

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
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BEVERLY A. TEMPLE
THOMAS O. GARTNER
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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
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
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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
DAWN M. BOLAND
KATHRYN M. ZALEWSKI

Assistant City Attorneys

May 6, 2004

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 Richard Santiago, Michael Hayden, Kevin Dudley
and Steven Hoyt; C.I. File No. 02-S-391; EC No. 1773

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Richard Santiago, Michael Hayden, Kevin Dudley and Steven Hoyt. The claim is in the amount of \$1,808.87 including \$4.87 in disbursements for 16.40 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 cursive.

GRANT F. LANGLEY
City Attorney

Handwritten signature of Jan A. Smokowicz in cursive.

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:enm

Enc.

80695/ 1032-2002-3636

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

November 14, 2002

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

**RE: MPD Criminal Investigation of POs Richard Santiago, Michael Hayden, Kevin Dudley and Steven Hoyt
Allegations Regarding Mr. Derrick Arrington, Jr.
Date of Incident: August 14, 1999
Location of Incident: District #4
EC No.: 1773**

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 taking control of a resistive prisoner. Charges have not been issued against any of the officers. Attached is an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.

Laurie Eggert
Laurie A. Eggert
Attorney at Law

*5/6/04
O.K.
JAS
Letter 2276*

JC/ldl
SANTIAGO

CITY OF MILWAUKEE
RECEIVED
CITY ATTORNEY
02 NOV 18 PM 3:40
CITY OF MILWAUKEE
RECEIVED
CITY ATTORNEY
02 NOV 18

GERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
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FAX

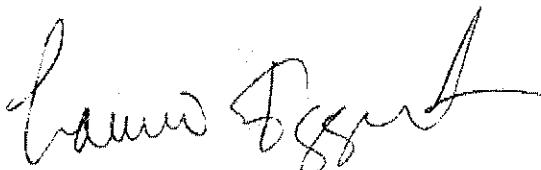
TO: Jan Smokowicz
FROM: Laurie Eggert
RE: EC 1773
DATE: February 27, 2004

Dear Mr. Smokowicz

You inquired about our representation of Officer Kevind Dudley on this file. Apparently, Officer Dudley did not need any representation in this matter, and his name should not have been included in the caption of the bill. Since no time entries were made in reference to him, the remainder of the bill remains accurate.

If you have any other questions, please contact me.

Laurie Eggert



The information contained in this message is confidential for the named recipient only. If you have received this message in error, or have had transmission problems in receiving it, please contact this office immediately at (414) 276-8750.

February 6, 2003

ACA Jan Smokowicz
City Hall, Room 800
Milwaukee, Wisconsin

Sir,

Per your request, I am sending you the responses to the Eggert & Cermele claims. Please be advised that P.O. Richard Santiago in EC No. 1773 was separated from the department on July 3, 2002. Any other questions feel free to contact me.

Sincerely,

Arthur L. Jones
Chief of Police

A handwritten signature in black ink, appearing to read "Kurt J. Sutter", written over a horizontal line.

Kurt J. Sutter
Detective
Internal Affairs Division

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

November 14, 2002

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

RE: MPD Criminal Investigation re: Mr. Derrick Arrington, Jr.
Regarding: POs Richard Santiago, Michael Hayden,
Kevin Dudley and Steven Hoyt
Date of Incident: August 14, 1999
Location of Incident: District #4

Professional services

	<u>Hours</u>
08/16/99 Telephone calls to and from PO Santiago; telephone call to and from IAD; open file; telephone call from witnesses.	1.40
08/17/99 Office conference with witnesses; office conference with PO Santiago; telephone calls from and to IAD.	4.20
08/26/99 Review of file; telephone calls to and from POs Hayden and Santiago; telephone call to IAD; meeting with PO Hayden at IAD; attend PO Hayden's statement to IAD; travel.	3.50
08/27/99 Review of file; telephone call to PO Santiago; telephone call to IAD; meeting with POs Santiago and Hoyt at IAD; attend POs Santiago and Hoyt's statements to IAD; travel.	3.20
08/30/99 Meeting with PO Santiago at CJF; meeting with ADA McAdams; travel.	1.40
08/31/99 Telephone call to ADA McAdams.	0.10

	<u>Hours</u>	
09/01/99 Telephone call from and to ADA McAdams.	0.30	
09/02/99 Discussion with ADA McAdams.	0.10	
09/20/99 Review of file; Fax to DA McCann.	0.20	
09/21/99 FAX to DA McCann.	0.20	
03/08/00 Correspondence to MPD Open Records; telephone call to, and correspondence to, clients.	0.30	
03/28/01 Telephone call from MPD Open Records.	0.20	
05/28/02 Review of file.	0.20	
07/02/02 Correspondence to MPD Personnel.	0.10	
10/15/02 Telephone call to and Fax to IAD Personnel.	0.20	
10/28/02 Review documents from and telephone call to MPD Open Records; correspondence to clients; close file.	0.80	
	<hr/>	<u>Amount</u>
For professional services rendered	16.40	\$1,804.00
Additional charges:		
08/30/99 Parking		4.00
10/28/02 MPD Open Records request		0.87
		<hr/>
Total costs		\$4.87
		<hr/>
Total amount of this bill		\$1,808.87

Mr. Ronald D. Leonhardt

Page 3

Amount

Balance due

\$1,808.87

(Rate: \$110.00 per hour)

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

DECEMBER 10, 2002

TO: P.O. MICHAEL HAYDEN
DISTRICT FIVE

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 AUGUST 14, 1999
- 2) A citizen's complaint made by DERRICK ARRINGTON
- 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. Michael S. Hayden

Print your name: PO MICHAEL S. HAYDEN

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

RECEIVED

03 JAN 20 PM 1:20

MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

SM
S: kjs

St. Settingsgaard
Steven M. Settingsgaard
Police Commander
Internal Affairs Division

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

DECEMBER 10, 2002

TO: P.O. KEVIN DUDLEY
DISTRICT THREE

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 AUGUST 14, 1999
- 2) A citizen's complaint made by DERRICK ARRINGTON
- 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: Kevin A. Dudley
 Print your name: Kevin A. Dudley

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

SM Settingsgaard
 Steven M. Settingsgaard ^{K57}
 Police Commander
 Internal Affairs Division

SMS:kjs

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

DECEMBER 10, 2002

TO: P.O. STEVEN HOYT
PROPERTY CONTROL

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 AUGUST 14, 1999
- 2) A citizen's complaint made by DERRICK ARRINGTON
- 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: _____

Steven Hoyt

Print your name: _____

STEVEN HOYT

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

SMS:kjs