

## CITY OF MILWAUKEE

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
Deputy City Attorney

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



OFFICE OF CITY ATTORNEY  
200 EAST WELLS STREET, SUITE 800  
MILWAUKEE, WISCONSIN 53202-3551  
TELEPHONE (414) 286-2601  
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September 7, 2001

BEVERLY A. TEMPLE  
THOMAS O. GARTNER  
LINDA ULISS BURKE  
BRUCE D. SCHRIMPF  
ROXANE L. CRAWFORD  
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  
JAY A. UNORA  
DONALD L. SCHRIEFER  
EDWARD M. EHRlich  
CHRISTOPHER J. CHERELLA  
LEONARD A. TOKUS  
MIRIAM R. HORWITZ  
MARYNELL REGAN  
G. O'SULLIVAN-CROWLEY

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 Len Hodkiewicz and Al Olacerigui  
C.I. File No. 01-S-09; ELO No. 1582**

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officers Len Hodkiewicz and Al Olacerigui. The claim is in the amount of \$616.00 for 5.60 hours of service billed at the rate of \$110 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.  
2277

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

December 27, 2000

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

RE: MPD Criminal Investigation of POs Len Hodkiewicz and  
Al Olacerigui  
Allegations Regarding Mr. Darryl Wilbourn  
Date of Incident: October 27, 2000  
Location of Incident: 855 North 24<sup>th</sup> Street  
ELO No.: 1582

Dear Mr. Leonhardt:

The above-named police officers have retained us to represent them in connection with the above-referenced matter.

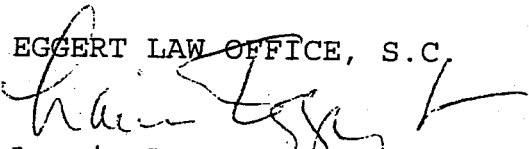
Consistent with its policy, the City Attorney's Office has refused to represent them, and as they were performing the duties of their office at the time of the events giving rise to the incident, the claim is hereby made on their behalf for the indicated legal fees. This incident involved a call for service regarding child abuse, after which Mr. Wilbourn alleged criminal conduct against the officers.

The MPD initiated a criminal investigation in which the officers initially declined to give a statement without counsel. When they requested counsel, IAD compelled Hodkiewicz to give a statement concerning the incident after issuing a PI-21.

Later, the MPD decided not to issue criminal charges against the officers. Attached is an itemization of the time and services rendered.

Sincerely,

EGGERT LAW OFFICE, S.C.

  
Laurie A. Eggert  
Attorney at Law

5/24/2001

O.K.  
JAS

Letter

# 2277

LAE/ldl  
Hodolac

**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

December 27, 2000

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

RE: MPD Criminal Investigation re: Mr. Darryl Wilbourn  
Regarding: POs Len Hodkiewicz and Al Olacerigui  
Date of Incident: October 27, 2000  
Location of Incident: 855 N. 24th St.

Professional services

	<u>Hours</u>
11/22/00 Telephone call from Hodkiewicz; telephone call from Olacerigui; telephone call to Carlson; telephone call to Gaethke; telephone call to Hodkiewicz; memo to file.	2.10
11/24/00 Telephone call from and to Hodkiewicz; telephone call to and from internal affairs; memo to file.	0.60
11/27/00 Telephone call from and to Hodkiewicz; telephone call to Carlson.	0.30
11/28/00 Preparation for and appearance at IAD with Hodkiewicz; conference with client; memo to file; travel.	1.40
12/1/00 Review of file; telephone call to Olacerigui.	0.20
12/4/00 Telephone call from client; telephone call to Carlson.	0.30

	<u>Hours</u>	
12/5/00 Telephone call from Olacerigui; telephone call from Det. Carlson; telephone call to clients; memo to file; close file.	0.70	
		<u>Amount</u>
For professional services rendered	5.60	\$616.00
Balance due		<u>\$616.00</u>

(Rate: \$110.00 per hour)

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

FEBRUARY 12, 2001

TO: PO ALVARO OLACIREGUI  
DISTRICT THREE (AVE. WEST)

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 27, 2000
- 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: \_\_\_\_\_

*Alvaro Olaciregui*

ALVARO OLACIREGUI

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

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

FEBRUARY 12, 2001

TO: PO LEN HODKIEWICZ  
DISTRICT THREE (AVE WEST)

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 27, 2000
- 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: Leonard F. Hodkiewicz

Print your name: LEONARD F. HODKIEWICZ

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 *DS*  
Commander of Police  
Internal Affairs Division

DTS:dnp