

**GRANT F. LANGLEY**  
City Attorney

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



THOMAS O. GARTNER  
BRUCE D. SCHRIMPF  
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  
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  
JARELY M. RUIZ  
ROBIN A. PEDERSON  
DANIELLE M. BERGNER  
Assistant City Attorneys

June 24, 2009

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

Re: Communication from Attorney Jon Cermele, Cermele & Associates, S.C. for  
legal fees for Police Officers Michael Martin, Calvin Watson, Daniel Roufus  
and Trent Little  
EC 2678

Dear Council Members:

Returned herewith is a document filed by Attorney Jon Cermele for attorney's fees for representing Police Officers Michael Martin, Calvin Watson, Daniel Roufus and Trent Little. The claim is in the amount of \$1,269.59 including \$4.59 in disbursements for 11.50 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. Sec. 895.35, Stats., Bablitch and Bablitch v. Lincoln County, 82 Wis. 2d 574 (1978).

Very truly yours,

A handwritten signature in black ink that reads "Grant F. Langley".

GRANT F. LANGLEY  
City Attorney

A handwritten signature in black ink that reads "Jan A. Smokowicz".

JAN A. SMOKOWICZ  
Assistant City Attorney

JAS  
Enc.

1032-2008-3819.006:147326

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 5, 2009

TO: P.O. MICHAEL MARTIN  
DISTRICT: DISTRICT SEVEN

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: December 4, 2007
- 2) A citizen complaint made by: Ms. Lucile Fisher
- 3) A police shooting incident occurring at: N/A

Is this information correct?

YES  NO

Did you receive legal representation  
in this matter?

YES  NO

Your signature: PO Michael Martin

Print your name: Michael Martin

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

DENITA R. BALL  
Deputy Inspector of Police  
Professional Performance Division

DRB: kjs

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 5, 2009

MILWAUKEE POLICE  
INTERNAL AFFAIRS  
DIVISION

09 JAN - 7 AM 9:45

RECEIVED

TO: P.O. CALVIN WATSON  
DISTRICT: DISTRICT FOUR

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: December 4, 2007
- 2) A citizen complaint made by: Ms. Lucile Fisher
- 3) A police shooting incident occurring at: N/A

Is this information correct?

YES X NO     

Did you receive legal representation  
in this matter?

YES X NO     

Your signature: PD Calvin Watson

Print your name: PD CALVIN WATSON

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

DENITA R. BALL  
Deputy Inspector of Police  
Professional Performance Division

DRB: kjs

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 5, 2009

TO: P.O. DANIEL ROUFUS  
DISTRICT: DISTRICT SEVEN

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: December 4, 2007
- 2) A citizen complaint made by: Ms. Lucile Fisher
- 3) A police shooting incident occurring at: N/A

Is this information correct?


YES  NO

Did you receive legal representation  
in this matter?

YES  NO

Your signature: \_\_\_\_\_

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

  
DANIEL ROUFUS

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

DENITA R. BALL  
Deputy Inspector of Police  
Professional Performance Division

DRB: kjs

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 5, 2009

RECEIVED  
09 JAN -7 AM 9:45  
MILWAUKEE POLICE  
INTERNAL AFFAIRS  
DIVISION

TO: P.O. TRENT LITTLE  
DISTRICT: DISTRICT FOUR

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: December 4, 2007
- 2) A citizen complaint made by: Ms. Lucile Fisher
- 3) A police shooting incident occurring at: N/A

Is this information correct?

YES  NO

Did you receive legal representation  
in this matter?

YES  NO

Your signature: \_\_\_\_\_

*Trent D. Little*

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

Trent Little

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

DENITA R. BALL  
Deputy Inspector of Police  
Professional Performance Division

DRB: kjs

C-C-2008-0116

CERMELE & ASSOCIATES, S.C.

- ATTORNEYS AT LAW -  
WWW.CERMELELAW.COM

JONATHAN CERMELE  
MATTHEW L. GRANITZ  
CHELSIE ALLAN  
SCOTT J. JESS

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

December 12, 2008

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

RE: Citizen Complaint of Ms. Lucile Fisher  
Against PO's Michael Martin, Calvin Watson, Daniel Roufus and  
Trent Little  
Complaint No.: 08-29  
Date of Incident: December 4, 2007

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 a call for assistance.

The Fire and Police Commission has closed the file. Attached is a copy of the letter from the Fire and Police Commission and an itemization of the time and services rendered.

Thank you.

Sincerely,

CERMELE & ASSOCIATES, S.C.

Jon Cermele

/kjs

Attachments

MARTIN, et al

# CERMELE & ASSOCIATES, S.C.

- ATTORNEYS AT LAW -  
WWW.CERMELELAW.COM

JONATHAN CERMELE  
MATTHEW L. GRANITZ  
CHELSIE ALLAN  
SCOTT J. JESS

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

December 12, 2008

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

RE: Citizen Complaint of Ms. Lucile Fisher  
Against PO's Michael Martin, Calvin Watson, Daniel Roufus and Trent  
Little  
FPC No: 08-29  
Date of Incident: December 4, 2007  
Professional services

	<u>Hours</u>
6/10/2008 Receive and review new citizen Complaint; open file.	0.40
6/12/2008 Intra-office conference with Allan concerning Open Records request; Muni. Court case search regarding complainant.	0.50
Office conference with PO Watson regarding representation; Open Records request.	1.00
6/17/2008 Receive and review correspondence from FPC.	0.10
7/22/2008 Receive and review correspondence from FPC.	0.20
8/6/2008 Telephone call to PO Martin; telephone call to and from PO Roufus; telephone call to PO Watson.	0.10
Review correspondence from Mediation Center.	0.20
8/7/2008 Telephone call to Mediation Center.	0.10



	<u>Hours</u>
8/13/2008 Telephone call to PO Little; telephone call to Mediation Center regarding rescheduling mediation; telephone calls to PO's Martin and Roufus regarding new date for mediation; telephone call to PO Watson.	0.50
8/21/2008 Telephone call from PO Watson regarding mediation date; lengthy telephone call to PO Little regarding mediation.	0.50
9/2/2008 Telephone call to PO Martin regarding mediation date; telephone call to PO Watson; telephone call to PO Roufus; telephone call to PO Little.	0.40
9/5/2008 E-mail to and from Mediation Center regarding mediation date.	0.10
9/16/2008 Telephone call from Mediator; correspondence to clients.	0.30
9/23/2008 E-mail to Mediator regarding dates for mediation.	0.10
Receive and review e-mail correspondence from Mediator; forward same to Allan.	0.20
10/14/2008 Telephone call to Mediator; telephone calls to clients; telephone call to Mediator; lengthy telephone call from PO Martin.	0.60
10/15/2008 Telephone call from PO Martin; telephone call to Mediator; review file.	0.60
10/16/2008 E-mail to Mediator and Johnson regarding mediation date.	0.10
10/17/2008 Telephone call to all clients.	0.30
10/20/2008 E-mail to Mediator; telephone call to clients; telephone call from PO Martin; telephone call from PO Watson; telephone call to Mediator; telephone call from PO Little; e-mail from FPC and Mediator regarding new mediation date; review file; prepare for mediation.	1.50

Mr. Ronald Leonhardt

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	<u>Hours</u>
10/21/2008 Review file; travel; attend mediation.	3.20
10/22/2008 Telephone call to FPC.	0.10
10/27/2008 Receive and review correspondence from FPC closing file; correspondence to clients; close file.	0.40

	<u>Amount</u>
For professional services rendered	11.50
Additional charges:	\$1,265.00
9/5/2008 MPD Open Records request	4.59
Total costs	<u>\$4.59</u>
Total amount of this bill	<u>\$1,269.59</u>
Balance due	<u><u>\$1,269.59</u></u>

(Rate: \$110.00 per hour)



RECEIVED

OCT 27 2008

CERMELE & ASSOCIATES, S.C.

Richard C. Cox  
Chair

Carolina M. Stark  
Vice-Chair

Leonard J. Sobczak

Ernesto A. Baca

Earl A. Buford

Kathryn A. Hein

Carolina M. Stark

Paol X. Lor  
Commissioners

Fire and Police Commission

Michael G. Tobin  
Executive Director

October 23, 2008

Ms. Lucile Fisher  
3602 North 51<sup>st</sup> Boulevard  
Milwaukee, WI 53216

RE: Lucile Fisher v. Sergeant Dexter R. Hines, Police Officers Calvin E. Watson,  
Trent D. Little, Michael G. Martin and Daniel J. Roufus  
FPC Complaint No. 08-29

Dear Ms. Fisher:

You participated in mediation with the above-mentioned officers on Monday, October 20, 2008 at 1:00 p.m. Upon completion of the mediation, you stated that you would not sign the Resolution Agreement and wanted to think about.

On Thursday, October 23, 2008, Cindy Janusz of our office contacted you regarding the mediation. You indicated that you are still dissatisfied with the outcome of the mediation. Ms. Janusz informed you that there is not enough evidence with your complaint of any wrongdoing by the officers to pursue a trial against them. We are, therefore, closing our file on your complaint.

If you have any questions regarding our decision, please call Ms. Janusz at (414) 286-5055.

Sincerely,

Michael G. Tobin  
Executive Director

MGT:cj

cc: Chief Edward A. Flynn  
Chelsie Allan, Esq.  
Alan R. Johnson, Esq.  
Sergeant Dexter R. Hines  
Police Officer Calvin E. Watson  
Police Officer Trent D. Little  
Police Officer Michael G. Martin  
Police Officer Daniel J. Roufus