

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

April 6, 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 Deborah Moody
C.I. File No. 99-S-150(h)**

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officer Deborah Moody. The claim is in the amount of \$585.00 including \$13.00 in disbursements for 5.20 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 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 black ink, appearing to read 'Grant F. Langley', written over a horizontal line.

GRANT F. LANGLEY
City Attorney

A handwritten signature in black ink, appearing to read 'Jan A. Smokowicz', written over a horizontal line.

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:enm
Enc.
2295

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

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May 17, 2000

BEVERLY A. TEMPLE
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MARYNELL REGAN

Assistant City Attorney

Commander Dale Schunk
Milwaukee Police Department
Internal Affairs Division
6680 North Teutonia Avenue, Rm 325
Milwaukee, WI 09

Re: C.I. File No. 00-S-150
Communication from EGGERT LAW OFFICE

Dear Commander Schunk:

Enclosed please find a claim filed by attorney Laurie A. Eggert for Attorney's fees incurred during her representation of officers Gary Brown, Richard Gordy, Jan Karow, Charles Roessler and Justin Carloni, Charistopher Gull, Manuel Molina, Deborah Moody, Dan Rice and Scott Thorne, Michael Sarenac and William Walsh, James MacGillis and Jeffrey Theile, and Tim Trumble, Rodney Casarez and Walter McCullough.

Please determine whether these officers were in fact involved in the matter described in Ms. Eggert's claim; and have these officers verify Ms. Eggert's representation. Thank you for your anticipated cooperation in this matter.

Very truly yours,

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

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:beg
Enclosure
5091

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

May 8, 2000

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

CITY OF MILWAUKEE
00 MAY 11 PM 2:07
RONALD D. LEONHARDT
CITY CLERK

**RE: Citizen Complaint of Ms. Robin McCants
Against PO Deborah Moody
Complaint No.: 99-31
Date of Incident: June 3, 1999
ELO No.: 1484**

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 issuance of a municipal 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 Eggert
Laurie A. Eggert
Attorney at Law

CITY OF MILWAUKEE
RECEIVED
00 MAY 11 PM 3:02
OFFICE OF
CITY ATTORNEY

LAE/ldl
MOODY

3/6/2001
OK
JAS
Letter # 2295

EGGERT LAW OFFICE, S.C.

Attorneys at Law

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May 8, 2000

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

RE: Citizen Complaint of Ms. Robin McCants
Against PO Deborah Moody
FPC No: 99-31
Date of Incident: June 13, 1999
Location of Incident: Northridge Mall

Professional services

	<u>Hours</u>
7/21/99 conference with client; memo to file. open file; correspondence to FPC, Department of Justice.	1.60
7/31/99 Review of correspondence from FPC.	0.10
8/23/99 Review of correspondence from Department of Justice.	0.10
10/26/99 Telephone call from FPC; memo to file; telephone call to client; review of file.	0.30
11/1/99 Telephone call to client; review of file; memo to file.	0.50
11/5/99 Telephone call to FPC.	0.10
11/16/99 Telephone call from FPC; telephone call to client.	0.20

	<u>Hours</u>	
12/1/99 Telephone call from FPC; review of file; telephone call to client.	0.30	
12/8/99 Telephone call from client; telephone call to FPC.	0.20	
2/1/00 Telephone call from client; memo to file.	0.30	
2/7/00 Conference with client.	0.10	
4/13/00 Review of file; telephone call to and from FPC; memo to file; review information from FPC meeting.	0.70	
4/14/00 Memo to file; telephone call to client.	0.20	
5/8/00 Review of correspondence from FPC; correspondence to client; close file.	0.50	
		<u>Amount</u>
For professional services rendered	5.20	\$572.00
Additional charges:		
7/27/99 Department of Justice		13.00
Total costs		<u>\$13.00</u>
Total amount of this bill		<u>\$585.00</u>
Balance due		<u><u>\$585.00</u></u>

(Rate: \$110.00 per hour)

MAY 8 2000

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

In Re:
THE CHARGES OF ROBIN D. MCCANTS
AGAINST POLICE OFFICER DEBORAH MOODY

ORDER OF DISMISSAL

To Officer Deborah Moody:

It is hereby ordered that the Complaint of Robin D. McCants, Complaint No. 99-31, filed with the Board on June 16, 1999, is dismissed because the Complainant has requested that the Complaint be dismissed, by the

MILWAUKEE BOARD OF
FIRE AND POLICE COMMISSIONERS

AUGUST G. ERDMANN,
CHAIRMAN

BY:



JOSEPH J. CZARNEZKI
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, MAY 3, 2000.

c: Attorney Laurie Eggert

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

JUNE 9, 2000

TO: PO DEBORAH MOODY
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 JUNE 3, 1999
- 2) A citizen's complaint made by
- 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: Deborah A. Moody

Print your name: Deborah A. MOODY

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*
Police Commander
Internal Affairs Division

DTS:dnp