

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
PATRICK B. McDONNELL
LINDA ULISS BURKE
Deputy City Attorneys



OFFICE OF CITY ATTORNEY
800 CITY HALL
200 EAST WELLS STREET
MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
TDD (414) 286-2025
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EDWARD M. EHRlich
LEONARD A. TOKUS
VINCENT J. BOBOT
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
DAWN M. BOLAND
KATHRYN M. ZALEWSKI
Assistant City Attorneys

January 13, 2005

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

Re: Communication from Attorney Laurie A. Eggert, Eggert & Cermele, S.C.
for legal fees for Police Officer Jeanne Sirna
C.I. File No. 00-S-430; ELO 1543

Dear Council Members:


Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officer Jeanne Sirna. The claim is in the amount of \$544.02 including \$5.02 in disbursements for 4.90 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 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. 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.

89182/ 1032-2000084

EGGERT & CERMELE, 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

DATE: December 12, 2002
TO: Assistant City Attorney Jan Smokowicz
FACSIMILE NO.: 286-8550
RE: C.I. No. 00-S-430
FROM: Attorney Laurie A. Eggert
Originals Mailed: YES _____ NO XX
NUMBER OF PAGES INCLUDING COVER: 3

MESSAGE:

**RE: Criminal Investigation of Officer Jeanne Sirna
Allegations Regarding Ms. Kathleen Bach
Date of Incident: August 3, 2000
Location of Incident: 2113 East Oklahoma Avenue
ELO File: 1543
City Claim No.: 00-S-430**

In response to your letter of December 6, 2002, following is a
copy of the clearance report.

9/20/04
O.K.
JHS
Letter 2276

IF YOU HAVE ANY TROUBLE WITH THIS TRANSMISSION CALL (414)276-8750

The information contained in this facsimile message is intended only for the personal and confidential use of the designated recipient or any agent responsible for delivering it to the intended recipient. You are hereby notified that if you have received this document in error, please be aware that any review, disclosure, copying distribution or use of the contents of this message is strictly prohibited. If you receive this communication in error, please immediately notify us by telephone at the above number. Thank you.

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
Deputy City Attorney

THOMAS E. HAYES
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Assistant City Attorneys

December 6, 2002

Ms. Laurie A. Eggert
Eggert Law Office, S.C.
1840 North Farwell Ave., Suite 303
Milwaukee, WI 53202

DEC 11 2002

Re: Criminal Investigation of Officer Jeanne Sirna
Allegations Regarding Ms. Kathleen Bach
Date of Incident: August 3, 2000
Location of Incident: 2113 E. Oklahoma Avenue
ELO No.: 1543
C.I. No.: 00-S-430

Dear Ms. Eggert:

Your submission of the above-noted matter indicated that you were attaching a copy of the clearance report along with the itemization of time and services rendered. Unfortunately, the clearance report was not supplied. Could you please provide a copy of that to me. Thank you for honoring this request.

Very truly yours,

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:lae
61035

RE: CIU#00-222 - THEFT

PAGE 2

dollar bills were missing from the other drawer (\$40.00). She then went back upstairs and noticed the receipts and monies from 08-02-00 (\$308.59) was missing. Also missing was one hundred dollars which was on the coffee table. The total amount of monies and receipts taken were \$483.59.

She did not want to believe that the officers took the money but this is the only conclusion she could reach.

CONCLUSION:

The investigation revealed that the front entrance door to Crabby's Restaurant and Grill was accidentally left unlocked. The UPS man delivered a package, opening the door, tripping the burglar alarm. P.O. ARENAS and SIRNA responded to the alarm and checked the entire building with negative results. Later when Miss BACH got the monies to set up for business, she found the above mentioned monies and receipts missing.

On Friday, August 25, 2000, this case was reviewed in the District Attorney's office by Deputy District Attorney Jon REDDIN. Deputy DA REDDIN stated that there was no evidence that the officers took the money. Deputy DA REDDIN stated that there were any number of scenarios which would explain the disappearance of the money, if it in fact disappeared. Deputy DA REDDIN stated that there are insufficient facts to prove or even to suspect that any particular person took the money. This case is therefore cleared as warrant refused.

INTERNAL AFFAIRS DIVISION	
Received	SEP 6 2000
Referred	<i>Reviewed / signed</i>
By	<i>Conde A. Schmitt</i>

Respectfully submitted:

Hattie NICHOLS
Police Detective
CIU/IAD, Early Shift

CITY OF MILWAUKEE

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Assistant City Attorneys

December 6, 2002

Ms. Laurie A. Eggert
Eggert Law Office, S.C.
1840 North Farwell Ave., Suite 303
Milwaukee, WI 53202

Re: Criminal Investigation of Officer Jeanne Sirna
Allegations Regarding Ms. Kathleen Bach
Date of Incident: August 3, 2000
Location of Incident: 2113 E. Oklahoma Avenue
ELO No.: 1543
C.I. No.: 00-S-430

Dear Ms. Eggert:

Your submission of the above-noted matter indicated that you were attaching a copy of the clearance report along with the itemization of time and services rendered. Unfortunately, the clearance report was not supplied. Could you please provide a copy of that to me. Thank you for honoring this request.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Jan A. Smokowicz'.

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:lae
61035

OFFICE COPY

EGGERT LAW OFFICE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele

1840 North Farwell Avenue
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(414) 276-8750
FAX (414) 276-8906

November 20, 2000

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

RE: MPD Criminal Investigation of PO Jeanne Sirna
Allegations Regarding Ms. Kathleen Bach
Date of Incident: August 3, 2000
Location of Incident: 2113 E. Oklahoma Ave.
ELO No.: 1543

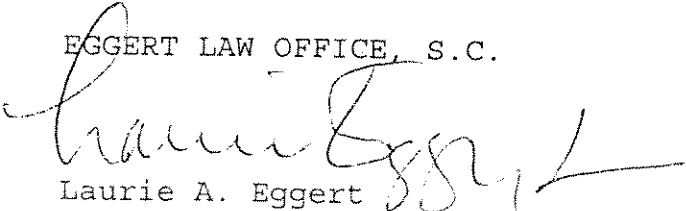
Dear Mr. Leonhardt:

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

Consistent with its policy, the City Attorney's Office has refused to represent her, and as she was performing the duties of her office at the time of the events giving rise to the incident, the claim is hereby made on her behalf for the indicated legal fees. This incident involved the response to a burglar alarm. Charges will not be issued against the officer. Attached is a copy of the clearance report and an itemization of the time and services rendered.

Sincerely,

EGGERT LAW OFFICE, S.C.


Laurie A. Eggert
Attorney at Law

JC/ldl
SIRNA

5/21/2001

No clearance vpt.
attached. otherwise O.K.

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

November 20, 2000

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

RE: MPD Criminal Investigation re: Ms. Kathleen Bach
Regarding: PO Jeanne Sirna
Date of Incident: August 3, 2000
Location of Incident: 2113 E. Oklahoma Ave.

Professional services

	<u>Hours</u>
8/10/00 Telephone call from MPA; open file; telephone call to client.	0.60
8/17/00 Telephone calls to and from client; memo to file; telephone call from witness; memo to file; telephone call to and from IAD; telephone call to client.	1.10
8/21/00 Review of file; meeting with PO Sirna at IAD; attend PO Sirna's statement to IAD; travel; memo to file.	1.70
8/22/00 Telephone call to client; telephone call to and from IAD.	0.30
8/23/00 Telephone call to client; telephone call to IAD.	0.20
8/25/00 Discussion with DDA Reddin; review of correspondence from DDA Reddin; telephone call to client; correspondence to client; correspondence to MPD Open Records.	0.50

	<u>Hours</u>	
11/8/00 Review of correspondence from MPD Open Records; correspondence to client; close file.	0.50	
		<u>Amount</u>
For professional services rendered	4.90	\$539.00
Additional charges:		
11/8/00 MPD Open Records request		5.02
Total costs		<u>\$5.02</u>
Total amount of this bill		<u>\$544.02</u>
Balance due		<u>\$544.02</u>

(Rate: \$110.00 per hour)

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

DECEMBER 28, 2000

TO: PO JEANNE SIRNA
DISTRICT TWO

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 AUGUST 3, 2000
- 2) A citizen's complaint made by KATHLEEN BACH
- 3) A police shooting incident occurring on

Is this information correct?

YES X NO _____

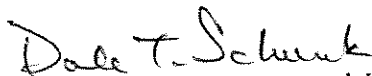
Did you receive legal representation
in this matter?

YES X NO _____

Your signature: P.O. 

Print your name: JEANNE SIRNA

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



DALE T. SCHUNK *JH*
Commander of Police
Internal Affairs Division

DTS:dnp