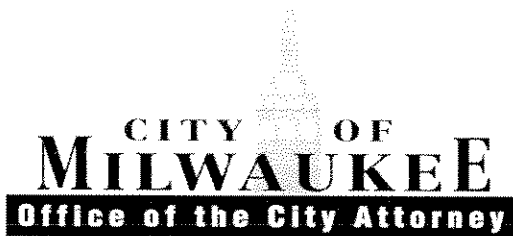


GRANT F. LANGLEY
City Attorney

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
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 LEON
ADAM B. STEPHENS
KEVIN P. SULLIVAN
BETH CONRADSON CLEARY
THOMAS D. MILLER
Assistant City Attorneys

August 30, 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 Officer Benjean Lara
C.I. File No. 04-S-457 EC 2118

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officer Benjean Lara. The claim is in the amount of \$451.00 for 4.10 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 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. 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.

1032-2004-3292:122855v1

OFFICE OF THE CITY ATTORNEY

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 24, 2005

TO: P.O. BENJEAN LARA
DISTRICT: SIX

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 JUNE 23, 2004
- 2) A citizen's complaint made by TINA CLAPPER
- 3) A police shooting incident occurring on N/A

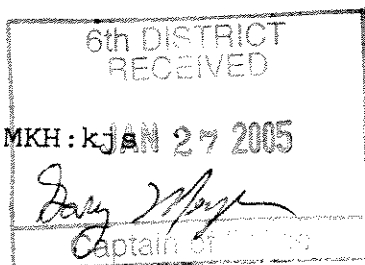
Is this information correct? YES X NO _____

Did you receive legal representation
in this matter? YES X NO _____

Your signature: *[Signature]*

Print your name: Benjean F. LARA

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



Professional Performance Division

[Signature]
MARY K. HOERIG
Captain of Police
Professional Performance Division

05 JAN 29 AM 10:00
 RECEIVED

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: MPD Criminal Investigation of PO Benjean Lara
Allegations Regarding Ms. Tina Clapper
Date of Incident: June 23, 2004
Location of Incident: District #6
EC No.: 2118**

Dear Mr. Leonhardt:

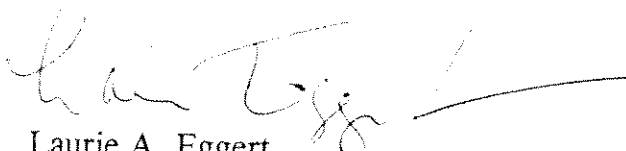
The above-named police officer has retained us to represent him in connection with the above-referenced matter.

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 booking a prisoner.

Later, the MPD concluded that no criminal charges would issue. Attached is a copy of a status report from Captain of Police Mary K. Hoerig, and an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.



Laurie A. Eggert
Attorney at Law

JC/ldl
attachment
LARA

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 D. Leonhardt
Milwaukee City Clerk
800 City Hall

RE: MPD Criminal Investigation re: Ms. Tina Clapper
Regarding: PO Benjean Lara
Date of Incident: June 23, 2004
Location of Incident: District #6
Professional services

	<u>Hours</u>
7/16/2004 Telephone call from PO Lara regarding new criminal investigation; open file.	0.40
8/4/2004 Telephone call from IAD; memo to file.	0.40
8/16/2004 Review of file; telephone call to and from PO Lara; telephone call to IAD.	0.40
8/17/2004 Discussion with IAD; telephone call to and from PO Lara; telephone call to IAD.	0.40
8/18/2004 Review of file; travel to IAD; meeting with IAD; meeting with PO Lara; attend PO Lara's statement to IAD; return travel; memo to file.	1.90
11/23/2004 Review of file; Fax to IAD.	0.20
12/7/2004 Review of correspondence from IAD that case had been cleared; correspondence to client; close file.	0.40
	<u>Amount</u>
For professional services rendered	4.10 \$451.00
Balance due	<u>\$451.00</u>

(Rate: \$110.00 per hour)

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

November 23, 2004

Via Facsimile (414) 351-0506

Cpt. Mary Hoerig
Milwaukee Police Department (PPD)
6680 North Teutonia Avenue
Milwaukee, WI 53209

Re: Status of CIS Files

Dear Captain Hoerig

Please advise as to the status of the following CIU investigatory files pertaining to my clients:

1. Officer(s): Steven Moon, Rick Bungert & Amanda Bauer
Complainant: John Phalen
Date: 05/07/04
Location: District #6 garage
CIS File No.: 04-111
PPD File No.: 04-0341

2. Officer(s): Eric Neitman, Ron Villagomez & Dale Anders
Complainant: Kaster McKee
Date: 05/26/04
Location: 4763 North 36th Street
CIS File No.: Unknown
PPD File No.: Unknown

3. Officer(s): Rafael Riovera, Jose A. Lopez, III & Thomas Hines
Complainant: Lavonjoe Johnson
Date: 07/15/04
Location: 2606 South 15th Street
CIS File No.: Unknown
PPD File No.: Unknown

4. Officer(s): Michael Dederich, Trinidad Rodriguez & Jeffrey Granbow
Complainant: Michelle Rhodes
Date: 05/16/04
Location: 24th & Locust
CIS File No.: Unknown
PPD File No.: Unknown

5. Officer(s): Benjean Lara
Complainant: Tina Clapper
Date: 06/23/04
Location: District #6
CIS File No.: Unknown
PPD File No.: Unknown

6. Officer(s): Gary Cherone & Kurt Lacina
Complainant: Ahmad Pasha
Date: 05/16/04
Location: 24th & Locust
CIS File No.: Unknown
PPD File No.: Unknown

7. Officer(s): James Henry, Jaime Arce & Richard Lopez
Complainant: Jose Calderone
Date: 10/10/04
Location: 1649 West Bow Street
CIS File No.: Unknown
PPD File No.: Unknown

8. Officer(s): Kevin Clark, Doug Anderer & Joseph Schankey
Complainant: Curtis Harris
Date: 12/10/03
Location: District #3
CIS File No.: 03-332
PPD File No.: 03-1249

9. Officer(s): Jon Clausing
Complainant: Mickey Billings
Date: 07/02/04
Location: 3405 West Fond du Lac Ave.
CIS File No.: Unknown
PPD File No.: Unknown

10. Officer(s): Steve Witkowski, Kevin Dudley & Roger Walker
Complainant: Valerie Thames, a/k/a "Robinson"
Date: 11/15/03
Location: 3636 West Sarnow
Offense Rpt. No.: Unknown
CIS File No.: 04-018
PPD File No.: 04-0023

11. Officer: Malcom McNeil & William Michel
Complainant: Dionne A. Brown
Date: 11/21/03
Location: 5903 North 61st Street
Offense Rpt. No.: 04-041-3054
CIS File No.: Unknown
PPD File No.: Unknown

12. Officers: Paul Lough & Ala Awadallah
Complainant: Demond Laster
Date: 03/11/04
Location: 2331 North 19th Street
Offense Rpt. No.: Unknown
CIS File No.: 04-044
PPD File No.: Unknown
13. Officer: Kevin Dudley
Complainant: Kendrick McCain
Date: 11/01/03
Location: 2700 West Vine Street
Offense Rpt. No.: 03-328-3028
CIS File No.: 03-297
PPD File No.: 03-1113
14. Officer(s): Jeffrey Novak & Patrick Fuhrman
Complainant: Latasha Highsmith
Date: 01/28/04
Location: 3000 North Buffum
CIS File No.: 04-018
PPD File No.: 04-0023

Thank you.

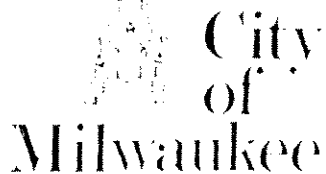
Sincerely,



EGGERT & CERMELE, S.C.

Jon Cermele

JC/bms



Police Department

Nannette H. Hegerty
Chief of Police

Monday, November 29, 2004

Jonathan Cermele
Attorney At Law
1840 North Farwell Avenue
Suite 303
Milwaukee, WI 53202

RECEIVED

DEC 04 2004

ROBERT W. CERMELE, S.C.

Dear Mr. CERMELE:

This letter is in response to your inquiries of November 23rd, 2004, regarding the status of CIU Investigatory Files.

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

Sincerely,

A handwritten signature in black ink that reads "Mary K. Hoerig".

MARY K. HOERIG
CAPTAIN OF POLICE

CIU FILE NO.	IAD FILE NO.	COMPLAINANT	ALLEGATION	DISPOSITION
1. 04-111		PHALEN, JOHN	BATTERY	UNFOUNDED
2. 04-158		MCKEE, KASTER	BATTERY	UNFOUNDED
3. 04-181		JOHNSON, LAVONJOE	BATTERY	PENDING
4. 04-119		RHODES, MICHELLE	BATTERY	PENDING
5. 04-144		CLAPPER, TINA	THEFT	SUSPENDED
6. 04-118		PASHA, AHMAD	BATTERY	UNFOUNDED
7. 04-252		CALDERON, JOSE	BATTERY	PENDING
8. 03-332		HARRIS, CURTIS	BATTERY	WARRANT REFUSED
9. 04-150		BILLINGS, MICKEY	BATTERY	BASELESS
10. 03-312		THAMES, VALERIE	BATTERY	BASELESS
11. 03-286		BROWN, DIONE	BATTERY	PENDING
12. 04-044		LASTER, DEMOND	BATTERY	PENDING
13. 03-297		MCCAIN, KENDRICK	BATTERY	UNFOUNDED
14. 04-018		HIGHSHAW, LASHONDA	SEXUAL ASSAULT	UNFOUNDED