

**GRANT F. LANGLEY**  
City Attorney

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



THOMAS O. GARTNER  
BRUCE D. SHRIMPFF  
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

February 25, 2008

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 Matthew Seitz, Carrie Radtke and Adam  
Freund  
C.I. File No. 06-S-371-11; EC 2397

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Matthew Seitz, Carrie Radtke and Adam Freund. The claim is in the amount of \$1,086.87 including \$41.87 in disbursements for 9.50 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.

1032-2006-3326:124771v1

OFFICE OF THE CITY ATTORNEY

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 31, 2007

TO: P.O. MATTHEW SEITZ  
DISTRICT: PATROL SUPPORT DIVISION/TEU

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 4, 2004
- 2) A citizen complaint made by DAKON MARTN
- 3) A police shooting incident occurring on N/A

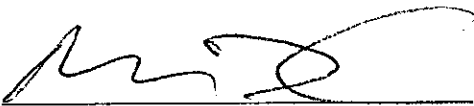
Is this information correct?

YES  NO

Did you receive legal representation in this matter?


YES  NO

RECEIVED  
07 FEB -6 PM 12:52  
INTERNAL AFFAIRS

Your signature:  SEITZ

Print your name: MATTHEW SEITZ

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

  
MARY K. HOERIG  
Deputy Inspector  
Professional Performance Division

MKH: kjs

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 31, 2007

TO: P.O. CARRIE RADTKE  
DISTRICT: SEVEN

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 4, 2004
- 2) A citizen complaint made by DAKON MARTN
- 3) A police shooting incident occurring on N/A

Is this information correct?

YES  NO

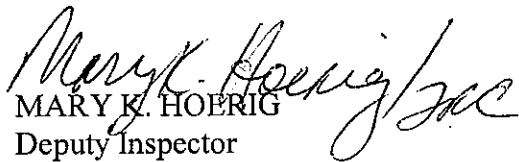
Did you receive legal representation  
in this matter?

YES  NO

Your signature: P.O. Carrie R. Radtke

Print your name: CARRIE R. RADTKE

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

  
MARY K. HOERIG  
Deputy Inspector  
Professional Performance Division

MKH: kjs

MILWAUKEE POLICE DEPARTMENT

COPY

MEMORANDUM

January 31, 2007

TO: P.O. ADAM FREUND  
DISTRICT: SEVEN

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 4, 2004
- 2) A citizen complaint made by DAKON MARTN
- 3) A police shooting incident occurring on N/A

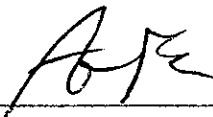
Is this information correct?

YES  NO

Did you receive legal representation  
in this matter?

YES  NO

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



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

ADAM FREUND

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

  
 MARY K. HOERIG  
 Deputy Inspector  
 Professional Performance Division

MKH: kjs 07 FEB -5 PM 3:06

RECEIVED

# CERMELE & ASSOCIATES, S.C.

ATTORNEYS AT LAW

JONATHAN CERMELE  
LAURIE A. EGGERT  
RACHEL L. PINGS  
MATTHEW L. GRANITZ

6310 WEST BLUEMOUND ROAD  
SUITE 200  
MILWAUKEE, WISCONSIN 53213  
(414) 226-8750  
FAX (414) 226-8906

November 27, 2006

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

CITY OF MILWAUKEE  
RECEIVED  
DEC - 1 PM 12:09  
CITY CLERK

**RE: Citizen Complaint of Mr. Dakon Martin  
Against PO's Matthew Seitz, Carrie Radtke and Adam Freund  
Complaint No.: 05-50  
Date of Incident: January 4, 2004**

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, this claim is hereby made on their behalf for the indicated legal fees. This incident involved an arrest for an outstanding warrant.

The Fire and Police Commission dismissed the complaint. Attached is a copy of the dismissal notice and an itemization of the time and services rendered.

Sincerely,

CERMELE & ASSOCIATES, S.C.

Jon Cermele

CITY OF MILWAUKEE  
RECEIVED  
DEC - 1 PM 12:12  
CITY CLERK

/kjs

Attachments  
SEITZ, RADTKE and FREUND

RECEIVED

NOV 02 2006

CERMELE & ASSOCIATES, S.C.

BOARD OF  
FIRE AND POLICE COMMISSIONERS : CITY OF MILWAUKEE : COUNTY OF MILWAUKEE

---

In Re:  
THE CHARGES OF DAKON MARTIN  
AGAINST POLICE OFFICERS MATTHEW  
SEITZ, CARRIE RADTKE, AND ADAM FREUND

ORDER OF DISMISSAL

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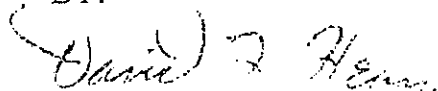
To Officer Matthew Seitz:

It is hereby ordered that the Complaint of Dakon Martin, Complaint No. 05-50, filed with the Board on November 2, 2005, is dismissed due to the unavailability of the Complainant, by the

MILWAUKEE BOARD OF  
FIRE AND POLICE COMMISSIONERS

LEONARD J. SOBCZAK, CHAIRMAN

BY:



DAVID L. HEARD  
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, OCTOBER 30, 2006.

c: Attorney Rachel Pings ✓

RECEIVED

NOV 02 2006

CERMELE & ASSOCIATES, S.C.

BOARD OF  
FIRE AND POLICE COMMISSIONERS : CITY OF MILWAUKEE : COUNTY OF MILWAUKEE

---

In Re:  
THE CHARGES OF DAKON MARTIN  
AGAINST POLICE OFFICERS MATTHEW  
SEITZ, CARRIE RADTKE, AND ADAM FREUND

ORDER OF DISMISSAL

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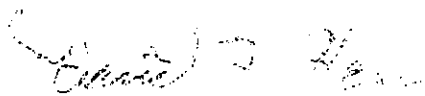
To Officer Carrie Radtke:

It is hereby ordered that the Complaint of Dakon Martin, Complaint No. 05-50, filed with the Board on November 2, 2005, is dismissed due to the unavailability of the Complainant, by the

MILWAUKEE BOARD OF  
FIRE AND POLICE COMMISSIONERS

LEONARD J. SOBCHAK, CHAIRMAN

BY:

  
DAVID L. HEARD  
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, OCTOBER 30, 2006.

c: Attorney Rachel Pings ✓

RECEIVED

NOV 02 2006

CERMELE & ASSOCIATES, S.C.

BOARD OF  
FIRE AND POLICE COMMISSIONERS : CITY OF MILWAUKEE : COUNTY OF MILWAUKEE

---

In Re:  
THE CHARGES OF DAKON MARTIN  
AGAINST POLICE OFFICERS MATTHEW  
SEITZ, CARRIE RADTKE, AND ADAM FREUND

ORDER OF DISMISSAL

---


To Officer Adam Freund:

It is hereby ordered that the Complaint of Dakon Martin, Complaint No. 05-50, filed with the Board on November 2, 2005, is dismissed due to the unavailability of the Complainant, by the

MILWAUKEE BOARD OF  
FIRE AND POLICE COMMISSIONERS

LEONARD J. SOBCZAK, CHAIRMAN

BY:

  
DAVID L. HEARD  
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, OCTOBER 30, 2006.

c: Attorney Rachel Pings ✓



CERMELE & ASSOCIATES, S.C.  
ATTORNEYS AT LAW

JONATHAN CERMELE  
LAURIE A. EGGERT  
RACHEL L. PINGS  
MATTHEW L. GRANITZ

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SUITE 200  
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(414) 276-8750  
FAX (414) 276-8906

November 27, 2006

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

RE: Citizen Complaint of Mr. Dakon Martin  
Against PO's Matthew Seitz, Carrie Radtke and Adam Freund  
FPC No: 05-50  
Date of Incident: January 4, 2004  
Professional services

	<u>Hours</u>
2/15/2006 Initial conference with PO Seitz; open file; review CCAP; Open Records request.	1.00
2/16/2006 Begin review of transcript from complainant's circuit court hearing.	0.50
2/17/2006 Continue and finish review of transcript from complainant's circuit court hearing.	0.50
3/6/2006 Review memo from Walther regarding telephone call from PO Radtke; add PO Radtke to file.	0.30
3/9/2006 Receive and review Open Records response.	0.20
3/15/2006 Receive and review additional Circuit Court transcript.	0.30
3/22/2006 Receive and review correspondence from FPC.	0.10
3/27/2006 Telephone call from PO Freund regarding Citizen Complaint; telephone call to PO Freund regarding same (messages); telephone call from PO Freund, calendar conference with PO Freund; add to file.	0.30

	<u>Hours</u>
4/6/2006 Telephone call from FPC regarding scheduling conciliation; review file; telephone call to FPC.	0.20
4/7/2006 Telephone call from FPC regarding scheduling conciliation; calendar same.	0.10
4/24/2006 Receive and review correspondence from FPC regarding conciliation; review and sign correspondence to clients.	0.20
4/25/2006 Telephone call from PO Seitz.	0.10
5/4/2006 Review file; travel to conciliation; citizen no-show; return travel.	1.30
5/22/2006 Telephone call from FPC; review file; telephone call to clients regarding updated vacation schedule.	0.20
6/13/2006 Receive and review correspondence from FPC; review and sign correspondence to FPC; telephone call from PO Freund.	0.30
6/29/2006 Telephone call from and to PO; telephone call to FPC; telephone call to clients; cancel 07/12/06 conciliation; Fax to FPC.	0.50
7/3/2006 Receive and review correspondence from FPC regarding conciliation being adjourned.	0.20
7/27/2006 Review file; travel to City Hall to perform conciliation; telephone call to FPC; conciliation cancelled; return travel.	1.00
8/8/2006 Telephone call from and to FPC regarding re-scheduling conciliation; calendar same.	0.20
8/21/2006 Telephone call from FPC scheduling conciliation; review file; telephone call to and from FPC.	0.30
9/13/2006 Telephone call from FPC regarding scheduling conciliation (09/12/06); review file; telephone call to FPC; calendar conciliation.	0.20

	<u>Hours</u>
9/22/2006 Telephone call from and to clients.	0.10
9/25/2006 Telephone call from and to clients.	0.20
9/26/2006 Travel to and attend conciliation; citizen no-show, again; return travel.	1.00
11/2/2006 Receive and review FPC Order dismissing citizen complaint; correspondence to clients; close file.	0.20

	<u>Amount</u>	
For professional services rendered	9.50	\$1,045.00
Additional charges:		
2/16/2006 Transcript of 10/05/04		35.00
3/14/2006 MPD Open Records request		3.87
5/4/2006 Parking		1.00
7/27/2006 Parking		2.00
Total costs		<u>\$41.87</u>
Total amount of this bill		<u>\$1,086.87</u>
Balance due		<u><u>\$1,086.87</u></u>

(Rate: \$110.00 per hour)