

# CITY OF MILWAUKEE

Form CA-43

**GRANT F. LANGLEY**  
City Attorney

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Assistant City Attorneys

September 7, 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 Daniel Dzievit  
C.I. File No. 01-S-09; ELO No. 1590**

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officer Daniel Dzievit. The claim is in the amount of \$385.00 for 3.50 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 citizen complaint against the officer 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. Sec. 895.35, Stats., *Bablitch and Bablitch v. Lincoln County*, 82 Wis. 2d 574 (1978).

Very truly yours,

A handwritten signature in cursive script, appearing to read "Grant F. Langley, for".

GRANT F. LANGLEY  
City Attorney

A handwritten signature in cursive script, appearing to read "Jan A. Smokowicz".

JAN A. SMOKOWICZ  
Assistant City Attorney

JAS:enm  
Enc.  
2291

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

December 27, 2000

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

RE: Citizen Complaint of Mr. John O. Gladney  
Against PO Daniel Dzievit  
Complaint No.: 00-18  
Date of Incident: March 21, 2000  
ELO No.: 1590

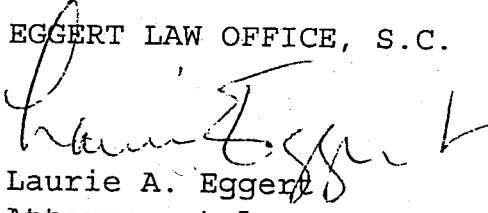
Dear Mr. Leonhardt:

The above-named police officer has retained us to represent him them 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 littering citation. 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 LAW OFFICE, S.C.

  
Laurie A. Eggert  
Attorney at Law

5/23/2001

O.K.

JAS

Letter # 2291

JC/LAE/ldl  
DZIEVIT.CC

**EGGERT LAW OFFICE, S.C.**

*Attorneys at Law*

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Jonathan Cermele

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(414)276-8750  
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December 27, 2000

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

RE: Citizen Complaint of Mr. John O. Gladney  
Against PO Daniel Dzievit  
FPC No: 00-18  
Date of Incident: March 21, 2000  
Location of Incident: 3632 West Burleigh Street

Professional services

	<u>Hours</u>
5/11/00 Telephone call from PO Dzievit; office conference with POs Dzievit and Randazzo; open file; correspondence to client and FPC.	1.50
5/16/00 Review of correspondence from FPC.	0.10
6/1/00 Review of file; telephone call to and from Heard; memo to file.	0.40
6/2/00 Telephone call to FPC.	0.10
6/5/00 Telephone call to FPC.	0.20
9/11/00 Telephone call from Heard.	0.10
9/12/00 Review of file; telephone call to FPC.	0.10
10/12/00 Telephone call to FPC.	0.20

Mr. Ronald Leonhardt

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	<u>Hours</u>	
12/4/00 Telephone call from FPC.	0.10	
12/15/00 Review of correspondence from FPC; correspondence to client; close file.	0.40	
12/19/00 Review of file; close file.	0.30	
		<u>Amount</u>
For professional services rendered	3.50	\$385.00
Balance due		<u>\$385.00</u>

(Rate: \$110.00 per hour)

DEC 14 2000

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

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In Re:  
THE CHARGES OF JOHN O. GLADNEY  
AGAINST POLICE OFFICER DANIEL DZIEVT

ORDER OF DISMISSAL

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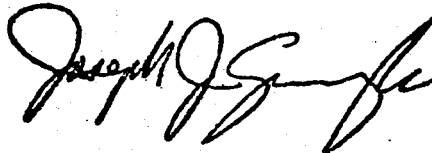
To Officer Daniel Dzievt:

It is hereby ordered that the Complaint of John O. Gladney, Complaint No. 2000-18, filed with the Board on March 29, 2000, is dismissed due to the Complainant's passivity, by the

MILWAUKEE BOARD OF  
FIRE AND POLICE COMMISSIONERS

WOODY WELCH,  
CHAIRMAN

BY:



JOSEPH J. CZARNEZKI  
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, DECEMBER 13, 2000.

c: Attorney Jonathan Cermele ✓

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

FEBRUARY 12, 2001

TO: PO DANIEL DZIEVET  
DISTRICT SEVEN

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 21, 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: PO Daniel Dziejewicz Dziejewicz

Print your name: PO DANIEL C DZIEVET

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 *sd*  
Commander of Police  
Internal Affairs Division

DTS:dnp