

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
Deputy City Attorney

THOMAS E. HAYES
PATRICK B. McDONNELL
LINDA ULISS BURKE
Special Deputy City Attorneys



OFFICE OF CITY ATTORNEY
800 CITY HALL
200 EAST WELLS STREET
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EDWARD M. EHRlich
LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY

Assistant City Attorneys

November 18, 2002

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 Officers Richard Scharnott, Matthew Knight, Ed Joncas and Todd Bohlen
C.I. File No. 01-S-272-10; ELO No. 1642

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Richard Scharnott, Matthew Knight, Ed Joncas and Todd Bohlen. The claim is in the amount of \$896.52 including \$16.52 in disbursements for 8.00 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 Officers 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

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

August 2, 2001

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

**RE: MPD Criminal Investigation of POs Richard Scharnott,
Matthew Knight, Ed Joncas and Todd Bohlen
Allegations Regarding Socrate Senda
Date of Incident: January 3, 2001
Location of Incident: 1412 West Greenfield Avenue
ELO No.: 1642**

Dear Mr. Leonhardt:

The above-named police officers have retained us to represent them in connection with the above-referenced matter.

Consistent with its policy, the City Attorney's Office has refused to represent them, and as they were performing the duties of their office at the time of the events giving rise to the incident, the claim is hereby made on their behalf for the indicated legal fees. This incident involved an undercover drug buy. Charges will not be issued against the officers. 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
Laurie A. Eggert
Attorney at Law

11/15/02

O.K.

JHS

Letter

2276

JC/ldl
SCHARNOTT

OFFICE OF
CITY ATTORNEY

'01 AUG -6 PM 3:14

CITY OF MILWAUKEE
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EGGERT LAW OFFICE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele

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Suite 303
Milwaukee, Wisconsin 53202
(414)276-8750
FAX(414)276-8906

August 2, 2001

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

RE: MPD Criminal Investigation re: Socrate Senda
Regarding: POs Richard Scharnott, Matthew Knight,
Ed Joncas and Todd Bohlen
Date of Incident: January 3, 2000
Location of Incident: 1412 W. Greenfield Ave.

Professional services

	<u>Hours</u>
04/20/00 Telephone call from PO Scharnott; open file.	0.50
05/15/00 Telephone call from PO Joncas; memo to file.	0.50
05/16/00 Telephone call from PO Knight; memo to file.	0.50
05/18/00 Telephone call from PO Knight; telephone call to and from PO Bohlen.	0.40
05/22/00 Review of file; office conference with POs Knight, Joncas and Bohlen; memo to file.	1.20
08/25/00 Discussion with IAD and DDA Reddin.	0.40
09/06/00 Discussion with IAD.	0.20

Mr. Ronald D. Leonhardt

Page 2

	<u>Hours</u>	
09/28/00 Telephone call to IAD.	0.20	
11/16/00 Review of file; correspondence to IAD; telephone call to and from POs Knight, Bohlen and Joncas; telephone call to PO Scharnott; telephone call to IAD; meeting with PO Knight at IAD; attend PO Knight's statement to IAD; travel; memo to file.	2.50	
12/06/00 Telephone call to IAD.	0.10	
01/09/01 Telephone call to IAD.	0.20	
02/07/01 Telephone call to IAD.	0.20	
02/12/01 Discussion with DA.	0.10	
02/20/01 Review of correspondence from DA; correspondence to MPD Open Records; correspondence to clients.	0.50	
03/30/01 Review of correspondence from MPD Open Records; correspondence to clients; close file.	0.50	
		<u>Amount</u>
For professional services rendered	8.00	\$880.00
Additional charges:		
03/29/01 MPD Open Records request		16.52
Total costs		<u>\$16.52</u>
Total amount of this bill		<u>\$896.52</u>

Mr. Ronald D. Leonhardt

Page 3

Amount

Balance due

\$896.52

(Rate: \$110.00 per hour through 12/31/1998)

MILWAUKEE POLICE DEPARTMENT

CIU/Internal Affairs Division

S U M M A R Y

Monday, February 19, 2001

IN THE MATTER OF: CIU#00-024 - BATTERY

25

P.O. Matthew KNIGHT, PR# 57480, Loc. 22

P.O. Todd BOHLEN, PR# 59915, Loc. 22

**TO: DALE T. SCHUNK
POLICE COMMANDER**

SIR:

This report was written by Detective Mercedes COWAN, assigned to the Internal Affairs Division/Criminal Investigation Unit (IAD/CIU), Early Shift.

ALLEGATION:

The complainant, Mr. Socrate SENDA, alleged City of Milwaukee Police Officers used unnecessary force while executing his arrest, causing pain and injury.

INVESTIGATION:

Officers conducted an undercover drug buy at a home in which SENDA was the "lookout person." During the entry into the home, SENDA, attempted to flee the residence and became resistant prior to arrest. SENDA incurred several contusion type injuries to the facial area and complained of pain to his ribs and back. He immediately filed a complaint against the officers in which he denied being the "lookout", denied resisting, maintaining officers struck him and caused injury without reason. SENDA also denied any knowledge of a warrant with the U.S. Marshall's for P.O.C.S.-Cocaine, which was later confirmed valid.

Officer KNIGHT, during his statement, related when he entered the drug home, he observed SENDA reach into his pants, causing Officer KNIGHT to fear for his safety. When SENDA ran, Officer KNIGHT pursued him, tackled him and caused him to fall face first onto the floor. Officer KNIGHT related that any pain or injury occurred incident to lawful arrest.

A review at the District Attorney's office regarding criminal charges against SENDA

RE: CIU#00-024, BATTERY (Socrate SENDA)
PAGE 2

was resolved as No Process. However, SENDA was extradited to Concord, New Hampshire, for federal prosecution on the outstanding warrant. Further, there was an Immigration & Naturalization Services Detainer placed on SENDA, causing a deportation back to the Dominican Republic following his release of time served.

CONCLUSION:

On February 15, 2001, this matter was reviewed by Deputy District Attorney Jon REDDING. D.D.A. REDDIN declined prosecution on SENDA's claim due to insufficient evidence which failed to prove the officers acted criminally in his arrest.

This case has been cleared as Warrant Refused.

Respectfully submitted:



Mercedes COWAN,
Police Detective, 58393
CIU/IAD, Early Shift *mb*

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

SEPTEMBER 18, 2001

TO: P.O. RICHARD SCHARNOTT 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 JANUARY 03, 2001
- 2) A citizen's complaint made by SOCRATE SENDA
- ~~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: P.O. RICHARD SCHARNOTT

Print your name: P.O. RICHARD SCHARNOTT

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


STEVEN M. SETTINGSGAARD
POLICE COMMANDER
Internal Affairs Division

DTS:dnp

MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

01 OCT 16 AM 10:14

RECEIVED

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

SEPTEMBER 18, 2001

TO: P.O. MATT KNIGHT 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 JANUARY 03, 2001
- 2) A citizen's complaint made by SOCRATE SENDA
- 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: _____

Print your name: _____

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

St. Settingsgaard
STEVEN M. SETTINGSGAARD
POLICE COMMANDER
Internal Affairs Division

DTS:dnp

*THIS OFFICER IS ON MILITARY LEAVE.
HE IS OUT OF STATE. CAN BE GONE
FOR UP TO ONE YEAR.*

NOISIAID
DIVISION
INTERNAL AFFAIRS
MILWAUKEE POLICE
01 OCT 15 AM 10:33

RECEIVED

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

SEPTEMBER 18, 2001

TO: P.O. ED JONCAS 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:

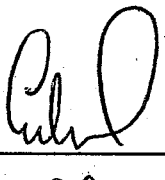
- 1) An incident occurring on JANUARY 03, 2001
- 2) A citizen's complaint made by SOCRATE SENDA
- 3) A police shooting incident occurring on

Is this information correct?

YES X NO

Did you receive legal representation in this matter?

YES X NO

Your signature: 

Print your name: EDWARD JONCAS

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


STEVEN M. SETTINGSGAARD
POLICE COMMANDER
Internal Affairs Division

DTS:dnp

RECEIVED
01 SEP 24 AM 10:12
MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

SEPTEMBER 18, 2001

TO: P.O. TODD BOHLEN 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 JANUARY 03, 2001
- 2) A citizen's complaint made by SOCRATE SENDA
- 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: Todd M. Bohlen

Print your name: TODD BOHLEN

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


STEVEN M. SETTINGSGAARD
POLICE COMMANDER
Internal Affairs Division

DTS:dnp

MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION
01 SEP 24 AM 10:12

RECEIVED