

# CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY  
City Attorney

RUDOLPH M. KONRAD  
PATRICK B. McDONNELL  
LINDA ULISS BURKE  
Deputy City Attorneys



OFFICE OF CITY ATTORNEY  
800 CITY HALL  
200 EAST WELLS STREET  
MILWAUKEE, WISCONSIN 53202-3551  
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THOMAS O. GARTNER  
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SUSAN D. BICKERT  
HAZEL MOSLEY  
STUART S. MUJAMAL  
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  
DAWN M. BOLAND  
KATHRYN M. ZALEWSKI

Assistant City Attorneys

April 5, 2005

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

Re: Communication from Attorney Laurie A. Eggert, Eggert & Cermele, S.C.  
for legal fees for Police Officers Jason Kane and Lane Grady  
C.I. File No. 03-S-382; EC 1939

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Jason Kane and Lane Grady. The claim is in the amount of \$784.00 including \$3.00 in disbursements for 7.10 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. Wis. Stat. § 895.35, *Bablitch and Bablitch v. Lincoln County*, 82 Wis. 2d 574 (1978).

Very truly yours,

Handwritten signature of Grant F. Langley in black ink.

GRANT F. LANGLEY  
City Attorney

Handwritten signature of Jan A. Smokowicz in black ink.

JAN A. SMOKOWICZ  
Assistant City Attorney

JAS:enm  
Enc.

91786/ 1032-2003-3158

**EGGERT & CERMELE, S.C.**

*Attorneys at Law*

Laurie A. Eggert  
Jonathan Cermele  
Rachel L. Schneider

1840 North Farwell Avenue  
Suite 303  
Milwaukee, Wisconsin 53202  
(414) 276-8750  
FAX (414) 276-8906

September 24, 2003

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

**RE: MPD Criminal Investigation of POs Jason Kane and Lane Grady  
Allegations Regarding Mr. Jerry W. Hurt  
Date of Incident: January 15, 2003  
Location of Incident: Bobolink and Teutonia  
EC No.: 1939**

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 a vehicle pursuit.

The MPD initiated a criminal investigation in which the officers initially declined to give a statement without counsel. When they requested counsel, IAD compelled POs Kane and Grady to give statements concerning the incident after issuing PI-21s. The DA reviewed the allegations and did not issue criminal charges against the officers. Attached is a copy of the DA's letter and an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.

*Laurie A. Eggert*  
Laurie A. Eggert  
Attorney at Law

*4/13/05  
O.K.  
JMS  
Letter 2276*

JC/ldl  
attachment  
KANE GRADY

03 SEP 23 11 36 AM  
CITY OF MILWAUKEE  
RECEIVED

**EGGERT & CERMELE, S.C.**

*Attorneys at Law*

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Rachel L. Schneider

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September 24, 2003

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

RE: MPD Criminal Investigation re: Mr. Jerry W. Hurt  
Regarding: POs Jason Kane and Lane Grady  
Date of Incident: January 15, 2003  
Location of Incident: Bobolink and Teutonia  
Professional services

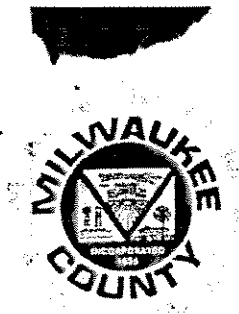
	<u>Hours</u>	
7/14/2003 Telephone call from PO Kane regarding new criminal investigation; open file; memo to file; telephone call from PO Grady; memo to file.	0.90	
7/15/2003 Review of file; meeting with POs Kane and Grady at IAD; attend PO Kane's PI-21; attend PO Grady's PI-21; conference with clients; travel; memo to file.	2.90	
7/29/2003 Telephone calls to DDA Reddin; telephone calls to clients.	0.50	
7/30/2003 Review of file; meeting with POs Kane and Grady at DA's office; attend PO Kane's statement to DA; attend PO Grady's statement to DA; discussion with DA; discussion with clients; travel; memo to file.	2.10	
8/15/2003 Review of file; telephone call to DDA Reddin.	0.20	
9/3/2003 Review of correspondence from DDA Reddin; correspondence to client; close file.	0.50	
		<u>Amount</u>
For professional services rendered	7.10	\$781.00

Mr. Ronald D. Leonhardt

Page 2

Additional charges:

	<u>Amount</u>
7/30/2003 Parking	3.00
Total costs	<u>\$3.00</u>
Total amount of this bill	<u>\$784.00</u>
Balance due	<u><u>\$784.00</u></u>



OFFICE OF DISTRICT ATTORNEY

Milwaukee County

E. MICHAEL McCANN • District Attorney

- Robert D. Donohoo
Jon N. Reddin
Carol Lynn White
Patrick J. Kenney
James J. Martin
Thomas A. Schulz
Alexander G. Skienarz
William J. Molitor
Donald S. Jackson
Gale G. Shelton
Terry Megowan
Gary D. Mahkorn
David Robles
Deborah Daley
Peg Tarrant
Douglas J. Simpson
Cynthia G. Brown
Norman A. Gahn
Stephanie Gieris Rothstein
Carol E. Janick
Steven H. Glamm
Mary Anne Smith
Mark S. Williams
Linda Johnson
John M. Stober
Thomas L. Potter
David Feiss
Rayann Chandler Szychinski
Carole Manchester
Kenneth R. Berg
Benbow P. Cheesman, Jr.
Lovell Johnson, Jr.
Wanda D. Zier
Timothy J. Cotter
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Steven V. Licata
Brad Vorpahl
Jane Carroll
Paul Triss
Miriam S. Falk
Phyllis M. DeCarvalho
Dennis P. Murphy
Christine M. Kraus
Philip A. Arjell
Thomas J. McAdams
Bruce J. Lariograt
Mary K. McCann
Dennis J. Stingl
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Karen A. Loebel
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Julius Kim
Palm Wabitsch
Kent L. Lovem
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Bruce W. Becker
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Jeanette Corbett
Jeffrey P. Greipp
Thomas G. Binger
David Maas
Jeremy L. Resar
Daniel J. Gabler
Sara P. Scullen
Genise M. Hooks
Brent Nistler
T. Christopher Dee
Katharine Kucharski
Lisa P. Fricker
Robin J. Roesche
Phillip R. Ranguebsin
Tiffany J. Harris
Daniel R. Humble
Jacob D. Carr
Joy Hammond
Martin T. Lundquist
Trevor A. Sisk
Andrew J. Maer
Hildi E. Galvan
Nancy A. Noel
Rebecca K. Bremberg
Stephen W. Sawyer
Elizabeth Mueller
Megan J. Vawter
Grant I. Huesner
Callee Kiddet-Lacy
John Rusch
Stephan Eduard Notten
Eric D. Delort
Christine M. Quinn
Megan Fisher
Munjed A. Ahmad
Mary C. Theisen
Michelle A. Ackerman

08/25/03

AUG 29 2003

Mr. Jon Cermele
Eggert & Cermele, S.C.
1840 N. Farwell Ave., #303
Milwaukee, WI 53202-1716

Re: Incident No. 03-190-3133
Complainant: Jerry Hurt
Officer(s): Jason Kane & Lane Grady

Dear Mr. Cermele:

This is to notify you that after reviewing the above incident involving City of Milwaukee Police Officers, I have determined that criminal charges will not be issued against them.

Sincerely,

[Signature]
Jon N. Reddin
Deputy District Attorney

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

OCTOBER 6, 2003

TO: P.O. LANE GRADY  
DISTRICT TEU

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 15, 2003
- 2) A citizen's complaint made by JERRY W. HURT
- 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: P.O. Lane Grady GRADY

Print your name: Lane GRADY

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

SMS:kjs

RECEIVED  
03 OCT 10 AM 10:54  
INTERNAL AFFAIRS  
DIVISION

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

OCTOBER 6, 2003

TO: P.O. JASON KANE  
DISTRICT TEU

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 15, 2003
- 2) A citizen's complaint made by JERRY W. HURT
- 3) A police shooting incident occurring on N/A

Is this information correct?

YES ✓ NO \_\_\_\_\_

Did you receive legal representation in this matter?

YES ✓ NO \_\_\_\_\_

Your signature: \_\_\_\_\_

*Jason D. Kane*

Print your name: \_\_\_\_\_

P.O. JASON KANE 64681

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

*Steven M. Settingsgaard*

Steven M. Settingsgaard  
Police Commander  
Internal Affairs Division

*KS*

SMS:kjs

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03 OCT 10 AM 10:54  
MILWAUKEE POLICE DEPARTMENT  
INTERNAL AFFAIRS  
DIVISION