

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
PATRICK B. McDONNELL
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Deputy City Attorneys



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800 CITY HALL
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MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
DAWN M. BOLAND
KATHRYN M. ZALEWSKI

Assistant City Attorneys

April 6, 2005

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

Re: Communication from Attorney Laurie Eggert, Eggert & Cermele, S.C.
for legal fees for Police Officers William Sheehan and Todd Bohlen
C.I. File No. 03-S-382; EC No. 1944

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officers William Sheehan and Todd Bohlen. The claim is in the amount of \$583.00 for 5.30 hours of service billed at the rate of \$110 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. A criminal investigation was initiated against the police officers on whose behalf this claim was filed, but they were ultimately not charged.

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,

Handwritten signature of Grant F. Langley in black ink.

GRANT F. LANGLEY
City Attorney

Handwritten signature of Jan A. Smokowicz in black ink.

JAN A. SMOKOWICZ
Assistant City Attorney
JAS:enm
Enc.

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

September 24, 2003

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

**RE: MPD Criminal Investigation of POs William Sheehan and Todd Bohlen
Allegations Regarding Mr. Perez Davis
Date of Incident: January 18, 2003
Location of Incident: 3055 North 67th Street
EC No.: 1944**

Dear Mr. Leonhardt:

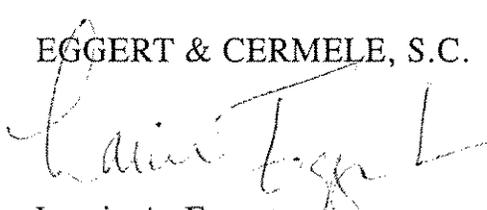
The above-named police officers have retained us to represent them in connection with the above-referenced matter. Consistent with its policy, the City Attorney's Office has refused to represent them, and as they were performing the duties of their office at the time of the events giving rise to the incident, the claim is hereby made on their behalf for the indicated legal fees. This incident involved an arrest.

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 Sheehan and Bohlen to give statements concerning the incident after issuing PI-21s. Later, the MPD concluded that the complaint was baseless. Attached is a copy of a status report from Cmdr. Settingsgaard of IAD, and an itemization of the time and services rendered.

Sincerely,

4/3/05
o.k.
JAS
Letter 2277

EGGERT & CERMELE, S.C.


Laurie A. Eggert
Attorney at Law

JC/ldl
attachment
SHEEHAN BOHLEN

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
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September 23, 2003

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

RE: MPD Criminal Investigation re: Mr. Perez Davis
Regarding: POs William Sheehan and Todd Bohlen
Date of Incident: January 18, 2003
Location of Incident: 3055 North 30th Street
Professional services

| | <u>Hours</u> | |
|--|--------------|-----------------|
| 2/10/2003 Telephone call from PO Sheehan regarding new criminal investigation; open file; memo to file; meeting with PO Sheehan at IAD; attend PO Sheehan's PI-21; travel. | 2.40 | |
| 2/17/2003 Telephone call from PO Bohlen; review of file; meeting with PO Bohlen at IAD; attend PO Bohlen's statement to IAD; travel; memo to file. | 2.00 | |
| 8/15/2003 Review of file; Fax to Cmdr. Settingsgaard. | 0.30 | |
| 8/25/2003 Review of correspondence from IAD; correspondence to clients; close file. | 0.50 | |
| 8/26/2003 Fax to IAD. | 0.10 | |
| | <u>5.30</u> | <u>Amount</u> |
| For professional services rendered | 5.30 | \$583.00 |
| Balance due | | <u>\$583.00</u> |

(Rate: \$110.00 per hour)



AUG 27 2003

Police Department

Arthur L. Jones
Chief of Police

August 25, 2003

Attorney Jonathan Cermele
1840 North Farwell Avenue
Suite 303
Milwaukee, WI 53202

Dear Mr. Cermele:

Attached is the information you had requested via a fax dated August 15, 2003 regarding Criminal Investigations conducted by our Division.

If you have any further questions please feel free to contact the Internal Affairs Division at 935-7942.

Sincerely,

ARTHUR L. JONES
CHIEF OF POLICE

STEVEN M. SETTINGSGAARD
Police Commander
Internal Affairs Division

ALJ:SMS:lj

5. Officer(s): Todd Bohlen and Bill Sheehan
Complainant: Perez Davis

Handled by: Detective Jeffrey Hoover

CIU #03-015

IAD #03-0051

Dispo:

Baseless – Davis pled guilty to obstructing an officer/Found guilty as charged/ordered to serve 90 days in House of Correction.

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

OCTOBER 6, 2003

TO: P.O. WILLIAM SHEEHAN
DISTRICT SEVEN

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 JANUARY 18, 2003
- 2) A citizen's complaint made by PEREZ DAVIS
- 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: William C. Sheehan

Print your name: William C. Sheehan

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

Steven M. Settingsgaard
Steven M. Settingsgaard ^{KJS}
Police Commander
Internal Affairs Division

SMS:kjs

MILWAUKEE POLICE DEPARTMENT
INTERNAL AFFAIRS
DIVISION

03 OCT 15 AM 10:15

RECEIVED

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

OCTOBER 6, 2003

TO: P.O. TODD BOHLEN
DISTRICT SEVEN

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 JANUARY 18, 2003
- 2) A citizen's complaint made by PEREZ DAVIS
- 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: _____

Todd Bohlen

Print your name: _____

TODD BOHLEN

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

Steven M. Settingsgaard
Steven M. Settingsgaard
Police Commander
Internal Affairs Division

SMS:kjs