

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

800 CITY HALL
200 EAST WELLS STREET
MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
TDD (414) 286-2025
FAX (414) 286-8550

February 3, 2004

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

Re: Communication from Attorney Laurie Eggert, Eggert & Cermele, S.C.
for legal fees for Police Officer Vincent Woller
C.I. File No. 01-S-311; EC No. 1684

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officer Vincent Woller. The claim is in the amount of \$715.00 for 6.50 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. A criminal investigation was initiated against the police officer on whose behalf this claim was filed, but they were ultimately not charged.

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:enm
Enc.
77499/ 1032-2001-2790

BEVERLY A. TEMPLE
THOMAS O. GARTNER
BRUCE D. SHRIMPFF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
HAZEL MOSLEY
HARRY A. STEIN
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G. O'SULLIVAN-CROWLEY
DAWN M. BOLAND
KATHRYN M. ZALEWSKI

Assistant City Attorneys

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

September 5, 2001

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

RE: MPD Criminal Investigation of PO Vincent Woller
Allegations Regarding Terrance Tarleton
Date of Incident: February 27, 2000
Location of Incident: 7025 West Silver Spring Drive
ELO No.: 1684

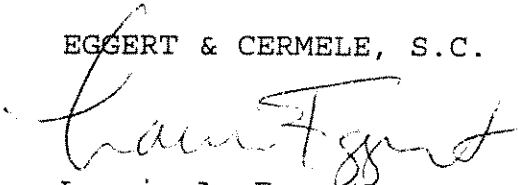
Dear Mr. Leonhardt:

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 arrest for disorderly conduct. Charges will not be issued against the officer. The MPD did not create a clearance report regarding the officers. Attached is an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.


Laurie A. Eggert
Attorney at Law

JC/LAE/ldl
WOLLER

2/3/04
O.K.
JNS
Letter 2277
CI File # 01-5-311

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Milwaukee City Clerk
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200 East Wells Street
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RE: MPD Criminal Investigation re: Mr. Terrence Tarleton
Regarding: POs Vincent Woller, Michael Albright and
Keith Lawson
Date of Incident: February 27, 2000
Location of Incident: 7025 West Silver Spring Drive

Professional services

	<u>Hours</u>
02/28/00 Telephone call from PO Woller; telephone call to IAD; intra-office conference; telephone call to witness; open file; telephone call from and to witness; telephone call from witness; telephone call from client (2x); telephone call to and from MPA; memo to file; intra-office conference.	4.60
02/29/00 Telephone call from IAD.	0.40
03/02/00 Research.	0.40
03/03/00 Telephone call to DDA Reddin; review of file.	0.40
05/05/00 Telephone call to IAD.	0.10
05/08/00 Telephone call to and from IAD.	0.10

Mr. Ronald D. Leonhardt

Page 2

	<u>Hours</u>	
05/21/01 Telephone call to IAD; correspondence to client; close file.	0.50	
		<u>Amount</u>
For professional services rendered	6.50	\$715.00
Balance due		<u>\$715.00</u>

(Rate: \$110.00 per hour)

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

JANUARY 19, 2004

TO: P.O. VINCENT WOLLER
DISTRICT FOUR

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 FEBRUARY 27, 2000
- 2) A citizen's complaint made by TERRANCE TARLETON
- 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: *Vincent Woller*

Print your name: Vincent Woller

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

Steve Settingsgaard
Steven M. Settingsgaard ^{KJS}
Police Commander
Internal Affairs Division

SMS:kjs


MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION
04 JAN 26 AM 10:03
RECEIVED

FEBRUARY 2, 2004

ACA Jan Smokowicz
800 City Hall
200 E. Wells Street
Milwaukee, WI 53202

Sir,

Per your request dated January 14, 2004, I am sending you the officers responses to Attorney Eggert's bill. The C.I. # is 03-S-311. This includes the correct officers signing the responses. If you have any additional questions feel free to contact me.


Kurt J. Sutter
Detective
Internal Affairs Division

CITY OF MILWAUKEE

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City Attorney

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January 14, 2004

Commander Steven Settingsgaard
Internal Affairs Division
Milwaukee Police Department
6680 North Teutonia Avenue

Re: CI File No. 01-S-311
ELO No. 1684
MPD Criminal Investigation of PO Vincent Woller

Dear Commander Settingsgaard:

A copy of the above-noted claim accompanies this letter to you. You will note that in the claim confirmation memorandum sent to Officer Vincent Woller District No. 4, the form was signed by Police Officer Eric Dillman. I do not understand why Officer Woller did not sign for this, however, I would appreciate either the correct officer signing the form, or an explanation as to why another officer could sign on his behalf. Thank you for your continuing assistance in this regard.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Jan A. Smokowicz', written over a horizontal line.

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:enm
Enc.

76770

BEVERLY A. TEMPLE
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RECEIVED
JAN 16 AM 11:10
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INTERNAL AFFAIRS
DIVISION

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Assistant City Attorney

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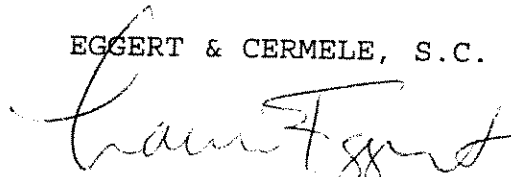
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Sincerely,

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Laurie A. Eggert
Attorney at Law

JC/LAE/ldl
WOLLER

EGGERT & CERMELE, S.C.

Attorneys at Law

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MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

NOVEMBER 13, 2001

TO: P.O. VINCENT WOLLER
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Attorney

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Did you receive legal representation in this matter? YES X NO _____

Your signature: Police Officer Eric Dillman

Print your name: ERIC DILLMAN

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

STEVEN SETTINGSGAARD
POLICE COMMANDER
Internal Affairs Division

DTS:dnp

RECEIVED
NOV 13 2001
10 58 PM '01