

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
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OFFICE OF CITY ATTORNEY
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MARYNELL REGAN
G. O'SULLIVAN-CROWLEY

November 7, 2002

Assistant City Attorneys

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 Dale Anders and Michael Anderson C.I. File No. 01-S-99/1; ELO No. 1602**

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Dale Anders and Michael Anderson. The claim is in the amount of \$766.01, including \$7.01 in disbursements, for 6.90 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 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

March 15, 2001

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

**RE: MPD Criminal Investigation of POs Dale Anders and
Michael Anderson
Allegations Regarding Ms. Winifred Trinastic
Date of Incident: October 28, 1999
Location of Incident: 4066 North 17th Street
ELO No.: 1602**

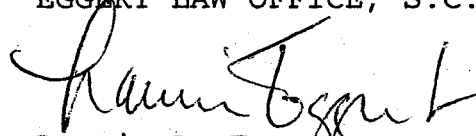
Dear Mr. Leonhardt:

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 investigating a child neglect complaint. Charges will not be issued against the officers. Attached is a copy of the clearance report and an iteization of the time and services rendered.

Sincerely,

EGGERT LAW OFFICE, S.C.



Laurie A. Eggert
Attorney at Law

9/7/2001

O.K.

JMS

Letter # 2276

CITY OF MILWAUKEE
RECEIVED
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CITY ATTORNEY

JC/ldl
ANDERS

EGGERT LAW OFFICE, S.C.

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March 15, 2001

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

RE: MPD Criminal Investigation re: Ms. Winifred Trinastic
Regarding: POs Dale Anders and Michael Anderson
Date of Incident: October 28, 1999
Location of Incident: 4066 N. 17th St.

Professional services

	<u>Hours</u>
6/21/00 Office conference with PO Anderson; memo to file.	0.80
6/27/00 Telephone call to and from PO Anderson; telephone call to and from IAD; meeting with PO Anderson at IAD; attend PO Anderson's statement to IAD; travel; memo to file.	2.60
7/12/00 Telephone call to IAD.	0.20
7/25/00 Review of file; telephone call to PO Anders; telephone call to and from IAD.	0.40
7/26/00 Review of file; meeting with PO Anders at IAD; attend PO Ander's statement to IAD; travel; memo to file	1.70
8/8/00 Telephone call to IAD.	0.20
8/24/00 Telephone call to and from IAD; Review of correspondence from DDA Reddin; correspondence to clients; correspondence to MPD Open Records.	0.50

	<u>Hours</u>	
1/22/01 Review of correspondence from MPD Open Records; correspondence to clients; close file.	0.50	
		<u>Amount</u>
For professional services rendered	6.90	\$759.00
Additional charges:		
1/22/01 MPD Open Records request		7.01
Total costs		<u>\$7.01</u>
Total amount of this bill		<u>\$766.01</u>
Balance due		<u><u>\$766.01</u></u>

(Rate: \$110.00 per hour)

RE: CIU#00-105- E.S.B.U.O.D.W.
PAGE 2

had even removed his handgun from the holster during the investigation. Officer ANDERS was also interviewed and he also denied the allegation, indicating that at no time was the shotgun removed from its mounted position inside the squad car. Officer ANDERS further advised that he did not observe anyone at the scene pointing a weapon at #5

Officer Lisa JOPLIN was interviewed and stated that she had been dispatched to conduct a search of #5 during the investigation. Officer JOPLIN indicated that she observed no one pointing weapons at #5 and further that #5 made no statement or complaint of such an act occurring

CONCLUSION:

This incident was reviewed in the District Attorney's Office by Deputy DA Jon REDDIN. #5 appeared at the review and made statements alleging that Officer ANDERSON had his gun pointed at her, non-stop, for two hours. During which time he ordered and ate food. #5 version of events were found to be inconsistent and not credible and the complaint filed will be cleared as warrant refused.

Respectfully submitted:



Michael SYKES
Police Detective, 53312
CIU/IAD, Day Shift

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

APRIL 27, 2001

TO: PO MICHAEL ANDERSON
DISTRICT SEVEN

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 OCTOBER 28, 1999
- 2) A citizen's complaint made by
- 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: P.O. Michael Anderson

Print your name: P.O. Michael ANDERSON

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

Dale T. Schunk
DALE T. SCHUNK *jt*
Commander of Police
Internal Affairs Division

DTS:dnp

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

APRIL 27, 2001

TO: PO DALE ANDERS
DISTRICT SEVEN

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 OCTOBER 28, 1999
- 2) A citizen's complaint made by
- 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: _____

Print your name: DALE R. ANDERS

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

Dale T. Schunk
DALE T. SCHUNK
Commander of Police
Internal Affairs Division

DTS:dnp