

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
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BEVERLY A. TEMPLE
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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 Officer Noel Guardiola
C.I. File No. 00-S-368-9/ELO 1438**

Dear Council Members:

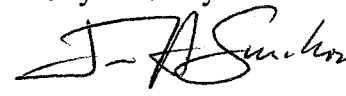
Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officer Noel Guardiola. The claim is in the amount of \$951.00 including \$5.00 in disbursements for 8.60 hours of service billed at the rate of \$110.00 per hour. We ask that this matter be introduced 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 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. 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:enm
Enc.
2276

CITY OF MILWAUKEE

Form CA-43

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October 18, 2000

BEVERLY A. TEMPLE
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MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY

Assistant City Attorney

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-368-9
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 the following officers:

Beauchene
Gebhardt/Dineen
Guardiola
Harrell/Terriquez
Johnson/Santos

Lopez/Lintonen/Sarnow
Mayers
Randazzo/Dzievit
Sment/Clark
Zaremba, et al.

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,

A handwritten signature in black ink, appearing to read "Jan A. Smokowicz".

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:beg
Enclosure
5091

RECEIVED
OCT 30 AM 11:35
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

October 6, 2000

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

**RE: MPD Criminal Investigation of PO Noel Guardiola
Allegations Regarding Mr. Eric Sorenson
Date of Incident: October 31, 1999
Location of Incident: Various (car chase)
ELO No.: 1438**

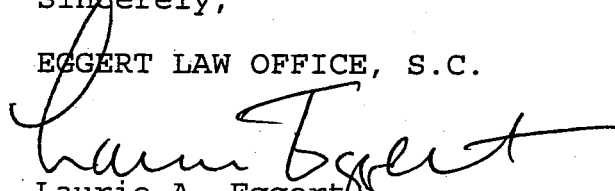
Dear Mr. Leonhardt:

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 PO Guardiola placing himself on duty while en route to work, and the involvement in a car chase. Charges will not be issued against the officer. 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/ldl
GUARDIOLA

4/30/2004

O.K.

JAS

Letter # 2276

11-16-2000

OFFICER NOEL GUARDIOLA
SEPERATED FROM DEPT.

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

October 4, 2000

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

RE: MPD Criminal Investigation
Regarding: PO Noel Guardiola
Date of Incident: October 31, 1999
Location of Incident: Various (car chase)

Professional services

| | <u>Hours</u> |
|--|--------------|
| 12/13/99 Telephone call to and from client; open file; telephone call to ADA Peg Terrant. | 0.60 |
| 12/14/99 Telephone call from client. | 0.40 |
| 12/15/99 Telephone call to and form client; telephone call to ADA; receive and review message from ADA. | 0.40 |
| 12/22/99 Telephone call to and from client; telephone call to ADA Terrant. | 0.50 |
| 12/23/99 Telephone call from and office conference with client; memo to file. | 1.50 |
| 12/29/99 Office conference with client. | 1.30 |
| 1/14/00 Telephone call from client; review of file; meeting with PO Guardiola at DA's office; attend PO Guardiola's statement to DA; travel. | 2.30 |

| | <u>Hours</u> | |
|--|--------------|------------------------|
| 1/28/00 Telephone call to ADA Terrant. | 0.20 | |
| 2/15/00 Telephone call to and from DA's office; telephone call to and from client; correspondence to MPD Open Records. | 0.50 | |
| 3/1/00 Review of correspondence from ADA; correspondence to client. | 0.40 | |
| 5/10/00 Several telephone calls to and from MPD Open Records; telephone call to IAD; correspondence to client; close file. | 0.50 | |
| | | <u>Amount</u> |
| For professional services rendered | 8.60 | \$946.00 |
| Additional charges: | | |
| 1/17/00 Parking | | 5.00 |
| Total costs | | <u>\$5.00</u> |
| Total amount of this bill | | <u>\$951.00</u> |
| Balance due | | <u><u>\$951.00</u></u> |

(Rate: \$110.00 per hour)



OFFICE OF DISTRICT ATTORNEY

Milwaukee County

E. MICHAEL McCANN • District Attorney

Robert D. Donohoo
Jon N. Reddin
Carol Lynn White
James J. Martin

Thomas A. Schulz
Alexander G. Skienarz
Fredric E. Matestic
William J. Moitor
Gerald R. Falk
Patrick J. Kenney
Donald S. Jackson
Gale G. Shelton
Terry Magowan
Gary D. Mahkorn
David Robles
Deborah Daley
Peg Tarrant
Douglas J. Simpson
Cynthia G. Brown
Norman A. Gahn
George N. Pnietz, III
Alice E. Read
Stephanie Gineris Rothstein
Carol E. Stauder
Steven H. Glamm
Mary Anne Smith
Mark S. Williams
Linda Johnson
John M. Stoiber
Thomas L. Potter
David Feiss
Rayann Chandler Szychinski
Elisa Castellon
Carole Manchester
Kenneth R. Berg
Benbow P. Cheesman, Jr.
Lovell Johnson, Jr.
Warren D. Zier
Timothy J. Cotter
Carol Berry Crowley
Steven V. Licata
Brad Vorpahl
Jane Carroll
Paul Tiffin
Minam S. Falk
Phyllis M. DeCarvalho
Dennis P. Murphy
Christopher Ford
Christine M. Kraus
Phillip A. Anief
Thomas J. McAdams
Bruce J. Landgraf
Mary K. McCann
Denis J. Stingi
David M. Lerman
Janet C. Protasiewicz
DeAnn L. Heard
Debra M. Sciano, SSND
Patricia A. McGowan
Irene Parthum
Karen A. Loebel
Nancy Ettenheim
Marcelita DePeters
Catherine A. Gaudreau
Laura G. Arzuckie
Lori S. Kombium
Karinne O'Byrne
Maria Dixon
James W. Frisch
Kurt B. Benkley
James C. Griffin
William P. Pipp
Audrey Skwierawski
Joanne L. Hardtke
John T. Chisholm
Christopher A. Liegel
Megan P. Carmody
Laura A. Criveio
Derek C. Mosley
Shawn Pompe
Brian J. Resler
Karen A. Lynch
Jayne Davis Dewire
Allison M. Ritter
Kevin R. Shornin
Kelly L. Hedge
Jennifer Rypel
Beth D. Zirgabel
Shannon Carrick Schmidt
Rebecca F. Dallet
Mark A. Sanders
Paul C. Dedinsky
David T. Malone
Catherine B. Scherer
Julius Kim
Jeffrey J. Altenburg
Rachael Gossens
Deborah L. Mills
Patti Wabitsch
Kent L. Lovern
Paul R. Sander
Roy L. Williams
Nelson W. Phillips, III
Aaron J. Weiss
Bradford J. Logsdon
Patrick J. Farley
Joy Bertrand
Margaret M. Zimmer
Elizabeth Blackwood
Bruce W. Becker
Michael T. Mahoney
Mark D. Bensen
Mary M. Sowinski
Kathryn K. Heller
Cynthia J. Sauer
Jeanette Corbett
Jeffrey P. Greipp

February 24, 2000

FEB 27 2000

Attorney Jonathan Cermele
1840 N. Farwell Avenue, Suite 303
Milwaukee, WI 53202-1716

RE: Officer Noel Guardiola

Dear Attorney Cermele:

Deputy District Attorney Jon Reddin has reviewed this file with me and we have discussed our impressions of the circumstances regarding the incident that occurred on October 29, 1999. Mr. Reddin asked me to inform you that the ultimate decision by our office is that there will be no criminal charges issued against either Officer Guardiola or Eric Sorenson.

That being said, however, I would ask you to advise your client to have absolutely no contact whatsoever with Eric Sorenson. Furthermore, Mr. Reddin and I find a number of aspects of Officer Guardiola's conduct to be troubling and we would hope that you might be able to counsel him on appropriate behavior, particularly by an off-duty police officer.

Thank you very much for your time with regard to this case.

Sincerely,

Peg Tarrant

Peg E. Tarrant
Assistant District Attorney

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