

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
Deputy City Attorney

THOMAS E. HAYES
PATRICK B. McDONNELL
CHARLES R. THEIS
Special Deputy City Attorneys



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

BEVERLY A. TEMPLE
THOMAS O. GARTNER
LINDA ULISS BURKE
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
DAVID R. HALBROOKS
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
CHRISTOPHER J. CHERELLA
LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY

Assistant City Attorneys

May 14, 2001

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 Lannie Curtis, Jay Grant, David Miller
and John Klabacheck; C.I. File No. 00-S-419/ELO 1556**

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Lannie Curtis, Jay Grant, David Miller and John Klabacheck. The claim is in the amount of \$1,977.20, including \$41.20 in disbursements for 17.60 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. Sec. 895.35, Stats., *Bablitch and Bablitch v. Lincoln County*, 82 Wis. 2d 574 (1978).

Very truly yours,

Handwritten signature of Grant F. Langley in black ink.
GRANT F. LANGLEY
City Attorney

Handwritten signature of Jan A. Smokowicz in black ink.
JAN A. SMOKOWICZ
Assistant City Attorney

JAS:enm
Enc .
2276

CITY OF MILWAUKEE

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November 16, 2000

Commander Dale Schunk
Milwaukee Police Department
Internal Affairs Division
6680 North Teutonia Avenue, Rm 325
Milwaukee, WI 53209

Re: C.I. File No. 00-S-419
Communication from EGGERT LAW OFFICE

Dear Commander Schunk:

Enclosed please find a claim filed by attorney Laurie A. Eggert for Attorney's fees incurred during her representation of officers Amberg, Anderer/Rodriguez, Anderson, Bartlett/Jack, Blaszak/Carrasco, Boswell/Heaney/Pruitt, Chu/Scanlan, Curtis, et al., Farina, Goldberg, Heim/Pierce, Kronschnabel, Lutz, Miscichoski, Novak, Rozga and Tabaska.

Please determine whether these officers were in fact involved in the matter described in Ms. Eggert's claim, 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 black ink, appearing to read 'J. Smokowicz', written over a horizontal line.

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:beg
Enclosure
5091

BEVERLY A. TEMPLE
THOMAS O. GARTNER
LINDA ULISS BURKE
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
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MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY

Assistant City Attorneys

00 DEC 26 AM 6:58
INTERNAL AFFAIRS
DIVISION

EGGERT LAW OFFICE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele

CITY OF MILWAUKEE
1840 North Farwell Avenue
Suite 303
Milwaukee, Wisconsin 53202
RONALD D. LEONHARDT
CITY CLERK
(414) 276-8750
(414) 278-8906
FAX

October 8, 2000

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

RE: Various claims

Dear Mr. Leonhardt:

Enclosed are the following claims:

| <u>OFFICER(S)</u> | <u>OUR NO.</u> |
|-----------------------|----------------|
| Amberg | 1536 |
| Anderer/Rodriguez | 1533 |
| Anderson | 1531 |
| Bartlett/Jack | 1577 |
| Blaszak/Carrasco | 1540 |
| Boswell/Heaney/Pruitt | 1538 |
| Chu/Scanlan | 1537 |
| Curtis, et al. | 1556 |
| Farina | 1573 |
| Goldberg | 1533 |
| Heim/Pierce | 1568 |
| Kronshnabel | 1529 |
| Lutz | 1542 |
| Miscichoski | 1557 |
| Novak | 1535 |
| Rozga | 1579 |
| Tabaska | 1555 |

RONALD D. LEONHARDT
CITY CLERK
'00 NOV 10 AM 3:00

Respectfully,

EGGERT LAW OFFICE, S.C.

Laurie A. Eggert
Attorney at Law

LAE/ldl
Enclosures
OFC\CLAIMS.12

'00 NOV 13 AM 3:21
CITY CLERK

EGGERT LAW OFFICE, 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

November 7, 2000

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

**RE: MPD Criminal Investigation of POs Lannie Curtis, Jay Grant, David Miller and John Klabacheck
Allegations Regarding Mr. Jamal Abdul-Alim
Date of Incident: February 10, 2000
Location of Incident: 7401 W. Good Hope Road
ELO No.: 1556**

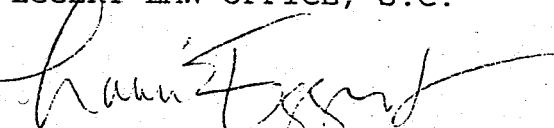
Dear Mr. Leonhardt:

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 an arrest after the pursuit of a subject suspected of reckless endangerment of safety. 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 LAW OFFICE, S.C.


Laurie A. Eggert
Attorney at Law

5/14/2001

O.K.

JAS

Letter # 2276

JC/ldl
CURTIS

NOTE

JOHN KLABACHECK SEPERATED
FROM SERVICE

EGGERT LAW OFFICE, 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

November 7, 2000

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

RE: MPD Criminal Investigation
Regarding: POs Lannie Curtis, Jay Grant, David Miller
and John Klabacheck
Date of Incident: February 20, 2000
Location of Incident: 7401 W. Good Hope Rd.

Professional services

| | <u>Hours</u> |
|---|--------------|
| 2/24/00 Telephone call from PO Curtis; open file; telephone call to IAD. | 0.60 |
| 2/25/00 Office conference with PO Curtis; memo to file. | 1.20 |
| 3/1/00 Telephone call to and from IAD; memo to file. | 0.30 |
| 3/8/00 Review of file; telephone calls to POs Klabacheck, Miller and Grant; telephone call to IAD. | 1.10 |
| 3/9/00 Telephone call to IAD; telephone call to PO Klabacheck; memo to file. | 0.50 |
| 3/14/00 Review of file; meeting with PO Klabacheck at IAD; attend PO Klabacheck's statement to IAD; travel; memo to file. | 2.40 |

| | <u>Hours</u> |
|---|--------------|
| 3/16/00 Review of file; meeting with PO Miller at IAD; attend PO Miller's statement to IAD; travel. | 2.60 |
| 3/17/00 Several telephone calls to and from POs Grant and Curtis; telephone call to and from IAD. | 0.40 |
| 3/21/00 Review of file; meeting with PO Grant at IAD; travel. | 1.90 |
| 3/23/00 Telephone call to PO Curtis; telephone call to IAD; review of file; meeting with PO Curtis at IAD; attend PO Curtis's statement to IAD; travel. | 2.30 |
| 4/10/00 Several telephone calls to IAD; telephone call to PO Grant. | 0.40 |
| 4/12/00 Telephone call to PO Grant; telephone call to IAD. | 0.20 |
| 4/14/00 Review of file; meeting with PO Grant at IAD; attend PO Grant's follow up statement to IAD; travel. | 1.60 |
| 5/5/00 Telephone call to IAD. | 0.20 |
| 5/30/00 Telephone call to and from IAD. | 0.20 |
| 6/1/00 Discussion with DA. | 0.20 |
| 7/10/00 Review of file; telephone call to IAD. | 0.30 |
| 7/11/00 Discussion with DA. | 0.20 |
| 8/8/00 Telephone call to IAD. | 0.10 |

| | <u>Hours</u> | |
|--|--------------|--------------------------|
| 9/6/00 Review of correspondence from DDA Donohoo; correspondence to MPD Open Records; correspondence to clients. | 0.40 | |
| 11/1/00 Review of correspondence from MPD Open Records; correspondence to clients; close file. | 0.50 | |
| | | <u>Amount</u> |
| For professional services rendered | 17.60 | \$1,936.00 |
| Additional charges: | | |
| 11/1/00 MPD Open Records request | | 41.20 |
| Total costs | | <u>\$41.20</u> |
| Total amount of this bill | | <u>\$1,977.20</u> |
| Balance due | | <u><u>\$1,977.20</u></u> |

(Rate: \$110.00 per hour)

MILWAUKEE POLICE DEPARTMENT

CIU/Internal Affairs Division

S U M M A R Y

Friday, August 25, 2000

IN THE MATTER OF: CIU#00-063 - DAMAGE TO PROPERTY
 UNKNOWN OFFICERS

TO: DALE T. SCHUNK
 POLICE COMMANDER

SIR:

This report was dictated by Detective Glenn ZIRGIBEL, assigned to the Internal Affairs Division/Criminal Investigation Unit (IAD/CIU), day shift.

ALLEGATION:

Complainant Jamal S. ABDUL-ALIM alleges that his automobile was intentionally damaged by unknown City of Milwaukee police officers after his arrest on February 20, 2000.

INVESTIGATION:

On Thursday, March 9, 2000, at #4 District Station, Detective Glenn ZIRGIBEL interviewed the complainant in this matter, Jamal S. ABDUL-ALIM. At this time Mr. ABDUL-ALIM related that he was arrested at the rear of 7401 W. Good Hope Road on Sunday 02-20-2000, at about 1:15 a.m., for several criminal charges which he did not wish to discuss. Mr. ABDUL-ALIM stated after he was arrested his car was towed to the City Tow Lot at 3811 W. Lincoln Avenue and when he retrieved his car on Wednesday, 02-23-00, at about 10:00 a.m., he discovered that there had been damage done to the vehicle and he believed it was caused by unknown City of Milwaukee police officers who were involved in his arrest. Mr. ABDUL-ALIM specifically complained of the dashboard being broken, a clock in the dashboard being smashed and a controller for a CD changer being removed from its location.

It should be noted that Mr. ABDUL-ALIM was originally arrested for Fleeing an Officer, Recklessly Endangering Safety, Resisting an Officer, Criminal Damage to Property

door, a dent on the hood and key scratches on the doors and quarter panels and various unpaid parking citations totaling \$300.00 with the total of all this damage being approximately \$5200.00.

All of the officers and supervisors who were involved in the arrest of Mr. ABDUL-ALIM were questioned in regards to this incident and gave statements, and all denied causing any damage or seeing anyone cause any damage to Mr. ABDUL-ALIM'S vehicle after his arrest.

CONCLUSION:

Mr. ABDUL-ALIM'S complaint of damage to his personal property was reviewed on Thursday, August 24, 2000 by Deputy District Attorney Robert DONOHOO. Deputy DA DONOHOO found Mr. ABDUL-ALIM'S complaint to be unfounded and baseless at this time. Deputy District Attorney DONOHOO stated that for all of the previously mentioned reasons during the investigation there is no evidence that any City of Milwaukee police officer caused any damage to the leased vehicle of Mr. ABDUL-ALIM as a result of his arrest on 02-20-00 and this complaint was therefore cleared as unfounded and baseless.

| | |
|------------------------------|-----------------------------|
| INTERNAL AFFAIRS DIVISION | |
| Received | SEP 10 2000 |
| Referred | <i>Revised / signed</i> |
| By | <i>Cond. Det. J. Schunk</i> |

Respectfully submitted:

Det. Glenn Zirgibel
Glenn ZIRGIBEL
Police Detective
CIU/IAD, Day Shift

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

JANUARY 3, 2001

TO: PO JAY GRANT
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 FEBRUARY 10, 2000
- 2) A citizen's complaint made by
- 3) A police shooting incident occurring on

Is this information correct?

YES NO

Did you receive legal representation
in this matter?

YES NO

Your signature: *P.O. Jay C. Grant*

Print your name: JAY C. GRANT

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

Dale T. Schunk

DALE T. SCHUNK *jt*
Commander of Police
Internal Affairs Division

DTS:dnp

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

JANUARY 3, 2001

TO: PO DAVID MILLER
DISTRICT FOUR

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 FEBRUARY 10, 2000
- 2) A citizen's complaint made by
- 3) A police shooting incident occurring on

Is this information correct?

YES NO

Did you receive legal representation
in this matter?

YES NO

Your signature: _____

David A. Miller

Print your name: _____

David A. Miller

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

Dale T. Schunk

DALE T. SCHUNK *JD*
Commander of Police
Internal Affairs Division

DTS:dnp

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

JANUARY 3, 2001

TO: PO LANNY CURTIS
DISTRICT FOUR

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:

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- 2) A citizen's complaint made by
- 3) A police shooting incident occurring on

Is this information correct?

YES X NO _____

Did you receive legal representation
in this matter?

YES X NO _____

Your signature: _____

Print your name: _____

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

Dale T. Schunk

DALE T. SCHUNK *JD*
Commander of Police
Internal Affairs Division

DTS:dnp