

# CITY OF MILWAUKEE

Form CA-43

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
Deputy City Attorney

**PATRICK B. McDONNELL**  
**LINDA ULISS BURKE**  
Special Deputy City Attorneys



## OFFICE OF CITY ATTORNEY

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MILWAUKEE, WISCONSIN 53202-3551  
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FAX (414) 286-8550

March 20, 2003

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

Re: Communication from Attorney Kenneth J. Murray for legal fees  
for Police Officers John Luebbe, Jr. and Timothy McNair


Dear Council Members:


Returned herewith is a document filed by Attorney Kenneth J. Murray, for attorney's fees for representing Police Officers John Luebbe, Jr. and Timothy McNair. The claim is in the amount of \$731.00 including \$20.00 in disbursements for 7.9 hours of service billed at the rate of \$90.00 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 the filing of a citizen's complaint against the officers with the Fire and Police Commission. The complaint was dismissed by the Commission.

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.

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**BEVERLY A. TEMPLE**  
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**BRUCE D. SCHRIMPF**  
**ROXANE L. CRAWFORD**  
**SUSAN D. BICKERT**  
**HAZEL MOSLEY**  
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**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**  
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**MARYNELL REGAN**  
**G. O'SULLIVAN-CROWLEY**  
**DAWN M. BOLAND**

Assistant City Attorneys

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\*\*\*\*ALSO LICENSED TO PRACTICE IN OHIO

September 25, 1996

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

RE: Citizen Complaint of Mr. Jeffrey Cline  
Against Police Officers John Luebbe, Jr. & Timothy McNair  
Complaint No.: 95-64  
Date of Incident: November 25, 1995

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 investigation on November 25, 1995. The Fire and Police Commission dismissed the complaint. Attached is a copy of the dismissal notice.

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

<u>DATE</u>	<u>NATURE OF WORK PERFORMED</u>	<u>HOURS</u>
01-04-96	Open file; review complaint; correspondence to FPC; telephone call to FPC; correspondence to Departments of Transportation and Justice; telephone call to FPC; telephone call to client; memo to file	2.7
01-15-96	Review Department of Transportation record	0.1
01-18-96	Review of correspondence from FPC	0.1
02-21-96	Review documents from Department of Justice	0.1
03-05-96	Review documents	0.4
05-07-96	Telephone call to Luebbe; memo to file	0.1

Luebbe and McNair Statement  
September 25, 1996  
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05-28-96	Telephone call from client	0.1
05-30-96	Conference with Victoria	0.1
05-31-96	Conference with FPC; memo to file; correspondence to client	0.2
06-11-96	Review of correspondence from FPC; correspondence to clients	0.2
06-17-96	Review message from client; preparation for and appearance at conciliation; conference with client; travel	1.3
07-03-96	Telephone call from FPC; memo to file; review of file; correspondence to clients	0.2
07-15-96	Telephone call from client; telephone call to FPC; memo to file	0.2
07-23-96	Review of correspondence from FPC	0.1
07-29-96	Telephone call from client; memo to file	0.1
07-31-96	Preparation for and appearance at conciliation; conference with clients; memo to file	1.4
09-25-96	Review of correspondence from FPC; correspondence to clients; close file	0.5
	TOTAL HOURS	<del>8.9</del> 7.9 JMS

DISBURSEMENTS:

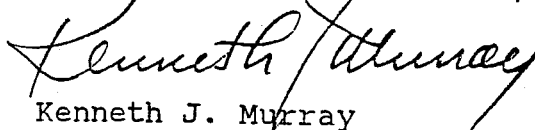
01-10-96	Department of Transportation	\$ 3.00
01-10-96	Department of Justice	13.00
06-17-96	Parking	2.00
07-31-96	Parking	<u>2.00</u>
	TOTAL	\$ 20.00

8.9 hours at \$90.00 per hour = \$ ~~801.00~~ 711.<sup>00</sup> JMS  
Disbursements = 20.00

TOTAL DUE = \$ ~~821.00~~ 731.<sup>00</sup> JMS

Sincerely,

ADELMAN, ADELMAN & MURRAY, S.C.



Kenneth J. Murray  
Attorney at Law

LAE/ldq  
LUEBBE

BOARD OF  
FIRE AND POLICE COMMISSIONERS : CITY OF MILWAUKEE : COUNTY OF MILWAUKEE

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In Re:  
THE CHARGES OF JEFFREY CLINE  
AGAINST POLICE OFFICERS JOHN LUEBBE, JR.  
AND TIMOTHY MCNAIR

ORDER OF DISMISSAL

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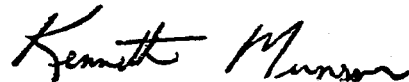
To Officer John Luebbe, Jr.:

It is hereby ordered that the Complaint of Jeffrey Cline, Complaint No. 95-64, filed with the Board on December 5, 1995, is dismissed because the Complainant has requested that the Complaint be dismissed, by the

MILWAUKEE BOARD OF  
FIRE AND POLICE COMMISSIONERS

LEONARD W. ZIOLKOWSKI,  
CHAIRMAN

BY:



KENNETH MUNSON  
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, SEPTEMBER 20, 1996.

cc: Attorney Laurie Eggert

BOARD OF  
FIRE AND POLICE COMMISSIONERS : CITY OF MILWAUKEE : COUNTY OF MILWAUKEE

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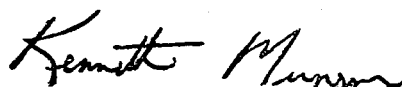
To Officer Timothy McNair:

It is hereby ordered that the Complaint of Jeffrey Cline, Complaint No. 95-64, filed with the Board on December 5, 1995, is dismissed because the Complainant has requested that the Complaint be dismissed, by the

MILWAUKEE BOARD OF  
FIRE AND POLICE COMMISSIONERS

LEONARD W. ZIOLKOWSKI,  
CHAIRMAN

BY:



KENNETH MUNSON  
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, SEPTEMBER 20, 1996.

cc: Attorney Laurie Eggert