

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

September 12, 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 James Hernandez  
C.I. File No. 05-S-90 EC 2145

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officer James Hernandez. The claim is in the amount of \$297.00 for 2.70 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 officers 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. 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:amp  
Enc.

1032-2004-3292:122855v2

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

April 15, 2005

TO: P.O. JAMES HERNANDEZ  
DISTRICT: THREE

RE: Receipt of Legal Services from Law Firm of  
Attorney Laurie Eggert

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 JULY 2, 2004
- 2) A citizen's complaint made by GREGORY THOMAS
- 3) A police shooting incident occurring on N/A

Is this information correct?

YES   X   NO       

Did you receive legal representation  
in this matter?

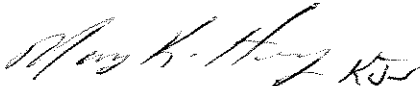
YES   X   NO       

Your signature: \_\_\_\_\_

Print your name: \_\_\_\_\_

PO James M. Hernandez  
JAMES M. HERNANDEZ

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

  
MARY K. HOERIG  
Captain of Police  
Professional Performance Division

MKH:kjs

**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

March 16, 2005

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

MILWAUKEE  
2005 MAR 18 PM 2:46  
RONALD D. LEONHARDT  
CITY CLERK

**RE: Citizen Complaint of Mr. Gregory Thomas  
Against PO James Hernandez  
Complaint No.: 04-54  
Date of Incident: July 2, 2004  
EC No.: 2145**

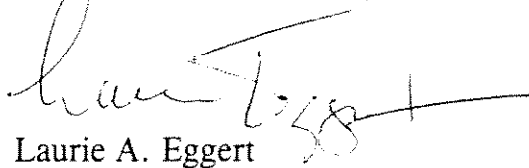
Dear Mr. Leonhardt:

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 vehicle pursuit. The Fire and Police Commission dismissed the complaint since that he was improperly named. 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

CITY OF MILWAUKEE  
RECEIVED  
2005 MAR 21 PM 4:18  
OFFICE OF  
CITY ATTORNEY

LAE/ldl  
attachment  
HERNANDEZ

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

*Attorneys at Law*

Laurie A. Eggert  
Jonathan Cermele  
Rachel L. Pings

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Milwaukee, Wisconsin 53202  
(414) 276-8750  
FAX (414) 276-8906

March 16, 2005

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

RE: Citizen Complaint of Mr. Gregory Thomas  
Against PO James Hernandez  
FPC No: 04-54  
Date of Incident: July 2, 2004  
Professional services

	<u>Hours</u>
12/2/2004 Review documents from client; open file; memo to file; correspondence to FPC; telephone call to FPC.	1.20
12/3/2004 Telephone call to client; conference with FPC; correspondence to FPC; review of file.	0.90
12/13/2004 Review of correspondence from FPC.	0.10
1/14/2005 Review of correspondence from FPC; correspondence to client; close file.	0.50

	<u>Amount</u>
For professional services rendered	2.70 \$297.00
Balance due	<u>\$297.00</u>

(Rate: \$110.00 per hour)

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

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In Re:  
THE CHARGES OF GREGORY THOMAS  
AGAINST POLICE OFFICER JAMES HERNANDEZ

**RECEIVED**

JAN 14 2005

EGGERT & CERMELE, S.C.

ORDER OF DISMISSAL

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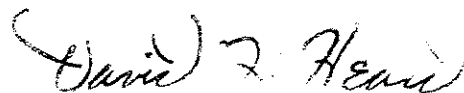
To Officer James Hernandez:

It is hereby ordered that the Complaint of Gregory Thomas, Complaint No. 04-54, filed with the Board on July 7, 2004, is dismissed only against the above-named officer due to misidentification, with the Complaint itself remaining in full force and effect pending identification of further accused for a period not to exceed 30 days, by the

MILWAUKEE BOARD OF  
FIRE AND POLICE COMMISSIONERS

ERIC MANDEL JOHNSON,  
CHAIRMAN

BY:



DAVID L. HEARD  
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, JANUARY 12, 2005.

c: Attorney Laurie Eggert ✓