

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
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MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
DAWN M. BOLAND
KATHRYN M. ZALEWSKI
Assistant City Attorneys

January 28, 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 Tom Obregon
C.I. File No. 00-S-107; EC No. 1856

Dear Council Members:


Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officer Tom Obregon. The claim is in the amount of \$671.00 for 6.10 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 criminal investigation was initiated against the police officer on whose behalf this claim was filed, but they were ultimately not charged.

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.

89672/ 1032-2003-791

EGGERT & CERMELE, 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

February 24, 2003

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

03 FEB 27 PM 3 25
MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

**RE: MPD Criminal Investigation of PO Tom Obregon
Allegations Regarding Ms. Sherrill Royce
Date of Incident: August 4, 2002
Location of Incident: 1533 West Mitchell Street
EC No.: 1856**

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 a loud music complaint.

The MPD initiated a criminal investigation in which the officer initially declined to give a statement without counsel. When he requested counsel, IAD compelled PO Obregon to give a statement concerning the incident after issuing a PI-21. Later, the DA decided not to issue criminal charges against the officer. Attached is a copy of the DA's letter and an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.

Laurie A. Eggert
Laurie A. Eggert
Attorney at Law

RECEIVED
03 MAR 11 PM 1:51
MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

JC/ldl
attachment
OBREGON 4

10/11/04
O.K.
JAS
Letter 2277

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele

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(414) 276-8750
FAX (414) 276-8906

February 18, 2003

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

RE: MPD Criminal Investigation re: Ms. Sherrill Royce
Regarding: PO Tom Obregon
Date of Incident: August 4, 2002
Location of Incident: 1533 West Mitchell Street

Professional services

	<u>Hours</u>	
11/15/02 Telephone call from PO Obregon regarding new criminal investigation; open file; memo to file.	0.70	
11/20/02 Discussion with client; review of file; meeting with client at IAD; attend client's PI-21 statement; travel; memo to file.	2.20	
1/9/03 Review of file; Fax to DDA Reddin.	0.10	
1/21/03 Telephone call from client.	0.20	
1/22/03 Review of file; telephone call to and from DDA Reddin; telephone call to client.	0.40	
1/24/03 Review of file; meeting with PO Obregon at DA's office; attend PO Obregon's statement to DA; travel; memo to file.	1.90	
2/6/03 Review of correspondence from DA confirming decision to clear complaints; correspondence to clients; close file.	0.60	
		<u>Amount</u>
For professional services rendered	6.10	\$671.00

Mr. Ronald D. Leonhardt

Amount

Balance due

\$671.00

(Rate: \$110.00 per hour)



OFFICE OF DISTRICT ATTORNEY

Milwaukee County

E. MICHAEL McCANN • District Attorney

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FEB 5 2003

EGGERT & CERMELE, S.C.

02/03/03

Mr. Jon Cermele
Eggert & Cermele, S.C.
1840 N. Farwell Ave., #303
Milwaukee, WI 53202-1716

Re: Incident No. 02-343-3070
Complainant: Sherrill Royce
Officer(s): Tom Obregon

Dear Mr. Cermele:

This is to notify you that after reviewing the above incident involving City of Milwaukee Police Officer(s), I have determined that criminal charges will not be issued against them.

Sincerely,

[Handwritten signature]

Jon N. Reddin
Deputy District Attorney

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

March 21, 2003

TO: P.O. TOM OBREGON
DISTRICT TWO

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 AUGUST 4, 2002
- 2) A citizen's complaint made by SHERRILL ROYCE
- 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: _____

Thomas J. Obregon
Thomas J. Obregon

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

Steven M. Settingsgaard
K25
Steven M. Settingsgaard
Police Commander
Internal Affairs Division

SMS:kjs