

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

March 23, 2001

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

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 Scott Charles
C.I. File No. 99-L-77


Dear Council Members:

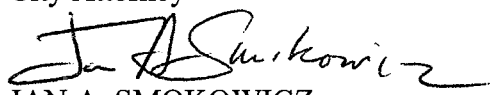
Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officer Scott Charles. The claim is in the amount of \$7,462.37 including \$818.37 in disbursements for 60.40 hours of service billed at the rate of \$110.00 per hour. We have advised claimant's counsel, however, of a reduction in hours to 39.70 because of an erroneous 23.00 hour entry for one day that should only have been 2.3 hours. We have also advised claimant's counsel that a claimed mileage disbursement is not reimbursable, and so the claim has been reduced to \$5,183.46. 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,


GRANT F. LANGLEY
City Attorney


JAN A. SMOKOWICZ
Assistant City Attorney

JAS:enm
Enc.
2295

CITY OF MILWAUKEE

Form CA-43

GHANT F. LANGLEY
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RUDOLPH M. KONRAD
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OFFICE OF CITY ATTORNEY
800 CITY HALL
200 EAST WELLS STREET
MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
TDD 286-2025
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June 3, 1999

BEVERLY A. TEMPLE
THOMAS O. GARTNER
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MELANIE R. SWANK
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
CHRISTOPHER J. CHERELLA
LEONARD A. TOKUS

Assistant City Attorneys

Deputy Inspector Dale Schunk
Milwaukee Police Department
749 West State Street, Room 714
Milwaukee, WI 53233

Re: C.I. File No. 99-L-77
Communication from EGGERT LAW OFFICE

Dear Deputy Inspector Schunk:

Enclosed please find a claim filed by attorney Laurie A. Eggert for Attorney's fees incurred during her representation of Officer Scott Charles.

Please determine whether this officer was in fact involved in the matter described in Ms. Eggerts' and have the officer verify Ms. Eggerts' representation. Thank you for your anticipated cooperation in this matter.

Very truly yours,

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:beg
Enclosure

3/23

O.K. for \$5183.46
Exclude mileage &
reduce 23.00 hours
worked on one day to
2.3 because of typographical
error in billing acknowledged by
Atty. Eggert

JAS

Letter # 2295

99 JUL 13 AM 10:27
99 JUL 13 AM 10:27

EGGERT LAW OFFICE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele

CITY OF MILWAUKEE
99 MAY 20 PM 2:38
RECEIVED BY
CITY CLERK

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

May 17, 1999

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

**RE: Citizen Complaint of Mr. Charles Genaw
(a.k.a. Michael Tate)
Against PO Scott Charles
Complaint No.: 97-46
Date of Incident: April 21, 1997**

Dear Mr. Leonhardt:

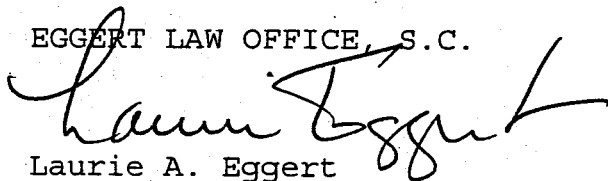
The above-named police officer has retained us to represent him in connection with the above-referenced matter.

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 drug arrest at 12th and Maple. The Fire and Police Commission dismissed the complaint. Attached is a copy of the dismissal notice.

The attached is an itemization of the time and services rendered.

Sincerely,

EGGERT LAW OFFICE, S.C.



Laurie A. Eggert
Attorney at Law

CITY OF MILWAUKEE
RECEIVED
1999 MAY 19 PM 4:01
LAE/ldl
CHARLES
CITY CLERK

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 17, 1999

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

RE: Citizen Complaint of Mr. David Genaw
Against Police Officer Scott Charles
FPC No.: 97-46
Date of Incident: April 21, 1997
Location of Incident: 12th and Maple Streets

Professional services

	<u>Hours</u>
9/19/97 Open file; telephone call from client; conference with client; memo to file; correspondence to FPC, MPD Open Records, Department of Justice; telephone call to FPC.	1.40
9/25/97 Review of correspondence from FPC.	0.10
10/18/97 Telephone call from and to MPD Open Records; memo to file.	0.30
10/24/97 Review documents from MPD Open Records; telephone call to MPD Open Records.	0.60
10/29/97 Review of correspondence from MPD Open records; review of file.	0.30
11/13/97 Memo to file.	0.10
3/16/98 Telephone call from client (3); memo to file; telephone call to and from DA Lerman.	0.80

	<u>Hours</u>
3/25/98 Telephone call from FPC; memo to file.	0.20
5/11/98 Telephone call from and to client; memo to file.	0.40
6/16/98 Correspondence to MPD Open Records and Personnel; memo to file.	0.60
6/25/98 Review criminal investigation; correspondence to client; correspondence to complainant; review of file.	1.30
7/9/98 Telephone call from Mrs. Genaw; memo to file; telephone call from FPC.	0.30
7/13/98 Review of correspondence from complainant; correspondence to doctors and hospital.	0.40
7/16/98 Telephone call from and to FPC.	0.20
7/21/98 Telephone call to and from Heard; telephone call to client; memo to file.	0.40
7/27/98 Telephone call from and to client; telephone call to FPC; memo to file.	0.30
7/29/98 Review of correspondence from FPC.	0.10
7/31/98 Telephone call from MPD Open Records; review of file; memo to file.	0.20
8/4/98 Review of correspondence from and FAX to hospital.	0.20
8/5/98 Preparation for and appearance at conciliation; conference with client; memo to file; travel; correspondence to hospital; correspondence to FPC.	2.00

	<u>Hours</u>
8/28/98 Review medical records; correspondence to Genaw; correspondence to hospital; draft new authorization.	0.70
9/11/98 Telephone call from FPC; memo to file.	0.20
9/15/98 Review of correspondence from FPC; correspondence to client.	0.20
9/22/98 Telephone call from client.	0.20
9/23/98 Conference with client; review of file; prepare witness and exhibit list; memo to file; telephone call to witness; telephone call to MPD Open Records; telephone call to Department of Justice; correspondence to Genaw.	2.30
9/29/98 Review of correspondence from Genaw; correspondence to hospital; review of file.	0.60
10/19/98 Review medical records; memo to file.	0.70
11/17/98 Telephone call from FPC; review of file.	0.20
12/10/98 Review of file; revise witness and exhibit list; telephone call to and from investigator.	0.90
12/23/98 Conference with investigator.	0.10
12/29/98 Telephone call from FPC; re: scheduling; review of file.	0.20
1/6/99 Review of correspondence from FPC; memo to file; correspondence to Department of Justice; prepare witness and exhibit list.	1.10

	<u>Hours</u>
1/7/99 Telephone call to client; telephone call to witnesses; memo to file; correspondence to complainant; conference with investigator.	1.30
1/11/99 Telephone call to witness; memo to file; telephone call from client	0.30
1/12/99 Telephone call from FPC re: scheduling.	0.10
1/14/99 Conference with client; review of file.	0.20
1/18/99 Telephone call to witness; telephone call to MPD; memo to file.	0.40
1/20/99 Review of file; correspondence to FPC.	0.20
1/22/99 Telephone call from and to and FAX to investigator; review of file.	0.60
1/30/99 Telephone call to investigator; memo to file.	0.10
2/1/99 Review of correspondence from Department of Justice.	0.20
2/9/99 Conference with investigator; review investigator's reports; telephone call to and from Fronk; correspondence to FPC.	2.80
2/23/99 Review of file; telephone call from Fronk; memo to file; correspondence to client.	0.60
2/26/99 Review of file; subpoenas; memo to file.	2.30
3/1/99 Review of file.	0.30

	<u>Hours</u>	
3/3/99 Telephone call from FPC; memo to file.	0.20	
3/9/99 Review of correspondence from FPC.	0.10	
3/11/99 Review of file; telephone call from and to witnesses; memo to file.	23.00	
3/12/99 Telephone call from client; reveiw of file; memo to file.	0.40	
3/16/99 Conference with client; review of file in preparation for hearing.	2.80	
3/17/99 Telephone call from Forjan [investigator]; telephone call to witnesses.	2.40	
3/18/99 Hearing preparation.	1.60	
3/19/99 Preparation for and appearance at hearing; conference with client; travel; memo to file.	2.30	
3/25/99 Review of correspondence from FPC.	0.10	
4/22/99 Review of correspondence from FPC; correspondence to client; close file.	0.50	
		<u>Amount</u>
For professional services rendered	60.40	\$6,644.00
Additional charges:	39.70	\$ 4367.00
	JRS	
10/28/97 Open Records re: David Genaw		11.45
6/26/98 Personnel file		2.75
8/5/98 Parking		1.50

RECEIVED

APR 22 1999

EGGERT LAW OFFICE, S.C

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

In Re:
THE CHARGES OF DAVID A. GENAW
AGAINST POLICE OFFICER SCOTT CHARLES

ORDER OF DISMISSAL

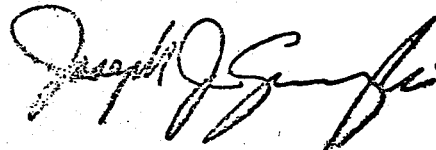
To Officer Scott Charles:

It is hereby ordered that the Complaint of David A. Genaw, Complaint No. 97-46, filed with the Board on August 26, 1997, is dismissed due to the Complainant's failure to appear at the scheduled trial, by the

MILWAUKEE BOARD OF
FIRE AND POLICE COMMISSIONERS

AUGUST G. ERDMANN,
CHAIRMAN

BY:



JOSEPH J. CZARNEZKI
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, APRIL 20, 1999.

c: Attorney Laurie Eggert ✓

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

JULY 22, 1999

TO: PO SCOTT CHARLES
DISTRICT ONE

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 APRIL 21, 1997
- 2) A citizen's complaint made by
- 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: B. Scott Charles

Print your name: B. SCOTT CHARLES

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 *sh*
Deputy Inspector of Police
Internal Affairs Division

DTS:dnp