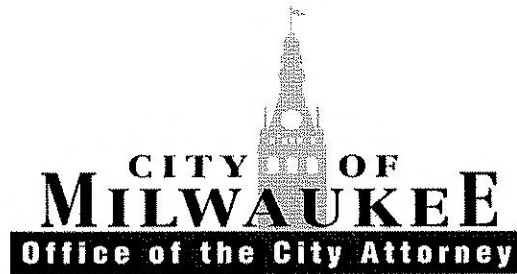


GRANT F. LANGLEY
City Attorney

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
Assistant City Attorneys

April 21, 2009

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

Re: Communication from Attorney Jonathan Cermele, Cermele & Associates, S.C.
for legal fees for Police Officers Paul Lough, Brad Westergard & James
Campbell
C.I. File No.; EC 2676


Dear Council Members:

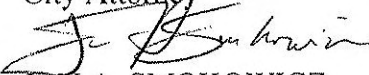
Returned herewith is a document filed by Attorney Jonathan Cermele for attorney's fees for representing Police Officers Paul Lough, Brad Westergard & James Campbell. The claim is in the amount of \$572.00 for 5.20 hours of service billed at the rate of \$110 per hour. We ask that this matter be introduced 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 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,


GRANT F. LANGLEY
City Attorney


JAN A. SMOKOWICZ
Assistant City Attorney

JAS:amp
Enc.

1032-2008-3819.004:124731v1

OFFICE OF THE CITY ATTORNEY

Milwaukee City Hall Suite 800 • 200 East Wells Street • Milwaukee, Wisconsin 53202-3551 • Telephone: 414.286.2601 • TDD: 414.286.2025 • Fax: 414.286.8550

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 5, 2009

TO: DET. PAUL LOUGH
DISTRICT: CIB

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: February 4, 2004
- 2) A citizen complaint made by: Mr. James Murry
- 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: Paul Lough

Print your name: Paul D. Lough

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

RECEIVED
 09 JAN 13 PM 12:06
 MILWAUKEE POLICE
 INTERNAL AFFAIRS
 DIVISION

DENITA R. BALL
Deputy Inspector of Police
Professional Performance Division

DRB: kjs

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 5, 2009

TO: DET. JAMES CAMPBELL
DISTRICT: CIB

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: February 4, 2004
- 2) A citizen complaint made by: Mr. James Murry
- 3) A police shooting incident occurring at: N/A

Is this information correct?

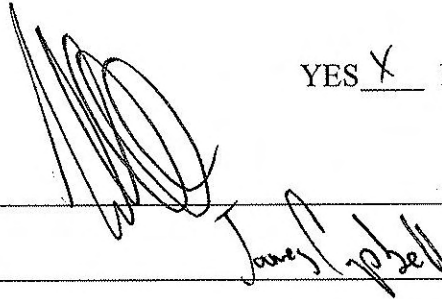
YES NO

Did you receive legal representation
in this matter?

YES NO

Your signature: _____

Print your name: _____



James Campbell

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

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 5, 2009

TO: P.O. BRAD WESTERGARD
DISTRICT: NTF

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: February 4, 2004
- 2) A citizen complaint made by: Mr. James Murry
- 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: BRAD WESTERGARD

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

RECEIVED
09 JAN -8 PM 1:42
MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

C2C-2008-0114

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: MPD Criminal Investigation of Det. Paul Lough and PO's Brad Westergard
and James Campbell ^{CBE} ^{NTF}
Allegations Regarding Mr. James Murry
Date of Incident: February 4, 2004
Location of Incident: City of Milwaukee

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 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, this claim is hereby made on their behalf for the indicated legal fees. This incident involved an arrest.

According to correspondence from Acting Captain Leibold, the warrant was refused. As such, no charges were issued against the officers. Attached is a copy of the letter along with status of the CIS Investigatory file, and an itemization of the time and services rendered.

Thank you.

Sincerely,

~~CERMELE & ASSOCIATES, S.C.~~

Jon Cermele

/kjs
Attachments
LOUGH, et al

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: MPD Criminal Investigation of Regarding: Det. Paul Lough and PO's
Brad Westergard and James Campbell
Complainant: Mr. James Murry
Date of Incident: February 4, 2004
Location of Incident: City of Milwaukee
Professional services

	<u>Hours</u>
4/15/2008 Telephone call from and to PO Westergard regarding new criminal investigation; schedule office conference with PO Westergard; open file.	0.40
Office conference with PO Westergard; memo to file.	1.10
Telephone call from PPD; correspondence to client; memo to file; telephone call from Det. Lough seeking representation.	0.50
4/16/2008 Telephone call from Det. Lough; telephone call from PPD; correspondence to Det. Lough; memo to file; add Det. Lough to file.	0.70
5/1/2008 Telephone call to PO Westergard; telephone call to and from Det. Lough; memo to file.	0.40
7/23/2008 Correspondence to MPD witness; calendar follow-up for PPD regarding possible clearance; review file.	0.30

Mr. Ronald Leonhardt

Page 2

	<u>Hours</u>
8/19/2008 Telephone call to PPD; memo to file.	0.20
8/28/2008 Review file; telephone call to PPD; memo to file; fax to PPD seeking written confirmation that case has been cleared.	0.50
9/30/2008 Review file; fax to PPD seeking written confirmation of file clearance.	0.30
10/30/2008 Fax to PPD requesting written confirmation of officer clearance.	0.10
12/4/2008 Receive and review correspondence from PPD confirming file closure; correspondence to clients regarding same; close file.	0.70

	<u>5.20</u>	<u>Amount</u>
For professional services rendered		\$572.00
Balance due		<u>\$572.00</u>



RECEIVED

DEC 04 2008

CERMELE & ASSOCIATES, S.C.

Edward A. Flynn
Chief of Police

Police Department

Monday, December 01, 2008

Matthew GRANITZ
Attorney At Law
6310 West Bluemound Road
Suite 200
Milwaukee, WI 53213

Dear Mr. GRANITZ:

This letter is in response to your inquiries of October 30, 2008 regarding the status of SIS Investigatory Files.

Attached please find the requested information. If further assistance is needed Lieutenant of Detectives Karen Dubis can be contacted at 935-3540.

Sincerely,

A handwritten signature in black ink, appearing to read "Kurt Leibold".

KURT LEIBOLD
ACTING CAPTAIN OF POLICE

CIS FILE NO.	PPD FILE NO.	COMPLAINANT	ALLEGATION	DISPOSITION
08-0047	08-0195	CLAY, JESSIE	SUBSTANTIAL BATTERY	WARRANT REFUSED
07-0162	07-0747	MURRY, JAMES	MISCONDUCT IN PUBLIC OFFICE	SUSPENDED-PENDING NEW INFORMATION
08-0097	08-0485	MPD-PROP CONTROL	THEFT	SUSPENDED-PENDING NEW INFORMATION
08-0071	08-0360	GILMORE, TREMAIN	BATTERY	UNFOUNDED