

**GRANT F. LANGLEY**  
City Attorney

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



THOMAS O. GARTNER  
BRUCE D. SCHRIMPF  
ROXANE L. CRAWFORD  
SUSAN D. BICKERT  
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  
GREGG C. HAGOPIAN  
ELLEN H. TANGEN  
MELANIE R. SWANK  
JAY A. UNORA  
DONALD L. SCHRIEFER  
EDWARD M. EHRlich  
LEONARD A. TOKUS  
VINCENT J. BOBOT  
MIRIAM R. HORWITZ  
MARYNELL REGAN  
G. O'SULLIVAN-CROWLEY  
KATHRYN M. ZALEWSKI  
MEGAN T. CRUMP  
ELOISA DE LEÓN  
ADAM B. STEPHENS  
KEVIN P. SULLIVAN  
BETH CONRADSON CLEARY  
THOMAS D. MILLER  
Assistant City Attorneys

March 4, 2008

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 Officers Heather Coss and Timothy Martin  
C.I. File No. 06-S-257; EC 2353

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Heather Coss and Timothy Martin. The claim is in the amount of \$492.35 including \$8.35 in disbursements for 4.40 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 the filing of a citizen's complaint against the officers 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. 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.

1032-2006-2367:124771v1

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

September 12, 2006

TO: P.O. HEATHER COSS  
DISTRICT: TWO

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 JULY 20, 2005
- 2) A citizen's complaint made by THOMAS AGNELLO
- 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:

*Heather Coss*

Print your name:

Heather Coss

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

*Mary K. Hoerig* MKS

MARY K. HOERIG  
Deputy Inspector  
Professional Performance Division

MKH:kjs

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

September 12, 2006

TO: P.O. TIMOTHY MARTIN  
DISTRICT: TWO

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 JULY 20, 2005
- 2) A citizen's complaint made by THOMAS AGNELLO
- 3) A police shooting incident occurring on N/A

Is this information correct?

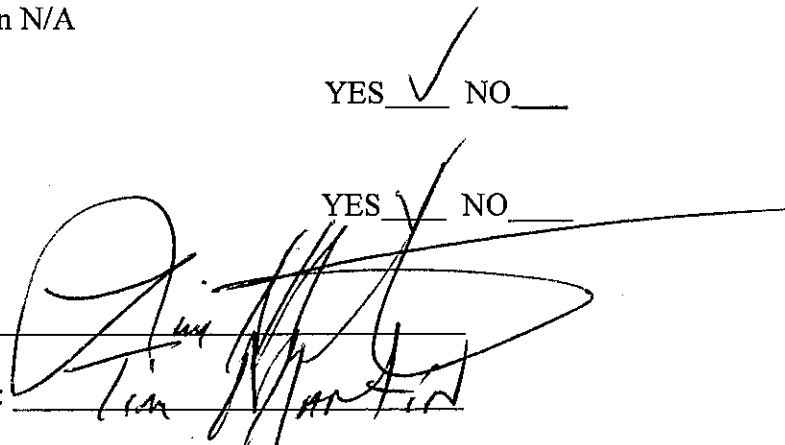
YES  NO

Did you receive legal representation  
in this matter?

YES  NO


Your signature:

Print your name:



*Timothy Martin*

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



MARY K. HOERIG  
Deputy Inspector  
Professional Performance Division

MKH:kjs

RECEIVED  
06 SEP 21 AM 7:28  
MILWAUKEE POLICE  
PROFESSIONAL PERFORMANCE  
DIVISION

# CERMELE & ASSOCIATES, S.C.

ATTORNEYS AT LAW

JONATHAN CERMELE  
LAURIE A. EGGERT  
RACHEL L. PINGS  
MATTHEW L. GRANITZ

1840 NORTH FARWELL AVENUE  
SUITE 303  
MILWAUKEE, WISCONSIN 53202  
(414) 276-8750  
FAX (414) 276-8906

August 17, 2006

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

CITY OF MILWAUKEE  
2006 AUG 28 PM 4:16  
RONALD D. LEONHARDT  
CITY CLERK

**RE: Citizen Complaint of Mr. Thomas Agnello  
Against PO's Heather Coss and Timothy Martin  
Complaint No.: 05-47  
Date of Incident: July 20, 2005**

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, this claim is hereby made on their behalf for the indicated legal fees. This incident involved responding to a "trouble with subject" call.

The Fire and Police Commission dismissed the complaint. Attached are copies of the dismissal notices and an itemization of the time and services rendered.

Sincerely,

CERMELE & ASSOCIATES, S.C.

Jon Cermele

CITY OF MILWAUKEE  
RECEIVED  
2006 AUG 29 PM 3:25  
OFFICE OF  
CITY ATTORNEY

JC/kjs  
Attachments  
COSS and MARTIN

MAY 11 2006

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

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In Re:  
THE CHARGES OF THOMAS AGNELLO  
AGAINST POLICE OFFICERS TIMOTHY  
MARTIN AND HEATHER COSS

ORDER OF DISMISSAL

---

To Officer Timothy Martin:

It is hereby ordered that the Complaint of Thomas Agnello, Complaint No. 05-47, filed with the Board on October 3, 2005, is dismissed because the Board, upon further review of the Complaint at its Regular Meeting of April 20, 2006, determined that investigation and disposition by the Milwaukee Police Department would be more appropriate. This Complaint has therefore been referred to the Chief of Police.

MILWAUKEE BOARD OF  
FIRE AND POLICE COMMISSIONERS

LEONARD J. SOBCZAK, CHAIRMAN

BY:

  
DAVID L. HEARD  
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, MAY 10, 2006.

c: Attorney Rachel Pings ✓

MAY 11 2006

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

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In Re:  
THE CHARGES OF THOMAS AGNELLO  
AGAINST POLICE OFFICERS TIMOTHY  
MARTIN AND HEATHER COSS

ORDER OF DISMISSAL

---

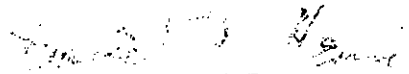
To Officer Heather Coss:

It is hereby ordered that the Complaint of Thomas Agnello, Complaint No. 05-47, filed with the Board on October 3, 2005, is dismissed because the Board, upon further review of the Complaint at its Regular Meeting of April 20, 2006, determined that investigation and disposition by the Milwaukee Police Department would be more appropriate. This Complaint has therefore been referred to the Chief of Police.

MILWAUKEE BOARD OF  
FIRE AND POLICE COMMISSIONERS

LEONARD J. SOBCHAK, CHAIRMAN

BY:

  
DAVID L. HEARD  
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, MAY 10, 2006.

c: Attorney Rachel Pings ✓

# CERMELE & ASSOCIATES, S.C.

ATTORNEYS AT LAW

JONATHAN CERMELE  
LAURIE A. EGGERT  
RACHEL L. PINGS  
MATTHEW L. GRANITZ

1840 NORTH FARWELL AVENUE  
SUITE 303  
MILWAUKEE, WISCONSIN 53202  
(414) 276-8750  
FAX (414) 276-8906

August 18, 2006

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

RE: Citizen Complaint of Mr. Thomas Agnello  
Against POs Heather Coss and Timothy Martin  
FPC No: 05-47  
Date of Incident: July 20, 2005  
Professional services

	<u>Hours</u>
11/14/2005 Conference with PO Coss; open file; memo to file; correspondence to FPC; correspondence to MPD Open Records.	1.00
11/21/2005 Review of correspondence from FPC.	0.10
Conference with PO Martin; memo to file.	0.60
2/17/2006 Receive and review Open Records request.	0.30
3/15/2006 Telephone call to FPC; schedule and calendar conciliation.	0.20
3/22/2006 Receive and review Notice of Conciliation; review and sign correspondence to client.	0.20
3/29/2006 Review file; travel to and appearance at conciliation; conference with client; return travel; memo to file.	1.50
5/17/2006 Receive and review Orders of Dismissal from FPC; intra-office conference with Cermele; intra-office conference with Eggert; memo to file; correspondence to clients; close file.	0.50

Mr. Ronald Leonhardt

Page 2

	<u>Hours</u>	<u>Amount</u>
For professional services rendered	✓ 4.40	✓ \$484.00
Additional charges:		
2/21/2006 MPD Open Records request		6.35
3/29/2006 Parking		2.00
Total costs		<u>\$8.35</u>
Total amount of this bill		✓ <u>\$492.35</u>
Balance due		<u><u>\$492.35</u></u>

(Rate: \$110.00 per hour)