

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
LINDA ULISS BURKE
VINCENT D. MOSCHELLA
Deputy City Attorneys



THOMAS O. GARTNER
BRUCE D. SCHRIMPF
SUSAN D. BICKERT
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
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
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
KATHRYN Z. BLOCK
MEGAN T. CRUMP
ELOISA DE LEÓN
ADAM B. STEPHENS
KEVIN P. SULLIVAN
BETH CONRADSON CLEARY
THOMAS D. MILLER
HEIDI E. GALVÁN
JARELY M. RUIZ
ROBIN A. PEDERSON
DANIELLE M. BERGNER
Assistant City Attorneys

June 24, 2009

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

Re: Communication from Attorney Jon Cermele, Cermele & Associates, S.C. for
legal fees for Police Officer Laurel Osiewalski
EC 2679

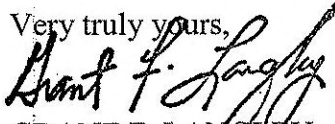
Dear Council Members:

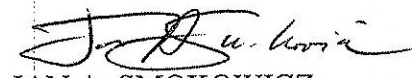
Returned herewith is a document filed by Attorney Jon Cermele for attorney's fees for representing Police Officer Laurel Osiewalski. The claim is in the amount of \$616.00 for 5.60 hours of service billed at the rate of \$110.00 per hour. We ask that this matter be introduced and referred to the Committee 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 and sergeant 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,


GRANT F. LANGLEY
City Attorney


JAN A. SMOKOWICZ
Assistant City Attorney

JAS
Enc.

1032-2008-3819.007:147332

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 5, 2009

TO: P.O. LAUREL OSIEWALSKI
DISTRICT: DISTRICT SEVEN

RE: Receipt of Legal Services from Law Firm of
Attorney Jonathan Cermele

Attorney Jonathan Cermele 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: May 24, 2008
- 2) A citizen complaint made by: Ms. Nia Hardison
- 3) A police shooting incident occurring at: N/A

Is this information correct?

YES NO

Did you receive legal representation
in this matter?

YES NO

Your signature: _____



Print your name: _____

Laurel Osiewalski

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

DENITA R. BALL
Deputy Inspector of Police
Professional Performance Division

DRB: kjs

CI-C-2008-0117

CERMELE & ASSOCIATES, S.C.

- ATTORNEYS AT LAW -
WWW.CERMELELAW.COM

JONATHAN CERMELE
MATTHEW L. GRANITZ
CHELSIE ALLAN
SCOTT J. JESS

6310 WEST BLUEMOUND ROAD
SUITE 200
MILWAUKEE, WISCONSIN 53213
(414) 276-8750
FAX (414) 276-8906

December 12, 2008

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

**RE: Citizen Complaint of Ms. Nia Hardison
Against PO Laurel Osiewalski D1
Complaint No.: 08-54
Date of Incident: May 24, 2008**

Dear Mr. Leonhardt:

Pursuant to Article 58 of the 2007-2009 Collective Bargaining Agreement between the City and the Milwaukee Police Association, the City should request that this claim be placed on the Common Council Committee agenda within 180 days of its receipt.

The above-named police officer has 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, this claim is hereby made on his behalf for the indicated legal fees. This incident involved a call for police.

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.

Thank you.

Sincerely,


CERMELE & ASSOCIATES, S.C.

Jon Cermele

/kjs

Attachments
OSIEWALSKI

CERMELE & ASSOCIATES, S.C.

- ATTORNEYS AT LAW -

WWW.CERMELELAW.COM

JONATHAN CERMELE
MATTHEW L. GRANITZ
CHELSIE ALLAN
SCOTT J. JESS

6310 WEST BLUEMOUND ROAD
SUITE 200
MILWAUKEE, WISCONSIN 53213
(414) 276-8750
FAX (414) 276-8906

December 12, 2008

Mr. Ronald Leonhardt
Milwaukee City Clerk
City Hall, Room 205
200 East Wells Street
Milwaukee WI 53202

RE: Citizen Complaint of Ms. Nia Hardison
Against PO Laurel Osiewalski
FPC No: 08-54
Date of Incident: May 24, 2008
Professional services

	<u>Hours</u>
11/10/2008 Telephone call from PO Osiewalski regarding new citizen complaint; open file; memo to file.	0.40
11/11/2008 Office conference with PO Osiewalski; telephone call to Mediator; e-mail to Mediator.	1.10
11/14/2008 Telephone call to and from client; e-mail to Mediator.	0.30
11/17/2008 E-mail from Mediator regarding date for mediation; telephone call to client.	0.20
11/18/2008 Telephone call from client; e-mail to Mediator; correspondence to client.	0.20
11/21/2008 Review file for mediation; memo to file.	0.50
11/24/2008 Prepare for mediation.	0.50
11/26/2008 Prepare for mediation; travel; attend mediation.	2.00

Mr. Ronald Leonhardt

Page 2

	<u>Hours</u>
12/11/2008 Receive and review correspondence from FPC regarding dismissal of complaint; correspondence to client regarding same; close file.	0.40

	<u>Amount</u>
For professional services rendered	5.60
Balance due	<u>\$616.00</u>

(Rate: \$110.00 per hour)



RECEIVED

DEC 09 2008

CERMELE & ASSOCIATES, S.C.

Richard C. Cox
Chair

Carolina M. Stark
Vice-Chair

Leonard J. Sobczak

Ernesto A. Baca

Earl A. Buford

Kathryn A. Hein

Paoi X. Lor

Commissioners

Fire and Police Commission

Michael G. Tobin
Executive Director

December 8, 2008

Ms. Nia R. Hardison
5080 North 84th Street
Milwaukee, WI 53225

RE: Complaint of Nia R. Hardison v. Police Officers Laurel K. Osiewalski
and Anthony Hibbler (resigned)
FPC Complaint No. 08-54

Dear Ms. Hardison:

Pursuant to your telephone conversation last week with Cindy Janusz of our office, you informed her that you are satisfied with the mediation that took place on November 26, 2008 with Police Officer Laurel Osiewalski.

We are, therefore, closing our file on your complaint.

If you have any questions, please call Ms. Janusz at (414) 286-5055.

Sincerely,

Michael G. Tobin
Executive Director

MGT:cj

cc: Chief Edward A. Flynn
Chelsie Allan, Esq.
Police Officer Laurel K. Osiewalski



MILWAUKEE MEDIATION CENTER
A Program of Wisconsin Community Services, Inc.

Nia Hardison and Officer Laurel Osiewalski

AGREEMENT

We the undersigned, having participated in a mediation session on November 26, 2008, and being satisfied that the provisions of the resolution of our dispute are fair and reasonable, hereby agree to abide by and fulfill the following:

A successful mediation took place and the complaint file will be closed & no further action will be taken by the Fire & Police Commission.

Signed:

[Handwritten Signature]

[Handwritten Signature] OSIEWALSKI
[Handwritten Signature]

Milwaukee Mediation Center ~ 3732 W. Wisconsin Avenue, Suite 200 ~Milwaukee, WI 53208
Phone (414) 271-5464, Fax (262) 544-9456, Email ~ mcwc@wiscs.org

