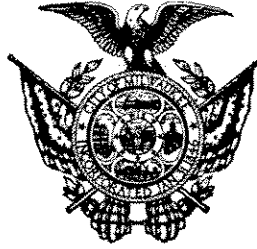


# CITY OF MILWAUKEE

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  
TDD 286-2025  
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May 13, 2005

To the Honorable Common Council  
of the City of Milwaukee  
Room 205 - City Hall

Re: Communication from Attorney Laurie A. Eggert, Eggert & Cermele, S.C.  
for legal fees for Police Officers Aaron Kohlhepp and Michael Meade  
C.I. File No. 04-S-19; EC 1980

**THOMAS O. GARTNER**  
**BRUCE D. SCHRIMPF**  
**ROXANE L. CRAWFORD**  
**SUSAN D. BICKERT**  
**HAZEL MOSLEY**  
**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**  
**DAWN M. BOLAND**  
**KATHRYN M. ZALEWSKI**  
**MEGAN T. CRUMP**  
**ELOISA DE LEÓN**  
**ADAM STEPHENS**

**Assistant City Attorneys**

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Aaron Kohlhepp and Michael Meade. The claim is in the amount of \$1,315.00 including \$6.00 in disbursements for 11.90 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. 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.

93156/ 1032-2004-228.009

**EGGERT & CERMELE, S.C.**

*Attorneys at Law*

Laurie A. Eggert  
Jonathan Cermele  
Rachel L. Schneider

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

January 16, 2004

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

**RE: MPD Criminal Investigation of POs Aaron Kohlhepp  
and Michael Meade  
Allegations Regarding Mr. Mark Brown  
Date of Incident: August 28, 2000  
Location of Incident: 3858 North Port Washington Road  
EC No.: 1980**

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 the issuance of a municipal citation.

The MPD initiated a criminal investigation in which the officers initially declined to give a statement without counsel. When they requested counsel, IAD compelled POs Kohlhepp and Meade to give statements concerning the incident after issuing PI-21s. Later, the DA did not bring criminal charges against the officers. Attached is a copy of DDA Reddin's report and an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.

Laurie A. Eggert  
Attorney at Law

5/13/05

O.K.

JAS

Letter 2276

Note Kohlhepp  
separated from

MPD 5/4/02

JC/ldl

attachment  
KOHLHEPP MEADE

**EGGERT & CERMELE, S.C.**

*Attorneys at Law*

Laurie A. Eggert  
Jonathan Cermele  
Rachel L. Schneider

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

January 16, 2004

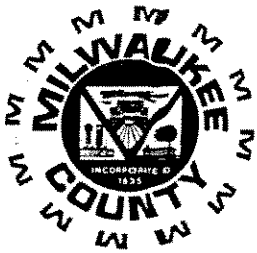
Mr. Ronald D. Leonhardt  
Milwaukee City Clerk  
800 City Hall  
200 East Wells Street  
Milwaukee WI 53202

RE: MPD Criminal Investigation re: Mr. Mark Brown  
Regarding: POs Aaron Kohlhepp and Michael Meade  
Date of Incident: August 28, 2000  
Location of Incident: 3858 North Port Washington Road  
Professional services

	<u>Hours</u>
10/31/2000 Telephone call from IAD regarding new criminal investigation; open file.	0.60
11/1/2000 Telephone call to POs Meade and Kohlhepp.	0.60
11/2/2000 Telephone call from IAD; office conference with POs Meade and Kohlhepp; memo to file.	1.20
11/7/2000 Several telephone calls to city attorney regarding prosecution of underlying municipal violations arising from arrest of criminal complaint; meeting with PO Kohlhepp at IAD; attend PO Kohlhepp's PI-21 statement; travel; memo to file.	2.20
11/8/2000 Conference with clients; telephone call to city attorney.	0.60
11/10/2000 Telephone call to PO Kohlhepp.	0.30
11/13/2000 Telephone call to and from PO Kohlhepp.	0.40
11/14/2000 Telephone call from IAD.	0.30
11/16/2000 Discussion with IAD.	0.20
12/5/2000 Telephone call to IAD; memo to file.	0.20
12/12/2000 Telephone call to IAD.	0.10
12/15/2000 Telephone call from IAD.	0.10

	<u>Hours</u>	
1/2/2001 Telephone call from client; telephone call to IAD; telephone call to city attorney.	0.50	
1/3/2001 Telephone call to and from PO Kohlhepp; attend complainant's municipal trial; travel; telephone call to IAD; memo to file.	1.40	
1/9/2001 Telephone call to IAD.	0.20	
1/19/2001 Telephone call to IAD.	0.20	
2/1/2001 Telephone call to and from DDA Reddin; telephone call to and from PO Kohlhepp.	0.40	
2/5/2001 Discussion with IAD.	0.20	
2/7/2001 Telephone call from PO Meade; review of file; meeting with PO Kohlhepp at CJF; attend PO Kohlepp's statement to DDA Reddin; travel; memo to file.	1.70	
2/12/2001 Review of correspondence from DDA Reddin; correspondence to MPD Open Records; correspondence to clients; close file.	0.50	
	<u>11.90</u>	<u>Amount</u>
For professional services rendered		\$1,309.00
Additional charges:		
1/3/2001 Parking		2.00
2/7/2001 Parking		4.00
Total costs		<u>\$6.00</u>
Total amount of this bill		<u>\$1,315.00</u>
Balance due		<u><u>\$1,315.00</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
Patrick J. Kenney
James J. Martin

Thomas A. Schutz
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Janet C. Protasiewicz
DeAnn L. Heard
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Patricia A. McGowan
Irene Parham
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Maria Dixon
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James C. Griffin
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Megan P. Carmody
Laura A. Crivello
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Jennifer Rypfel
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Shannon Carrick Schmidt
Rebecca P. Dallett
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Julius Kim
Jeffrey J. Altenburg
Rachael Gossens
Deborah L. Mills
Patti Wabitsch
Kent L. Lovem
Paul R. Sander
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T. Christopher Dee
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Robin J. Rosche
Phillip R. Flangauebsin
Tiffany J. Harris
Emory H. Booker, II
Daniel R. Humble
Jacob D. Carr
David H. Weber
Joy Hammond

February 7, 2001

Chief Arthur Jones
City of Milwaukee Police Department
749 W. State Street
Milwaukee, WI 53233

FEB 12 2001

Dear Chief Jones:

On July 28, 2000, Mark Brown was arrested by City of Milwaukee Police Officers Aaron Kohlhepp and Michael Meade after a foot chase. Brown claims not to have resisted arrest, and claims that he was badly beaten in the face with kicks and strikes with fists and a flashlight. A witness stated that officers kicked Brown in the face repeatedly and hit him with a flashlight. This witness later recanted the statement about the flashlight, and said that this is what he was told by Brown.

It should be noted that the booking photo of Brown shows no visible facial injuries. When Brown was confronted with this photo, he insisted it was the wrong booking photo, although your detectives confirmed that it was the one from that arrest. When confronted with the photo the witness changed his story, saying that the kicks must have been to Brown's body.

Brown plead to a city charge of resisting an officer.

The jail nurse notes a contusion to Brown's face, and the hospital to which he went after being released notes the same thing. It is likely that this contusion was caused during Brown's admitted resistance to the arresting officers. In any event, it is quite clear that Brown did not suffer a severe beating to his face as he claimed, and I am satisfied that excessive force was not used in the arrest. I am therefore declining to issue criminal charges in this case.

Very truly yours,

[Signature]

Jon N. Reddin
Deputy District Attorney

JNR:jr

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

FEBRAURY 17, 2004

TO: P.O. MICHAEL MEADE  
DISTRICT: CIB

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 28, 2000
- 2) A citizen's complaint made by MARK BROWN
- 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: \_\_\_\_\_

MICHAEL J. MEADE

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



Steven M. Settingsgaard  
Police Commander  
Internal Affairs Division

SMS:kjs