

**GRANT F. LANGLEY**

City Attorney

:122855v1

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

200 East Wells St



i.2601 • TDD: 414.286.2025

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

October 1, 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 Officers Joseph Schankey and Doug  
Anderer  
C.I. File No. 04-S-457 EC 2106 (Amended)

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Joseph Schankey, and Doug Anderer. This is an amended claim in which the attorneys have removed from their billing any request for payment for services for Police Officer Kevin Clark. The claim is in the amount of \$1,999.00 including \$8.00 in disbursements for 23.10 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. 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.

1032-2004-3292:122855v1

OFFICE OF THE CITY ATTORNEY

# CERMELE & ASSOCIATES, S.C.

- ATTORNEYS AT LAW -  
WWW.CERMELELAW.COM

JONATHAN CERMELE  
RACHEL L. PINGS  
MATTHEW L. GRANITZ

LAURIE A. EGGERT  
- OF COUNSEL -

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

September 10, 2007

Mr. Jan Smokowicz  
Milwaukee City Attorneys Office  
200 East Wells Street, #800  
Milwaukee, WI 53202

**RE: AMENDED CLAIM**

MPD Criminal Investigation re: Mr. Curtis Harris  
Regarding: PO's Joseph Schankey and Doug Anderer  
Date of Incident: December 10, 2003  
Location of Incident: District #3

Dear Mr. Smokowicz

I am submitting the amended claim for the above-referenced matter. All reference and time associated with Police Officer Kevin Clark has been removed, totaling 5 hours. This includes:

1. 1.00 hours on 04/20/2004;
2. 0.20 hours on 05/07/2004;
3. 0.20 hours on 05/17/2004;
4. 0.20 hours on 05/19/2004;
5. 3.00 hours on 05/20/2004;
6. 0.20 hours on 07/27/2004; and,
7. 0.20 hours on 10/04/2004 .

Thank you.

Sincerely,

CERMELE & ASSOCIATES, S.C.

Jon Cermele

/kjs  
Enclosure

10/1/07  
a. re.  
JRS

# CERMELE & ASSOCIATES, S.C.

- ATTORNEYS AT LAW -  
WWW.CERMELELAW.COM

JONATHAN CERMELE  
RACHEL L. PINGS  
MATTHEW L. GRANITZ

6310 WEST BLUEMOUND ROAD  
SUITE 200  
MILWAUKEE, WISCONSIN 53213  
(414) 276-8750  
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LAURIE A. EGGERT  
- OF COUNSEL -

September 10, 2007

Mr. Ronald Leonhardt  
Milwaukee City Clerk  
City Hall, Room 205  
200 East Wells Street  
Milwaukee WI 53202

RE: MPD Criminal Investigation of PO's Joseph Schankey and Doug Anderer  
Allegations Regarding Mr. Curtis Harris  
Date of Incident: December 10, 2003  
Location of Incident: District #3  
Professional services

	<u>Hours</u>
4/20/2004 Meeting with IAD regarding criminal investigation.	0.50
5/7/2004 Telephone call from IAD; discussion with client; open file.	0.70
5/10/2004 Brief discussion with IAD; receive and review arrest and detention report.	0.40
5/13/2004 Telephone call to and from PO Schankey; memo to file; telephone call to PO Anderer; telephone call to IAD.	0.90
5/14/2004 Telephone call to PO Anderer; telephone call to IAD; travel; meeting with IAD; review booking room video; return travel.	2.10
5/19/2004 Telephone call to IAD.	0.20
5/21/2004 Intra-office conference.	0.50
5/24/2004 Intra-office conference.	0.80
6/15/2004 Telephone call from IAD.	0.20

	<u>Hours</u>
6/22/2004 Telephone call from IAD.	0.30
6/23/2004 Discussion with IAD.	0.10
7/1/2004 Further review of booking room video.	1.20
7/2/2004 Telephone call to and from PO Anderer; discussion with IAD; office conference with PO Schankey.	1.40
7/15/2004 Telephone call to PO Schankey; telephone call to PO Anderer; memos to file.	0.30
7/20/2004 Telephone call to IAD regarding producing PO's Schankey and Anderer; telephone call to PO Anderer; telephone call to and from PO Schankey.	0.40
7/21/2004 Meeting with IAD; office conference with PO Anderer; Fax to IAD.	1.50
7/27/2004 Review of file; travel to IAD; meeting with PO Anderer; attend PO Anderer's statement to IAD; meeting with PO Schankey; attend PO Schankey's statement to IAD; return travel; memos to file.	2.40
9/8/2004 Telephone call from DA McCann's office assistant.	0.10
9/16/2004 Several telephone calls from PO Schankey regarding PI-21.	0.40
9/29/2004 Review of file; travel to IAD; meeting with IAD; meeting with PO Schankey; attend PO Schankey's PI-21; return travel; memo to file.	2.10
10/4/2004 Telephone call from PO Schankey; receive and review confirmation issued to PO Schankey regarding criminal investigation being cleared.	0.20
10/8/2004 Receive and review confirmation of investigation being "no processed"; telephone call to PO Anderer.	0.40

Mr. Ronald Leonhardt

Page 3

	<u>Hours</u>
10/11/2004 Telephone call from PO Anderer.	0.20
10/12/2004 Telephone call to and from PO Anderer.	0.20
11/23/2004 Review of file; Fax to IAD.	0.20
12/7/2004 Review of correspondence from IAD confirming that case has been cleared against officers; correspondence to clients; close file.	0.40

	<u>Amount</u>
For professional services rendered	18.10
Additional charges:	\$1,991.00
9/28/2004 Parking	8.00
Total costs	<u>\$8.00</u>
Total amount of this bill	<u>\$1,999.00</u>
Balance due	<u><u>\$1,999.00</u></u>

(Rate: \$110.00 per hour)

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 24, 2005

TO: P.O. JOSEPH SCHANKEY  
DISTRICT: WEED & SEED

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 DECEMBER 10, 2003
- 2) A citizen's complaint made by CURTIS HARRIS
- 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: *P.O. [Signature] SCHANKEY*

Print your name: JOSEPH SCHANKEY

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

*Mary K Hoerig KPS*

MARY K. HOERIG  
Captain of Police  
Professional Performance Division

MKH:kjs

RECEIVED  
 05 JAN 27 AM 10:46  
 PROFESSIONAL PERFORMANCE DIVISION

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

TO: P.O. DOUG ANDERER  
DISTRICT: THREE

FEBRUARY 25, 2005

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 DECEMBER 10, 2003
- 2) A citizen's complaint made by CURTIS HARRIS
- 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: Douglas Anderer

Print your name: Douglas ANDERER

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

*Mary K. Hoerig*

MARY K. HOERIG  
Captain of Police  
Professional Performance Division

MKH:kjs

05 MAR 3 AM 11:19  
MILWAUKEE POLICE DEPARTMENT  
PROFESSIONAL PERFORMANCE DIVISION

**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 POs Kevin Clark, Joseph Schankey  
and Doug Anderer  
Allegations Regarding Mr. Curtis Harris  
Date of Incident: December 10, 2003  
Location of Incident: District #3  
EC No.: 2106**

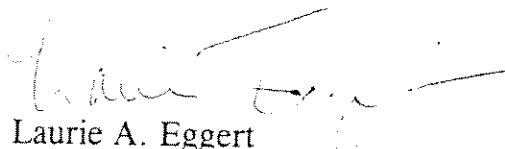
Dear Mr. Leonhardt:

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 processing of an arrestee.

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  
CLARK ET AL.



**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  
200 East Wells Street  
Milwaukee WI 53202

RE: MPD Criminal Investigation re: Mr. Curtis Harris  
Regarding: POs Kevin Clark, Joseph Schankey and Doug Anderer  
Date of Incident: December 10, 2003  
Location of Incident: District #3  
Professional services

	<u>Hours</u>
4/20/2004 Telephone call from PO Clark; telephone call to and from several witnesses; meeting with IAD.	1.50
5/7/2004 Telephone call from IAD; discussion with client; open file; telephone call to PO Clark.	0.90
5/10/2004 Brief discussion with IAD; receive and review arrest and detention report.	0.40
5/13/2004 Telephone call to and from PO Schankey; memo to file; telephone call to PO Anderer; telephone call to IAD.	0.90
5/14/2004 Telephone call to PO Anderer; telephone call to IAD; travel; meeting with IAD; review booking room video.	2.10
5/17/2004 Telephone call from PO Clark.	0.20
5/19/2004 Telephone call to IAD; telephone call to PO Clark.	0.40
5/20/2004 Review file; travel to IAD; meeting with PO Clark and attend statement to IAD; follow up meeting with PO Clark; return travel; memo to file.	3.00
5/21/2004 Intra-office conference.	0.50

	<u>Hours</u>
5/24/2004 Intra-office conference.	0.80
6/15/2004 Telephone call from IAD.	0.20
6/22/2004 Telephone call from IAD.	0.30
6/23/2004 Discussion with IAD.	0.10
7/1/2004 Further review of booking room video.	1.20
7/2/2004 Telephone call to and from PO Anderer; discussion with IAD; office conference with PO Schankey.	1.40
7/15/2004 Telephone calls to POs Schankey and Anderer; memos to file.	0.30
7/20/2004 Telephone call to IAD regarding producing PO's Schankey and Anderer; telephone call to PO Anderer; telephone call to and from PO Schankey.	0.40
7/21/2004 Meeting with IAD; office conference with PO Anderer; Fax to IAD.	1.50
7/27/2004 Review of file; travel to IAD; meeting with PO Anderer; attend PO Anderer's statement to IAD; meeting with PO Schankey; attend PO Schankey's statement to IAD; return travel; memos to file; telephone call to PO Clark.	2.60
9/8/2004 Telephone call from DA McCann's office assistant.	0.10
9/16/2004 Several telephone calls from PO Schankey regarding PI-21.	0.40
9/29/2004 Review of file; travel to IAD; meeting with IAD; meeting with PO Schankey; attend PO Schankey's PI-21; return travel; memo to file.	2.10
10/4/2004 Telephone call from PO Schankey; receive and review confirmation issued to PO Schankey regarding criminal investigation being cleared; telephone call to and from PO Clark.	0.40
10/8/2004 Receive and review confirmation of investigation being "no processed" against PO Clark; telephone call to PO Anderer.	0.40

Mr. Ronald D. Leonhardt

Page 3

	<u>Hours</u>
10/11/2004 Telephone call from PO Anderer.	0.20
10/12/2004 Telephone call to and from PO Anderer.	0.20
11/23/2004 Review of file; Fax to IAD.	0.20
12/7/2004 Review of correspondence from IAD confirming that case had been cleared against all officers; correspondence to clients; close file.	0.40

	<u>Amount</u>
For professional services rendered	23.10
Additional charges:	\$2,541.00
9/28/2004 Parking	8.00
Total costs	<u>\$8.00</u>
Total amount of this bill	<u>\$2,549.00</u>
Balance due	<u><u>\$2,549.00</u></u>

**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 36<sup>th</sup> 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 15<sup>th</sup> 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:             24<sup>th</sup> & 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: 24<sup>th</sup> & 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(s): Malcom McNeil & William Michel  
Complainant: Dionne A. Brown  
Date: 11/21/03  
Location: 5903 North 61<sup>st</sup> 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 19<sup>th</sup> 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

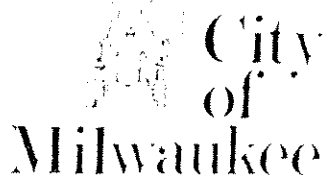
Thank you.

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  
Suit 303  
Milwaukee, WI 53202

RECEIVED

DEC 04 2004

ROBERT & CERMELE, S.C.

Dear Mr. CERMELE:

This letter is in response to your inquiries of November 23<sup>rd</sup>, 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, appearing to read '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, M' CHELLE	BATTERY	PENDING
5. 04-144		CLAPPER, T NA	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