

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
Deputy City Attorney

THOMAS E. HAYES
PATRICK B. McDONNELL
LINDA ULISS BURKE
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OFFICE OF CITY ATTORNEY
800 CITY HALL
200 EAST WELLS STREET
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BEVERLY A. TEMPLE
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MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY

Assistant City Attorneys

November 8, 2002

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 Robert O'Grosky
C.I. File No. 01-S-99/19; ELO No. 1621

Dear Council Members:

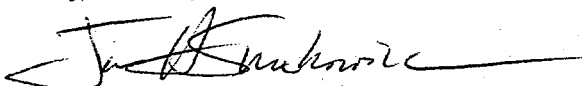
Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officer Robert O'Grosky. The claim is in the amount of \$715.00 for 6.50 hours of service billed at the rate of \$110 per hour. We ask that this matter be introduced and referred to the Committee 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. 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.
2277

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

March 15, 2001

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

RE: MPD Criminal Investigation of PO Robert O'Grosky
Allegations Regarding a juvenile
Date of Incident: December 21, 2000
Location of Incident: District #4
ELO No.: 1621

Dear Mr. Leonhardt:

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

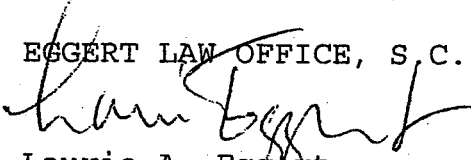
Consistent with its policy, the City Attorney's Office has refused to represent him, and as he was performing the duties of his office at the time of the events giving rise to the incident, the claim is hereby made on his behalf for the indicated legal fees. This incident involved transporting a juvenile in custody from the district station to PPS and then to the Children's Center.

The MPD initiated a criminal investigation in which the officers initially declined to give a statement without counsel. When he requested counsel, IAD compelled O'Grosky to give a statement concerning the incident after issuing a PI-21.

Later, the MPD decided not to issue criminal charges against the officer. Attached is a copy of the clearance report and an itemization of the time and services rendered. Because the incident involved a juvenile, I have deleted his name in the DA's letter.

Sincerely,

EGGERT LAW OFFICE, S.C.



Laurie A. Eggert
Attorney at Law

9/7/2001

O.T.

JAS

Letter # 2277

CITY OF MILWAUKEE
RECEIVED
'01 MAR 19 PM 3:07
OFFICE OF
CITY ATTORNEY

JC/ldl
O'GROSKY

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

March 15, 2001

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

RE: MPD Criminal Investigation re: a juvenile
Regarding: PO Robert O'Grosky
Date of Incident: December 21, 2000
Location of Incident: District #4

Professional services

	<u>Hours</u>
1/8/01 Several telephone calls from PO Ogroski; open file; memo to file.	0.50
1/10/01 Several telephone calls to IAD; meeting with IAD; office conference with PO O'Grosky; discussion with MPA; telephone call from DA Reddin.	1.80
1/11/01 Review statute on Physical Abuse of Child; memo to file; intra-office conference; memo to file; telephone call to client; telephone call to DDA Reddin.	0.80
1/15/01 Preparation for and appearance at statements regarding PI-21; conference with client; memo to file; travel.	1.60
1/16/01 Intra-office conference.	0.20
2/1/01 Several telephone calls to and from PO O'Grosky and DA Reddin.	0.50

Mr. Ronald D. Leonhardt

Page 2

	<u>Hours</u>	
2/14/01 Discussion with DA; telephone call to and from client.	0.40	
2/15/01 Telephone call to DA.	0.20	
2/20/01 Review of correspondence from DA; correspondence to MPD Open Records; correspondence to client.	0.50	
		<u>Amount</u>
For professional services rendered	6.50	\$715.00
Balance due		<u>\$715.00</u>

(Rate: \$110.00 per hour)



OFFICE OF DISTRICT ATTORNEY

Milwaukee County

E. MICHAEL McCANN • District Attorney

February 14, 2001

Chief Arthur Jones
City of Milwaukee Police Department
749 W. State Street
Milwaukee, WI 53233

FEB 19 2001

Dear Chief Jones:

On December 21, 2000, a juvenile, was arrested by City of Milwaukee Police officers for Burglary. Detectives took his shoes as evidence. Thereafter he was transported by officer Robert O'Grosky from #4 to the Police Administration Building, to Children's Court and then to the hospital for medical clearance. _____ alleges that he was made to walk outside in the snow and ice without shoes.

Investigation revealed that _____ was given shoes at the Children's Court Center prior to being taken for medical clearance (although he first denied this, he later agreed that it was true).

While walking barefoot in the cold was no doubt uncomfortable, suffered no injuries and there is no intent on the part of officer O'Grosky, at least none that I can discern, to cause harm to _____. These are two key elements of the crime of Physical Abuse of a Child. Since neither is present, criminal charges are not appropriate.

Very truly yours,

Jon N. Reddin
Deputy District Attorney

JNR:jr

cc/ Jon Cermele
Det. Charles W. Shepard, Jr.

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

Thomas A. Schultz
Alexander G. Steiner
Fredric E. Muesel
William J. Muller
Gerald R. Falk
Donald S. Jackson
Gale G. Shelton
Terry Maggison
Gary D. Martson
David Robes
Deborah Dasey
Peg Warrick
Douglas J. Simpson
Cynthia S. Brown
Norman A. Jahn
George N. Pritz, III
Stephanie Irene Rothstein
Carol E. Stauder
Steven M. Stamm
Mary Anne Smith
Mark S. Williams
Linda Johnson
John M. Stober
Thomas L. Puder
David Foss
Rayann Chandler Szychiw
Elisa Casafon
Carole Manchester
Kenneth P. Berg
Barbara P. Chessman, Jr.
Lovel Lovason, Jr.
Warren D. Lee
Timothy J. Ozzar
Carol Berni Crowley
Steven J. Laska
Brad Kordas
Jane Caron
Paul Tiller
Minsam S. Park
Phyllis M. DeCarvalho
Dennis P. Murphy
Christopher Ford
Christine M. Kraus
Philip A. Anelli
Thomas J. McAdams
Bruce J. Lanograt
Mary K. McCann
Dana M. Song
David M. Lerman
Janet C. Prosserowicz
DeAnn L. Heary
Debra M. Scano, SSND
Patricia J. McGowan
Irene Patton
Karen A. Lebeck
Nancy Eppinger
Marcela DePeters
JoAnn M. ...
Catherine A. Gaudreau
Jon S. ...
Karin D. ...
Mara Dixon
James N. ...
Kurt B. ...
James D. ...
William P. ...
Audrey Skwerawski
Joanne ...
John T. ...
Christopher A. ...
Megan P. ...
Laura A. ...
Derek J. ...
Shawn ...
Brian ...
Karen ...
Allison M. ...
Kevin ...
Kelly ...
Jennifer ...
Beth ...
Shannon ...
Rebecca ...
Mark A. ...
Paul C. ...
David ...
Julius Kim
Jeffrey ...
Rachael ...
Deborah ...
Pam ...
Paul R. ...
Nelson ...
Bradford ...
Patrick ...
Joy ...
Margaret ...
Bruce W. ...
Michael ...
Mark ...
Mary M. ...
Kathryn ...
Jeanette ...
Jeffrey ...
Thomas ...
David ...
Jeremy ...
Daniel ...
Sara ...
Gara ...
Brent ...
T. ...
Katharine ...
Lisa ...
Robin ...
Phillip ...
Tiffany ...
Emily ...
Daniel ...
Jacob ...
David ...
Joy

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

APRIL 27, 2001

TO: PO ROBERT O'GROSKY
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 DECEMBER 21, 2000
- 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: Robert O'Grosky

Print your name: PO Robert O'Grosky

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
Commander of Police
Internal Affairs Division

DTS:dnp

MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION
01 MAY 31 AM 10:25
RECEIVED