

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
LINDA ULISS BURKE
VINCENT D. MOSCHELLA
Deputy City Attorneys



THOMAS O. GARTNER
BRUCE D. SCHRIMPF
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SUSAN D. BICKERT
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUEN
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SUSAN E. LAPPEN
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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 Z. BLOCK
MEGAN T. CRUMP
ELOISA DE LEÓN
ADAM B. STEPHENS
KEVIN P. SULLIVAN
BETH CONRADSON CLEARY
THOMAS D. MILLER
HEIDI E. GALVÁN
Assistant City Attorneys

March 17, 2008

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 Thomas Kline
C.I. File No. 06-S-333 (1); EC 2372


Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officer Thomas Kline. The claim is in the amount of \$1,417.16 including \$31.16 in disbursements for 12.60 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 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:amp
Enc.

1032-2006-3037:124771v1

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

November 8, 2006

TO: P.O. THOMAS KLINE
DISTRICT: FIVE

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

RECEIVED
06 NOV 14 PM 2:43
MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

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 OCTOBER 20, 2004.
- 2) A citizen's complaint made by L. Z. JOLLY

Is this information correct?

YES NO

Did you receive legal representation
in this matter?

YES NO

Your signature: _____

Thomas Kline

Print your name: _____

Thomas Kline

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

MARY K. HOERIG
Deputy Inspector
Professional Performance Division

MKH:kjs

CERMELE & ASSOCIATES, S.C.

ATTORNEYS AT LAW

JONATHAN CERMELE
LAURIE A. EGGERT
RACHEL L. PINGS
MATTHEW L. GRANITZ

6310 WEST BLUEMOUND ROAD
SUITE 200
MILWAUKEE, WISCONSIN 53213
(414) 276-8750
FAX (414) 276-8906

October 19, 2006

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

CITY OF MILWAUKEE
2006 OCT 25 PM 1:26
RONALD D. LEONHARDT
CITY CLERK

**RE: Citizen Complaint of Mr. L. Z. Jolly
Against PO Thomas Kline
Complaint No.: 04-91
Date of Incident: October 20, 2004**

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, this claim is hereby made on his behalf for the indicated legal fees. This incident involved a drug investigation and traffic citation.

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,

CERMELE & ASSOCIATES, S.C.

Jon Cermele

CITY OF MILWAUKEE
RECEIVED
2006 OCT 25 PM 2:40
OFFICE OF
CITY ATTORNEY

/kjs
Attachments
KLINE

CERMELE & ASSOCIATES, S.C.

ATTORNEYS AT LAW

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October 19, 2006

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

RE: Citizen Complaint of Mr. L.Z. Jolly
Against PO Thomas Kline
FPC No: 04-91
Date of Incident: October 20, 2004
Professional services

	<u>Hours</u>
2/17/2005 Telephone call from client; open file; memo to file.	0.50
2/21/2005 Conference with client; review documents from client; CCAP and Municipal Court; memo to file; telephone call to client; telephone call to FPC.	2.90
2/22/2005 Correspondence to MPD Open Records; memo to file.	0.30
3/15/2005 Review of correspondence from FPC.	0.10
3/23/2005 Review of correspondence from FPC; telephone call to and from FPC; Municipal Court update regarding same incident.	0.70
5/3/2005 Municipal Court records update regarding trial on same incident; telephone call to client; memo to file.	0.60
6/15/2005 Telephone call from MPD Open Records.	0.10
6/20/2005 Review documents from MPD Open Records.	0.40
7/15/2005 Telephone call from client; memo to file.	0.10

	<u>Hours</u>
3/30/2006 CCAP update regarding complainant's new arrest warrant for 1st degree intentional homicide; telephone call to client; telephone call to FPC; correspondence to client.	0.80
4/3/2006 Telephone call from and to FPC; memo to file.	0.30
4/11/2006 Telephone call to FPC.	0.10
5/1/2006 Telephone call from FPC; review file.	0.40
5/30/2006 Review scheduling order from FPC; memo to file; CCAP update regarding homicide charges against complainant; telephone call to FPC; telephone call to client; draft witness and exhibit list.	2.20
6/1/2006 Telephone call from and to client; telephone call to FPC; CCAP update; memo to file; review file.	1.20
6/20/2006 Review criminal records from DOJ regarding complainant; memo to file.	0.40
6/28/2006 Telephone call to FPC; revise Witness and Exhibit List.	0.60
7/14/2006 Telephone call from and to FPC; memo to file.	0.30
7/20/2006 Review file.	0.10
8/28/2006 Review of correspondence from FPC; correspondence to client; close file.	0.50
	<u>Amount</u>
For professional services rendered	12.60
Additional charges:	\$1,386.00
6/6/2005 MPD Open Records request	6.58
6/30/2005 MPD Open Records request	6.58

Mr. Ronald Leonhardt

Page 3

6/5/2006 Department of Justice

Amount

18.00

Total costs

\$31.16

Total amount of this bill

\$1,417.16

Balance due

\$1,417.16

(Rate: \$110.00 per hour)

RECEIVED

AUG 23 2006

CERMELE & ASSOCIATES, S.C.

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

In Re:
THE CHARGES OF L. Z. JOLLY
AGAINST POLICE OFFICER THOMAS KLINE

ORDER OF DISMISSAL

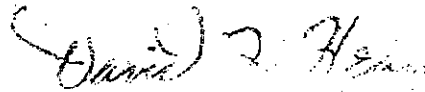
To Officer Thomas Kline:

It is hereby ordered that the Complaint of L. Z. Jolly, Complaint No. 04-91, filed with the Board on November 16, 2004, is dismissed due to the Complainant's passivity, by the

MILWAUKEE BOARD OF
FIRE AND POLICE COMMISSIONERS

LEONARD J. SOBCZAK, CHAIRMAN

BY:



DAVID L. HEARD
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, AUGUST 21, 2006.

c: Attorney Laurie Eggert ✓