

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

March 20, 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 Kim Foti and Ron Villagomez
C.I. File No. 99-S-320**

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Kim Foti and Ron Villagomez. The claim is in the amount of \$823.70 including \$20.70 in disbursements for 7.30 hours of service billed at the rate of \$110.00 per hour. **We have advised claimant's counsel, however, that a claimed mileage disbursement is not reimbursable, and so the claim has been reduced to \$821.84.** 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,


GRANT F. LANGLEY
City Attorney


JAN A. SMOKOWICZ
Assistant City Attorney

JAS:enm
Enc.
2276

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
Deputy City Attorney

THOMAS E. HAYES
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OFFICE OF CITY ATTORNEY
800 CITY HALL
200 EAST WELLS STREET
MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
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June 24, 1999

BEVERLY A. TEMPLE
THOMAS O. GARTNER
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GREGG C. HAGOPIAN
ELLEN H. TANGEN
MELANIE R. SWANK
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
CHRISTOPHER J. CHERELLA
LEONARD A. TOKUS

Assistant City Attorneys

Deputy Inspector Dale Schunk
Milwaukee Police Department
749 West State Street, Room 714
Milwaukee, WI 53233

Re: C.I. File No. 99-S-320
Communication from EGGERT LAW OFFICE, S.C.

Dear Deputy Inspector Schunk:

Enclosed please find a claim filed by attorney Laurie Eggert for Attorney's fees incurred during her representation of officers Kim Foti & Ron Villagomez.

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

Very truly yours,

JAN A. SMOKOWICZ
Assistant City Attorney

3/20/2001

JAS:beg
Enclosure

O.K. for \$921.84 only

Exclude mileage

JAS

Letter # 2276

MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

99 JUL 13 AM 10:29

MILWAUKEE

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

June 7, 1999

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

CITY OF MILWAUKEE
99 JUN 14 PM 4:22
RONALD D. LEONHARDT
CITY CLERK

**RE: MPD Criminal Investigation of POs Kim Foti and Ron Villagomez
Allegations Regarding the Arrest of James Berry
Date of Incident: January 27, 1999
Location of Incident: 2001 West Michigan Avenue**

Dear Mr. Leonhardt:

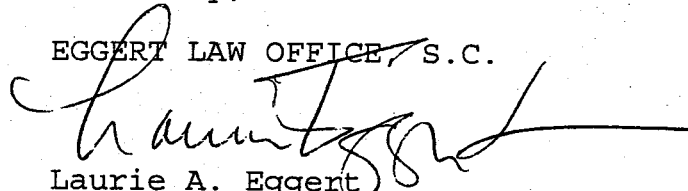
The above-named police officers have retained us to represent them in connection with the above-referenced matter.

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 police vehicle chase. Charges will not be issued against the officers.

The attached is an itemization of the time and services rendered.

Sincerely,

EGGERT LAW OFFICE, S.C.



Laurie A. Eggert
Attorney at Law

1999 JUN 15 AM 9:57
CITY OF MILWAUKEE
ATTORNEY
CITY ATTORNEY
JC/LAE/ldl
FOTI

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

June 4, 1999

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

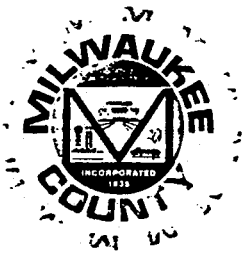
RE: MPD Criminal Investigation
Regarding: POs Kim Foti and Ron Villagomez
Date of Incident: January 27, 1999
Location of Incident: 2001 West Michigan Street

Professional services

	<u>Hours</u>
2/3/99 Telephone call from POs Foti and Villagomez; telephone call to IAD; open file.	0.80
2/4/99 Telephone calls from IAD; office conference with POs Foti and Villagomez.	1.60
2/5/99 Telephone call to IAD; correspondence to clients.	0.40
2/10/99 Telephone call from PO Foti; memo to file.	0.30
2/24/99 Telephone call from IAD.	0.10
4/12/99 Telephone call to IAD.	0.20
4/27/99 Several telephone calls to IAD; telephone call to clients.	0.60
4/28/99 Review of file; meeting with clients at CJF; attend clients' statements to DA; discussion with DA; travel; correspondence to MPD Open Records.	2.40

	<u>Hours</u>	
5/12/99 Telephone call from MPD Open Records; telephone call to IAD; telephone call to IAD.	0.30	
5/17/99 Telephone call to IAD.	0.10	
5/18/99 Review correspondence from MPD Open Records; correspondence to client; close file.	0.50	
		<u>Amount</u>
For professional services rendered	7.30	\$803.00
Additional charges:		
4/28/99 Mileage		1.86
Parking		4.00
5/18/99 MPD Open Records request		14.84
Total costs		<u>\$20.70</u>
Total amount of this bill		<u>\$823.70</u>
Balance due		<u>\$823.70</u>

(Rate: \$110.00 per hour)



OFFICE OF DISTRICT ATTORNEY

Milwaukee County

E. MICHAEL McCANN • District Attorney

April 28, 1999

CHIEF ARTHUR JONES
MILWAUKEE POLICE DEPARTMENT
749 WEST STATE STREET
MILWAUKEE, WI 53233

Re: Citizen Complaint of BERRY, James III
MPD Incident #99-028-3147

Dear Chief Jones:

Please be advised that this office has completed its review of the above-captioned incident submitted by your Department's Internal Affairs Bureau - Criminal Division.

After having reviewed all of the reports and spoken with the officers, as well as the medical records and statement of Mr. Berry, it is the decision of this office not to issue criminal charges in this matter.

If you have any further questions regarding this incident, please feel free to call me at 278-4634.

Sincerely,

[Handwritten signature]

Stephanie G. Rothstein
Assistant District Attorney

SGR:tea

C: Robert D. Donohoo, Deputy District Attorney

Robert D. Donohoo
Jon N. Reddin
Carol Lynn White
James J. Martin

Thomas A. Schulz
Alexander G. Skienarz
Fredric E. Matesic
William J. Monitor
Gerald R. Falk
Patrick J. Kenney
Donald S. Jackson
Gale G. Shelton
Terry Magowan
Gary D. Mahkorn
David Robies
Deborah Daley
Fern S. Siegel
Peg Tarrant
Douglas J. Simpson
Cynthia G. Brown
Norman A. Gahn
George M. Pnietz, III
Alice E. Reed
Stephane Giners Rothstein
Carol E. Stauder
Steven H. Glamm
Mary Anne Smith
Mark S. Williams
Linda Johnson
John M. Stober
Thomas L. Potter
David Feiss
Rayann Chandler Szychinski
Elisa Castellon
Carole Manchester
Kenneth R. Berg
Benbow P. Cheesman, Jr.
Lowell Johnson, Jr.
Warren D. Zie
Timothy J. Cotter
Carol Berry Crowley
Steven V. Licata
Brad Vorpani
Jane Carroll
Paul Tiffin
Miriam S. Falk
Phyllis M. DeCarvalho
Dennis P. Murphy
Christopher Ford
Christine M. Kraus
Phillip A. Anett
Thomas J. McAdams
Bruce J. Landgraf
Mary K. McCann
Dennis J. Storgi
David M. Lerman
Janet C. Madden
DeAnn L. Heard
Delbra M. Sclano, SSND
Patricia A. McGowan
Irene Parthum
Karen A. Loebel
Nancy Eberheim
Marcelle DePeters
Ronald S. Dague
JoAnn M. Hornak
Catherine A. Gaudreau
Laura G. Arbuckle
Lori S. Korbium
Karina O'Byrne
Maria Dixon
James W. Frisch
Kurt B. Benkley
James C. Griffin
William P. Pipp
Audrey Skwenawski
Joanne L. Harotke
John T. Chisholm
Megan P. Carmody
Laura A. Crivello
Derek C. Mosley
Shawn Pompe
Brian J. Resler
Karen A. Lynch
Allison M. Ritter
Kevin R. Shoman
Kelly L. Hedge
Jennifer Rypel
Beth O. Zrigel
Shannon Carrick Schmidt
Susan Kwon Suh
Mark A. Sanders
Paul C. Dedinsky
David T. Malone
Catherine B. Scherer
Julius Kim
Jeffrey J. Atanburg
Rachael Gossens
Deborah L. Mills
Patti Wabitsch
Kent L. Lovem
Paul R. Sander
Roy L. Williams
Nelson W. Phillips, III
Aaron J. Weiss
Bradford J. Logsdon
Patrick J. Farley
Joy Bertrand
Margaret M. Zimmer
Elizabeth Blackwood
Bruce W. Becker
Michael T. Mahoney
Mark D. Bansen

MILWAUKEE COUNTY
99 MAY -4 PM 2:55
MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

OFFICE OF
CHIEF OF POLICE
APR 29 1999
Received
[Signature]

99-1136

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

JULY 23, 1999

TO: PO KIM FOTI
DISTRICT SIX

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 JANUARY 27, 1999
- 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: Kim M. Foti

Print your name: PO Kim M. Foti

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
Deputy Inspector of Police
Internal Affairs Division

DTS:dnp

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

JULY 23, 1999

TO: PO RON VILLAGOMEZ
DISTRICT SIX

RE: Receipt of Legal Services from Law Firm of
Attorney

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- ① An incident occurring on JANUARY 27, 1999
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- 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: _____

Ronald A. Villagomez

RONALD A. VILLAGOMEZ

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 *ds*
Deputy Inspector of Police
Internal Affairs Division

DTS:dnp