

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
Deputy City Attorney

THOMAS E. HAYES
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CHARLES R. THEIS
Special Deputy City Attorneys



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TELEPHONE (414) 286-2601
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FAX (414) 286-8550

March 30, 2001

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MAURITA F. HOUREN
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DAVID J. STANOSZ
SUSAN E. LAPPEN
DAVID R. HALBROOKS
JAN A. SMOKOWICZ
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HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
JAY A. UNORA
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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 Eggert, Eggert Law Offices, S.C., for
legal fees for Police Officer John Erkins, Jr.
C.I. File No. 00-S-109(j)**


Dear Council Members:


Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officer John Erkins, Jr. The claim is in the amount of \$517.00 for 4.70 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 Officer 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

CITY OF MILWAUKEE

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April 10, 2000

BEVERLY A. TEMPLE
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Assistant City Attorney

Commander Dale Schunk
Milwaukee Police Department
Internal Affairs Division
6680 North Teutonia Avenue, Rm 325
Milwaukee, WI 09

Re: C.I. File No. 00-S-109
Communication from EGGERT LAW OFFICE

Dear Commander Schunk:

Enclosed please find a claim filed by attorney Laurie A. Eggert for Attorney's fees incurred during her representation of officers Austin & Black, Berken & Lewis, Bongard & Amberg, Bryce, Erkins, Gilbert, Odom & Anderson, Lutz & Koss, Metzzen, Murphy & Cappelli, Patti & Braeger, Rehbein, Sarff, Huerta & Lopez, Saxton & Dinkelman, Skoczek & Hankowski, Wesolowski & Lindsey.

Please determine whether these officers were in fact involved in the matter described in Ms. Eggert's claim, and have these officers 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
5091

RECEIVED
MAY 30 10 00 AM '00
INTERNAL AFFAIRS
DIVISION

RECEIVED
60 APR 17 AM 11:00
INTERNAL AFFAIRS
DIVISION

EGGERT LAW OFFICE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele

CITY OF MILWAUKEE
RECEIVED
'00 MAR 30 PM 2:14
OFFICE OF
CITY ATTORNEY

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

March 23, 2000

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

**RE: MPD Criminal Investigation of PO John Erkins, Jr.
Allegations Regarding Mr. Jerry Whitely
Date of Incident: February 2, 2000
Location of Incident: District #4
ELO No.: 1459**

Dear Mr. Leonhardt:

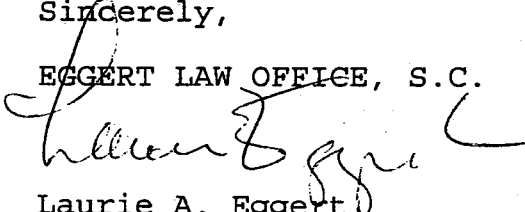
The above-named police officer has retained us to represent him in connection with the above-referenced matter.

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 an allegation that Erkins had damaged another officer's property on duty. Charges will not be issued against the officer.

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

Sincerely,

EGGERT LAW OFFICE, S.C.


Laurie A. Eggert
Attorney at Law

3/30/2001

O.K.
JAS

Letter # 2277

JC/ldl
ERKINS

EGGERT LAW OFFICE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele

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March 23, 2000

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

RE: MPD Criminal Investigation
Regarding: POs John Erkins, Jr.
Date of Incident: February 2, 2000
Location of Incident: District #4

Professional services

	<u>Hours</u>	
2/4/00 Telephone call from PO Erkins; open file.	0.70	
2/7/00 Several telephone calls to and from PO Erkins; telephone call to IAD; office conference with PO Erkins.	2.30	
2/9/00 Office conference with PO Erkins; telephone call to witness; telephone call to and from IAD; meeting with PO Erkins at IAD; attend PO Erkins' statement to IAD; travel.	1.30	
3/23/00 Close file.	0.40	
		<u>Amount</u>
For professional services rendered	4.70	\$517.00
Balance due		<u>\$517.00</u>

Mr. Ronald D. Leonhardt

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(Rate: \$110.00 per hour)

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

April 25, 2000

TO: PO JOHN ERKINS
DISTRICT FOUR

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 FEBRUARY 2, 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: John H. Erkins, Jr.

Print your name: JOHN H. ERKINS, JR.

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 *jt*
Commander of Police
Internal Affairs Division

DTS:dnp