GRANT F. LANGLEY
City Attorney

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

CITY OF MILWAUKEE
Office of the City Attorney

THOMAS O. GARTNER
BRUCE D. SCHRIMPF
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
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
JARELY M. RUIZ
ROBIN A. PEDERSON
DANIELLE M. BERGNER
Assistant City Attorneys

November 17, 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 Eric Rom and Greg Nelson
EC 2600

Dear Council Members:

Returned herewith is a document filed by Attorney Jon Cermele for attorney's fees for representing Police Officers Eric Rom and Greg Nelson. The claim is in the amount of $979.00 for 8.90 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 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
Enc.

1032-2008-2037.002:152010

CERMELE & ASSOCIATES, S.C.

- ATTORNEYS AT LAW -
WWW.CERMELELAW.COM

JONATHAN CERMELE
MATTHEW L. GRANITZ
SCOTT J. JESS

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

DATE: 1/20/09

TO: Mr. Jan Smokowicz

FAX NO.: (414) 286-8550

RE: Amended Bill

FROM: Jon Cermele

Originals Mailed: YES ____ NO ✓

NUMBER OF PAGES INCLUDING COVER: 5

MESSAGE:

IF YOU HAVE ANY TROUBLE WITH THIS TRANSMISSION, CALL (414) 276-8750.

The information contained in this facsimile message is intended only for the personal and confidential use of the designated recipient or any agent responsible for delivering it to the intended recipient. You are hereby notified that if you have received this document in error, please be aware that any review, disclosure, copying distribution or use of the contents of this message is strictly prohibited. If you receive this communication in error, please immediately notify us by telephone at the above number. Thank you.

CERMELE & ASSOCIATES, S.C.

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SUITE 200
MILWAUKEE, WISCONSIN 53213
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January 20, 2009

VIA FACSIMILE
Mr. Jan Smokowicz
Assistant City Attorney
800 City Hall
200 East Wells Street
Milwaukee, WI 53202

RE: MPD Criminal Investigation of PO's Eric Rom and Greg Nelson
Allegations Regarding Mr. Derek Hewing
Date of Incident: October 3, 2007
Location of Incident: 47th Street and Center Street

Dear Mr. Smokowicz

I am submitting the amended claim for the above-referenced matter. All reference and time associated with Police Officer Jeff Buckson has been removed, totaling 1.20 hours. This includes:

- 1.20 hours on 12/14/2007.

Thank you.

Sincerely,

CERMELE & ASSOCIATES, S.C.

Jon Cermele

/kjs
Enclosure

CERMELE & ASSOCIATES, S.C.

- ATTORNEYS AT LAW -

WWW.CERMELELAW.COM

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MILWAUKEE, WISCONSIN 53213
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January 20, 2009

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

RE: MPD Criminal Investigation of PO's Eric Rom and Greg Nelson
Allegations Regarding Mr. Derek Hewing
Date of Incident: October 3, 2007
Location of Incident: 47th Street and Center Street
Professional services

		Hours	Amount
10/29/2007 MG	Telephone call from PO Rom regarding criminal investigation; calendar office conference; telephone call to PPD; memo to file; open file.	0.60	66.00
11/2/2007 MG	Office conference with PO Rom; memo to file.	0.70	77.00
11/7/2007 MG	Telephone call to Sgt. on scene; telephone call to other MPD witnesses; memo to file.	0.50	55.00
11/13/2007 MG	Telephone call to PPD; telephone call to client; telephone call to Sgt.; memo to file; telephone call from MPD witness.	0.50	55.00
11/16/2007 MG	Telephone call to Sgt.; telephone call to client; telephone call to PPD; memo to file; telephone call from and to client; calendar PPD statement.	0.50	55.00
11/19/2007 MG	Telephone call to client; telephone call to PPD.	0.20	22.00

		Hours	Amount
11/21/2007 MG	Telephone call to PPD.	0.10	11.00
11/27/2007 MG	Telephone call to client; telephone call to PPD; calendar statement; memo to file.	0.20	22.00
11/28/2007 MG	Travel to Academy; attend statement of PO Rom; return travel; memo to file.	2.50	275.00
11/30/2007 MG	Intra-office conference with Cermele; telephone call to client; memo to file.	0.40	44.00
12/4/2007 MG	Memo to file.	0.20	22.00
12/7/2007 MG	Telephone call from PO Nelson.	0.20	22.00
12/14/2007 MG	Office conference with PO Greg Nelson; memo to file.	0.40	44.00
12/24/2007 MG	Telephone call to PO Rom; telephone call to PO Nelson; memo to file.	0.20	22.00
1/2/2008 MG	Telephone call to PPD.	0.10	11.00
1/10/2008 MG	Telephone call to PO Nelson; telephone call to PPD.	0.20	22.00
1/23/2008 MG	Calendar PPD follow-up.	0.10	11.00
2/13/2008 MG	Telephone call to PPD; memo to file.	0.20	22.00
3/5/2008 MG	Calendar PPD status update.	0.10	11.00
3/24/2008 MG	Intra-office conference with Pings.	0.10	11.00
5/6/2008 MG	Telephone call to client; memo to file; ; telephone call to and from PPD; fax to PPD; calendar follow-up with PPD.	0.50	55.00

		Hours	Amount
5/22/2008 MG	Receive and review correspondence from PPD confirming investigation was closed; correspondence to clients indicating file closure; close file.	0.40	44.00
	For professional services rendered	8.90	$979.00
	Balance due		$979.00

(Rate: $110.00 per hour)

1032.2008.2037.008

CERMELE & ASSOCIATES, S.C.

- ATTORNEYS AT LAW -
WWW.CERMELELAW.COM

JONATHAN CERMELE
MATTHEW L. GRANITZ
CHELSIE ALLAN

LAURIE A. EGGERT
- OF COUNSEL -

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

June 12, 2008

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

RE: MPD Criminal Investigation of PO's Eric Rom, Greg Nelson and Jeff Buckson
Allegations Regarding Mr. Derek Hewing
Date of Incident: October 3, 2007
Location of Incident: 47th Street and Center Street

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 detective and 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.

According to correspondence from Acting Captain Leibold, the allegation is unfounded. As such, no charges were issued against the detective or officers. Attached is a copy of the letter along with status of the CIS Investigatory file, and an itemization of the time and services rendered.

Thank you.

Sincerely,

CERMELE & ASSOCIATES, S.C.

Jon Cermele

/kjs
Attachments
ROM, NELSON and BUCKSON

CERMELE & ASSOCIATES, S.C.

- ATTORNEYS AT LAW -

WWW.CERMELELAW.COM

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MATTHEW L. GRANITZ
CHELSIE ALLAN

LAURIE A. EGGERT
- OF COUNSEL -

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MILWAUKEE, WISCONSIN 53213
(414) 276-8750
FAX (414) 276-8906

June 12, 2008

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

RE: MPD Criminal Investigation of PO's Eric Rom, Greg Nelson and Jeff Buckson
Allegations Regarding Mr. Derek Hewing
Date of Incident: October 3, 2007
Location of Incident: 47th Street and Center Street
Professional services

		Hours
10/29/2007	Telephone call from PO Rom regarding criminal investigation; calendar office conference; telephone call to PPD; memo to file; open file.	0.60
11/2/2007	Office conference with PO Rom; memo to file.	0.70
11/7/2007	Telephone call to Sgt. on scene; telephone call to other MPD witnesses; memo to file.	0.50
11/13/2007	Telephone call to PPD; telephone call to client; telephone call to Sgt.; memo to file; telephone call from MPD witness.	0.50
11/16/2007	Telephone call to Sgt.; telephone call to client; telephone call to PPD; memo to file; telephone call from and to client; calendar PPD statement.	0.50
11/19/2007	Telephone call to client; telephone call to PPD.	0.20
11/21/2007	Telephone call to PPD.	0.10

		Hours
11/27/2007	Telephone call to client; telephone call to PPD; calendar statement; memo to file.	0.20
11/28/2007	Travel to Academy; attend statement of PO Rom; return travel; memo to file.	2.50
11/30/2007	Intra-office conference with Cermele; telephone call to client; memo to file.	0.40
12/4/2007	Memo to file.	0.20
12/7/2007	Telephone call from PO Nelson.	0.20
12/14/2007	Office conference with PO Greg Nelson; memo to file; office conference with PO Jeff Buckson; memo to file.	1.00
	Intra-office conference with Granitz; office conference with PO Buckson.	0.60
12/24/2007	Telephone call to PO Rom; telephone call to PO Nelson; memo to file.	0.20
1/2/2008	Telephone call to PPD.	0.10
1/10/2008	Telephone call to PO Nelson; telephone call to PPD.	0.20
1/23/2008	Calendar PPD follow-up.	0.10
2/13/2008	Telephone call to PPD; memo to file.	0.20
3/5/2008	Calendar PPD status update.	0.10
3/24/2008	Intra-office conference with Pings.	0.10
5/6/2008	Telephone call to client; memo to file; ; telephone call to and from PPD; fax to PPD; calendar follow-up with PPD.	0.50

		Hours
5/22/2008	Receive and review correspondence from PPD confirming investigation was closed; correspondence to clients indicating file closure; close file.	0.40

		Amount
For professional services rendered	10.10	$1,111.00
Balance due		$1,111.00

(Rate: $110.00 per hour)

City of Milwaukee

MAY 2 2008

Police Department

Edward A. Flynn
Chief of Police

Monday, May 19, 2008

Rachel L. Pings
Attorney At Law
6310 West Bluemound Road
Suite 200
Milwaukee, WI 53213

Dear Ms. PINGS:

This letter is in response to your inquiries regarding the status of CIS Investigatory Files.

Attached please find the requested information. If further assistance is needed Lieutenant of Detectives Karen Dubis can be contacted at 935-3540.

Sincerely,

KURT LEIBOLD
ACTING CAPTAIN OF POLICE

CIS FILE NO.	PPD FILE NO.	COMPLAINANT	ALLEGATION	DISPOSITION
08-0019	08-0170	BURTON, OMAR	THEFT	SUSPENDED-PENDING NEW INFORMATION
07-0168	07-0745	HEWING, DEREK	C.D.T.P.	UNFOUNDED
07-0179	07-0779	SCHROEDER, JAMES	THEFT	SUSPENDED-PENDING NEW INFORMATION
07-0200	07-0924	HARRIS, KEVIN	THEFT	SUSPENDED-PENDING NEW INFORMATION
07-0159	07-0790	BENNETTE-GREEN, RICHARD	MISCONDUCT IN PUBLIC OFFICE	SUSPENDED-PENDING NEW INFORMATION
07-0148	07-0697	WILSON, ALMONYONNA	PHYSICAL ABUSE OF A CHILD	BASELESS
07-0198	07-0911	BLANKENHEIM, ROBERT	BATTERY	WARRANT REFUSED
07-0161	07-0746	BARNES, LEMAR	MISCONDUCT IN PUBLIC OFFICE	WARRANT REFUSED
08-0035	08-0122	PARR-CHESSER, WHITNEY	BATTERY	UNFOUNDED