

GRANT F. LANGLEY
City Attorney

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

CITY OF
MILWAUKEE
Office of the City Attorney

THOMAS O. GARTNER
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
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THOMAS J. BEAMISH
MAURITA F. HOUREN
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MEGAN T. CRUMP
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ADAM B. STEPHENS
KEVIN P. SULLIVAN
BETH CONRADSON CLEARY
THOMAS D. MILLER
Assistant City Attorneys

October 17, 2007

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 Donald L. Jackson
C.I. File No. 05-S-143 EC 2172

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officer Donald L. Jackson. The claim is in the amount of \$501.00 including \$6.00 in disbursements for 4.50 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 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:amp
Enc.

1032-2004-3292:124771v1

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

May 31, 2005

TO: P.O. DONALD JACKSON
DISTRICT: THREE

RE: Receipt of Legal Services from Law Firm of
Attorney Laurie Eggert

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 October 11, 2004
- 2) A citizen's complaint filed by Robert Niemczyk
- 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: *Donald V. Jackson*
 Print your name: Donald V. Jackson

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

Mary K. Hoerig

MARY K. HOERIG
Captain of Police
Professional Performance Division

MKH:kjs

RECEIVED
 05 JUN -3 AM 10:55
 MILWAUKEE POLICE
 INTERNAL AFFAIRS
 DIVISION

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele
Rachel L. Pings

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

May 3, 2005

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

#11111 MILWAUKEE
2005 MAY -6 AM 11:55
RONALD D. LEONHARDT
CITY CLERK

**RE: Citizen Complaint of Mr. Robert J. Niemczyk
Against PO Donald Jackson
Complaint No.: 04-72
Date of Incident: October 11, 2004
EC No.: 2172**

Dear Mr. Leonhardt:

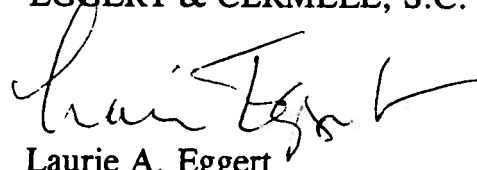
The above-named police officer has retained us to represent him in connection with the above-referenced matter.

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 an interview in the district station. 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.

CITY OF MILWAUKEE
OFFICE OF THE CITY ATTORNEY
MAY 6 PM 4:44

Sincerely,

EGGERT & CERMELE, S.C.



Laurie A. Eggert
Attorney at Law

LAE/ldl
attachment
JACKSON

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele
Rachel L. Pings

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

May 03, 2005

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

RE: Citizen Complaint of Mr. Robert J. Niemczyk
Against PO Donald Jackson
FPC No: 04-72
Date of Incident: October 11, 2004
Professional services

	<u>Hours</u>
1/13/2005 Telephone call from FPC; telephone call to client; open file; memo to file; correspondence to FPC.	0.60
1/14/2005 Conference with client; memo to file; CCAP and municipal court research.	1.20
1/20/2005 Review of file.	0.20
1/21/2005 Preparation for and appearance at conciliation; conference with client; telephone call to FPC; memo to file; travel; CCAP regarding complainant.	1.30
1/24/2005 Review of correspondence from FPC.	0.10
1/27/2005 Review returned correspondence to complainant; memo to file.	0.10
2/25/2005 Review of file; memo to file; telephone call to and from FPC.	0.40
3/11/2005 Review of file.	0.10
3/21/2005 Correspondence to client; review of correspondence from FPC; review of file; close file.	0.50

	<u>Amount</u>
For professional services rendered	4.50 \$495.00

Mr. Ronald Leonhardt

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Additional charges:

	<u>Amount</u>
1/21/2005 Parking	6.00
Total costs	<u>\$6.00</u>
Total amount of this bill	<u>\$501.00</u>
Balance due	<u><u>\$501.00</u></u>

(Rate: \$110.00 per hour)

RECEIVED

MAR 18 2005

EGGERT & CERNELE, S.C.

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

In Re:
THE CHARGES OF ROBERT NIEMCZYK
AGAINST POLICE OFFICER DONALD JACKSON

ORDER OF DISMISSAL

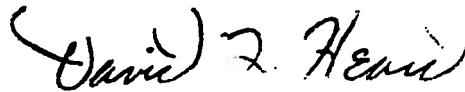
To Officer Donald Jackson:

It is hereby ordered that the Complaint of Robert Niemczyk, Complaint No. 04-72, filed with the Board on October 11, 2004, is dismissed because the Complainant does not wish to pursue to the matter, by the

MILWAUKEE BOARD OF
FIRE AND POLICE COMMISSIONERS

ERIC MANDEL JOHNSON,
CHAIRMAN

BY:



DAVID L. HEARD
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, FEBRUARY 28, 2005.

c: Attorney Laurie Eggert ✓