

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
Deputy City Attorney

THOMAS E. HAYES
PATRICK B. McDONNELL
CHARLES R. THEIS
Special Deputy City Attorneys



OFFICE OF CITY ATTORNEY
200 EAST WELLS STREET, SUITE 800
MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
TDD 286-2025
FAX (414) 286-8550

BEVERLY A. TEMPLE
THOMAS O. GARTNER
LINDA ULISS BURKE
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
HAZEL MOSLEY
HARRY A. STEIN
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
MICHAEL G. TOBIN
DAVID J. STANOSZ
SUSAN E. LAPPEN
DAVID R. HALBROOKS
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
CHRISTOPHER J. CHERELLA
LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY

Assistant City Attorneys

March 19, 2001

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

Re: **Communication from Attorney Laurie A. Eggert, Eggert Law Office, S.C.**
for legal fees for Police Officer Kevin Dudley
C.I. File No. 99-S-331

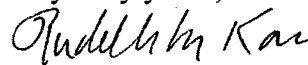
Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officer Kevin Dudley. The claim is in the amount of \$700.44 including \$7.44 in disbursements for 6.30 hours of service billed at the rate of \$110.00 per hour. **We have advised claimant's counsel, however, that a claimed mileage disbursement is not reimbursable, and so the claim has been reduced to \$693.00.** 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.
2276

CITY OF MILWAUKEE

Form CA-43

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OFFICE OF CITY ATTORNEY
800 CITY HALL
200 EAST WELLS STREET
MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
TDD 286-2025
FAX (414) 286-8550
June 24, 1999

BEVERLY A. TEMPLE
THOMAS O. GARTNER
LINDA ULISS BURKE
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
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MELANIE R. SWANK
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CHRISTOPHER J. CHERELLA
LEONARD A. TOKUS

Assistant City Attorneys

Deputy Inspector Dale Schunk
Milwaukee Police Department
749 West State Street, Room 714
Milwaukee, WI 53233

Re: C.I. File No. 99-S-331
Communication from EGGERT LAW OFFICE, S.C.

Dear Deputy Inspector Schunk:

Enclosed please find a claim filed by attorney Laurie Eggert for Attorney's fees incurred during her representation of officer Kevin Dudley.

Please determine whether this officer was in fact involved in the matter described in Ms. Eggerts' claim, and have the officer verify Ms. Eggerts' representation. Thank you for your anticipated cooperation in this matter.

Very truly yours,

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:beg
Enclosure

3/19/2001

O.K
for \$693.00 only

Exclude mileage

JAS

Letter # 2276

MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

99 JUL 13 AM 10:28

RECEIVED

EGGERT LAW OFFICE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele

CITY OF MILWAUKEE

99 JUN 17 PM 3:43

1840 North Farwell Avenue

Suite 303

Milwaukee, Wisconsin 53202

(414) 276-8750

RONALD D. LEONHARDT
CITY CLERK

FAX (414) 276-8906

June 15, 1999

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

**RE: MPD Criminal Investigation of PO Kevin Dudley
Allegations Regarding La Keycia T. Howard
Date of Incident: March 15, 1999
Location of Incident: 5240 North 76th Street**

Dear Mr. Leonhardt:

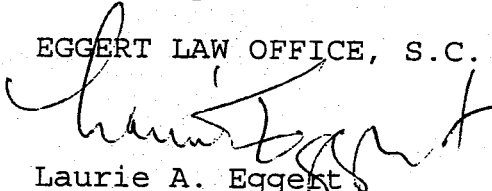
The above-named police officer retained us to represent him in connection with the above-referenced matter.

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 investigation of an automobile accident. Assistant District Attorney Stephanie G. Rothstein will not issue charges against any the officer; attached is a copy of the MPD's Internal Affairs "Clearance Report" indicating the matter was considered baseless.

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

Sincerely,

EGGERT LAW OFFICE, S.C.



Laurie A. Eggert
Attorney at Law

CITY ATTORNEY

1999 JUN 17 PM 4:23

CITY OF MILWAUKEE
RECEIVED

LAE/ldl
DUDLEY

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

June 15, 1999

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

RE: MPD Criminal Investigation
Regarding: PO Kevin Dudley
Date of Incident: March 15, 1999
Location of Incident: 5240 N. 76th St.

Professional services

	<u>Hours</u>	
3/25/99 Office conference with Ward; telephone call to client. open file; telephone call to witnesses; telephone call to IAD.	2.10	
3/26/99 Telephone call from and to client; telephone call to witness; telephone call to IAD; meeting with client at IAD; attend IAD interview; travel.	2.90	
4/1/99 Review of file; telephone call to IAD.	0.20	
4/8/99 Telephone call from IAD; correspondence to client; correspondence to MPD Open Records.	0.50	
6/10/99 Review of closed criminal file; correspondence to clients; close file.	0.60	
		<u>Amount</u>
For professional services rendered	6.30	\$693.00

Mr. Ronald D. Leonhardt

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Additional charges:

	<u>Amount</u>
3/26/99 Mileage	7.44
Total costs	<u>\$7.44</u>
Total amount of this bill	<u>\$700.44</u>
Balance due	<u>\$700.44</u>

(Rate: \$110.00 per hour)

RE: CIU#99-065 - BATTERY

P.O. KEVIN DUDLEY, PR#62923, DISTRICT FOUR, LATE POWER SHIFT

PAGE 3

CONCLUSION:

Investigation by the Criminal Investigation Unit revealed that Officer DUDLEY investigated an auto accident in which La Keycia HOWARD was involved. La Keycia HOWARD stated that she did not like the way Officer DUDLEY handled the investigation and was trying to talk to him when she was arrested for no reason. Miss HOWARD stated that when she was placed in a car she bumped her head on the squad door which may have been deliberate. At District 4 Miss HOWARD stated that Officer DUDLEY grabbed her by her collar pinching her breasts. Officer DUDLEY was interviewed and he denied hitting Miss HOWARD in the head or grabbing her by the collar. No outside witnesses saw Miss HOWARD'S head hit the door when she was placed in the squad. An officer witness at District 4 stated that Officer DUDLEY never grabbed Miss HOWARD by the collar. CIU investigation cannot substantiate a Battery and this case will be cleared as baseless.

Respectfully submitted:



David. R. BRUESS
Lieutenant of Detectives
CIU/IAD, Day Shift

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

JULY 23, 1999

TO: PO KEVIN DUDLEY
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 MARCH 15, 1999
- 2) A citizen's complaint made by
- 3) A police shooting incident occurring on

Is this information correct?

YES KAD NO _____

Did you receive legal representation
in this matter?

YES KAD NO _____

Your signature: Kevin A. Dudley

Print your name: Kevin A. Dudley

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*
Deputy Inspector of Police
Internal Affairs Division

DTS:dnp