

# 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

April 7, 2005

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 Officers Michael Dederich and Michael Miller  
C.I. File No. 03-S-433; EC No. 1957

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officers Michael Dederich and Michael Miller. The claim is in the amount of \$627.00 for 5.70 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. A criminal investigation was initiated against the police officers on whose behalf this claim was filed, but they were ultimately not charged.

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,

Handwritten signature of Grant F. Langley in cursive.

GRANT F. LANGLEY  
City Attorney

Handwritten signature of Jan A. Smokowicz in cursive.

JAN A. SMOKOWICZ  
Assistant City Attorney  
JAS:enm  
Enc.

91874/ 1032-2003-3702.001

THOMAS O. GARTNER  
BRUCE D. SCHRIMPF  
ROXANE L. CRAWFORD  
SUSAN D. BICKERT  
HAZEL MOSLEY  
STUART S. MUKAMAL  
THOMAS J. BEAMISH  
MAURITA F. HOUREN  
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MICHAEL G. TOBIN  
DAVID J. STANOSZ  
SUSAN E. LAPPEN  
JAN A. SMOKOWICZ  
PATRICIA A. FRICKER  
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KURT A. BEHLING  
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VINCENT J. BOBOT  
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  
Rachel L. Schneider

1840 North Farwell Avenue  
Suite 303  
Milwaukee, Wisconsin 53202  
(414) 276-8750  
FAX (414) 276-8906

November 10, 2003

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

CITY ATTORNEY  
NOV. 12 RECD

**RE: MPD Criminal Investigation of POs Michael Dederich and Michael Miller  
Allegations Regarding Ms. Beverly A. Stokes  
Date of Incident: June 15, 2003  
Location of Incident: 4139 North 22<sup>th</sup> Street  
EC No.: 1957**

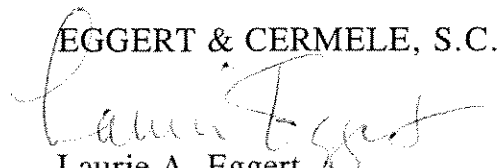
Dear Mr. Leonhardt:

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 the response to threats of suicide.

The MPD initiated a criminal investigation in which the officers initially declined to give a statement without counsel. When they requested counsel, IAD compelled POs Dederich and Miller to give statements concerning the incident after issuing PI-21s. Later, the MPD did not bring criminal charges against the officers. Attached is a copy of a letter from DDA Reddin and an itemization of the time and services rendered.

Sincerely,

4/4/05  
O.K.  
JAS  
letter 2277

EGGERT & CERMELE, S.C.  
  
Laurie A. Eggert  
Attorney at Law

JC/ldl  
attachment  
DEDERICH MILLER

**EGGERT & CERMELE, S.C.**

*Attorneys at Law*

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Jonathan Cermele  
Rachel L. Schneider

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November 10, 2003

Mr. Ronald D. Leonhardt

Milwaukee City Clerk  
800 City Hall  
200 East Wells Street  
Milwaukee WI 53202

RE: MPD Criminal Investigation re: Ms. Beverly A. Stokes

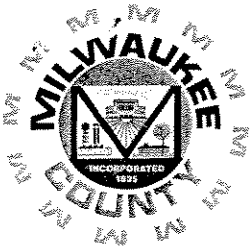
Regarding: POs Michael Dederich and Michael Miller

Date of Incident: June 15, 2003

Location of Incident: 4139 North 22nd Street

Professional services

	<u>Hours</u>	
7/2/2003 Telephone call from PO Dederich regarding new criminal investigation; open file; memo to file.	0.80	
7/8/2003 Telephone call from PO Dederich; memo to file; several telephone calls to and from PO Miller; review of file; meeting with PO Dederich at IAD; attend PO Dederich's PI-21; travel; memo to file.	2.20	
7/10/2003 Receive and review arrest reports; review of file; meeting with PO Miller at IAD; attend PO Miller's PI-21; travel; memo to file.	1.90	
9/25/2003 Telephone call to DDA Reddin; correspondence to clients.	0.40	
10/1/2003 Receive and review letter from DDA Reddin confirming that he "no processed" complaint; correspondence to clients; close file.	0.40	
		<u>Amount</u>
For professional services rendered	5.70	\$627.00
Balance due		<u>\$627.00</u>



OFFICE OF DISTRICT ATTORNEY

Milwaukee County

E. MICHAEL McCANN • District Attorney

- Robert D. Donohoo
Jon N. Reddin
Carol Lynn White
Patrick J. Kenney
James J. Martin
Thomas A. Schulz
Alexander G. Sklenarz
William J. Molitor
Donald S. Jackson
Gale G. Shelton
Terry Magowan
Gary D. Mahkorn
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Deborah Daley
Peg Tarrant
Douglass J. Simpson
Cynthia G. Brown
Norman A. Gahn
Stephanie Gineris Rothstein
Carol E. Janick
Steven H. Glamm
Mary Anne Smith
Mark S. Williams
Linda Johnson
John M. Stober
Thomas L. Potter
David Feiss
Rayann Chandler Szychliński
Carole Manchester
Kenneth R. Berg
Benbow P. Cheesman, Jr.
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Warren D. Zier
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Dennis P. Murphy
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Laura A. Crivello
Shawn Pompe
Brian J. Resler
Karen A. Lynch
Kevin P. Shomin
Jennifer Hysel
Beth D. Zargibel
Shannon Carrick
Rebecca F. Daliet
Mark A. Sanders
Paul C. Dedinsky
David T. Malone
Kelly L. Hedger
Jeffrey J. Altenburg
Rachael Gossens
Julius Kim
Patti Wabitsch
Kent L. Lovern
Paul R. Sander
Bradford J. Logsdon
Joy Bertrand
Margaret M. Zimmer
Bruce W. Becker
Michael T. Mahoney
Mary M. Sowinski
Kathryn K. Sarnar
Jeanette Corbett
Jeffrey P. Greipp
Thomas C. Binger
David Maas
Jeremy L. Resar
Daniel J. Gabler
Sara P. Scullien
Genise M. Hooks
Brent Nistler
T. Christopher Dee
Katharine Kucharski
Lisa P. Fricke
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Phillip R. Fiangsuebsin
Tiffany J. Harris
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Stephen W. Sawyer
Elisabeth Mueller
Megan J. Vawter
Grant I. Huebner
Cellee Kidder-Lacy
John Flusch
Stephan Eduard Notten
Eric D. Defort
Christine M. Quinn
Megan Fisher
Munjed A. Ahmad
Mary C. Theisen
Michelle A. Ackeman

09/25/03

OCT 1 2003

Mr. Jon Cermele
Eggert & Cermele, S.C.
1840 N. Farwell Ave., #303
Milwaukee, WI 53202-1716

Re: Incident No. #03-176-3000
Complainant: Beverly Harris
Officer(s): Michael Dederich & Michael Miller

Dear Mr. Cermele:

This is to notify you that after reviewing the above incident involving City of Milwaukee Police Officer(s), I have determined that criminal charges will not be issued against them.

Sincerely,

[Handwritten signature of Jon N. Reddin]
Jon N. Reddin
Deputy District Attorney

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

NOVEMBER 18, 2003

TO: P.O. MICHAEL DEDERICH  
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 JUNE 15, 2003
- 2) A citizen's complaint made by BEVERLY STOKES
- 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: \_\_\_\_\_

*Michael J. Dederich*

Print your name: \_\_\_\_\_

Michael J. Dederich

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

Steven M. Settingsgaard  
Police Commander  
Internal Affairs Division

*Steve Settingsgaard*  
KTS

SMS:kjs

RECEIVED  
03 NOV 20 PM 12:24  
MILWAUKEE POLICE  
INTERNAL AFFAIRS  
DIVISION

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

NOVEMBER 18, 2003

TO: P.O. MICHAEL MILLER  
DISTRICT SEVEN

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Attorney

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- 1) An incident occurring on JUNE 15, 2003
- 2) A citizen's complaint made by BEVERLY STOKES
- 3) ~~A police shooting incident occurring on N/A~~ MM

Is this information correct?

YES MM NO \_\_\_\_\_

Did you receive legal representation in this matter?

YES MM NO \_\_\_\_\_

Your signature: Michael J. Miller

Print your name: Michael MILLER

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

RECEIVED  
MILWAUKEE POLICE  
INTERNAL AFFAIRS  
DIVISION  
NOV 20 PM 12:24

SMS:kjs