

GRANT F. LANGLEY
City Attorney

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

CITY OF
MILWAUKEE
Office of the City Attorney

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
GREGG C. HAGOPIAN
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MELANIE R. SWANK
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DONALD L. SCHRIEFER
EDWARD M. EHRlich
LEONARD A. TOKUS
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MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
KATHRYN M. ZALEWSKI
MEGAN T. CRUMP
ELOISA DE LEÓN
ADAM B. STEPHENS
KEVIN P. SULLIVAN
BETH CONRADSON CLEARY
THOMAS D. MILLER
Assistant City Attorneys

October 19, 2007

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

Re: Communication from Attorney Laurie Eggert for legal fees for
Police Officers William Michel and Malcolm McNeil
C.I. File No. 05-S-143; EC 2174

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers William Michel and Malcolm McNeil. The claim is in the amount of \$561.00 for 5.10 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.

1032-2004-3292:124731v1

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

May 31, 2005

TO: P.O. MALCOLM MCNEIL
DISTRICT: VICE CONTROL DIVISION

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 21, 2003
- 2) A citizen's complaint filed by Dionne Brown
- 3) A police shooting incident occurring on N/A

Is this information correct? YES X NO _____

Did you receive legal representation in this matter? YES X NO _____

Your signature: *Malcolm McNeil*
Print your name: Malcolm McNeil 05-31-05

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

Mary K. Hoerig
MARY K. HOERIG
Captain of Police
Professional Performance Division

MKH:kjs

RECEIVED
MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION
05 JUN -3 AM 10:54

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

May 31, 2005

TO: P.O. WILLIAM MICHEL
DISTRICT: FOUR

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 21, 2003
- 2) A citizen's complaint filed by Dionne Brown
- 3) A police shooting incident occurring on N/A

Is this information correct?

YES X NO

Did you receive legal representation in this matter?

YES X NO

Your signature: William Michel
Print your name: William Michel

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

Mary K. Hoerig
MARY K. HOERIG
Captain of Police
Professional Performance Division

RECEIVED
05 JUN 3 AM 10:55
MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

MKH:kjs

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele
Rachel L. Pings

1840 North Farwell Avenue
Suite 303
Milwaukee, Wisconsin 53202
(414) 276-8750
FAX (414) 276-8908

May 3, 2005

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

CITY OF MILWAUKEE
MAY -6 AM 11:55
OFFICE OF THE CITY CLERK
RONALD D. LEONHARDT

**RE: MPD Criminal Investigation of POs William Michel and Malcolm McNeil
Allegations Regarding Mr. Dionne A. Brown
Date of Incident: November 21, 2003
Location of Incident: 5903 North 61st Street
EC No.: 2174**

Dear Mr. Leonhardt:

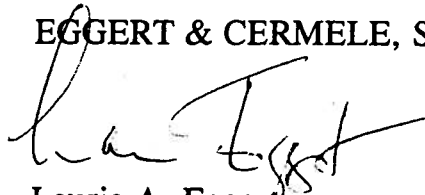
The above-named police officers have retained us to represent them in connection with the above-referenced matter.

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 vehicle pursuit.

Later, the MPD concluded that no criminal charges would issue. Attached is a copy of a status report from Captain of Police Mary K. Hoerig, and an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.



Laurie A. Eggert
Attorney at Law

JC/ldl
attachment
MICHEL MCNEIL

CITY OF MILWAUKEE
RECORDS
MAY -6 PM 1:44
OFFICE OF THE CITY CLERK
RONALD D. LEONHARDT

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele
Rachel L. Pings

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

May 03, 2005

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

RE: MPD Criminal Investigation re: Mr. Dionne A. Brown
Regarding: POs William Michel and Malcolm McNeil
Date of Incident: November 21, 2003
Location of Incident: 5903 North 61st Street
Professional services

	<u>Hours</u>
2/12/2004 Telephone call from PO Michel; open file; memo to file regarding incident.	0.60
2/18/2004 Telephone call from PO McNeil; memo to file.	0.10
Telephone call from PO McNeil; memo to file.	0.40
2/19/2004 Telephone call to IAD; telephone call to client.	0.20
2/23/2004 Telephone call to and from IAD; telephone call to PO Michel; memo to file; review MPD's pursuit policy.	0.50
2/24/2004 Telephone call to and from IAD.	0.20
2/25/2004 Review of file; meeting with PO McNeil at IAD; attend PO McNeil's statement to IAD; travel; memo to file.	1.90
3/26/2004 Fax to Commander Settingsgaard.	0.20
7/7/2004 Review of file; Fax to IAD.	0.20
11/23/2004 Review of file; Fax to IAD.	0.20

Mr. Ronald D. Leonhardt

Page 2

Hours

3/21/2005 Review of file; Fax to IAD. 0.20

3/28/2005 Receive and review confirmation from IAD that case had been cleared;
correspondence to clients; close file. 0.40

Amount

For professional services rendered 5.10 \$561.00

Balance due \$561.00



Police Department

Nannette H. Hegerty
Chief of Police

Wednesday, March 23, 2005

Jonathan Cermele
Attorney At Law
1840 North Farwell Avenue
Suit 303
Milwaukee, WI 53202

RECEIVED
MAR 28 2005
EGGERT & CERMELE, S.C.

Dear Mr. CERMELE:

This letter is in response to your inquiries of March 21st, 2005, 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

GIS FILE NO	PPD FILE NO	COMPLAINANT	ALLEGATION	DISPOSITION
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7. 03-286	03-1073	BROWN, DIONNE	BATTERY	UNFOUNDED
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EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele
Rachel L. Pings

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

March 21, 2005

Via Facsimile (414) 351-0506

Cpt. Mary Hoerig
Milwaukee Police Department (PPD)
6680 North Teutonia Avenue
Milwaukee, WI 53209

Re: Status of CIS Files

Dear Captain Hoerig

Please advise as to the status of the following CIS investigatory files pertaining to my clients:

7. Officer: Malcom McNeil & William Michel
 Complainant: Dionne A. Brown
 Date: 11/21/03
 Location: 5903 North 61st Street
 Offense Rpt. No.: 04-041-3054
 CIS File No.: Unknown
 PPD File No.: Unknown

4. Officer: Thomas Hines

Thank you for your assistance.

Sincerely,

EGGERT & CERMELE, S.C.

Jon Cermele

JC/bms