

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

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Assistant City Attorneys

March 9, 2005

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

Re: Communication from Attorney Laurie Eggert, Eggert & Cermele, S.C.
for legal fees for Detective Andre Matthews
Claim File No. 03-S-347; EC No. 1917

Dear Council Members:


Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Detective Andre Matthews. The claim is in the amount of \$644.10, including \$6.10 in disbursements for 5.80 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 the filing of a citizen's complaint against the detective with the Fire and Police Commission. The complaint was dismissed by the Commission.

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. Wis. Stat. § 895.35, *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.

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele
Rachel L. Schneider

1840 North Farwell Avenue
Suite 303
Milwaukee, Wisconsin 53202
(414) 276-8750
FAX (414) 276-8906

September 3, 2003

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

MILWAUKEE
CITY CLERK
2701 SEP -5 PM 3:06

**RE: Citizen Complaint of Ms. Lavette S. Love
Against Det. Andre Matthews
Complaint No.: 03-01
Date of Incident: December 19, 2002
EC No.: 1917**

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 burglary investigation. The Fire and Police Commission dismissed the complaint. Attached is a copy of the dismissal notice and an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.

Laurie Eggert
Laurie A. Eggert
Attorney at Law

*2/15/05
o.k.
JAS
Letter
2295*

LAE/ldl
attachment
MATTHEWS

MILWAUKEE
CITY CLERK
03 SEP -5 PM 3:43

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
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September 03, 2003

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

RE: Citizen Complaint of Ms. Lavette S. Love
Against Det. Andre Matthews
FPC No: 03-01
Date of Incident: December 19, 2002
Location of Incident: 5325 N. 49th St.
Professional services

	<u>Hours</u>	
2/7/2003 Review of file; telephone call to client; memo to file; correspondence to MPD Open Records.	1.10	
2/17/2003 Review of correspondence from FPC.	0.10	
4/3/2003 Telephone call from FPC; review of file; memo to file; computer search regarding open case.	0.40	
4/28/2003 Telephone call from and to FPC; review of file; review of correspondence from MPD Open Records.	0.80	
4/29/2003 Telephone call from FPC; memo to file; review of file; telephone call to FPC.	0.30	
5/5/2003 Review of correspondence from FPC; memo to file; correspondence to client.	0.30	
6/2/2003 Preparation for and appearance at conciliation; conference with client; memo to file; travel.	2.30	
6/12/2003 Review of correspondence from FPC; correspondence to clients; close file.	0.50	
	<u>5.80</u>	<u>Amount</u>
For professional services rendered	5.80	\$638.00

Mr. Ronald Leonhardt

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Additional charges:

	<u>Amount</u>
4/18/2003 MPD Open Records request	4.10
6/2/2003 Parking	2.00
Total costs	<u>\$6.10</u>
Total amount of this bill	<u>\$644.10</u>
Balance due	<u><u>\$644.10</u></u>

(Rate: \$110.00 per hour)

JUN 12 2003.

EGGERT & CERMELE, S.C.

BOARD OF
FIRE AND POLICE COMMISSIONERS : CITY OF MILWAUKEE : COUNTY OF MILWAUKEE

In Re:
THE CHARGES OF LAVETTE S. LOVE
AGAINST DETECTIVE ANDRE MATTHEWS

ORDER OF DISMISSAL

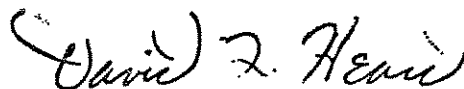
To Det. Andre Matthews:

It is hereby ordered that the Complaint of Lavette S. Love, Complaint No. 03-01, filed with the Board on January 13, 2003, is dismissed because the Complaint has been successfully conciliated, by the

MILWAUKEE BOARD OF
FIRE AND POLICE COMMISSIONERS

WOODY WELCH,
CHAIRMAN

BY:



DAVID L. HEARD
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, JUNE 11, 2003.

c: ✓ Attorney Jonathan Cermele

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

SEPTEMBER 16, 2003

TO: DET. ANDRE MATTHEWS
DISTRICT CIB

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 DECEMBER 19, 2002
- 2) A citizen's complaint made by LAVETTE LOVE
- 3) A police shooting incident occurring on N/A

Is this information correct?

YES NO

Did you receive legal representation
in this matter?

YES NO

Your signature: _____

Print your name: _____

Andre J. Matthews
Andre L. Matthews

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

SM Settingsgaard
KJS
Steven M. Settingsgaard
Police Commander
Internal Affairs Division

SMS:kjs

RECEIVED
03 OCT - 2 AM 10:37
MILWAUKEE POLICE DEPARTMENT
INTERNAL AFFAIRS DIVISION