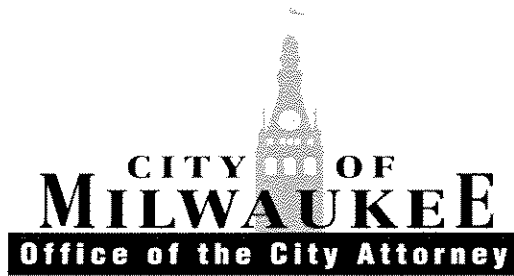


GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
LINDA ULISS BURKE
VINCENT D. MOSCHELLA
Deputy City Attorneys



THOMAS O. GARTNER
BRUCE D. SCHRIMPF
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MICHAEL G. TOBIN
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JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
MELANIE R. SWANK
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DONALD L. SCHRIFER
EDWARD M. EHRlich
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VINCENT J. BOBOT
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
KATHRYN M. ZALEWSKI
MEGAN T. CRUMP
ELOISA DE LEÓN
ADAM B. STEPHENS
KEVIN P. SULLIVAN
Assistant City Attorneys

September 19, 2006

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

Re: Communication from Attorney Laurie A. Eggert
Eggert & Cermele, S.C. for legal fees for
Police Officers Gregory Byers, Jesus Ortiz and Todd Lewan
C.I. File No. 04-S-98; EO 1999

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Gregory Byers, Jesus Ortiz and Todd Lewan. The claim is in the amount of \$235.58 including \$4.58 in disbursements for 2.10 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 a criminal investigation. No criminal charges were brought against the police officers on whose behalf this claim was filed.

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). The Common Council continues to have discretion with regard to this claim because the fees were incurred prior to the effective date of 2005 Wisconsin Act 73 (effective June 7, 2006) which now makes such payment mandatory except in certain, statutorily-defined circumstances.

Very truly yours,


GRANT F. LANGLEY
City Attorney


JAN A. SMOKOWICZ
Assistant City Attorney

JAS:enm

Enc.

109878/1032-2004-1087.001

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

March 23, 2004

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

**RE: MPD Criminal Investigation of POs Gregory Byers, Jesus Ortiz and
Todd Lewan
Allegations Regarding Mr. Leamon Hoover
Date of Incident: November 17, 2003
Location of Incident: 2455 West Meineke Avenue
EC No.: 1999**

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 a traffic stop. Charges will not be issued against the officers. Attached is a copy of the clearance report and an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.

Laurie A. Eggert
Attorney at Law

JC/ldl
attachment
BYERS

7/10/06
D.K.
JAS
Letter 2276

CITY OF MILWAUKEE
REGISTRATION
04 MAR 23 PM 2:22

PO-27A 4-99

**MILWAUKEE POLICE DEPARTMENT
BASELESS OFFENSE SUMMARY**

OFFENSE: BATTERY	LOCATION: 2500 WEST MEINECKE	
DATE: MONDAY, NOVEMBER 17, 2003	TIME: 2:37 A.M.	DISTRICT: 3
COMPLAINANT: HOOVER, LEAMAN [NMI]	D.O.B.: 11-16-72	TELEPHONE: 464-5540
ADDRESS: 5400 N. 68 TH STREET, MILWAUKEE WI		
SHIFT COMMANDER NOTIFIED: COMMANDER STEVEN SETTINGSGAARD	DATE: 11-17-03	TIME: 1:00 P.M.
SUPERVISOR AT SCENE: LIEUTENANT JAMES HARPOLE	DATE: 11-17-03	TIME: 12:35 P.M.

NARRATIVE:

This report was dictated by Mark R. LEVENHAGEN, of the Criminal Investigation Unit/Internal Affairs Division (CIU/IAD), Day Shift.

On Monday, November 17, 2003, I, Squad 356, Detective Mark LEVENHAGEN, per Captain Mary HOERIG, went to PPS along with Lieutenant James HARPOLE where the complainant, Leamon HOOVER, was interviewed regarding the allegation of battery. HOOVER claimed that he was pulled over by a marked squad at 25th and Meinecke, and that he gave the officers his driver's license, at which time two officers dragged him out of his car and immediately started to strike him about 20 times in the head with fists. HOOVER states that he was then taken to the ground where he was kicked, and hit in the area of his back and head about 15 more times. He stated the officers were hitting him as hard as they could. HOOVER states that officers then handcuffed him, and then as they walked him to a squad car, a police officer hit him in the back of the head again.

NARRATIVE CONTINUED:

HOOVER states that he never resisted the officers, and that officers never said a word to him during this incident, other than saying, "Put your hands behind your back." HOOVER, who is a black male, was asked by Detective LEVENHAGEN why these officers would have done this to him without any provocation, at which time HOOVER stated, "Because they are white." HOOVER states that he was eventually taken to Mt. Sinai Hospital and treated for bruises to the ribs and his back area. He states that there were x-rays taken, and that they were negative. HOOVER states that as a result of the altercation with the officers, he had pain to his ribs toward his back, and also had pain in the back of his head and his ears.

I observed no visible injuries to HOOVER. At one point HOOVER pointed to a spot on the top of his head, which is bald, and stated to Detective LEVENHAGEN that he had a lump there. I looked at and felt HOOVER's head, and told him that I could see and feel no lump or bruising to his head or any other part of his body. I did look at HOOVER's back area, and could observe no bruising. HOOVER stated two of the officers that he had contact with were Officer BYERS and Officer ORTIZ.

Police Reports show that HOOVER was arrested for State Resisting and a City Traffic Citation for Reckless Driving. The reports state that Officer Gregory BYERS, Payroll No. 68748, along with Officer Jesus ORTIZ, Payroll No. 65174 observed HOOVER driving at approximately 50 Miles Per Hour in a 30 Miles Per Hour Zone. The officers stopped HOOVER's vehicle at about 2451 West Meinecke. The report goes on to state that officers approached the vehicle, at which time HOOVER did give his driver's license to Officer ORTIZ, but when asked to get out of the vehicle, HOOVER refused stating, "Fuck you, I know my rights. My uncle works for Internal Affairs. Do you know who you are dealing with."

At one point Officer ORTIZ ordered HOOVER out of the vehicle stating that he would O.C. (Oleoresin Capsicum) spray HOOVER if he didn't, at which time HOOVER said, "Fuck you, I'm not getting out." Officer ORTIZ along with Officer Todd LEWAN who had come on the scene grabbed HOOVER's arm and attempted to get him out of the auto, at

NARRATIVE CONTINUED:

which time HOOVER attempted to swing at Police Officer ORTIZ and Police Officer LEWAN. HOOVER was decentralized, but refused to put his hands behind his back. Additional squads were called for, and after a struggle, HOOVER was handcuffed and placed in a squad.

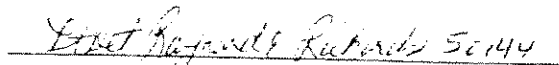
HOOVER was taken to Mt. Sinai by police officers where he was treated and released. Squad 3L, Sergeant Barbara MILNER, came to the scene and a Use of Force was filed. Photos were taken by Squad 3L, Sergeant MILNER.

This complaint is being made baseless based on HOOVER's statements that officers immediately took him out of his car and start beating him for no reason. He also stated that officers hit him as hard as they could at least 15 times in the head, and then once on the ground hit him another 15 or more times in the back area with feet and fists. There are no observable injuries to HOOVER. At one point, when asked why he showed absolutely no injury after stating he was beaten, Hoover stated, "White people can't hit hard." This complaint is also being made baseless based on ORTIZ's reports, which state that HOOVER did resist officers' attempts to take him into custody. Based on reports officers were justified in using the amount of force necessary to arrest HOOVER. There is no evidence that excessive force was used in the arrest of HOOVER. The charge of Resisting an Officer was issued by Assistant District Attorney Mary SMITH. This ends the investigation pending any new information that ma come forward in the future.



REPORTING OFFICER

DETECTIVE MARK LEVENHAGEN



SHIFT COMMANDER

ML:js

MILWAUKEE POLICE DEPARTMENT

USE OF FORCE REPORT

FORM PF-10
Revised 12/95

INCIDENT	<input type="checkbox"/> DISPATCHED ASSIGNMENT _____ TYPE _____		<input checked="" type="checkbox"/> EFFECTING ARREST	<input type="checkbox"/> INVESTIGATION
			<input type="checkbox"/> BOOKING/CUSTODY	<input type="checkbox"/> EXECUTION/SEARCH WARRANT
	<input type="checkbox"/> FIELD INTERVIEW		<input type="checkbox"/> CONVEYANCE	<input type="checkbox"/> OTHER _____ DESCRIBE _____
	<input checked="" type="checkbox"/> TRAFFIC STOP		CHECK ALL BOXES THAT APPLY	

DAY MONDAY	DATE 11-17-03	MIL TIME 02:34	ADDRESS 2455 W. MEINECKE ST.	DISTRICT 3
<input type="checkbox"/> TAVERN <input type="checkbox"/> DWELLING <input type="checkbox"/> OTHER		INDOORS <input type="checkbox"/> PUBLIC PLACE <input type="checkbox"/> SCHOOL		LIGHTING <input type="checkbox"/> FULL LIGHT/DAYLIGHT <input type="checkbox"/> DIM/DUSK/DAWN <input checked="" type="checkbox"/> DARK/NIGHT
OUTDOORS <input checked="" type="checkbox"/> STREET/SIDEWALK <input type="checkbox"/> FIELD/PARKING LOT <input type="checkbox"/> VEHICLE				
<input type="checkbox"/> ALLEY <input type="checkbox"/> YARD <input type="checkbox"/> OTHER				

INCLUDE ONLY OFFICERS WHO ACTUALLY USE FORCE - LIST WITNESSING OFFICERS IN WITNESSES SECTION

LAST NAME	FIRST	MID.	PAYROLL #	SOCIAL SECURITY #	RANK	LOCATION
1. BYERS	Gregory	A.	68748	#9	P.O.	33
<input checked="" type="checkbox"/> On Duty <input type="checkbox"/> Off Duty		<input type="checkbox"/> Firearm <input type="checkbox"/> Irritant/Inflammatory <input type="checkbox"/> Baton <input checked="" type="checkbox"/> Bodily Force/Other <u>Decentralized subject only</u> <input type="checkbox"/> Canine		<input checked="" type="checkbox"/> Uniform <input type="checkbox"/> Plainclothes <input type="checkbox"/> One Officer <input checked="" type="checkbox"/> Two Officer		OTHER DUTY ASSIGNMENT <input type="checkbox"/> Intentional <input type="checkbox"/> Unintentional
Officer Injuries NONE						

DESCRIBE OR ENTER NONE						
LAST NAME	FIRST	MID.	PAYROLL #	SOCIAL SECURITY #	RANK	LOCATION
2. ORTIZ	Jesus	A.	65174	#9	P.O.	33
<input checked="" type="checkbox"/> On Duty <input type="checkbox"/> Off Duty		<input type="checkbox"/> Firearm <input type="checkbox"/> Irritant/Inflammatory <input type="checkbox"/> Baton <input checked="" type="checkbox"/> Bodily Force/Other <u>Decentralized subject only</u> <input type="checkbox"/> Canine		<input checked="" type="checkbox"/> Uniform <input type="checkbox"/> Plainclothes <input type="checkbox"/> One Officer <input checked="" type="checkbox"/> Two Officer		OTHER DUTY ASSIGNMENT <input type="checkbox"/> Intentional <input type="checkbox"/> Unintentional
Officer injuries none						

DESCRIBE OR ENTER NONE						
LAST NAME	FIRST	MID.	SEX	RACE	ETHNIC ORIGIN	D.O.B.
HOOVER	Leamon	MNI	M	B	<input type="checkbox"/> HISP. <input checked="" type="checkbox"/> NON-HISP.	11-16-72
ADDRESS 5400 N. 68 th ST Milwaukee, WI 53218				TELEPHONE NUMBER 732-0491		
Y N CHECK ALL BOXES THAT APPLY <input type="checkbox"/> <input checked="" type="checkbox"/> Armed <input checked="" type="checkbox"/> <input type="checkbox"/> Arrested <input type="checkbox"/> <input type="checkbox"/> Criminal Record <input type="checkbox"/> <input checked="" type="checkbox"/> Emergency Detention <input checked="" type="checkbox"/> <input type="checkbox"/> Resisting Arrest <input type="checkbox"/> Other						
Weapon(s) Charge(s) <u>Reckless Driving/Resisting-Obstructing An Officer</u>			Injuries <u>pain to upper right back, neck, and left side of head</u> Conveyed by <u>Sgd. 34L, officers ORTIZ & BYERS</u> Conveyed to <u>Sinai Samaritan E.R. room</u> Treated by <u>P.A. Micah PLAYMAN</u> Condition <u>no broken bones</u>			
Photos taken by: Sgd. 3L, Sgt. MILNER # taken 5						

LAST NAME	FIRST	MID.	SEX	RACE	D.O.B./PAYROLL #
1. NONE					
ADDRESS			TELEPHONE NUMBER		
LAST NAME	FIRST	MID.	SEX	RACE	D.O.B./PAYROLL #
2.					
ADDRESS			TELEPHONE NUMBER		
LAST NAME	FIRST	MID.	SEX	RACE	D.O.B./PAYROLL #
3.					
ADDRESS			TELEPHONE NUMBER		

INCIDENT
 LOCATION
 OFFICERS
 SUSPECTS
 WITNESSES

Detailed description of incident (use Form PI-4 if additional space is required).

This report is written by Sgt. Barbara MILNER assigned to District ³ late shift. On Monday, 11-17-03 at 2:25AM I, Sgt. MILNER was dispatched to meet Sq. 34L, at 25th & Meinecke, officers Gregory BYERS & Jesus ORTIZ regarding holding a combative subject, arrested at a traffic stop.

Upon my arrival I spoke with officer ORTIZ, who stated that at 2:34AM he and his partner officer BYERS stopped subject for Reckless Driving. ORTIZ stated that the driver of the stopped vehicle and two other vehicles appeared to be drag racing from the location of 27th & W. North Avenue, the stopped subject was in front of the other vehicles and, was operating his vehicle at excessive speed of 45-50 mph.

At this time officers begin following subject and attempted to pull subject over. ORTIZ stated that subject appeared to get away from them by continuing to drive excessive. Officers turned on red lights and sirens at which time the subject came to a stop at 2455 W. Meinecke St. Officers approached the vehicle and asked subject to step out of his car, ORTIZ stated that officer BYERS asked subject 4-5 times if he would step out of his car. Officer BYERS fearing for his safety opened subject's door, at which time subject pushed officers away and actively resisted arrest and had to be decentralized with bodily force. Officers BYERS & Todd LEWAN gave the same account of this incident.

I, then spoke to officer Todd LEWAN, who was assigned to 334L, who stated that he was in the area of Sq. 34L traffic stop and heard tires squealing. Officer LEWAN responded to Sq's 34L traffic stop and observed Mr. HOOVER resisting to get out of his vehicle at which time he was pulled out of the vehicle by officer BYERS. Officer LEWAN stated that as subject was on the outside of his vehicle he came at officers pushing officers away from him. They struggled with subject to cuff him and he pushed subject to the ground to decentralize and put cuffs on him.

I, Sgt. MILNER spoke with the subject who identified himself as HOOVER, Leamon NMI b/m 11-16-72 of 5400 N. 68th st, phone 732-0491, who stated that he was pulled over for nothing and dragged out of his vehicle and was beat and kicked by three officers then handcuffed and put in the back of their Sq. HOOVER further stated that he had pain to his head and face. I, Sgt. MILNER observed no signs of visible injuries to Mr. HOOVER.

HOOVER was conveyed to District 3, by Sq 34, where he later requested to talk to myself again. He informed me that his back and neck was now hurting and he wanted medical attention. I, Sgt. MILNER took five photos of this incident. Mr HOOVER was conveyed to Sinai Samaritan E.R. and treated and released by P.A. Micah PLAYMAN.

ASSIGNED SUPERVISOR	<i>Sgt. Barbara J. Milner</i>		
REPORTING SUPERVISOR	LOC CODE	PAYROLL #	DATE
Sgt. Barbara J. MILNER	33	61520	11-17-03
COMMANDING OFFICER'S RECOMMENDATION:	#29		
CHECK ALL BOXES THAT APPLY			
SIGNATURE	LOC CODE	PAYROLL #	DATE
<i>Capt. Glenn D. Frankovic</i>	31	42380	11-20-2003
COMMANDING OFFICER UNIFORM PATROL/CIB	#29		
SIGNATURE			11/24/03
			DATE
COMMANDING OFFICER INTERNAL AFFAIRS DIVISION	#29		
SIGNATURE	STEVEN M. SETTINGSGAARD		NOV 28 2003
			DATE

MILWAUKEE POLICE DEPARTMENT ARREST-DETENTION REPORT

Master C/CJIS ID 00000254374 Arrest/Booking Number # 110289601 ATN 4150110289601

Juvenile

Arrestee (Bar Code Label)	Last HOOVER		First LEAMON		Middle Name		Suffix	Sex M	Race B	H/N/U N	DOB 1972-11-16	Age 31	
	Home Address 01512 N 27TH ST Apt. 1 City MILWAUKEE State WI Zip 53208-0000												
	Height:	Weight 180	Build SLENDER	Eyes BRO	Hair BLK	Glasses/Contacts NONE	Teeth	Complexion MEDIUM	Muscles/Board BLD				
	Chin BAL	Hand RIGHT	Marital Status SINGLE	Occupation LABORER	Employer UNEMPLOYED			School					
	Military Branch				Place Of Birth (City and State) MILWAUKEE WI				US Citizen: Y	Country Citizenship US			
	Social Security # #9		Home Telephone # (000)000-0000		Work Telephone # (000)000-0000		Driver's License # / State						
	Scars/Marks/Tattoos: -none												
	Alias/Maiden Name: HOOVER LEON NMN 1978-11-16 / HAS TWIN BROTHER:												

Arrest	Date 2003-11-17	Time 02:37	Agency ID MPD	Arrest Address 02451 W MIENECKE AV		Apt. 1	City MILWAUKEE	State WI	Zip 53208-0000
	Agency ID MPD	Arresting Officer Emp ID MP 68748	Arresting Officer Name BYERS GREGORY A						District/Bureau 33
	Agency ID MPD	Assisting Officer Emp ID MP 65174	Assisting Officer Name ORTIZ JESUS A						District/Bureau 33
	Agency ID	Assisting Officer Emp ID	Assisting Officer Name						District/Bureau

Conveyance	Conveyed To: District Station		Date 2003-11-17	Time 03:15	By: Squad			
	Agency ID MPD	Employee ID MP 68748	Name BYERS GREGORY A			District/Bureau 33	Squad # 34	
	Conveyed To:		Date	Time	By:			
	Agency ID	Employee ID	Name			District/Bureau	Squad #	
Released By Doctor				Date Returned to CJF		Time Returned to CJF		

1	Cit # / Warrant # / Commit #	Court Case # / Summary	Statute / Ordinance # 946.41(1)	F I M I O I T M	State / Mun. S	Bail	
	Charge Description RESISTING OR OBSTRUCTING AN OFFICER		1 cnts	Offense Date 2003-11-17	Issuing Agency MPD	Drug/Weapon/Gambling Type	Amount (Drug/Theft)
	Modifiers:						
	If Dispo:		Def. to Appear at	Date:	Time:	Sig:	
Remarks:							

2	Cit # / Warrant # / Commit # E259997-3	Court Case # / Summary	Statute / Ordinance # 101-3	F I M I O I T T	State / Mun. M	Bail 286.00	
	Charge Description Reckless Driving		1 cnts	Offense Date 11-1-7-03	Issuing Agency MPD	Drug/Weapon/Gambling Type	Amount (Drug/Theft)
	Modifiers:						
	If Dispo:		Def. to Appear at	Date:	Time:	Sig:	
Remarks:							

3	Cit # / Warrant # / Commit #	Court Case # / Summary	Statute / Ordinance #	F I M I O I T	State / Mun.	Bail	
	Charge Description		cnts	Offense Date	Issuing Agency	Drug/Weapon/Gambling Type	Amount (Drug/Theft)
	Modifiers:						
	If Dispo:		Def. to Appear at	Date:	Time:	Sig:	
Remarks:							

4	Cit # / Warrant # / Commit #	Court Case # / Summary	Statute / Ordinance #	F I M I O I T	State / Mun.	Bail	
	Charge Description		cnts	Offense Date	Issuing Agency	Drug/Weapon/Gambling Type	Amount (Drug/Theft)
	Modifiers:						
	If Dispo:		Def. to Appear at	Date:	Time:	Sig:	
Remarks:							

Arrestee Demeanor combative	Physical Observation: ok	
NURSE Employee ID	Signature	Remarks
Officer Processing Case Liaison Arresting Officer	Employee Name	Agency ID

Last HOOVER		First LEAMON		Middle Name	Suffix	Sex M	Race B	DOB 1972-11-16
Prop./Accomp. Wanted Check	Arrestee Property Inventory # 070412		Agency Inventory Location 33		Offense Report # / Agency Arrest # 03-321-3011 110289601			
	(Arrestee)		\$25.81		069417			
	Wanted Check Date 2003-11-17	Time 02:30	Agency ID MPD	Employee ID MP 69223	Employee Name SMITH CASSANDRIS			District/Bureau 33
	Accomplish Last Name		First	Middle Name	Sex	Race	DOB	Ref to DA

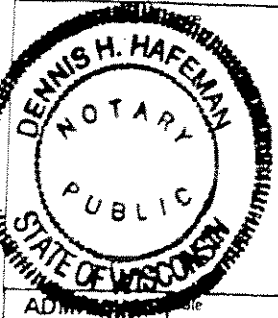
Juvenile Case Information	Name of Person Notified		Date	Time	BY Whom	Employee ID	
	Parent/Guardian Mother Last Name		First	MI	Home Telephone #		
	Home Address		Apt.	City	State	Zip	Work Telephone #
	Parent/Guardian Father Last Name		First	MI	Home Telephone #		

Weapon / Vehicle Evidence	Weapon Inventory #		Type	Color	Serial #	Manufacturer	
	Vehicle Inventory #		Year 1991	Make Acura	Model Legend	Body Style 4dr	Color DBL
	License # 378-FLC		State WI	Plate Type Auto	Exp. Year/Month 04/3	Vin # JH4KA7635MC051061	Agency Inventory Location
	Evidence Inventory #		Property Damage		Estimated Amount \$0.00	Property Loss	Estimated Amount \$0.00

Victim Complainant	Agency ID MPD	Victim / Complainant Employee ID MP68748	Employee Name BYERS GREGORY A	District/Bureau 33	
	Victim / Complainant Civilian Last Name MPD		First	Middle Name	
	Home Address 00000		Apt.	City	State
	Injury to Victim N	Medical Treatment N	Injury Description None		Home / Work Telephone # 000-000-0000

Details of Arrest (Elements of Crime, Probable Cause Statement)	<p>This report is written by P.O. Jesus Ortiz, district 3, late. On 11-17-03 at 2:37 a.m. P.O. Byers and I observed a dark blue Acura 4 door speeding and driving recklessly on N. 27th St. N/B from W. North Ave. We attempted to catch up to the car and watched it drive recklessly onto W. Wright St., N. 26th St. and W. Meinecke St. We were able to catch up to the vehicle and could see the WI plate of 378-FLC. The vehicle was pulled over and driver ordered to step out of the vehicle. After several verbal orders to exit the vehicle the driver stated "If you want me out of this car, your going to have to take me out." Officers ordered the driver to get out a few more times and he still did not comply, so officers had to pull the driver from the auto. Once out of the car the subject pushed officers away and began swinging his arms at officers. P.O. Lewan, sq. 334, arrived on scene and assisted us with taking the subject into custody. Driver had to be decentralized to the ground where he refused to put his hands behind his back; after a brief struggle he was handcuffed and placed in a squad car. Subject was summarily arrested and conveyed to district 3.</p>		Right Index Fingerprint
	Special Bail Factors:		

Report By: (Signature) <i>P.O. Jesus Ortiz</i>	Employee ID MP65174	Supervisor Approval: (Signature) Rank <i>Dennis H. Hafeman</i> Hafeman	Employee ID MP48879	Date 11-17-03
State of Wisconsin, Milwaukee County		Probable Cause Determination		



Subscribed and sworn before me this 17 day of NOV 03 <i>Dennis H. Hafeman</i> Notary Public (Signature) Commission expires 10-29-06	I find probable cause to believe that a crime was committed and that the defendant committed the crime and direct that the defendant be held in custody pending further proceedings in this matter. Signature _____ Date _____ Time _____ I find no probable cause for continued detention and direct that the defendant be released. Signature _____ Date _____ Time _____	Bail Amount
Record entered M.P.D. System by _____ (Payroll Number)		

AD	Time	Bkng Crim Dep	Signature	AFIS Y / N	AFIS Dep Emp ID
----	------	---------------	-----------	------------	-----------------

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

March 23, 2004

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

RE: MPD Criminal Investigation re: Mr. Leamon Hoover
Regarding: POs Gregory Byers, Jesus Ortiz and Todd Lewan
Date of Incident: November 17, 2003
Location of Incident: 2455 West Meineke Avenue
Professional services

	<u>Hours</u>	
11/17/2003 Telephone call from PO Byers regarding new criminal investigation; open file; memo to file; review arrest and detention reports; office conference with client; memo to file.	1.10	
11/21/2003 Telephone call to IAD; correspondence to client; correspondence to MPD Open Records.	0.40	
2/20/2004 Review of correspondence from MPD Open Records confirming complaint closed as baseless.	0.30	
3/15/2004 Correspondence to client; close file.	0.30	
	<hr/>	<u>Amount</u>
For professional services rendered Additional charges:	2.10	\$231.00
2/20/2004 MPD Open Records request		4.58
		<hr/>
Total costs		\$4.58
		<hr/>
Total amount of this bill		\$235.58

Mr. Ronald D. Leonhardt

Page 2

Amount

Balance due

\$235.58

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

APRIL 12, 2004

TO: P.O. GREGORY BYERS
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 NOVEMBER 17, 2003
- 2) A citizen's complaint made by LEAMON HOOVER
- 3) A police shooting incident occurring on N/A

Is this information correct?

YES X NO _____

Did you receive legal representation
in this matter?

YES X NO _____

Your signature: *P.O. Gregory Byers*

Print your name: GREGORY BYERS

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
INSPECTOR OF POLICE
Internal Affairs Division

SMS:kjs

SEARCHED
SERIALIZED
INDEXED
FILED
APR 15 AM 9:38
MILWAUKEE

2ND NOTICE

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

MAY 11, 2004

TO: P.O. JESUS ORTIZ
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 NOVEMBER 17, 2003
- 2) A citizen's complaint made by LEAMON HOOVER
- 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: *Jesus Ortiz*
Print your name: Jesus Ortiz

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

Steve Settingsgaard
Steven M. Settingsgaard *KJS*
Inspector of Police
Internal Affairs Division

SMS:kjs

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

APRIL 12, 2004

TO: P.O. TODD LEWAN
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 NOVEMBER 17, 2003
- 2) A citizen's complaint made by LEAMON HOOVER
- 3) A police shooting incident occurring on N/A

Is this information correct? YES X NO

Did you receive legal representation in this matter? YES X NO

Your signature: P.O. Todd Lewan
Print your name: Todd LEWAN

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
INSPECTOR OF POLICE
Internal Affairs Division

SMS:kjs

APR 15 9:33 AM '04
MILWAUKEE POLICE DEPARTMENT