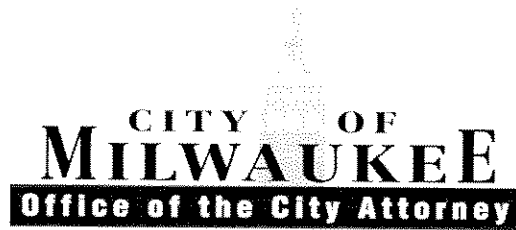


GRANT F. LANGLEY
City Attorney

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

September 11, 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 Officers Steven Moon, Rick Bungert, and
Amanda Bauer; C.I. File No. 04-S-457 EC 2125

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officers Steven Moon, Rick Bungert, and Amanda Bauer. The claim is in the amount of \$1,111.00 for 10.10 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).


GRANT F. LANGLEY
City Attorney


JAN A. SMOKOWICZ
Assistant City Attorney

JAS:amp
Enc.

1032-2004-3292:122855v1

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 24, 2005

TO: P.O. STEVEN MOON
DISTRICT: SIX

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 7, 2004
- 2) A citizen's complaint made by JOHN PHALEM
- 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: P.O. Steven W. Moon

Print your name: STEVEN W. MOON

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 JAN 31 AM 10:35
MILWAUKEE POLICE DEPARTMENT
PROFESSIONAL PERFORMANCE DIVISION

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 24, 2005

TO: P.O. RICK BUNGERT
DISTRICT: SIX

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 7, 2004
- 2) A citizen's complaint made by JOHN PHALEM
- 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: *R. Bungert*

Print your name: Rick A. BUNGERT

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
55 JAN 27 AM 11:54
MILWAUKEE POLICE DEPARTMENT

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

December 23, 2004

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

RE: MPD Criminal Investigation of POs Steven Moon and Rick Bungert ✓
Allegations Regarding Mr. John Phalem *Amanda Bauer*
Date of Incident: May 7, 2004
Location of Incident: During transport to District #6
EC No.: 2125

Dear Mr. Leonhardt:

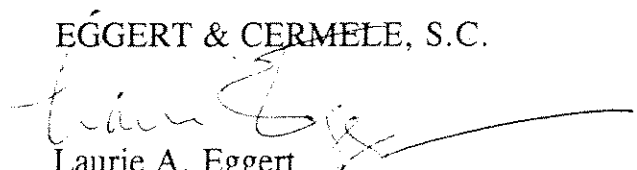
The above-named police officers have retained us to represent them in connection with the above-referenced matter.

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, the claim is hereby made on their behalf for the indicated legal fees. This incident involved an arrest and transportation of the prisoner.

Later, the MPD concluded that no criminal charges would issue. Attached is a copy of a status report from Captain of Police Mary K. Hoerig, and an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.


Laurie A. Eggert
Attorney at Law

JC/ldl
attachment
MOON BUNGERT

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele
Rachel L. Pings

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Suite 303
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December 24, 2004

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

RE: MPD Criminal Investigation re: Mr. John F. Phalem
Regarding: POs Steven Moon, Rick Bungert and Amanda Bauer
Date of Incident: May 7, 2004
Location of Incident: During transport to District #6
Professional services

	<u>Hours</u>
5/24/2004 Telephone call from PO Moon regarding new criminal investigation; open file; memo to file.	0.80
5/27/2004 Several telephone calls to and from PO Bungert; memo to file; telephone call to CIU of PPD.	0.80
6/9/2004 Telephone call from PO Moon; telephone call to and from PPD.	0.40
6/10/2004 Review of file; travel to PPD; meeting with PO Moon; attend PO Moon's statement to PPD; return travel; memo to file.	2.10
6/11/2004 Telephone call to PO Bungert.	0.30
6/21/2004 Review of file; travel to PPD; meeting with PO Bungert; attend PO Bungert's statement to PPD; return travel.	1.90
8/13/2004 Telephone call from PO Bauer; memo to file; telephone calls to POs Moon and Bungert.	0.70
8/16/2004 Discussion with PPD; telephone call to and from PO Bauer; telephone call to and from PO Bungert.	0.50

	<u>Hours</u>
8/19/2004 Review of file; travel to PPD; meeting with PO Bauer; attend PO Bauer's statement to PPD; return travel; memo to file.	1.90
11/23/2004 Telephone call from PO Moon; telephone call from PO Bungert; Fax to PPD.	0.30
12/7/2004 Review of correspondence from PPD that case had been cleared; correspondence to clients; close file.	0.40

	<u>Amount</u>
For professional services rendered	10.10 \$1,111.00
Balance due	<u>\$1,111.00</u>



Police Department

Nannette H. Hegerty
Chief of Police

Monday, November 29, 2004

Jonathan Cermele
Attorney At Law
1840 North Farwell Avenue
Suite 303
Milwaukee, WI 53202

RECEIVED

DEC 04 2004

CERTE & CERMELE, S.C.

Dear Mr. CERMELE:

This letter is in response to your inquiries of November 23rd, 2004, regarding the status of CIU Investigatory Files.

Attached please find the requested information. If further assistance is needed Lieutenant of Detectives Jeffery Micklitz can be contacted at 935-3540.

Sincerely,

A handwritten signature in black ink that reads 'Mary K. Hoerig'.

MARY K. HOERIG
CAPTAIN OF POLICE

CIU FILE NO.	IAD FILE NO.	COMPLAINANT	ALLEGATION	DISPOSITION
1. 04-111		PHALEN, JOHN	BATTERY	UNFOUNDED
2. 04-158		MCKEE, KASTER	BATTERY	UNFOUNDED
3. 04-181		JOHNSON, LAVONJOE	BATTERY	PENDING
4. 04-119		RHODES, MICHELLE	BATTERY	PENDING
5. 04-144		CLAPPER, TINA	THEFT	SUSPENDED
6. 04-118		PASHA, AHMAD	BATTERY	UNFOUNDED
7. 04-252		CALDERON, JOSE	BATTERY	PENDING
8. 03-332		HARRIS, CURTIS	BATTERY	WARRANT REFUSED
9. 04-150		BILLINGS, MICKEY	BATTERY	BASELESS
10. 03-312		THAMES, VALERIE	BATTERY	BASELESS
11. 03-286		BROWN, DIONE	BATTERY	PENDING
12. 04-044		LASTER, DEMOND	BATTERY	PENDING
13. 03-297		MCCAIN, KENDRICK	BATTERY	UNFOUNDED
14. 04-018		HIGHSHAW, LASHONDA	SEXUAL ASSAULT	UNFOUNDED

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 24, 2005

TO: P.O. AMANDA BAUER
DISTRICT: SIX

RE: Receipt of Legal Services from Law Firm of
Attorney

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- 2) A citizen's complaint made by JOHN PHALEM
- 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: PO Amanda Bauer

Print your name: AMANDA BAUER

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 JAN 27 AM 10:46
MILWAUKEE POLICE
PROFESSIONAL PERFORMANCE DIVISION

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele
Rachel L. Pings

1840 North Farwell Avenue
Suite 303
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(414) 276-8750
FAX (414) 276-8906

December 23, 2004

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Milwaukee City Clerk
800 City Hall
200 East Wells Street
Milwaukee, WI 53202

RE: MPD Criminal Investigation of POs Steven Moon and Rick Bungert ✓
Allegations Regarding Mr. John Phalem *Amanda Bauer*
Date of Incident: May 7, 2004
Location of Incident: During transport to District #6
EC No.: 2125

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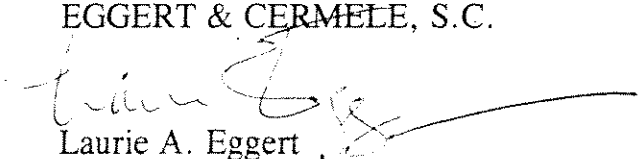
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Laurie A. Eggert
Attorney at Law

JC/ldl

attachment
MOON BUNGERT

EGGERT & CERMELE, S.C.

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Location of Incident: During transport to District #6
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Mr. Ronald D. Leonhardt

Page 2

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Nannette H. Hegerty
Chief of Police

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Jonathan Cermele
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1840 North Farwell Avenue
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