

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
PATRICK B. McDONNELL
LINDA ULISS BURKE
Deputy City Attorneys



OFFICE OF CITY ATTORNEY
800 CITY HALL
200 EAST WELLS STREET
MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
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FAX (414) 286-8550

February 6, 2004

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 Shawn Pecoraro
C.I. File No. 02-S-83; EC No. 1754

Dear Council Members:

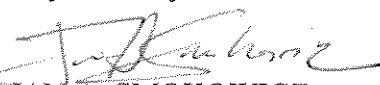
Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officer Shawn Pecoraro. The claim is in the amount of \$1,555.74, including \$15.74 in disbursements for 14.00 hours of service billed at the rate of \$110.00 per hour. We ask that this matter 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 the filing of a citizen's complaint against the officer with the Fire and Police Commission. The complaint was dismissed by the Commission.

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.

77705/1032-2002-717

BEVERLY A. TEMPLE
THOMAS O. GARTNER
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
HAZEL MOSLEY
HARRY A. STEIN
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
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DAVID J. STANOSZ
SUSAN E. LAPPEN
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
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MIRIAM R. HORWITZ
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EGGERT & CERMELE, S.C.

Attorneys at Law

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Jonathan Cermele

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

February 27, 2002

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

**RE: Citizen Complaint of Mr. John Justin McCollins
Against PO Shawn Pecoraro
Complaint No.: 01-26
Date of Incident: February 22, 2001
EC No.: 1754**

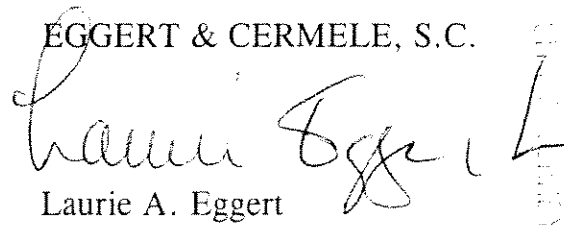
Dear Mr. Leonhardt:

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 disorderly conduct arrest. The Fire and Police Commission dismissed the complaint. Attached is a copy of the dismissal notice and an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.



Laurie A. Eggert
Attorney at Law

2/16/04
O.K.
JAS
Letter 2295

LAE/ldl
PECORARO

02 FEB - 4 11 40 01

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
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(414) 276-8750
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February 27, 2002

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

RE: Citizen Complaint of Mr. John Justin McCollins
Against PO Shawn Pecoraro
FPC No: 01-26
Date of Incident: February 22, 2001
Location of Incident: Jefferson and Wells

Professional services

	<u>Hours</u>
05/15/01 Conference with client; open file.	0.50
05/17/01 Correspondence to FPC.	0.20
05/24/01 Review of file; correspondence to MPD Open Records; telephone call to client; correspondence to MPD Personnel; memo to file.	1.60
05/30/01 Review of correspondence from FPC.	0.10
06/08/01 Review of file; obtain taped interview; telephone call from and to FPC; memo to file.	0.80
06/18/01 Review of correspondence from FPC; correspondence to client; review of file; memo to file.	0.40
06/20/01 Review tape of statement; memo to file.	0.60

	<u>Hours</u>
06/28/01 Telephone call from and to FPC.	0.20
07/02/01 Review of file; preparation for and appearance at conciliation; conference with client; memo to file; travel.	1.60
07/03/01 Memo to file.	0.10
07/13/01 Obtain and review investigation.	1.30
07/16/01 Telephone call from and to FPC; telephone call to client; memo to file.	0.40
07/30/01 Review of file; telephone call to FPC; memo to file.	
08/02/01 Review of file.	0.20
08/27/01 Review documents from MPD Open Records; memo to file.	1.30
09/27/01 Review of file; telephone call to FPC; memo to file; Fax to MPD Personnel.	0.70
10/12/01 Telephone call from and to FPC; review of file.	0.30
10/16/01 Telephone call from and to FPC; review of file; telephone call to client.	0.30
11/30/01 Review of file; telephone call to FPC; memo to file.	0.40
12/10/01 Telephone call from Heard; review of file; memo to file.	0.30
12/19/01 Telephone call from and to FPC.	0.30

Mr. Ronald Leonhardt

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	<u>Hours</u>	
12/20/01 Telephone call from FPC; memo to file; review of file.	0.30	
01/02/02 Review of correspondence from FPC; memo to file; correspondence to client.	0.30	
01/11/02 Preparation for and appearance at conciliation; conference with client; memo to file; travel.	1.30	
02/14/02 Review of correspondence from FPC; memo to file; correspondence to clients; close file.	0.50	
		<u>Amount</u>
For professional services rendered	14.00	\$1,540.00
Additional charges:		
07/02/01 Parking		1.50
07/13/01 Parking		1.00
09/21/01 MPD Open Records request		10.74
01/11/02 Parking		2.50
Total costs		<u>\$15.74</u>
Total amount of this bill		<u>\$1,555.74</u>
Balance due		<u><u>\$1,555.74</u></u>

(Rate: \$110.00 per hour)

RECEIVED

FEE \$ 4 2008

BOARD OF
FIRE AND POLICE COMMISSIONERS : CITY OF MILWAUKEE : COUNTY OF MILWAUKEE

In Re:
THE CHARGES OF JOHN J. MCCOLLINS
AGAINST POLICE OFFICER SHAWN PECORARO

ORDER OF DISMISSAL

To Officer Shawn Pecoraro:

It is hereby ordered that the Complaint of John J. McCollins, Complaint No. 2001-26, filed with the Board on March 30, 2001, is dismissed because the Complainant failed to appear at a scheduled meeting, by the

MILWAUKEE BOARD OF
FIRE AND POLICE
COMMISSIONERS

WOODY WELCH,
CHAIRMAN

BY:



JOSEPH J. CZARNEZKI
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, FEBRUARY 13, 2002.

c: Attorney Laurie Eggert ✓

