

GRANT F. LANGLEY
City Attorney

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



THOMAS O. GARTNER
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
MICHAEL G. TOBIN
DAVID J. STANOSZ
SUSAN E. LAPPEN
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
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ELLEN H. TANGEN
MELANIE R. SWANK
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
LEONARD A. TOKUS
VINCENT J. BOBOT
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KATHRYN M. ZALEWSKI
MEGAN T. CRUMP
ELOISA DE LEÓN
ADAM B. STEPHENS
KEVIN P. SULLIVAN
BETH CONRADSON CLEARY
THOMAS D. MILLER
Assistant City Attorneys

February 11, 2008

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

Re: Communication from Attorney Laurie A. Eggert for legal fees for
Police Officers Charles Seelow and Paul Helminiak
C.I. File No. 06-S-57; EC 2297

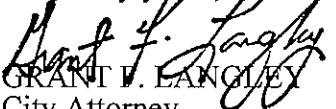
Dear Council Members:

Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officers Charles Seelow and Paul Helminiak. The claim is in the amount of \$759.00 for 6.90 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 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. 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:amp
Enc.

1032-2006-582:124731v1

OFFICE OF THE CITY ATTORNEY

Milwaukee City Hall Suite 800 • 200 East Wells Street • Milwaukee, Wisconsin 53202-3551 • Telephone: 414.286.2601 • TDD: 414.286.2025 • Fax: 414.286.8550

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

March 9, 2006

TO: P.O. CHARLES SEELOW
DISTRICT: THREE

RE: Receipt of Legal Services from Law Firm of
Attorney Laurie Eggert

RECEIVED
06 MAR 16 AM 11:37
MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

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 NOVEMBER 6, 2005
- 2) A citizen's complaint made by RESHARD SMITH
- 3) A police shooting incident occurring on N/A

Is this information correct?

YES g NO

Did you receive legal representation
in this matter?

YES h NO

Your signature: _____

Print your name: CHARLES SEELOW

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


MARY K. HOERIG
Captain of Police
Professional Performance Division

MKH:kjs

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

March 9, 2006

TO: P.O. PAUL HELMINIAK
DISTRICT: THREE

RE: Receipt of Legal Services from Law Firm of
Attorney Laurie Eggert

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 NOVEMBER 6, 2005
- 2) A citizen's complaint made by RESHARD SMITH
- 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:

[Handwritten signature of Paul Helminiak]
 YES NO
 YES NO
 PAUL HELMINIAK

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

[Handwritten signature of Mary K. Hoerig]

MARY K. HOERIG
Captain of Police
Professional Performance Division

MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

06 MAR 17 PM 1:48

RECEIVED

MKH:kjs

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele
Rachel L. Pings
Timothy J. Walther

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

February 13, 2006

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

CITY OF MILWAUKEE
2006 FEB 20 PM 3:49
RONALD D. LEONHARDT
CITY CLERK

**RE: MPD Criminal Investigation of PO's Charles Seelow
Paul Helminiak
Allegations Regarding Mr. Reshard Smith
Date of Incident: November 6, 2005
Location of Incident: 2564 North 38th Street**

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, this claim is hereby made on their behalf for the indicated legal fees. This incident involved responding to a shooting.

According to correspondence from Captain Hoerig, the warrant was refused. As such, no charges were issued against the 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.

Sincerely,

EGGERT & CERMELE, S.C.

Jon Cermele

JC/kjs

Attachment
SEELOW and HELMINIAK

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele
Rachel L. Pings
Timothy J. Walther

1840 North Farwell Avenue
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(414) 276-8750
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February 15, 2006

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

RE: MPD Criminal Investigation re: Reshard Smith
Regarding: PO Charles Seelow
Date of Incident: November 6, 2005
Location of Incident: 2564 North 38th Street
Professional services

	<u>Hours</u>
11/16/2005 Office conference with PO Seelow regarding new criminal investigation; open file; memo to file; telephone call to IAD.	0.80
11/17/2005 Telephone call to PPD; memo to file; telephone call to PO Seelow; intra-office conference with Cermele.	0.60
11/22/2005 Conference with MPD; telephone call to witness; memo to file.	0.60
12/2/2005 Intra-office conference with Cermele; telephone call to on-scene Sgt.; telephone call from PO Helminiak; memo to file.	0.70
12/13/2005 Telephone call from PPD; telephone call to PO Seelow regarding schedule; telephone call to PO Helminiak; telephone call from PO Helminiak; memo to file.	0.60
12/14/2005 Telephone call to PPD; telephone call to PO Seelow; telephone call to PO Helminiak.	0.40
12/15/2005 Review file; travel; meeting with PO's Seelow and Helminiak; attend PO Seelow and Helminiak's statement to PPD; return travel..	2.10

	<u>Hours</u>
1/10/2006 Telephone call to Det. Hoover regarding no process by ADA Reddin; telephone call to PO Seelow; telephone call from PO Seelow; memo to file; draft and send letter to Captain Hoerig regarding clearance.	0.60
1/19/2006 Receive clearance from PPD; correspondence to clients regarding same; close file.	0.50

	<u>Amount</u>
For professional services rendered	✓ 6.90 \$759.00
Balance due	<u>✓ \$759.00</u>

(Rate: \$110.00 per hour)



JAN 19 2006

EGGERT & CERMELE, S.C.

Nannette H. Hegerty
Chief of Police

Police Department

Tuesday, January 17, 2006

Eggert & Cermele, S.C.
Timothy Walther
Attorney At Law
1840 North Farwell Avenue
Suit 303
Milwaukee, WI 53202

Dear Mr. WALTHER:

This letter is in response to your inquiries of December 28th, 2005, and January 10th, 2006, regarding the status of CIS Investigatory Files.

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

Sincerely,


MARY K. HOERIG
CAPTAIN OF POLICE

CIS FILE NO	PRC FILE NO	COMPLAINANT	ALLEGATION	DISPOSITION
1. 05-108		COOKS, RICKY	THEFT / COTP	SUSPENDED
2. 05-145		RICHARDSON, PAUL	BATTERY	UNFOUNDED
3. 05-178		TATUM, RODGER	BATTERY	UNFOUNDED
4. 05-185		SMITH, RESHARD	THEFT	WARRANT REFUSED
5. 05-198		WILLIAMS, JAMES	BATTERY	WARRANT REFUSED