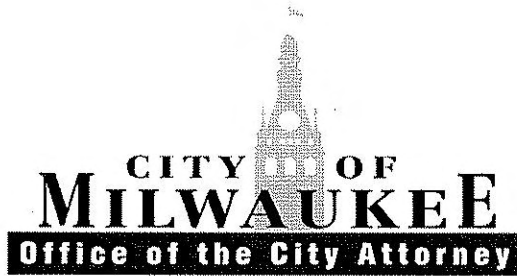


GRANT F. LANGLEY
City Attorney

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



THOMAS O. GARTNER
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
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 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

April 20, 2009

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

Re: Communication from Attorney Jon Cermele, Cermele & Associates, S.C. for
legal fees for Police Officers Paul Marchese & James Belongia
C.I. File No. ; EC 2646

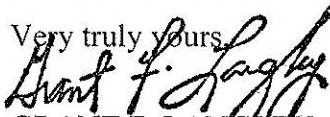
Dear Council Members:

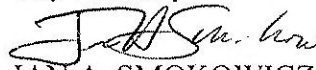
Returned herewith is a document filed by Attorney Jon Cermele for attorney's fees for representing Police Officers Paul Marchese & James Belongia. The claim is in the amount of \$729.58 including \$3.58 in disbursements for 6.60 hours of service billed at the rate of \$110.00 per hour. We ask that this 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 officers 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.

1032-2008-3509.004:124771v1

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 5, 2009

TO: P.O. PAUL MARCHESE
DISTRICT: THREE

RE: Receipt of Legal Services from Law Firm of
Attorney Jonathan Cermele

Attorney Jonathan Cermele 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 21, 2008
- 2) An incident regarding complaint of: MELVIN CHATMON
- 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: _____

Paul Marchese

Print your name: _____

Paul Marchese

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

KURT R. LEIBOLD
Acting Captain of Police
Professional Performance Division

KRL: lrc

MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

09 FEB -5 AM 11:42

RECEIVED

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 5, 2009

TO: P.O. JAMES BELONGIA
DISTRICT: THREE

RE: Receipt of Legal Services from Law Firm of
Attorney Jonathan Cermele

Attorney Jonathan Cermele 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 21, 2008
- 2) An incident regarding complaint of: MELVIN CHATMON
- 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: 

Print your name: JAMES DANA L. BELONGIA

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

KURT R. LEIBOLD
Acting Captain of Police
Professional Performance Division

RECEIVED
09 JAN 14 AM 7:38
MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

KRL: lrc

1032-2008.3509.004

C6-C-2008-1095

CERMELE & ASSOCIATES, S.C.

- ATTORNEYS AT LAW -
WWW.CERMELELAW.COM

JONATHAN CERMELE
MATTHEW L. GRANITZ
CHELSIE ALLAN
SCOTT J. JESS

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

September 16, 2008

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

**RE: Citizen Complaint of Mr. Melvin Chatmon
Against PO's Paul Marchese and James Belongia
Complaint No.: 08-12
Date of Incident: January 21, 2008**

Dear Mr. Leonhardt:

Pursuant to Article 58 of the 2007-2009 Collective Bargaining Agreement between the City and the Milwaukee Police Association, the City should request that this claim be placed on the Common Council Committee agenda within 180 days of its receipt.

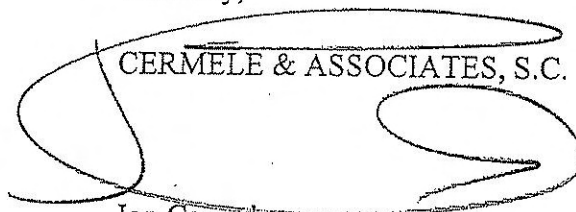
The above-named police officers have retained us to represent them in connection with the above-referenced matter.

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, this claim is hereby made on their behalf for the indicated legal fees. This incident involved the issuance of a municipal citation.

The Fire and Police Commission closed the file. Attached is a copy of the letter from the Fire and Police Commission and an itemization of the time and services rendered.

Thank you.

Sincerely,


CERMELE & ASSOCIATES, S.C.
Jon Cermele

/kjs
Attachments
MARCHESE and BELONGIA

CERMELE & ASSOCIATES, S.C.

- ATTORNEYS AT LAW -

WWW.CERMELELAW.COM

JONATHAN CERMELE
MATTHEW L. GRANTZ
CHELSIE ALLAN
SCOTT J. JESS

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

September 16, 2008

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

RE: Citizen Complaint of Mr. Melvin Chatmon
Against PO's Paul Marchese and James Belongia
FPC No: 08-12
Date of Incident: January 21, 2008
Professional services

	<u>Hours</u>
6/25/2008 Intra-office conference with Allan; direction to same.	0.70
Lengthy office conference with PO Marchese; open file; draft Open Records request.	1.00
6/30/2008 Review file; office conference with PO Belongia.	1.00
7/10/2008 Telephone call from Open Records regarding request.	0.20
7/30/2008 Telephone call to clients.	0.30
8/6/2008 Review correspondence from Mediation Center.	0.20
Telephone call to PO Belongia regarding mediation; telephone call to and from PO Marchese regarding same.	0.40
8/7/2008 Review file; travel; attend mediation.	2.10
8/8/2008 Memo to file.	0.10

Mr. Ronald Leonhardt

Page 2

	<u>Hours</u>
8/13/2008 Receive and review correspondence from Milwaukee Mediation Center.	0.10
8/21/2008 Receive and review correspondence from FPC indicating file closure; correspondence to clients; close file.	0.50

	<u>Amount</u>
For professional services rendered	✓ 6.60 ✓ \$726.00
Additional charges:	

8/22/2008 MPD Open Records request	3.58
------------------------------------	------

Total costs	<u>\$3.58</u>
Total amount of this bill	✓ <u>\$729.58</u>
Balance due	<u><u>\$729.58</u></u>

(Rate: \$110.00 per hour)



RECEIVED

AUG 20 2008

Leonard J. Sobczak
Chairman

CERMELE & ASSOCIATES, S.C.
Vice-Chairman

Ernesto A. Baca
Earl A. Buford
Richard C. Cox
Kathryn A. Hein
Carolina M. Stark
Commissioners

Fire and Police Commission

Michael G. Tobin
Executive Director

August 19, 2008

Mr. Melvin Chatmon
2724 West Juneau Avenue
Milwaukee, WI 53208

RE: Complaint of Melvin Chatmon against Police Officers James Belongia
and Paul Marchese
FPC Complaint No. 08-12

Dear Mr. Chatmon:

Pursuant to your telephone conversation of this morning with Cindy Janusz of our office, this correspondence confirms that you do not wish to proceed with your complaint. We are closing our file at this time and will take no further action concerning this incident. If you have any questions, please do not hesitate to contact us.

Sincerely,

Michael G. Tobin
Executive Director

MGT:cj

cc: Chief Edward A. Flynn
Chelsie Allan, Esq.
Police Officer James Belongia
Police Officer Paul Marchese