees incurred during her representation of officers Albanese, et al., albanese/Anderer, Anderer/Meister, Buddenhagen/Trczinski, Charles, Ederesinnnghe, Grant, et al., Hainzl, Hines, et al., Johnson/lopez/luebbe, Koesting/Clark, Lazo, Lelinski, Lintonen/Finley, Meister, Newport/Doyne, Raap, etal, Robinson/Gagliano, Timmerman/Jenkins and Walton/Stein.

Please determine whether these officers were in fact involved in the matter described in Ms. Eggert's claim, and have these officers verify Ms. Eggert's representation. Thank you for your anticipated cooperation in this matter.

Very truly yours,

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:beg
Enclosure
5091

BEVERLY A. TEMPLE
THOMAS O. GARTNER
LINDA ULISS BURKE
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
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LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN GROWLEY

Assistant City Attorneys

RECORDED
00 SEP 25 AM 10:11
INTERNAL AFFAIRS
DIVISION

EGGERT LAW OFFICE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele

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

August 23, 2000

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

RE: MPD Criminal Investigation of POs Jay Grant, Steven
Hoyt, Chris Elser and Daniel Glick
Allegations Regarding Ms. Donna Williams and Ms.
Kendra L. Wilks
Date of Incident: December 17, 1999
Location of Incident: Northridge Shopping Center
ELO No.: 1483

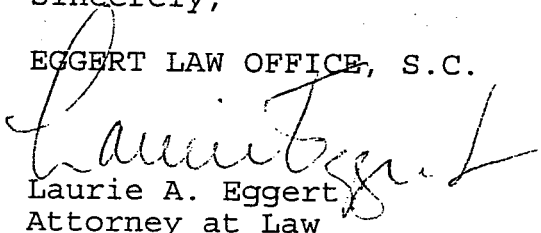
Dear Mr. Leonhardt:

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 a vehicle chase and subsequent traffic stop. Charges will not be issued against the officers. Attached is a copy of the clearance report and an itemization of the time and services rendered.

Sincerely,

EGGERT LAW OFFICE, S.C.


Laurie A. Eggert
Attorney at Law

JC/lel
GRANT

'00 AUG 23 PM 3:32

CITY ATTORNEY

4/30/2001

O. K.

JAS

Letter # 2276

EGGERT LAW OFFICE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele

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

August 23, 2000

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

RE: MPD Criminal Investigation
Regarding: POs Jay Grant, Steven Hoyt, Chris Elser and
Daniel Glick
Date of Incident: December 17, 1999
Location of Incident: Northridge Shopping Center

Professional services

	<u>Hours</u>
1/13/00 Several telephone calls from PO Grant; open file.	0.80
1/14/00 Telephone call from PO Elser.	0.30
1/17/00 Several telephone calls to and from PO Grant; telephone calls to POs Elser and Hoyt; memo to file.	0.90
1/18/00 Office conference with PO Elser; office conference with PO Hoyt; memos to file.	1.50
1/19/00 Telephone call from PO Glick.	0.40
2/7/00 Several telephone call to and from IAD.	0.50
2/8/00 Telephone call to and from PO Elser; telephone call to IAD; telephone call to PO Hoyt.	0.50

	<u>Hours</u>	
2/9/00 Telephone call to and from POs Elser and Hoyt; telephone call to IAD.	0.50	
2/10/00 Review of file; meeting with PO Elser at IAD; attend PO Elser's statement to IAD; travel.	2.20	
2/11/00 Review of file; meeting with Det. at IAD; travel.	1.00	
2/14/00 Review of file; meeting with PO Hoyt at IAD; attend PO Hoyt's statement to IAD; travel.	2.40	
2/15/00 Review of file; meeting with PO Grant at IAD; attend PO Grant's statement to IAD; travel.	1.90	
3/8/00 Several telephone call to and from IAD; telephone call to PO Glick.	0.40	
3/9/00 Review of file; meeting with PO Glick at IAD; attend PO Glick's statement to IAD; travel.	1.80	
4/3/00 Several telephone calls to IAD.	0.30	
5/5/00 Telephone call to IAD.	0.20	
5/8/00 Telephone call to and from IAD; correspondence to MPD Open Records; correspondence to client.	0.60	
8/7/00 Review of correspondence from MPD Open Records; correspondence to clients; close file.	0.50	
		<u>Amount</u>
For professional services rendered	16.70	\$1,837.00

Additional charges:

	<u>Amount</u>
8/7/00 MPD Open Records request	11.21
Total costs	<u>\$11.21</u>
Total amount of this bill	<u>\$1,848.21</u>
Balance due	<u><u>\$1,848.21</u></u>

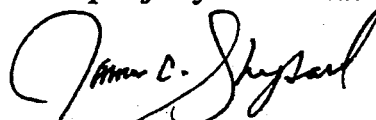
(Rate: \$110.00 per hour)

approach of Officer GRANT'S position, Officers HOYT and ELSEY state they observed a dark colored vehicle leaving the food court driving directly toward their squad car. They report that they did stop this vehicle by activating their lights and siren and upon exiting their squad observed two female passengers. They report that they both had their weapons drawn, pointing same at the vehicle. The driver was ordered out of the vehicle but refused stating, "Fuck you." They contend that when both occupants were taken out of the vehicle they were subsequently searched and when found to be unarmed their respective weapons were reholstered. Both officers contend that they did not have an occasion to draw their weapon a second time and did not observe anyone pointing a firearm at the back of the complainant.

CONCLUSION:

Investigation into this matter did produce a surveillance tape and upon reviewing said tape no officer could be observed pointing a weapon at the back of the complainant. Further two Northridge Mall security guards were interview relative to this matter and both report not observing any officers pointing their firearm into the back of complainant Miss WILLIAMS. Investigation into this complaint did not produce substantiated actions by the officers that rose to the level of a criminal offense. It is for said reasons that this incident will be cleared as baseless.

Respectfully submitted:



James C. SHEPARD
Captain of Police
CIU/IAD, Day Shift

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

OCTOBER 26, 2000

TO: PO JAY GRANT
DISTRICT ~~TWO~~ 3

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 DECEMBER 17, 1999
- 2) A citizen's complaint made by
- 3) A police shooting incident occurring on

Is this information correct?

YES NO

Did you receive legal representation in this matter?

YES NO

Your signature: P.O. Jay C. Grant
Print your name: JAY C. GRANT

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

Dale T. Schunk
DALE T. SCHUNK JA
Commander of Police
Internal Affairs Division

DTS:dnp

2ND NOTICE

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

NOVEMBER 27, 2000
OCTOBER 26, 2000

TO: PO DANIEL GLICK
DISTRICT FOUR

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 DECEMBER 17, 1999
- 2) A citizen's complaint made by
- 3) A police shooting incident occurring on

Is this information correct?

YES NO

Did you receive legal representation in this matter?

YES NO

Your signature: PO Daniel W. Glick

Print your name: PO Daniel W. Glick

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

Dale T. Schunk
DALE T. SCHUNK JH
Commander of Police
Internal Affairs Division

DTS:dnp

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

OCTOBER 26, 2000

TO: ^{STEVEN} PO ~~SCOTT~~ HOYT
DISTRICT FOUR

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 DECEMBER 17, 1999
- 2) A citizen's complaint made by
- 3) A police shooting incident occurring on

Is this information correct?

YES X NO _____

Did you receive legal representation in this matter?

YES X NO _____

Your signature: _____

Print your name: _____

Steve Hoyt

STEVEN HOYT

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

Dale T. Schunk

DALE T. SCHUNK ²⁴
Commander of Police
Internal Affairs Division

DTS:dnp

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

OCTOBER 26, 2000

TO: PO CHRIS ELSER
DISTRICT THREE

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 DECEMBER 17, 1999
- 2) A citizen's complaint made by
- 3) A police shooting incident occurring on

Is this information correct?

YES NO

Did you receive legal representation
in this matter?

YES NO

Your signature: _____

P.O. Christopher Elser

Print your name: _____

CHRISTOPHER ELSER

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

Dale T. Schunk

DALE T. SCHUNK
Commander of Police
Internal Affairs Division

DTS:dnp