

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
Deputy City Attorney

THOMAS E. HAYES
PATRICK B. McDONNELL
CHARLES R. THEIS
Special Deputy City Attorneys



CITY OF MILWAUKEE
RECEIVED
1999 DEC 16 AM 11:56
CITY OF
CITY ATTORNEY

OFFICE OF CITY ATTORNEY
800 CITY HALL
200 EAST WELLS STREET
MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
TDD 286-2025
FAX (414) 286-8550

November 5, 1999

BEVERLY A. TEMPLE
THOMAS O. GARTNER
LINDA ULISS BURKE
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
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EDWARD M. EHRlich
CHRISTOPHER J. CHERELLA
LEONARD A. TOKUS
JENNIFER K. HENZL-MCVEY

Assistant City Attorney

Deputy Inspector Dale Schunk
Milwaukee Police Department
749 West State Street, Room 714
Milwaukee, WI 53233

Re: C.I. File No. 99-S-545
Communication from EGGERT LAW OFFICE

Dear Deputy Inspector Schunk:

Enclosed please find a claim filed by attorney Laurie A. Eggert for Attorney's fees incurred during her representation of officer Steven Chin.

Please determine whether this officer was in fact involved in the matter described in Ms. Eggert's claim, and have the officer verify Ms. Eggert's representation. Thank you for your anticipated cooperation in this matter.

Very truly yours,

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:beg
Enclosure

2/12/2001

O.K.

JAS

2276

Letter # 2267

EGGERT LAW OFFICE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele

CITY OF MILWAUKEE
1840 North Farwell Avenue
Suite 303
Milwaukee, Wisconsin 53202
(414) 276-8750
FAX (414) 276-8906
99 NOV -2 AM 11:16
RONALD D. LEONHARDT
CITY CLERK

October 26, 1999

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

**RE: MPD Criminal Investigation of PO Steven Chin
Allegations Regarding Ms. Teresa McClung
Date of Incident: March 13, 1999
Location of Incident: 6th and Kilbourn
ELO No.: 1311**

Dear Mr. Leonhardt:

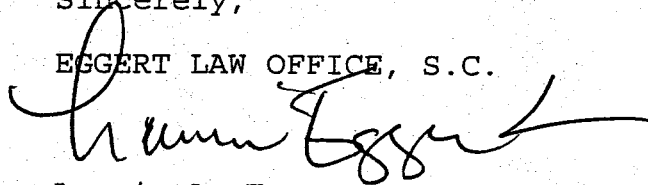
The above-named police officer has retained us to represent him in connection with the above-referenced matter.

Consistent with its policy, the City Attorney's Office has refused to represent him, and as he was performing the duties of his office at the time of the events giving rise to the incident, the claim is hereby made on his behalf for the indicated legal fees. This incident involved a traffic stop. Charges will not be issued against the officer; attached is a copy of the clearance report.

The attached is an itemization of the time and services rendered.

Sincerely,

EGGERT LAW OFFICE, S.C.



Laurie A. Eggert
Attorney at Law

RECEIVED
CITY ATTORNEY
1999 NOV -2 PM 3:05

JC/ldl
CHIN

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

October 27, 1999

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

RE: MPD Criminal Investigation
Regarding: PO Stephen Chin
Date of Incident: March 13, 1999
Location of Incident: 6th and Kilbourn

Professional services

	<u>Hours</u>
3/17/99 Telephone call from and to PO Chin; intra-office conference.	0.30
3/18/99 Telephone call fom client; memo to file; open file; telephone call to Det.	0.80
3/23/99 Intra-office conference; telephone call to client; telephone call to IAD; meeting with client at Academy; attend IAD interview; travel.	2.20
4/8/99 Telephone call to IAD.	0.20
6/1/99 Several telephone calls to and from MPD Open Records.	0.30
6/21/99 Telephone call from MPD Open Records.	0.10
6/22/99 Telephone call from and to MPD Open Records; telephone call to city attorney.	0.30
6/30/99 Telephone call from and to MPD Open Records; telephone call to city atty.	0.20

	<u>Hours</u>	
7/1/99 Telephone call to MPD Open Records.	0.20	
7/19/99 Review of correspondence from MPD Open Records; correspondence to clients.	0.10	
8/23/99 Review of correspondence from Department of Justice; close file.	0.70	
		<u>Amount</u>
For professional services rendered	5.40	\$594.00
Costs/Disbursements:		
7/12/99 MPD Open Records request		8.90
MPD Open Records request		8.90
Total costs/disbursements		<u>\$17.80</u>
Total amount of this bill		<u>\$611.80</u>
Balance due		<u><u>\$611.80</u></u>

(Rate: \$110.00 per hour)

The male officer, Police Officer Stephen CHIN, 62640, District #1 - early, was interviewed. Officer CHIN believed that #5 grabbed #20 by the belt during the search.

Detectives interviewed #5 who confirmed that she conducted the search. #5 stated that #20 was wearing very tight jeans and that she had to pull on each pocket in order to complete the search. #5
#5 #20

CONCLUSION:

Investigation by the CIU revealed that #20 was stopped by Officer CHIN for a traffic violation. During the stop #5 who was off duty, conducted a search of #20 #20 stated that #5 #5 #20 #20 #20 #5 stated that she did not grab onto #20 but merely pulled on each pocket to conduct the search. The CIU investigation can not show that #5 intent was to do anything else than conduct a search. Since we can not show a criminal intent this case does not amount to a 4th Degree Sexual Assault. This case will be cleared as baseless.

Respectfully submitted:



DAVID R. BRUESS
Lieutenant of Detectives
CIU/IAD

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

NOVEMBER 17, 1999

TO: PO STEPHEN CHIN
DISTRICT ONE

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 MARCH 13, 1999
- 2) A citizen's complaint made by
- 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: _____

Print your name: _____

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 *JH*
Deputy Inspector of Police
Internal Affairs Division

DTS:dnp