

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
Deputy City Attorney

THOMAS E. HAYES
PATRICK B. McDONNELL
CHARLES R. THEIS
Special Deputy City Attorneys

CITY OF MILWAUKEE
RECEIVED

'00 JAN 19 PM 12:00

OFFICE OF
CITY ATTORNEY



OFFICE OF CITY ATTORNEY
800 CITY HALL
200 EAST WELLS STREET
MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
TDD 286-2025
FAX (414) 286-8550
December 9, 1999

BEVERLY A. TEMPLE
THOMAS O. GARTNER
LINDA ULISS BURKE
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
HAZEL MOSLEY
HARRY A. STEIN
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
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DAVID J. STANOSZ
SUSAN E. LAPPEN
DAVID R. HALBROOKS
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
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KURT A. BEHLING
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ELLEN H. TANGEN
MELANIE R. SWANK
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
CHRISTOPHER J. CHERELLA
LEONARD A. TOKUS
JENNIFER K. HENZL-MCVEY

Assistant City Attorney

Deputy Inspector Dale Schunk
Milwaukee Police Department
Internal Affairs Division
6680 North Teutonia Avenue, Rm 325
Milwaukee, WI 53209

Re: C.I. File No. 99-S-581
Communication from EGGERT LAW OFFICE

Dear Deputy Inspector Schunk:

Enclosed please find a claim filed by attorney Laurie A. Eggert for Attorney's fees incurred during her representation of officers Charles Libal and Patrick McDermott.

Please determine whether this officer was in fact involved in the matter described in Ms. Eggert's claim, and have the officer verify Ms. Eggert's representation. Thank you for your anticipated cooperation in this matter.

Very truly yours,

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:lh
Enclosure

2/13/2001

O.K.

JTS

Letter # 2276

99 DEC 14 AM 10:33

77-581

EGGERT LAW OFFICE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele

1999 NOV 15 PM 3:18

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

November 11, 1999

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

RE: MPD Criminal Investigation of POs Charles Libal and
Patrick McDermott
Allegations Regarding Mr. Pao Xiang
Date of Incident: April 16, 1999
Location of Incident: District #3
ELO No.: 1324

Dear Mr. Leonhardt:

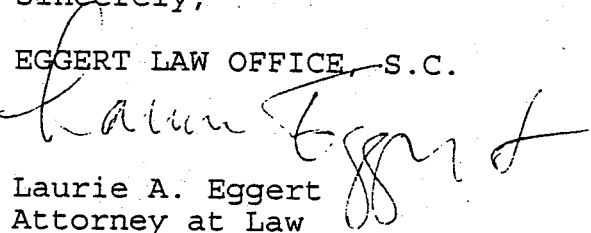
The above-named police officer have retained us to represent them in connection with the above-referenced matter.

Consistent with its policy, the City Attorney's Office has refused to represent them, and she 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 investigation of a theft complaint. Charges will not be issued against the officers; attached is a copy of the clearance report.

The attached is an itemization of the time and services rendered.

Sincerely,

EGGERT LAW OFFICE, S.C.


Laurie A. Eggert
Attorney at Law

JC/ldl
LIBAL.2

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
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November 11, 1999

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

RE: MPD Criminal Investigation
Regarding: POs Charles Libal and Patrick McDermott
Date of Incident: April 16, 1999
Location of Incident: District #3

Professional services

	<u>Hours</u>	
4/27/99 Office conference with PO McDermott; telephone call to PO Libal; telephone call to witness.	1.40	
5/3/99 Review of file; meeting with Det at IAD; meeting with clients; attend IAD interview; travel.	1.50	
6/8/99 Review file; draft MPD Open Records request.	0.30	
8/13/99 Review of correspondence from MPD Open Records; correspondence to clients; close file.	0.70	
		<u>Amount</u>
For professional services rendered	3.90	\$429.00
Costs/Disbursements:		
8/27/99 MPD Open Records request		19.27
Total costs/disbursements		<u>\$19.27</u>

Mr. Ronald D. Leonhardt

Page 2

Total amount of this bill

Amount

\$448.27

Balance due

\$448.27

(Rate: \$110.00 per hour)

RE: CIU#99-089 - THEFT
UNKNOWN PERSONS
PAGE 2

contained the money was thrown out at the Criminal Justice Facility before the Criminal Investigation Unit could retrieve it. The plastic envelope was checked for fingerprints with negative results.

Detectives interviewed all of the officers working at District Three on the dates in question, as well as the personnel from the Prisoner Processing Section who conveyed Pao XIONG to the Criminal Justice Facility. Detectives also interviewed the sheriff deputies who received Pao XIONG'S property at the Criminal Justice Facility. None of the persons interviewed had any knowledge of the missing money.

CONCLUSION:

Investigation by the Criminal Investigation Unit revealed that Pao XIONG was arrested and conveyed to District Three. At District Three, XIONG'S property was inventoried which included \$21.55. When XIONG got to the Criminal Justice Facility it was found that \$20.00 was now missing from his property. All of the personnel who had contact with Pao XIONG'S property, as well as all personnel working at District Three during the times in question were interviewed. No one admitted having any knowledge of the missing money. This case will be suspended pending further information.

Respectfully submitted:



David. R. BRUESS
Lieutenant of Detectives
CIU/IAD, Day Shift

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

DECEMBER 23, 1999

TO: PO PATRICK MCDERMOTT
DISTRICT THREE

RE: Receipt of Legal Services from Law Firm of
Attorney

MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

00 JAN - 7 AM 10: 21

RECEIVED

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 APRIL 16, 1999
- 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: PO Patrick T. McDermott

Print your name: PATRICK T. MCDERMOTT

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
Deputy Inspector of Police
Internal Affairs Division

DTS:dnp

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

DECEMBER 23, 1999

TO: PO CHARLES LIBAL
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:

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Your signature: _____

Print your name: _____

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*
Deputy Inspector of Police
Internal Affairs Division

DTS:dnp