

# CITY OF MILWAUKEE

Form CA-43

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
Deputy City Attorney

**THOMAS E. HAYES**  
**PATRICK B. McDONNELL**  
**CHARLES R. THEIS**  
Special Deputy City Attorneys



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

BEVERLY A. TEMPLE  
THOMAS O. GARTNER  
LINDA ULISS BURKE  
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  
DAVID R. HALBROOKS  
JAN A. SMOKOWICZ  
PATRICIA A. FRICKER  
HEIDI WICK SPOERL  
KURT A. BEHLING  
GREGG C. HAGOPIAN  
ELLEN H. TANGEN  
JAY A. UNORA  
DONALD L. SCHRIEFER  
EDWARD M. EHRlich  
CHRISTOPHER J. CHERELLA  
LEONARD A. TOKUS  
MIRIAM R. HORWITZ  
MARYNELL REGAN  
G. O'SULLIVAN-CROWLEY

Assistant City Attorneys

March 21, 2001

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 Sandra Hayes  
C.I. File No. 99-S-281**

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officer Sandra Hayes. The claim is in the amount of \$3,210.00 including \$20.00 in disbursements for 29.00 hours of service billed at the rate of \$110.00 per hour. **We have advised claimant's counsel, however, that a claimed mileage disbursement is not reimbursable, and so the claim has been reduced to \$3,203.75.** 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. The police officer was found not guilty of a municipal citation of inattentive driving..

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

# CITY OF MILWAUKEE

Form CA-43

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
Deputy City Attorney

**THOMAS E. HAYES**  
**PATRICK B. McDONNELL**  
**CHARLES R. THEIS**  
Special Deputy City Attorneys



OFFICE OF CITY ATTORNEY  
800 CITY HALL  
200 EAST WELLS STREET  
MILWAUKEE, WISCONSIN 53202-3551  
TELEPHONE (414) 286-2601  
TDD 286-2025  
FAX (414) 286-8550  
June 3, 1999

BEVERLY A. TEMPLE  
THOMAS O. GARTNER  
LINDA ULISS BURKE  
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  
DAVID R. HALBROOKS  
JAN A. SMOKOWICZ  
PATRICIA A. FRICKER  
HEIDI WICK SPOERL  
VINCENT J. BOBOT  
KURT A. BEHLING  
GREGG C. HAGOPIAN  
ELLEN H. TANGEN  
MELANIE R. SWANK  
JAY A. UNORA  
DONALD L. SCHRIEFER  
EDWARD M. EHRLICH  
CHRISTOPHER J. CHERELLA  
LEONARD A. TOKUS

Assistant City Attorneys

Deputy Inspector Dale Schunk  
Milwaukee Police Department  
749 West State Street, Room 714  
Milwaukee, WI 53233

Re: C.I. File No. 99-S-281  
Communication from EGGERT LAW OFFICE

Dear Deputy Inspector Schunk:

Enclosed please find a claim filed by attorney Laurie A. Eggert for Attorney's fees incurred during her representation of Officer Sandra Hayes.

Please determine whether this officer was in fact involved in the matter described in Ms. Eggerts' claim, and have the officer verify Ms. Eggerts' representation. Thank you for your anticipated cooperation in this matter.

Very truly yours,

JAN A. SMOKOWICZ  
Assistant City Attorney

JAS:beg  
Enclosure

3/21/2001  
O.K. for  
\$3203.75 only.  
Exclude mileage  
JAS  
Letter # 7276

99 JUL 13 AM 10:27  
MILWAUKEE POLICE DEPARTMENT  
COMMUNICATIONS SECTION

**EGGERT LAW OFFICE, S.C.**

*Attorneys at Law*

Laurie A. Eggert  
Jonathan Cermele

CITY OF MILWAUKEE  
1840 North Farwell Avenue  
Suite 303  
Milwaukee, Wisconsin 53202  
(414) 276-8750  
FAX (414) 276-8906  
99 MAY 20 PM 2:00  
RONALD D. LEONHARDT  
CITY CLERK

May 17, 1999

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

**RE: On-Duty Traffic Incident  
Regarding Police Officer Sandra Hayes  
Date of Incident: June 4, 1998  
Location of Incident: 36th and Burleigh Streets**

Dear Mr. Leonhardt:

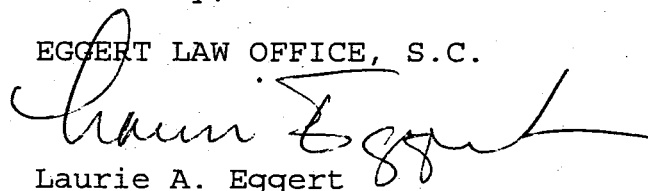
The above-named police officer has retained us to represent her in connection with the above-referenced matter.

Consistent with its policy, the City Attorney's Office has refused to represent her, and as she was performing the duties of her office at the time of the events giving rise to the incident, the claim is hereby made on her behalf for the indicated legal fees. This incident involved a charge of inattentive driving. The MPD issued Hayes a traffic citation which was dismissed by the municipal court. Attached is a copy of the dismissal notice.

The attached is an itemization of the time and services rendered.

Sincerely,

EGGERT LAW OFFICE, S.C.



Laurie A. Eggert  
Attorney at Law

CITY OF MILWAUKEE  
RECEIVED  
1999 MAY 20 PM 4:01  
LC/LAE/lcl  
HAYES  
CITY ATTORNEY

**EGGERT LAW OFFICE, 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

May 17, 1999

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

RE: MPD Criminal Investigation - Traffic Violation  
Regarding: PO Sandra Hayes  
Date of Incident: June 4, 1998  
Location of Incident: 36th and Burleigh Streets

Professional services

	<u>Hours</u>
6/5/98 Telephone call to Langley.	0.20
6/30/98 Telephone call from and to client; open file; telephone call from city attorney; memo to file.	0.70
7/6/98 Review documents from client.	0.20
Correspondence to client; correspondence to court.	0.30
7/21/98 Review of correspondence from municipal court.	0.10
9/17/98 Review of correspondence from municipal court; telephone call to and from city attorney; telephone call to client; memo to file.	0.60
9/24/98 Telephone call to city attorney.	0.10
10/1/98 Telephone call to city attorney.	0.10

	<u>Hours</u>
10/20/98 Telephone call to city attorney.	0.10
10/30/98 Telephone call to city attorney; memo to file.	0.20
11/2/98 Review documents from client; review of file; telephone call to Pyzek; research; telephone call to Langley; telephone call to Stanosz; telephone call from client.	1.80
11/6/98 Review of correspondence from muni. court.	0.10
11/17/98 Telephone call from client.	0.10
12/3/98 Review of file; telephone call to Langley.	0.20
12/14/98 Telephone call from and to Pyzek.	0.20
12/15/98 Telephone call to and from Pyzek; memo to file.	0.30
12/16/98 Research.	0.50
12/17/98 Preparation for and appearance at pre-trial; conference with Pyzek; travel.	1.30
12/21/98 Telephone call from client; memo to file.	0.20
1/14/99 Telephone call to client.	0.10
1/15/99 Telephone call from client.	0.20
2/1/99 Conference with witness; review of file.	0.60

	<u>Hours</u>
2/2/99 Telephone call to client.	0.10
2/3/99 Review of file; telephone call from client; memo to file.	0.80
2/4/99 Correspondence to MPD Personnel; telephone call to and from Pyzyk.	0.20
2/5/99 Draft Motion and Affidavit for adjournment; appearance at municipal court; travel; correspondence to city attorney; correspondence to Pyzyk.	2.60
2/12/99 Telephone call from client; memo to file.	0.20
2/17/99 Review documents from MPD Personnel.	0.20
3/10/99 Review of correspondence from city attorney.	0.10
3/11/99 Telephone call from client; intra-office conference.	1.00
3/12/99 Correspondence to Langley; correspondence to Pyzyk.	0.30
3/16/99 Review of correspondence from Pyzyk.	0.10
3/17/99 Telephone call to Pyzyk.	0.10
3/18/99 Review correspondence from Theis.	0.10
3/31/99 Review of file; correspondence to Pyzyk.	0.50
4/2/99 Research.	1.20
4/5/99 Intra-office conference; research; review MPD Rules, SOPs and Position & Responsibility statements; memo to file; review discovery from Pyzyk.	3.50

	<u>Hours</u>	
4/6/99 Telephone call from Atty. Pyzyk; telephone call to client.	0.50	
4/8/99 Review taped PI-21 statement; telephone call to client; telephone call to witnesses; preparation for hearing; office conference with client.	3.20	
4/9/99 Telephone call from witness.	0.40	
4/13/99 Trial preparation; meeting with client; attend trial; travel.	5.30	
4/14/99 Letter to client enclosing copy of order of dismissal; close file.	0.40	
		<u>Amount</u>
For professional services rendered	29.00	\$3,190.00
Additional charges:		
12/17/98 Mileage		0.98
2/5/99 Parking		4.00
2/15/99 MPD Personnel File		2.00
2/16/99 Parking		0.75
4/8/99 Mileage		3.41
4/13/99 Parking		7.00
Mileage		1.86
Total costs		<u>\$20.00</u>
Total amount of this bill		<u>\$3,210.00</u>

Mr. Ronald D. Leonhardt

Balance due

Amount

\$3,210.00

(Rate: \$110.00 per hour)



DEFENDANT'S NOTICE

98097262

CITY OF MILWAUKEE VS.

CASE NUMBER:

HAYES, SANDRA  
Name: 3138 N 55th ST MILWAUKEE 53216  
Address: 01/29/62  
Date of Birth: Inattentive Driving  
Offense: 04/13/99  
Judgment Date: BUTLER, LOUIS B. Jr.  
Judge:  
Not guilty

The total amount due: \$ 0.00

Due Date: 04/13/99

The total amount due consists of the following:

Forfeiture: State Surcharge:  
Clerk Fees: Jail Tax:  
State Clerk Fee: Witness Fee:

If you do not pay this total amount on the due date:

- You may be sent to jail for \_\_\_\_\_ days.
- Your driver's license will be suspended for up to \_\_\_\_\_ days.
- Your motor vehicle registration cannot be renewed until you pay.
- Your driver's license will be suspended up to 5 years until you pay.
- A lien against your property will be filed in the Circuit Court.

Return this notice with your payment to the Milwaukee Municipal Court, 951 North James Lovell St. Milwaukee, Wisconsin 53233. Do not send cash by mail; mail payment by money order or cashier's check. Partial payments are accepted prior to the due date.

Payment hours: Monday through Friday, during regular business hours; VISA or MasterCard accepted.

SEE REVERSE SIDE FOR IMPORTANT INFORMATION FOR THOSE FOUND GUILTY BY THE COURT

MILWAUKEE MUNICIPAL COURT  
951 North James Lovell Street  
Milwaukee, Wisconsin 53233

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

JULY 23, 1999

TO: PO SANDRA HAYES  
DISTRICT SEVEN

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 JUNE 4, 1998
- 2) A citizen's complaint made by
- 3) A police shooting incident occurring on

Is this information correct?

YES X NO \_\_\_\_\_

Did you receive legal representation  
in this matter?

YES X NO \_\_\_\_\_

Your signature: Sandra Hayes P.O.

Print your name: Sandra Hayes, P.O.

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

Dale T. Schunk

DALE T. SCHUNK JH  
Deputy Inspector of Police  
Internal Affairs Division

DTS:dnp