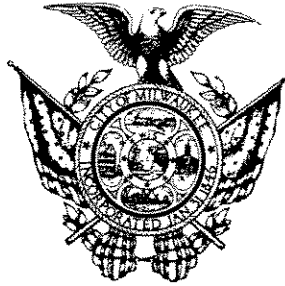


CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
PATRICK B. McDONNELL
LINDA ULISS BURKE
Deputy City Attorneys



OFFICE OF CITY ATTORNEY

800 CITY HALL
200 EAST WELLS STREET
MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
TDD (414) 286-2025
FAX (414) 286-8550

January 28, 2004

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

Re: Communication from Attorney Laurie Eggert, Eggert & Cermele, S.C.
for legal fees for Police Officer Patrick Johnson
C.I. File No. 02-S-83; EC No. 1744


Dear Council Members:

Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officer Patrick Johnson. The claim is in the amount of \$635.57, including \$8.57 in disbursements for 5.70 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

BEVERLY A. TEMPLE
THOMAS O. GARTNER
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
HAZEL MOSLEY
HARRY A. STEIN
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
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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
DAWN M. BOLAND
KATHRYN M. ZALEWSKI

Assistant City Attorneys

EGGERT & CERMELE, 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

February 27, 2002

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

**RE: Citizen Complaint of Mr. Robert Ferguson
Against PO Patrick Johnson
Complaint No.: 01-50
Date of Incident: July 3, 2001
EC No.: 1744**

Dear Mr. Leonhardt:

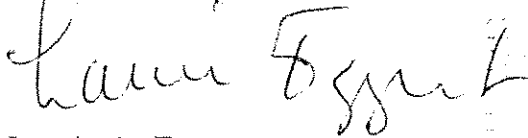
The above-named police officer has retained us to represent him in connection with the above-referenced matter.

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 an investigation of a house alarm. 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 & CERMELE, S.C.

Laurie A. Eggert
Attorney at Law



1/28/04

O.K.
JAS

Letter 2295

LAE/ldl
JOHNSON

02 FEB - 4 12 48 01

EGGERT & CERMELE, 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

February 27, 2002

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

RE: Citizen Complaint of Mr. Robert Ferguson
Against PO Patrick Johnson
FPC No: 01-50
Date of Incident: July 3, 2001
Location of Incident: 3630 North 42nd Street

Professional services

	<u>Hours</u>
09/24/01 Conference with client; open file; memo to file; correspondence to MPD Open Records, FPC.	1.40
10/16/01 Telephone calls from FPC (2); review of file.	0.40
10/17/01 Telephone calls from and to FPC; review of file.	0.30
10/22/01 Telephone call from FPC; correspondence to client; memo to file.	0.20
10/30/01 Review of correspondence from FPC.	0.10
11/09/01 Telephone call to FPC; review of file; telephone call to client.	0.60
11/12/01 Preparation for and appearance at conciliation; conference with client; memo to file; travel.	1.40

Mr. Ronald Leonhardt

Page 2

	<u>Hours</u>	
12/10/01 Telephone call from Heard; review of file; memo to file.	0.30	
01/03/02 Review of correspondence from FPC; correspondence to client.	0.50	
01/31/02 Review of correspondence from FPC; correspondence to client; close file.	0.50	
		<u>Amount</u>
For professional services rendered	5.70	\$627.00
Additional charges:		
11/12/01 Parking		6.00
01/31/02 MPD Open Records		2.57
Total costs		<u>\$8.57</u>
Total amount of this bill		<u>\$635.57</u>
Balance due		<u>\$635.57</u>

(Rate: \$110.00 per hour)

RECEIVED

JAN 3 2002

ROBERT & CERMELE, S.C.

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

In Re:
THE CHARGES OF ROBERT D. FERGUSON
AGAINST POLICE OFFICER PATRICK JOHNSON

ORDER OF DISMISSAL

To Officer Patrick Johnson:

It is hereby ordered that the Complaint of Robert D. Ferguson, Complaint No. 2001-50, filed with the Board on August 8, 2001, is dismissed because the Complainant does not wish to pursue the matter, by the

MILWAUKEE BOARD OF
FIRE AND POLICE
COMMISSIONERS

WOODY WELCH,
CHAIRMAN

BY:


JOSEPH J. ZARNIECKI
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, DECEMBER 26, 2001.

c: Attorney Laurie Eggert ✓

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

DECEMBER 5, 2002

RECEIVED
02 DEC 16 PM 1:39
MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

TO: P.O. PATRICK JOHNSON
DISTRICT SEVEN

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 JULY 3, 2001
- 2) A citizen's complaint made by ROBERT FERGUSON
- 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: *Patrick Johnson*

Print your name: Patrick Johnson

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

St. Settingsgaard
KTS

Steven M. Settingsgaard
Police Commander
Internal Affairs Division

SMS:kjs

CITY OF MILWAUKEE

Form CA-43

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LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY

Assistant City Attorneys

November 19, 2002

Commander Steven Settingsgaard
Milwaukee Police Department
Internal Affairs Division
6680 North Teutonia Avenue, Rm. 325
Milwaukee, WI 53209

Re: C.I. File No. 02-S-83
Communication from Eggert Law Office

Dear Commander Settingsgaard:

Enclosed please find a claim filed by Attorney Laurie A. Eggert for attorney's fees incurred during her representation of officers Amberg/Morries, Bowen, Chaim/Suarez, Dzievit/Tabaska, Gonzalez, Hannah, Johnson, Kowalczyk, et al., Lopez, et al., Osowski/Newport, Riestra, et al., Sanchez, Siller, Smolen/Bryce, Wells, et al., Cwiklinski/Pecoraro, Pecoraro, Matecki and Estacio/Henry.

Please determine whether these officers were in fact involved in the matters described in Ms. Eggert's claims, and have these officers verify Ms. Eggert's representation. Thank you for your anticipated cooperation in this matter.

Very truly yours,

A handwritten signature in cursive script, appearing to read 'Jan A. Smokowicz'.

JAN A. SMOKOWICZ
Assistant City Attorney

JAS
Encls.

RECEIVED
20 DEC - 2 AM 11:59
INTERNAL AFFAIRS
DIVISION