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February 14, 2001

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

Re: Communication from Attorney Michael Edmonds for legal fees for

Police Officer David Zibolski; C.I. File No. 98-S-231

Dear Council Members:

Returned herewith is a document filed by Attorney Michael Edmonds for attorney's fees for representing Police Officer David Zibolski. The claim is in the amount of \$613.00, including \$8.00 in disbursements for 5.50 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 a criminal investigation. No criminal charges were brought against the Police Officer 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. 2277