

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

January 29, 2004

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

Re: Communication from Attorney Laurie A. Eggert, Eggert & Cermele, S.C.
for legal fees for Police Officer Julie Gonzalez
C.I. File No. 02-S-83; EC No. 1742

Dear Council Members:


Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officer Julie Gonzalez. The claim is in the amount of \$351.64 including \$10.64 in disbursements for 3.10 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 a criminal investigation. No criminal charges were brought against the police officer 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. 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.

2276

BEVERLY A. TEMPLE
THOMAS O. GARTNER
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
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
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

February 27, 2002

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

**RE: MPD Criminal Investigation of PO Julie Gonzalez
Allegations Regarding Kelly Archambeau
Date of Incident: May 21, 2001
Location of Incident: 6666 North 60th Street
EC No.: 1742**

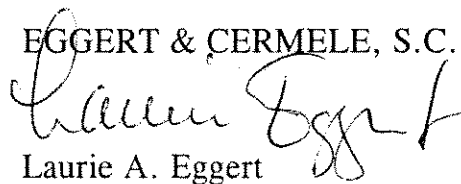
Dear Mr. Leonhardt:

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 battery/DV investigation. Charges will not be issued against the officer. Attached is a copy of the clearance report and an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.



Laurie A. Eggert
Attorney at Law

JC/ldl
GONZALEZ

1/29/04
O.K.
JAS
Letter

2276

02 FEB - 6 PM 4:01

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

February 27, 2002

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

RE: MPD Criminal Investigation re: Kelly Archambeau
Regarding: PO Julie Gonzalez
Date of Incident: May 21, 2001
Location of Incident: 6666 North 60th Street

Professional services

	<u>Hours</u>	
06/05/01 Several telephone calls from PO Gonzalez regarding new criminal investigation; open file; discussion with IAD; memo to file.	1.20	
06/06/01 Fax to DA; telephone call to and from DA; telephone call to and from client; telephone call to and from DA regarding decision not to issue.	0.60	
06/07/01 Telephone call to and from client; correspondence to client; correspondence to MPD Open Records.	0.80	
01/14/02 Review of correspondence from MPD Open Records; correspondence to client; close file.	0.50	
		<u>Amount</u>
For professional services rendered	3.10	\$341.00

Mr. Ronald D. Leonhardt

Page 2

Additional charges:

	<u>Amount</u>
01/14/02 MPD Open Records request	10.64
Total costs	<u>\$10.64</u>
Total amount of this bill	<u>\$351.64</u>
Balance due	<u><u>\$351.64</u></u>

(Rate: \$110.00 per hour)

INCIDENT INFORMATION	INCIDENT: MISCONDUCT IN PUBLIC OFFICE	DATE OF INCIDENT: 05-29-00	DATE OF REPORT: 06-08-01
	VICTIM: ARCHAMBEAU, KELLY	LOCATION OF INCIDENT (ADDRESS): 6666 N. 60 TH STREET	
	VICTIM'S ADDRESS: 6666 N. 60 TH Street	REPORTED BY: S A M E	

- PROPERTY CODES - LIST CODE FOR EACH ITEM OF PROPERTY IN "CODE # COLUMN -
- | | | | | | |
|-------------------|--------------------|-----------------------|--------------------------|------------------------|-------------------|
| 01-AIRCRAFT | 09-CREDIT CARDS | 15-HEAVY EQUIPMENT | 21-NEGOTIABLE INSTRUMENT | 27-RECORD/AUDIO VISUAL | 34-STRUCT-STORAGE |
| 02-ALCOHOL | 10-DRUGS/NARCOTICS | 16-HOUSEHOLD GOODS | 22-NONNEGOT INSTRUMENT | 28-STRUCT-SINGLE DWL | 35-STRUCT-OTHER |
| 04-BICYCLES | 11-DRUG/NARC EQUIP | 17-JEWELRY/PREC METAL | 23-OFFICE EQUIPMENT | 30-STRUCT-OTHER DWL | 36-TOOLS |
| 06-CLOTHES/FURS | 12-FARM EQUIPMENT | 18-LIVESTOCK | 77-OTHER | 31-STRUCT-OTHER COMM | 38-VEH/PART/ACC |
| 07-COMPUTER WARES | 13-FIREARMS | 19-MERCHANDISE | 25-PURSE/BAG/WALLET | 32-STRUCT-INDUST MFG | 39-WATERCRAFT |
| 08-CONSUMABLES | 14-GAMBLING EQUIP | 20-MONEY | 26-RADIO/TV/VCR | 33-STRUCT-PUBLIC | 99-_____ |

QUANT	TYPE OF PROPERTY	DESCRIPTION	SERIAL #	INVENTORY #	CODE #	VALUE

RELATED INCIDENT #S	EVIDENCE INVENTORY #S	ADDED PROPERTY ON ATTACHED PO-14 D	TOTAL VALUE RECOVERED PROPERTY \$
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USE FOR WEAPONS IN POSSESSION OF PRISONER AT TIME OF ARREST -- CHECK ALL APPLICABLE ITEMS

<input type="checkbox"/> ALTERED STOCK	<input type="checkbox"/> CHROME/NICKEL	<input type="checkbox"/> HANDGUN	<input type="checkbox"/> OTHER	<input type="checkbox"/> REVOLVER	<input type="checkbox"/> SHOTGUN
<input type="checkbox"/> AUTOMATIC	<input type="checkbox"/> DOUBLE BBL	<input type="checkbox"/> IMPLIED WEAPON	<input type="checkbox"/> OTHER FIREARM	<input type="checkbox"/> RIFLE	<input type="checkbox"/> SIMULATED WEAPON
<input type="checkbox"/> BOLT ACTION	<input type="checkbox"/> DRUG/NARCOTIC	<input type="checkbox"/> KNIFE/CUTTING INSTR	<input type="checkbox"/> PERSONAL WEAPON	<input type="checkbox"/> SAWED OFF	<input type="checkbox"/> SINGLE BBL
<input type="checkbox"/> BLUE STEEL	<input type="checkbox"/> EXPLOSIVES	<input type="checkbox"/> LIQUID GAS	<input type="checkbox"/> POISON	<input type="checkbox"/> SEMI AUTO	<input type="checkbox"/> THROWN OBJECT
<input type="checkbox"/> BLUNT OBJECT	<input type="checkbox"/> FIRE/INCENDIARY	<input type="checkbox"/> MOTOR VEHICLE	<input type="checkbox"/> PUMP ACTION	<input type="checkbox"/> SHORT/SNUB BBL	<input type="checkbox"/> UNKNOWN

ARRESTED #1 LAST NAME	FIRST NAME	MID	RACE	SEX	DATE OF BIRTH	AGE	ETHNIC ORIGIN <input type="checkbox"/> HISPANIC <input type="checkbox"/> NON-HISPANIC
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ADDRESS	CITY	STATE	HEIGHT	WEIGHT	BUILD	HAIR	EYES
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ALIAS	SCARS, MARKS, MOLES, DEFORMITIES, AMPUTATIONS, FACIAL HAIR, SKINTONE, TATTOOS, PECULIARITIES ETC.
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I.D. DIV #	SOC. SEC. #	ADDED WEAPON INFO ARRESTED #1
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RESIDENT Y N OF COUNTY <input type="checkbox"/> <input type="checkbox"/>	GANG RELATED <input type="checkbox"/> <input type="checkbox"/> DRUG RELATED <input type="checkbox"/> <input type="checkbox"/>	LOCATION OF ARREST	DATE/TIME OF ARREST	TYPE <input type="checkbox"/> ORDERED INCITED <input type="checkbox"/> W/WARR/SUSP CARD <input type="checkbox"/> ALL OTHER ARRESTS
--	--	--------------------	---------------------	--

CHARGES	POSSESSED SUSPECTED Y N DRUGS AT TIME OF ARREST <input type="checkbox"/> <input type="checkbox"/>
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ARRESTED #2 LAST NAME	FIRST NAME	MID	RACE	SEX	DATE OF BIRTH	AGE	ETHNIC ORIGIN <input type="checkbox"/> HISPANIC <input type="checkbox"/> NON-HISPANIC
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ADDRESS	CITY	STATE	HEIGHT	WEIGHT	BUILD	HAIR	EYES
---------	------	-------	--------	--------	-------	------	------

ALIAS	SCARS, MARKS, MOLES, DEFORMITIES, AMPUTATIONS, FACIAL HAIR, SKINTONE, TATTOOS, PECULIARITIES ETC.
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I.D. DIV #	SOC. SEC. #	ADDED WEAPON INFO ARRESTED #1
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RESIDENT Y N OF COUNTY <input type="checkbox"/> <input type="checkbox"/>	GANG RELATED <input type="checkbox"/> <input type="checkbox"/> DRUG RELATED <input type="checkbox"/> <input type="checkbox"/>	LOCATION OF ARREST	DATE/TIME OF ARREST	TYPE <input type="checkbox"/> ORDERED INCITED <input type="checkbox"/> W/WARR/SUSP CARD <input type="checkbox"/> ALL OTHER ARRESTS
--	--	--------------------	---------------------	--

CHARGES	POSSESSED SUSPECTED Y N DRUGS AT TIME OF ARREST <input type="checkbox"/> <input type="checkbox"/>
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VE H	VEHICLE USED	MAKE	MODEL	LICENSE #	TYPE	COLOR	STATE	EXP	TYPE	V.I.N. #
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REPORTING OFFICER Detective Michael A. SYKES	PAYROLL # 53312	LOC # 04	ASSISTING OFFICER PAYROLL #	SUPERVISOR <i>[Signature]</i>	TOTAL ARRESTS 0
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INVESTIGATION NARRATIVE

This report is written by Detective Michael SYKES, of the Criminal Investigation Unit/Internal Affairs Division (CIU/IAD), day shift.

On Wednesday, June 6, 2001 this incident was presented in the Milwaukee County District Attorney's Office for review and possible charging. Assistant District Attorney Audrey SKWIERAWSKI reviewed the investigations of allegations made against Officers Dwayne PRATCHETT, Wayne YOUNG, and Julie GONZALEZ. ADA SKWIERAWSKI determined that there was insufficient probable cause to issue charges of Misconduct in Public Office. ADA SKWIERAWSKI advised that witness statements conflict with the allegations made by Kelly ARCHAMBEAU which cannot be substantiated at this time. Subsequently, this investigation will be cleared as warrant refused.

REVIEWING D.A. ADA Audrey SKWIERAWSKI	P.O./DET. ASSIGNED Detective SYKES	COURT CASE NUMBER
FINAL CHARGE WARRANT REFUSED	DISPOSITION/DATE 06-06-01	VICTIM NOTIFIED BY SYKES
INCIDENT <input type="checkbox"/> CLEARED BY ARREST 18 OR OVER STATUS <input type="checkbox"/> PARTIAL CLEARANCE BY ARREST <input type="checkbox"/> UNFOUNDED/BASELESS <input type="checkbox"/> NO PROSECUTION DESIRED	<input type="checkbox"/> PROPERTY RECOVERED <input checked="" type="checkbox"/> WARRANT REFUSED	<input type="checkbox"/> ARREST UNDER 18 <input type="checkbox"/> A. DETAINED AT M.C.C.C. <input type="checkbox"/> B. ORDER IN TO M.C.C.C.C <input type="checkbox"/> WAIVED AS AN ADULT DATE: _____
C.I.B. ADMINISTRATIVE USE ONLY		
<input type="checkbox"/> CLEARED <input type="checkbox"/> EXCEPTIONALLY	<input type="checkbox"/> A. DEATH OF OFFENDER <input type="checkbox"/> B. PROSECUTION DECLINED	<input type="checkbox"/> C. EXTRADITION DENIED <input type="checkbox"/> D. REFUSED TO COOPERATE <input type="checkbox"/> E. JUVENILE NO CUSTODY <input type="checkbox"/> F. NOT APPLICABLE
JUSTIFIABLE <input type="checkbox"/> A. SUSP ATTACKED P.O. AND SAME P.O. KILLED SUSP HOMICIDE <input type="checkbox"/> B. SUSP ATTACKED P.O. AND OTHER P.O. KILLED SUSP. <input type="checkbox"/> C. SUSP. ATTACKED CIVILIAN <input type="checkbox"/> D. SUSP. ATTEMPTED FLIGHT FROM CRIME	<input type="checkbox"/> E. SUSP KILLED IN COMMISSION OF CRIME <input type="checkbox"/> F. SUSP. RESISTED ARREST <input type="checkbox"/> G. UNABLE TO DETERMINE/NOT ENOUGH INFORMATION <input type="checkbox"/> H. SUSPECT KILLED BY PRIVATE CITIZEN <input type="checkbox"/> I. SUSPECT KILLED BY POLICE OFFICER	

COPY

OFFICE OF DISTRICT ATTORNEY



Milwaukee County

E. MICHAEL McCANN • District Attorney

August 30, 2001

Chief Arthur Jones
Milwaukee Police Department
749 West State Street
Milwaukee, WI 53233

Re: **Misconduct in Public Office Allegations Against P.O. Julie Gonzalez**

Dear Chief Jones:

This office has completed the review of misconduct in public office allegations brought in by your department against the above named officers.

Based upon review of the facts, circumstances and police investigation surrounding the incident, this office has decided not to issue any charges in the matter.

If you require any additional information please call me at 278-4792.

Sincerely,

Audrey K. Skwierawski
Head of Domestic Violence Unit

as

Robert D. Donohoo
Jon N. Reddin
Carol Lynn White
Patrick J. Kenney
James J. Martin

Thomas A. Schulz
Alexander G. Sklenarz
Fredric E. Malesic
William J. Mollitor
Gerald R. Falk
Donald S. Jackson
Gale G. Shelton
Terry Magowan
Gary D. Mahkorn
David Robles
Deborah Daley
Peg Tarrant
Douglas J. Simpson
Cynthia G. Brown
Norman A. Gahn
George N. Priesz, III
Stephanie Giaris Rothstein
Carol E. Stauder
Steven H. Glamm
Mary Anne Smith
Mark S. Williams
Linda Johnson
John M. Stoiber
Thomas L. Potter
David Feiss
Rayann Chandler Szychinski
Elsa Castleton
Carole Manchester
Kenneth R. Berg
Benbow P. Cheesman, Jr.
Lowell Johnson, Jr.
Warren D. Zier
Timothy J. Cotter
Carol Berry Crowley
Steven V. Lucala
Brad Vorpahl
Jane Carroll
Paul Tiffin
Miriam S. Falk
Phyllis M. DeCarvalho
Dennis P. Murphy
Christopher Ford
Christine M. Kraus
Philip A. Arief
Thomas J. McAdams
Bruce J. Landgraf
Mary K. McCann
Dennis J. Singl
David M. Lerman
Janet C. Protasiewicz
DeAnn L. Heard
Debra M. Sciano, SSND
Paincia A. McGowan
Irene Parthum
Karen A. Loebel
Nancy Eitenheim
Marcella DePeters
JoAnn M. Hornak
Catherine A. Gaudreau
Lon S. Kornblum
Karne O'Byrne
Maria Dixon
James W. Frisch
Kurt B. Benkley
James C. Griffin
William P. Pipp
Audrey Skwierawski
Joanne L. Hardike
John T. Chisholm
Christopher A. Liegel
Megan P. Carmody
Laura A. Crvello
Derek C. Moxley
Shawn Pompe
Brian J. Resler
Karen A. Lynch
Alison M. Ritter
Kevin R. Shomin
Kelly L. Hedge
Jennifer Rypel
Beth D. Zingibel
Shannon Carmack Schmidt
Rebecca F. Dallet
Mark A. Sanders
Paul C. Dedinsky
David T. Malone
Julius Kim
Jeffrey J. Altenburg
Rachael Gossens
Deborah L. Mills
Patti Wabitsch
Kent L. Lovorn
Paul R. Sander
Nelson W. Phillips, III
Bradford J. Logsdon
Patrick J. Farley
Joy Bertrand
Margaret M. Zimmer
Bruce W. Becker
Michael T. Mahoney
Mark D. Bensen
Mary M. Sowinski
Kathryn K. Sarnar
Jeanette Corbett
Jeffrey P. Greipp
Thomas C. Binger
David Maas
Jeremy L. Resar
Daniel J. Gabler
Sara P. Scullen
Gense M. Hooks
Brent Nisler
T. Christopher Dee
Katharine Kucharski
Lisa P. Fricker
Robin J. Rosche
Philip R. Rangsubeslin
Tiffany J. Harris
Emory H. Booker, II
Daniel R. Humble
Jacob D. Corr
David H. Weber
Joy Hammond

01-100-1

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

DECEMBER 5, 2002

TO: P.O. JULIE GONZALEZ
DISTRICT THREE

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 MAY 21, 2001
- 2) A citizen's complaint made by KELLY ARCHAMBEAU
- 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: _____

Print your name: _____

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


Steven M. Settingsgaard
Police Commander
Internal Affairs Division

SMS:kjs