

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
Special Deputy City Attorneys



OFFICE OF CITY ATTORNEY
800 CITY HALL
200 EAST WELLS STREET
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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

Assistant City Attorneys

November 13, 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 Michael Austin C.I. File No. 01-S-272; ELO No. 1660**

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officer Michael Austin. The claim is in the amount of \$1,270.86 including \$16.86 in disbursements for 11.40 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 the filing of a citizen's complaint against the officer 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.

2295

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

August 2, 2001

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

CITY OF MILWAUKEE
2001 AUG - 6 PM 2: 34
RONALD D. LEONHARDT
CITY CLERK

**RE: Citizen Complaint of Ms. Terri Young
Against PO Michael Austin
Complaint No.: 00-16
Date of Incident: March 21, 2000
ELO No.: 1660**

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 taking a juvenile into custody. The Fire and Police Commission dismissed the complaint. Attached is a copy of the dismissal notice and an itemization of the time and services rendered.

Sincerely,

EGGERT LAW OFFICE, S.C.

Laurie A. Eggert
Laurie A. Eggert
Attorney at Law

LAE/ldl
AUSTIN-YOUNG

11/12/02
O.K.
JAS
Letter 2295

CITY OF MILWAUKEE
RECEIVED
OFFICE OF
CITY ATTORNEY
2001 AUG - 6 PM 3: 13

EGGERT LAW OFFICE, S.C.

Attorneys at Law

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August 2, 2001

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

RE: Citizen Complaint of Ms. Terri L. Young
Against PO Michael Austin
FPC No: 00-16
Date of Incident: March 21, 2000
Location of Incident: 2027 North Holton

Professional services

	<u>Hours</u>
05/24/00 Conference with client; open file; memo to file; correspondence to FPC.	1.20
05/31/00 Telephone call from FPC; telephone call to FPC; review of file.	0.60
06/01/00 Review of correspondence from FPC.	0.10
06/05/00 Review of correspondence from FPC; correspondence to client; review of file.	0.20
06/08/00 Telephone call from client; review of file; telephone call to and from FPC; memo to file.	0.70
06/09/00 Review of file.	0.10
06/29/00 Review of file; telephone call to client.	0.30

	<u>Hours</u>
09/11/00 Telephone call from Heard; review of file; telephone call to FPC.	0.30
09/18/00 Telephone call from FPC.	0.10
10/04/00 Review of file; telephone call to and from FPC.	0.30
10/10/00 Telephone call from and to FPC; memo to file; review complaint; telephone call to client.	0.70
10/11/00 Telephone call to and from FPC; telephone call to and from client.	0.40
10/12/00 Telephone call from FPC.	0.10
10/23/00 Telephone call from client.	0.10
10/24/00 Telephone call from FPC; review of file; memo to file.	0.30
10/31/00 Review of correspondence from FPC; correspondence to client; memo to file; review of file.	0.30
11/01/00 Telephone call from FPC; telephone call to client; review of file; memo to file; correspondence to MPD Open Records.	0.60
11/02/00 Telephone call from client; telephone call to FPC.	0.20
11/03/00 Telephone call from and to FPC; review of file; review of correspondence from FPC.	0.30

	<u>Hours</u>
11/06/00 Conference with FPC; review of correspondence from FPC; memo to file.	0.30
11/07/00 Review of correspondence from FPC; correspondence to client.	0.20
11/15/00 Conference with client; memo to file; telephone call to and from FPC.	0.40
11/17/00 Review of correspondence from FPC.	0.10
12/04/00 Telephone call from and to FPC; review of file.	0.30
12/07/00 Review of correspondence from FPC; correspondence to client.	0.30
01/03/01 Telephone call from MPD Open Records; memo to file.	0.20
01/10/01 Review of correspondence from MPD Open Records.	0.10
02/06/01 Review of correspondence from FPC; telephone call to FPC (2); memo to file; telephone call to and from client.	0.80
02/07/01 Telephone call from FPC; memo to file; review of file.	0.30
03/07/01 Telephone call from FPC; review of file.	0.30
03/15/01 Telephone call from FPC; telephone call to and from client; memo to file.	0.60
03/29/01 Telephone call from FPC.	0.10
04/10/01 Review of correspondence from FPC; correspondence to client; close file.	0.50

Mr. Ronald Leonhardt

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	<u>Hours</u>	<u>Amount</u>
For professional services rendered	11.40	\$1,254.00
Additional charges:		
01/10/01 MPD Open Records request		16.86
Total costs		<u>\$16.86</u>
Total amount of this bill		<u>\$1,270.86</u>
Balance due		<u><u>\$1,270.86</u></u>

(Rate: \$110.00 per hour through 12/31/1998)

APR 10 2001

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

In Re:
THE CHARGES OF TERRI YOUNG
AGAINST POLICE OFFICER MICHAEL AUSTIN

ORDER OF DISMISSAL

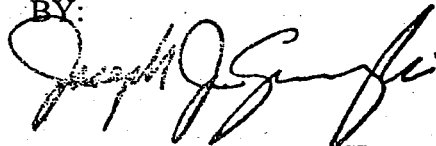
To Officer Michael Austin:

It is hereby ordered that the Complaint of Terri Young, Complaint No. 2000-16, filed with the Board on March 24, 2000, is dismissed because the Complainant has requested that the Complaint be dismissed, by the

MILWAUKEE BOARD OF
FIRE AND POLICE
COMMISSIONERS

WOODY WELCH,
CHAIRMAN

BY:



JOSEPH J. CZARNEZKI
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, APRIL 6, 2001.

c: Attorney Laurie Eggert ✓

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

SEPTEMBER 18, 2001

TO: P.O. MICHAEL AUSTIN
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 MARCH 21, 2000
- 2) A citizen's complaint made by TERRI YOUNG
- 3) A police shooting incident occurring on

Is this information correct?

X

YES M.A.

NO _____

Did you receive legal representation
in this matter?

X

YES M.A.

NO _____

X Your signature: Michael Austin

CS X Print your name: Michael Austin

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

Steven M. Settingsgaard

STEVEN M. SETTINGSGAARD
POLICE COMMANDER
Internal Affairs Division

KSS

DTS:dnp

MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

01 SEP 24 AM 7:30

RECEIVED