

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
Deputy City Attorney

PATRICK B. McDONNELL
LINDA ULISS BURKE
Special Deputy City Attorneys



OFFICE OF CITY ATTORNEY
800 CITY HALL
200 EAST WELLS STREET
MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
TDD 286-2025
FAX (414) 286-8550

March 19, 2003

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 Officer Jeff Padovano
C.I. File No. 00-S-356; ELO No. 1697

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officer Jeff Padovano. The claim is in the amount of \$1,024.00 including \$1.00 in disbursements for 9.30 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 Officer 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.

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BEVERLY A. TEMPLE
THOMAS O. GARTNER
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
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MELANIE R. SWANK
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
DAWN M. BOLAND

Assistant City Attorneys

EGGERT & CERMELE, 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

October 8, 2001

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

**RE: MPD Criminal Investigation of PO Jeff Padovano
Allegations Regarding a juvenile arrest
Date of Incident: May 15, 2001
Location of Incident: District #4
ELO No.: 1697**

Dear Mr. Leonhardt:

The above-named police officer has retained us to represent him in connection with the above-referenced matter.

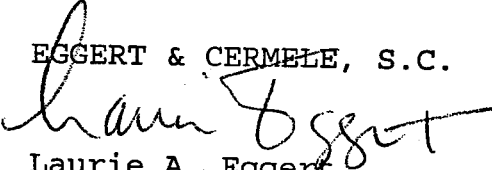
Consistent with its policy, the City Attorney's Office has refused to represent him, and as he was performing the duties of his office at the time of the events giving rise to the incident, the claim is hereby made on his behalf for the indicated legal fees. This incident involved a juvenile arrest.

The MPD initiated a criminal investigation in which the officer initially declined to give a statement without counsel. When he requested counsel, IAD compelled PO Padovano to give a statement concerning the incident after issuing a PI-21.

Later, the MPD decided not to issue criminal charges against the officer. Reddin no processed the complaint, but no reports are available since it involved a juvenile. Attached is an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.


Laurie A. Eggert
Attorney at Law

3/5/03

O.K.

JAS

Letter 2276

JC/LAE/ldl
PADOVANO

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele

1840 North Farwell Avenue
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October 8, 2001

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

RE: MPD Criminal Investigation re: Juvenile Arrest
Regarding: PO Jeff Padovano
Date of Incident: May 15, 2001
Location of Incident: District #4

Professional services

	<u>Hours</u>
06/11/01 Telephone call from client; open file; memo to file; telephone call to Det. (2).	1.20
06/12/01 Telephone call from and to client; memo to file; conference with client; PI-21 statements to IAD; telephone call to DDA Reddin; telephone call to IAD; travel.	2.70
06/14/01 Review of file; telephone call to witness.	0.40
06/19/01 Telephone call to and from witness.	0.30
06/20/01 Telephone call to witness.	0.10
06/21/01 Telephone call to and from witness; review of file; memo to file.	0.60
06/27/01 Telephone call from and to DA; memo to file; telephone call to client.	0.60

	<u>Hours</u>	
06/28/01 Telephone call from client (2); telephone call to client; memo to file.	0.30	
07/10/01 Telephone call from Reddin; memo to file.	0.20	
07/12/01 Telephone call to client; memo to file; telephone call to DA.	0.50	
07/13/01 Telephone call to client; telephone call to and from Reddin; memo to file.	0.50	
07/16/01 Telephone call from and to Reddin; telephone call to client; memo to file.	0.40	
07/24/01 Review of file; conference with client; statements to DA; travel; memo to file.	1.10	
09/21/01 Review of correspondence from MPD Open Records; correspondence to client; close file.	0.40	
		<u>Amount</u>
For professional services rendered	9.30	\$1,023.00
Additional charges:		
07/24/01 Parking		1.00
Total costs		<u>\$1.00</u>
Total amount of this bill		<u>\$1,024.00</u>
Balance due		<u><u>\$1,024.00</u></u>

Mr. Ronald D. Leonhardt

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(Rate: \$110.00 per hour)

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

NOVEMBER 13, 2001

TO: DET. JEFF PADOVANO
CIB

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 MAY 15, 2001
- 2) A citizen's complaint made by JUVENILE ARREST
- 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: _____

Jeff Padovano

Print your name: _____

JEFFREY PADOVANO

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

STEVEN SETTINGSGAARD
POLICE COMMANDER
Internal Affairs Division

01 NOV 26 PM 5:26

RECEIVED
MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION
DTP:dnp

RECEIVED
ATTORNEY