

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
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 Z. BLOCK
MEGAN T. CRUMP
ELOISA DE LEÓN
ADAM B. STEPHENS
KEVIN P. SULLIVAN
BETH CONRADSON CLEARY
THOMAS D. MILLER
HEIDI E. GALVÁN
Assistant City Attorneys

March 17, 2008

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

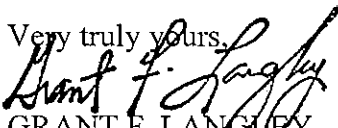
Re: Communication from Attorney Laurie A. Eggert, Eggert Law Office, S.C.
for legal fees for Police Officers Philip J. Poulos, Jr. and Heather
Peerenboom
C.I. File No. 07-S-403 (7); EC 2531

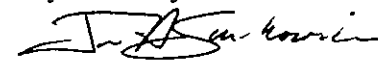
Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Philip J. Poulos, Jr. and Heather Peerenboom. The claim is in the amount of \$2,592.44 including \$40.44 in disbursements for 23.20 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 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. Wis. Stat. § 895.35, *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:amp
Enc.

1032-2007-3121:124771v1

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 10, 2008

TO: P.O. PHILIP POULOS
DISTRICT: FIVE

RE: Receipt of Legal Services from Law Firm of
Attorney Jonathan Cermele

Attorney Jonathan Cermele 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 2004-2005
- 2) A citizen's complaint made by ROBERT HOLLAND
- 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. Philip J. Poulos Jr.

Print your name:

P.O. Philip J. Poulos Jr.

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

KURT R. LEIBOLD
Acting Captain of Police
Professional Performance Division

KRL: lrc

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 10, 2008

TO: P.O. HEATHER PEERENBOOM
DISTRICT: FIVE

RE: Receipt of Legal Services from Law Firm of
Attorney Jonathan Cermele

Attorney Jonathan Cermele 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 2004-2005
- 2) A citizen's complaint made by ROBERT HOLLAND
- 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. Heather Peerenboom

Print your name: PO Heather PEERENBOOM

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

KURT R. LEIBOLD
Acting Captain of Police
Professional Performance Division

KRL:lrc

RECEIVED
08 JAN 17 PM 12:38
MILWAUKEE POLICE
INVESTIGATIVE DIVISION

CERMELE & ASSOCIATES, S.C.

- ATTORNEYS AT LAW -
WWW.CERMELELAW.COM

JONATHAN CERMELE
RACHEL L. PINGS
MATTHEW L. GRANITZ

LAURIE A. EGGERT
- OF COUNSEL -

6310 WEST BLUEMOUND ROAD
SUITE 200
MILWAUKEE, WISCONSIN 53213
(414) 276-8750
FAX (414) 276-8906

November 26, 2007

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

**RE: Citizen Complaint of Mr. Robert Holland
Against PO's Philip Poulos and Heather Peerenboom
Complaint No.: 05-18
Date of Incident: 2004 - 2005**

Dear Mr. Leonhardt:

Pursuant to Article 58 of the 2007-2009 Collective Bargaining Agreement between the City and the Milwaukee Police Association, the City should request that this claim be placed on the Common Council Committee agenda within 180 days of its receipt.

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

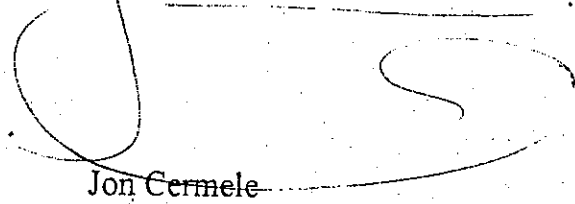
Consistent with its policy, the City Attorney's Office has refused to represent them and, as they were performing the duties of their office at the time of the events giving rise to the incident, this claim is hereby made on their behalf for the indicated legal fees. This incident involved the issuance of municipal citations.

The Fire and Police Commission dismissed the complaint. Attached are copies of the dismissal notices and an itemization of the time and services rendered.

Thank you.

Sincerely,

CERMELE & ASSOCIATES, S.C.

A handwritten signature in black ink, appearing to read "Jon Cermele", is written over a horizontal line. The signature is stylized with a large loop on the left and a long horizontal stroke on the right.

Jon Cermele

/kjs

Attachments

POULOS and PEERENBOOM

CERMELE & ASSOCIATES, S.C.

- ATTORNEYS AT LAW -
WWW.CERMELELAW.COM

JONATHAN CERMELE
RACHEL L. PINGS
MATTHEW L. GRANITZ

6310 WEST BLUEMOUND ROAD
SUITE 200
MILWAUKEE, WISCONSIN 53213
(414) 276-8750
FAX (414) 276-8906

LAURIE A. EGGERT
- OF COUNSEL -

November 27, 2007

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

RE: Citizen Complaint of Mr. Robert Holland
Against PO's Philip Poulos and Heather Peerenboom
FPC No: 05-18
Date of Incident: 2004-2005
Professional services

	<u>Hours</u>
8/13/2007 Telephone call from and to PO Poulos regarding upcoming FPC hearing; open file; intra-office conference with Cermele; memo to file.	0.30
8/14/2007 Office conference with PO Poulos; telephone call to Fronk requesting adjournment; Fax to Fronk indicating same; telephone call from Fronk regarding citizen complaint; Open Records request; Muni Court and CCAP research.	1.30
8/15/2007 Receive and review correspondence from FPC indicating hearing date; correspondence to client indicating same; calendar hearing; telephone call to Open Records expanding request.	0.50
8/16/2007 Receive and review correspondence from FPC confirming adjournment; telephone call to PO Peerenboom; calendar office conference with same.	0.30
8/17/2007 Telephone call from Open Records; Fax to same office; conference with PO Peerenboom; telephone call to Open Records.	0.90

	<u>Hours</u>
8/24/2007 Receive and review correspondence from City indicating no other citizen complaint filed by complainant.	0.10
8/27/2007 Telephone call to PO Poulos regarding witness names; telephone call to PO Peerenboom regarding same; determine appropriate MPD witnesses; telephone call to MPD Sgt. (witness).	0.70
8/29/2007 Review documents from PO Peerenboom; City Ordinance search.	1.00
8/30/2007 Begin reviewing Open Records request response; several telephone calls to and from various MPD Sergeants (as witnesses); memos to file regarding same.	1.00
9/4/2007 Review voicemail message from citizen witness; telephone call to PO Poulos regarding office conference; telephone call to PO Peerenboom regarding same; telephone call to Fronk regarding alleged rule infractions; calendar office conference; prepare for FPC hearing.	1.80
9/6/2007 Receive and review correspondence from FPC confirming hearing; telephone call to witnesses regarding subpoenas.	0.20
9/7/2007 Telephone call to witness; travel; meeting with witness; deliver subpoena to witness; return travel; telephone call to PO Peerenboom regarding FPC hearing; memo to file.	1.30
9/10/2007 Office conference with PO's Poulos and Peerenboom regarding upcoming hearing; review issued parking citations given by PO Poulos during allegation time period; telephone call to Fronk regarding outstanding warrant; travel; deliver subpoena to witness; return travel.	3.00
9/12/2007 Hearing preparation.	2.00
9/13/2007 Hearing preparation.	5.00

	<u>Hours</u>
9/14/2007 Travel; attend hearing; return travel.	3.50
10/9/2007 Receive and review correspondence from FPC indicating Order of Dismissal; correspondence to clients with same; close file.	0.30

	<u>Amount</u>
For professional services rendered	23.20
Additional charges:	
8/31/2007 MPD Open Records request	18.44
9/5/2007 Subpoenas (2)	12.00
9/6/2007 Subpoenas (1)	6.00
9/14/2007 Parking	4.00
Total costs	<u>\$40.44</u>
Total amount of this bill	<u>\$2,592.44</u>
Balance due	<u><u>\$2,592.44</u></u>

(Rate: \$110.00 per hour)

RECEIVED

OCT 09 2007

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

In Re:
THE CHARGES OF ROBERT L. HOLLAND, SR.
AGAINST POLICE OFFICERS HEATHER PEERENBOOM
AND PHILIP POULOS, JR.

COMPLAINT NO. 05-18

ORDER OF DISMISSAL

To Officer Philip Poulos, Jr.:

WHEREAS, this matter proceeded to final hearing before Hearing Examiner Roy B. Evans, Esq. on September 14, 2007;

WHEREAS, Robert L. Holland, Sr. appeared and testified regarding the incident(s) which served as the basis for this complaint;

WHEREAS, subsequent to his testimony, Robert L. Holland, Sr. indicated a desire to speak with Police Officers Heather Peerenboom and Philip Poulos off the record in an attempt to resolve the matter; and

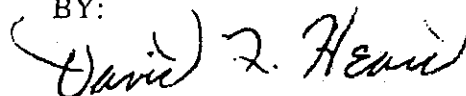
WHEREAS, as a result of that conversation, Robert L. Holland, Sr. indicated, on the record, that he was satisfied with the result and requested to withdraw his complaint based on a successful conciliation.

THEREFORE, it is ordered that the complaint against Police Officers Heather Peerenboom and Philip Poulos be and is hereby dismissed.

MILWAUKEE BOARD OF
FIRE AND POLICE COMMISSIONERS

LEONARD J. SOBCHAK, CHAIRMAN

BY:



DAVID L. HEARD
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, OCTOBER 4, 2007.

OCT 09 2007

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

In Re:
THE CHARGES OF ROBERT L. HOLLAND, SR.
AGAINST POLICE OFFICERS HEATHER PEERENBOOM
AND PHILIP POULOS, JR.

COMPLAINT NO. 05-18

ORDER OF DISMISSAL

To Officer Heather Peerenboom:

WHEREAS, this matter proceeded to final hearing before Hearing Examiner Roy B. Evans, Esq. on September 14, 2007;

WHEREAS, Robert L. Holland, Sr. appeared and testified regarding the incident(s) which served as the basis for this complaint;

WHEREAS, subsequent to his testimony, Robert L. Holland, Sr. indicated a desire to speak with Police Officers Heather Peerenboom and Philip Poulos off the record in an attempt to resolve the matter; and

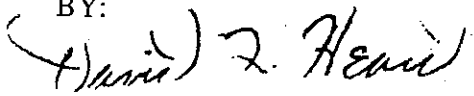
WHEREAS, as a result of that conversation, Robert L. Holland, Sr. indicated, on the record, that he was satisfied with the result and requested to withdraw his complaint based on a successful conciliation.

THEREFORE, it is ordered that the complaint against Police Officers Heather Peerenboom and Philip Poulos be and is hereby dismissed.

MILWAUKEE BOARD OF
FIRE AND POLICE COMMISSIONERS

LEONARD J. SOBCHAK, CHAIRMAN

BY:



DAVID L. HEARD
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, OCTOBER 4, 2007.