

# CITY OF MILWAUKEE

Form CA-43

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
Deputy City Attorney

**THOMAS E. HAYES**  
**PATRICK B. McDONNELL**  
**LINDA ULISS BURKE**  
Special Deputy City Attorneys



**OFFICE OF CITY ATTORNEY**  
800 CITY HALL  
200 EAST WELLS STREET  
MILWAUKEE, WISCONSIN 53202-3551  
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**BEVERLY A. TEMPLE**  
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**SUSAN D. BICKERT**  
**HAZEL MOSLEY**  
**HARRY A. STEIN**  
**STUART S. MUKAMAL**  
**THOMAS J. BEAMISH**  
**MAURITA F. HOUREN**  
**JOHN J. HEINEN**  
**MICHAEL G. TOBIN**  
**DAVID J. STANOSZ**  
**SUSAN E. LAPPEN**  
**DAVID R. HALBROOKS**  
**JAN A. SMOKOWICZ**  
**PATRICIA A. FRICKER**  
**HEIDI WICK SPOERL**  
**KURT A. BEHLING**  
**GREGG C. HAGOPIAN**  
**ELLEN H. TANGEN**  
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**LEONARD A. TOKUS**  
**MIRIAM R. HORWITZ**  
**MARYNELL REGAN**  
**G. O'SULLIVAN-CROWLEY**

Assistant City Attorneys

November 18, 2002

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 Jon Osowski and Dean Newport  
C.I. File No. 01-S-272-9; ELO No. 1655

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Jon Osowski and Dean Newport. The claim is in the amount of \$1,093.64 including \$15.64 in disbursements for 9.80 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 Officers 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.

2276

**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  
FAX (414) 276-8906

August 2, 2001

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

CITY OF MILWAUKEE  
2001 AUG - 6 PM 2: 35  
RONALD D. LEONHARDT  
CITY CLERK

**RE: MPD Criminal Investigation of POs Jon Osowski and Dean Newport  
Allegations Regarding Mr. Corey Hudson  
Date of Incident: January 29, 2001  
Location of Incident: 3219 North 28<sup>th</sup> Street  
ELO No.: 1655**

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 a foot chase and subsequent 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 Osowski and Newport to give a statement concerning the incident after issuing a PI 21.

Later, the DA decided not to issue criminal charges against the officers. Attached is a copy of the clearance report and an itemization of the time and services rendered.

Sincerely,

EGGERT LAW OFFICE, S.C.

Laurie A. Eggert  
Attorney at Law

11/15/02

O.K.

JAS

Letter

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CITY OF MILWAUKEE  
RECEIVED  
2001 AUG 6 PM 3: 14  
OFFICE OF  
CITY ATTORNEY

**EGGERT LAW OFFICE, S.C.**

*Attorneys at Law*

Laurie A. Eggert  
Jonathan Cermele

1840 North Farwell Avenue  
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Milwaukee, Wisconsin 53202  
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August 2, 2001

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

RE: MPD Criminal Investigation re: Mr. Corey Hudson  
Regarding: POs Jon Osowski and Dean Newport  
Date of Incident: January 29, 2001  
Location of Incident: 3219 N. 28th St.

Professional services

	<u>Hours</u>
02/01/01 Telephone call from PO Osowski; open file; memo to file; telephone call from PO Newport; memo to file.	0.90
02/06/01 Telephone call to PO Newport; memo to file; telephone call to IAD; review of file; meeting with PO Osowski at IAD; attend PO Osowski's PI-21; travel; memo to file.	2.20
02/07/01 Review of file; meeting with PO Newport at IAD; attend PO Newport's statement to IAD; travel; memo to file.	1.90
02/12/01 Several telephone calls to DA; telephone calls to clients.	0.40
02/13/01 Telephone call from DA's office; telephone calls to clients; review of file; meeting with clients at DA's office; attend PO Newport's statement to DA; attend PO Osowski's statement to DA; travel; memo to file.	2.10

	<u>Hours</u>	
02/16/01 Review of file; review of correspondence from DA; correspondence to clients; correspondence to MPD Open Records.	0.40	
04/02/01 Review of correspondence from MPD Open Records; correspondence to clients; close file.	0.50	
07/26/01 Telephone calls to and from POs Osowski and Newport; meeting with POs Osowski and Newport at IAD; re-schedule PI-21 statements; travel; telephone call from PO Osowski; memo to file.	1.40	
		<u>Amount</u>
For professional services rendered	9.80	\$1,078.00
Additional charges:		
02/13/01 Parking		6.00
04/02/01 MPD Open Records request		9.64
Total costs		<u>\$15.64</u>
Total amount of this bill		<u>\$1,093.64</u>
Balance due		<u><u>\$1,093.64</u></u>

(Rate: \$110.00 per hour through 12/31/1998)

MILWAUKEE POLICE DEPARTMENT

CIU/Internal Affairs Division

SUMMARY

Tuesday, February 27, 2001

IN THE MATTER OF: CIU# 01-030 - BATTERY  
P.O. DEAN NEWPORT, PR# 62661  
P.O. JON OSOWSKI, PR# 64033  
BOTH OF DISTRICT SEVEN, LATE POWER SHIFT

PRIMARY INVESTIGATOR(S): DET. GLENN ZIRGIBEL

TO: DALE T. SCHUNK  
POLICE COMMANDER

SIR:

*This report was dictated by Lieutenant of Detectives Mary Hoerig, of the Criminal Investigation Unit/Internal Affairs Division (CIU/IAD), Early Shift.*

ALLEGATION:

*The complainant, Corey HUDSON, alleges that two known Milwaukee police officers did strike him in the face causing pain and injury.*

INVESTIGATION:

*This complaint was investigated by Det. Glenn ZIRGIBEL. A review of the offense reports indicate that P.O. Dean NEWPORT and P.O. Jon OSOWSKI did arrest Corey HUDSON for Obstructing an Officer in addition to POCS (marijuana) and Loitering - Drug Activity as well as Operating After Revocation. The reports indicate there was a brief foot chase when an FI attempt was made in the area of the 2800 block of W. Concordia Avenue. During the foot chase P.O. OSOWSKI fell injuring his right hand, right wrist, right elbow and right knee. P.O. NEWPORT did continue to pursue this subject and was able to apprehend him in the area 3200 N. 28<sup>th</sup> Street. During the*

DLE

RE: CIU# 01-030 - BATTERY

PAGE 3

*declined to issue any criminal charges in regards to this matter stating the injuries suffered by Mr. HUDSON were consistent with being tackled from behind and into a cyclone fence striking his face on the fence. In addition, Deputy DA REDDIN indicated that Mr. HUDSON was charged with Obstructing an Officer for fleeing from them and also Possession of Controlled Substance (marijuana) as a result of this incident. Therefore, for those reasons and the statements by the officers he refuses to issue charges. This case is cleared as warrant refused.*

Respectfully submitted:

*Dr. Mary Hoerig*

Mary K. HOERIG  
Lieutenant of Detective s  
CIU/IAD, Early Shift

MKH:oll 02-27-01  
(SUM DISC 3)01-030.SUM

DT

4/P

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

SEPTEMBER 18, 2001

TO: P.O. JON OSOWSKI DISTRICT SIX

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 29, 2001
- 2) A citizen's complaint made by COREY HUDSON
- 3) A police shooting incident occurring on

Is this information correct? YES X NO \_\_\_\_\_

Did you receive legal representation in this matter? YES X NO \_\_\_\_\_

Your signature: P.O. J.D.O.

Print your name: P.O. Jon D. Osowski # 64033 65

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

*St. Settingsgaard*  
KSS

STEVEN M. SETTINGSGAARD  
POLICE COMMANDER  
Internal Affairs Division

DTS:dnp

MILWAUKEE POLICE  
INTERNAL AFFAIRS  
DIVISION  
01 SEP 24 AM 10:12  
RECORDS

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

SEPTEMBER 18, 2001

TO: P.O. DEAN NEWPORT DISTRICT FOUR

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 29, 2001
- 2) A citizen's complaint made by COREY HUDSON
- 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: *[Handwritten Signature]*

Print your name: Dean S Newport

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

*[Handwritten Signature]*

STEVEN M. SETTINGSGAARD  
POLICE COMMANDER  
Internal Affairs Division

DTS:dnp

RECEIVED  
01 SEP 25 AM 10:23  
MILWAUKEE POLICE  
INTERNAL AFFAIRS  
DIVISION