

# CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY  
City Attorney

RUDOLPH M. KONRAD  
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Assistant City Attorneys

November 8, 2002

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 Warren and Tom Dineen  
C.I. File No. 01-S-99/28; ELO No. 1618**

Dear Council Members:


Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Joseph Warren and Tom Dineen. The claim is in the amount of \$981.57, including \$24.57 in disbursements, for 8.70 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 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. 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:enm  
Enc.  
2276

**EGGERT LAW OFFICE, S.C.**

*Attorneys at Law*

Laurie A. Eggert  
Jonathan Cermele

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

March 15, 2001

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

**RE: MPD Criminal Investigation of POs Joseph Warren and  
Tom Dineen  
Allegations Regarding Mr. Andre Carter  
Date of Incident: August 9, 2000  
Location of Incident: 3133 West Lisbon Avenue  
ELO No.: 1618**

Dear Mr. Leonhardt:

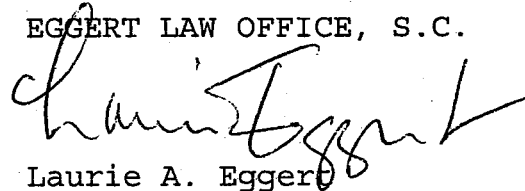
The above-named police officers have retained us to represent them in connection with the above-referenced matter.

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 transport of an arrestee to the district station. Charges will not be issued against the officers. Attached is a copy of the clearance report and an itemization of the time and services rendered.

CITY OF MILWAUKEE  
RECEIVED  
'01 MAR 19 PM 3:44  
OFFICE OF THE  
CITY ATTORNEY

Sincerely,

EGGERT LAW OFFICE, S.C.



Laurie A. Eggert  
Attorney at Law

11/8/02  
O.K.  
JHS  
Letter # 2276

JC/ldl  
WARREN

**EGGERT LAW OFFICE, S.C.**

*Attorneys at Law*

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March 15, 2001

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

RE: MPD Criminal Investigation re: Mr. Andre Carter  
Regarding: POs Joseph Warren and Tom Dineen  
Date of Incident: August 9, 2000  
Location of Incident: 3133 W. Lisbon Ave.

Professional services

	<u>Hours</u>
8/16/00 Telephone call from MPA; telephone call to and from POs Dineen and Warren; open file; memo to file.	1.40
8/18/00 Telephone call from PO Mucha; memo to file; telephone call to POs Warren and Dineen.	0.40
8/21/00 Review of file; meeting with POs Warren and Dineen at IAD; attend PO Warren's statement to IAD; attend PO Dineen's statement to IAD; travel; memo to file; correspondence to MPD Open Records.	2.90
8/23/00 Telephone call from IAD; telephone call from PO Lewandowski; memo to file; telephone call to IAD.	0.50
9/8/00 Review of file; meeting with PO Lewandowski at IAD; attend PO Lewandowski's statement to IAD; travel; memo to file.	1.50

	<u>Hours</u>	
9/26/00 Review of file; telephone call to IAD; memo to file.	0.20	
10/11/00 Receive and review audio tape from MPD Open Records.	0.40	
10/17/00 Telephone call to IAD.	0.20	
11/16/00 Correspondence to IAD.	0.10	
11/28/00 Telephone call to and from IAD; telephone call to client; correspondence to MPD Open Records; correspondence to client.	0.50	
2/27/01 Review of correspondence from MPD Open Records; correspondence to clients; close file.	0.60	
		<u>Amount</u>
For professional services rendered	8.70	\$957.00
Additional charges:		
10/11/00 MPD Open Records request - audio tape		10.55
2/27/01 MPD Open Records request		14.02
Total costs		<u>\$24.57</u>
Total amount of this bill		<u>\$981.57</u>
Balance due		<u><u>\$981.57</u></u>

Mr. Ronald D. Leonhardt

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(Rate: \$110.00 per hour)

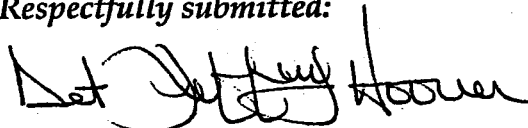
booked, and placed in a cell. Hours later he was removed from his cell and was told that he would be transported to CJF and he started complaining of pain to his left shoulder. He was conveyed to Froedtert Hospital and received treatment for a bruised shoulder and the hospital gave him two aspirin and he was then conveyed to the Criminal Justice Facility.

During further investigation the driver of the vehicle, identified as Donte TIGGS, was interviewed and denied observing any type of physical confrontation with Andre and the police officers. Additionally, P.O. WARREN as well as three other police officers involved in this incident gave a detailed statement and denied the complainant's allegations. Furthermore, no additional witnesses were developed during the course of the investigation

CONCLUSION:

On Tuesday, November 28, 2000, Deputy District Attorney Jon REDDIN reviewed this case and decided not to issue any type of criminal charges. He based his decision on the fact that there is insufficient evidence to issue battery charges in this case. Therefore, this incident will be cleared as warrant refused.

Respectfully submitted:



Jeffery HOOVER  
Police Detective  
CIU/IAD, Early Shift

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

APRIL 27, 2001

TO: PO TOM DINEEN  
DISTRICT THREE

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 9, 2000
- 2) A citizen's complaint made by
- 3) A police shooting incident occurring on

Is this information correct?

YES  NO

Did you receive legal representation  
in this matter?

YES  NO

Your signature: Thomas Dineen

Print your name: THOMAS DINEEN

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

Dale T. Schunk  
DALE T. SCHUNK JH  
Commander of Police  
Internal Affairs Division

DTS:dnp

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

APRIL 27, 2001

TO: PO JOSEPH WARREN  
DISTRICT THREE

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 9, 2000
- 2) A citizen's complaint made by
- 3) A police shooting incident occurring on

Is this information correct?

YES  NO

Did you receive legal representation  
in this matter?

YES  NO

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

*Joseph Warren*

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

JOSEPH WARREN

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

*Dale T. Schunk*

DALE T. SCHUNK  
Commander of Police  
Internal Affairs Division

DTS:dnp