

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
GREGG C. HAGOPIAN
ELLEN H. TANGEN
MELANIE R. SWANK
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
LEONARD A. TOKUS
VINCENT J. BOBOT
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

June 14, 2007

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

Re: Communication from Attorney Laurie Eggert, Eggert & Cermele, S.C.
for legal fees for Police Officer John Miller
C.I. File No. 04-S-376; EC No. 2078

Dear Council Members:

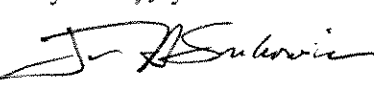
Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officer John Miller. The claim is in the amount of \$1,212.25, including \$13.25 in disbursements for 10.90 hours of service billed at the rate of \$110.00 per hour. We ask that this matter 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 the filing of a citizen's complaint against the officers with the Fire and Police Commission. The complaint was dismissed by the Commission.

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.

1032-2004-3028/120432

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

October 8, 2004

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

**RE: Citizen Complaint of Calvin Menge and Katherine Anderson
Against PO John Miller
Complaint No.: 03-18
Date of Incident: January 12, 2003
EC No.: 2078**

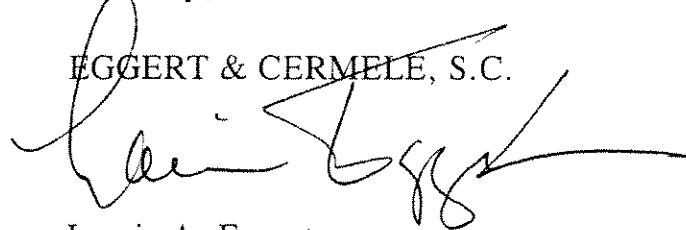
Dear Mr. Leonhardt:

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 a noise complaint. The Fire and Police Commission dismissed the complaint. Attached is a copy of the dismissal notice and an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.



Laurie A. Eggert
Attorney at Law

6/8/07
C.F.
JPS
Letter 2295

LAE/ldl
attachment
MILLER

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

October 08, 2004

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

RE: Citizen Complaint of Calvin Menge and Katherine Anderson
Against PO John Miller
FPC No: 03-18
Date of Incident: January 12, 2003
Location of Incident: 525 North 52nd Street
Professional services

	<u>Hours</u>
5/20/2003 Review documents from client; open file; telephone call to client; correspondence to FPC; telephone call to FPC; correspondence to MPD Open Records.	0.80
5/29/2003 Review of correspondence from FPC.	0.10
6/3/2003 Review of file; telephone call to client; telephone call from and to FPC.	0.30
6/5/2003 Telephone call from and to client.	0.20
6/6/2003 Telephone call from client; memo to file; review of file.	0.70
6/20/2003 Telephone call from FPC; review of file; memo to file; telephone call to FPC.	0.40
7/25/2003 Telephone call from FPC; memo to file.	0.10
7/28/2003 Telephone call to and from FPC; review of file; memo to file.	0.40
7/30/2003 Telephone call from client; review of file.	0.20

	<u>Hours</u>
8/20/2003 Review of correspondence from FPC; correspondence to client; memo to file.	0.30
8/25/2003 Telephone call from FPC; memo to file; review of file; correspondence to client.	0.60
8/29/2003 Review documents from MPD Open Records; review of file.	0.80
9/5/2003 Review of correspondence from FPC; telephone call to client; memo to file.	0.20
10/13/2003 Telephone call to FPC; memo to file; review of file.	0.30
10/29/2003 Review of file.	0.20
11/10/2003 Telephone call from FPC; review of file; memo to file.	0.30
11/14/2003 Review of file; memo to file; telephone call to FPC.	0.20
12/3/2003 Telephone call from FPC; memo to file; review of file.	0.30
12/17/2003 Review of correspondence from FPC; correspondence to client; memo to file.	0.30
1/15/2004 Review of file.	0.20
1/16/2004 Preparation for and appearance at conciliation; conference with clients; memo to file; travel.	2.20
2/13/2004 Review of file; telephone call to FPC; memo to file.	0.30
4/9/2004 Review of file; telephone call to FPC; memo to file.	0.30
5/6/2004 Review of file; telephone call to FPC; telephone call from FPC; memo to file.	0.30

	<u>Hours</u>	
5/25/2004 Telephone call from FPC; review of file.	0.10	
5/28/2004 Review of correspondence from FPC; correspondence to client.	0.30	
7/16/2004 Review amended order of dismissal; correspondence to client; review of file; close file.	0.50	
		<u>Amount</u>
For professional services rendered	10.90	\$1,199.00
Additional charges:		
8/29/2003 MPD Open Records request		10.25
1/16/2004 Parking		3.00
		<u>\$13.25</u>
Total costs		<u>\$13.25</u>
Total amount of this bill		<u>\$1,212.25</u>
		<u>\$1,212.25</u>
Balance due		<u><u>\$1,212.25</u></u>

(Rate: \$110.00 per hour)

RECEIVED

JUL 16 2004

HEAT & CERMBLE, S.C

BOARD OF
FIRE AND POLICE COMMISSIONERS : CITY OF MILWAUKEE : COUNTY OF MILWAUKEE

In Re:
THE CHARGES OF CALVIN MENGE & KATHERINE ANDERSEN
AGAINST POLICE OFFICER JOHN MILLER

AMENDED ORDER OF DISMISSAL

To Officer John Miller:

It is hereby ordered that the Complaint of Calvin Menge & Katherine Anderson, Complaint No. 03-18, filed with the Board on February 28, 2003, is dismissed because the Complaint lacks sufficient prosecutorial merit, by the

MILWAUKEE BOARD OF
FIRE AND POLICE COMMISSIONERS

ERIC MANDEL JOHNSON,
CHAIRMAN

BY:



DAVID L. HEARD
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, JULY 15, 2004.

✓ c: Attorney Laurie Eggert

RECEIVED

MAY 28 2004

EGGERT & CERMELE, S.C.

BOARD OF
FIRE AND POLICE COMMISSIONERS : CITY OF MILWAUKEE : COUNTY OF MILWAUKEE

In Re:
THE CHARGES OF CALVIN MENGE & KATHERINE ANDERSEN
AGAINST POLICE OFFICER JOHN MILLER

ORDER OF DISMISSAL

To Officer John Miller:

It is hereby ordered that the Complaint of Calvin Menge & Katherine Andersen, Complaint No. 03-18, filed with the Board on May 28, 2003, is dismissed because the Complaint lacks sufficient prosecutorial merit, by the

MILWAUKEE BOARD OF
FIRE AND POLICE COMMISSIONERS

ERIC MANDEL JOHNSON,
CHAIRMAN

BY:



DAVID L. HEARD
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, MAY 26, 2004.

/s/ Attorney Laurie Eggert

MILWAUKEE POLICE DEPARTMENT

RECEIVED

04 NOV 15 AM 10:17
October 28, 2004

MEMORANDUM

TO: P.O. JOHN MILLER
DISTRICT: PPS - *Earley*

RECEIVED
INTELLIGENCE DIVISION

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 JANUARY 12, 2003
- 2) A citizen's complaint made by CALVIN MENGE AND KATHERINE ANDERSON
- 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: *John R. Miller*

Print your name: Miller, John R.

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