

GRANT F. LANGLEY
City Attorney

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



THOMAS O. GARTNER
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
MICHAEL G. TOBIN
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
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
BETH CONRADSON CLEARY
THOMAS D. MILLER
Assistant City Attorneys

February 25, 2008

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 David Bublitz and Brent Miscichoski
C.I. File No. 06-S-371-2; EC 2388

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers David Bublitz and Brent Miscichoski. The claim is in the amount of \$713.79 including \$20.79 in disbursements for 6.30 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. Wis. Stat. § 895.35, *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:amp
Enc.

1032-2006-3317:124771v1

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 31, 2007

TO: P.O. DAVID BUBLITZ
DISTRICT: VICE CONTROL DIVISION

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 20, 2005
- 2) A citizen complaint made by CEDRIC JEROME HARRIS
- 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:

Print your name:

David Bublitz

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

Mary K. Hoerig / JRC
MARY K. HOERIG
Deputy Inspector
Professional Performance Division

MKH: kjs

MILWAUKEE POLICE DEPARTMENT
RECEIVED
07 FEB 12 PM 3:16

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

January 31, 2007

TO: P.O. BRENT MISCICHOSKI
DISTRICT: VICE CONTROL DIVISION

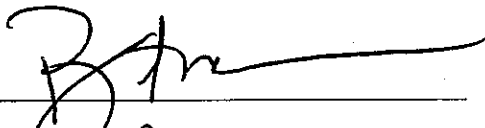
RE: Receipt of Legal Services from Law Firm of
Attorney Jonathan Cermele

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:

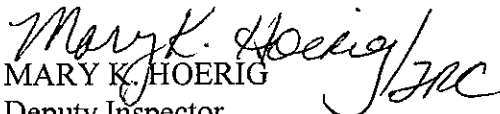
- 1) An incident occurring on December 20, 2005
- 2) A citizen complaint made by Cedric Jerome Harris
- 3) A police shooting incident occurring on N/A

Is this information correct? YES NO

Did you receive legal representation in this matter? YES NO

Your signature: 
 Print your name: Brent Miscichoski

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


 MARY K. HOERIG
 Deputy Inspector
 Professional Performance Division

MKH: kjs
 07 FEB -5 PM 3:06
 RECEIVED

CERMELE & ASSOCIATES, S.C.

ATTORNEYS AT LAW

JONATHAN CERMELE
LAURIE A. EGGERT
RACHEL L. PINGS
MATTHEW L. GRANITZ

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

November 27, 2006

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

MILWAUKEE
2006 DEC - 1 PM 12: 08
JONATHAN CERMELE
CITY CLERK

**RE: Citizen Complaint of Mr. Cedric Jerome Harris
Against PO's David Bublitz and Brent Miscichoski
Complaint No.: 06-01
Date of Incident: December 20, 2005**

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, this claim is hereby made on their behalf for the indicated legal fees. This incident involved an arrest after an undercover drug buy.

The Fire and Police Commission dismissed the complaint. Attached is a copy of the dismissal notice and an itemization of the time and services rendered.

Sincerely,

CERMELE & ASSOCIATES, S.C.

Jon Cermele

MILWAUKEE
2006 DEC - 1 PM 4: 11
CITY CLERK

/kjs

Attachments
BUBLITZ AND MISCICHOSKI

RECEIVED

NOV 02 2006

CERMELE & ASSOCIATES, S.C

BOARD OF
FIRE AND POLICE COMMISSIONERS : CITY OF MILWAUKEE : COUNTY OF MILWAUKEE

In Re:
THE CHARGES OF CEDRIC HARRIS
AGAINST POLICE OFFICERS DAVID
BUBLITZ AND BRENT MISCICHOSKI

ORDER OF DISMISSAL

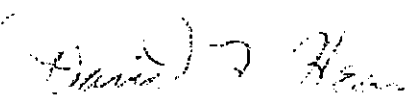
To Officer David Bublitz:

It is hereby ordered that the Complaint of Cedric Harris, Complaint No. 06-01, filed with the Board on January 6, 2006, is dismissed due to the Complainant's passivity, by the

MILWAUKEE BOARD OF
FIRE AND POLICE COMMISSIONERS

LEONARD J. SOBCZAK, CHAIRMAN

BY:


DAVID L. HEARD
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, OCTOBER 30, 2006.

c: Attorney Matthew Granitz ✓

RECEIVED

NOV 02 2006

CERMELE & ASSOCIATES, S.C.

BOARD OF
FIRE AND POLICE COMMISSIONERS : CITY OF MILWAUKEE : COUNTY OF MILWAUKEE

In Re:
THE CHARGES OF CEDRIC HARRIS
AGAINST POLICE OFFICERS DAVID
BUBLITZ AND BRENT MISCICHOSKI

ORDER OF DISMISSAL

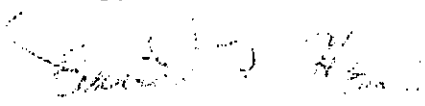
To Officer Brent Miscichoski:

It is hereby ordered that the Complaint of Cedric Harris, Complaint No. 06-01, filed with the Board on January 6, 2006, is dismissed due to the Complainant's passivity, by the

MILWAUKEE BOARD OF
FIRE AND POLICE COMMISSIONERS

LEONARD J. SOBCZAK, CHAIRMAN

BY:


DAVID L. HEARD
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, OCTOBER 30, 2006.

c: Attorney Matthew Granitz ✓

CERMELE & ASSOCIATES, S.C.

ATTORNEYS AT LAW

JONATHAN CERMELE
LAURIE A. EGGERT
RACHEL L. PINGS
MATTHEW L. GRANITZ

6310 WEST BLUEMOUND ROAD
SUITE 200
MILWAUKEE, WISCONSIN 53213
(414)276-8750
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November 27, 2006

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

RE: Citizen Complaint of Mr. Cedric Jerome Harris
Against PO's David Bublitz and Brent Miscichoski
FPC No: 06-01
Date of Incident: December 20, 2005
Professional services

	<u>Hours</u>
7/17/2006 Review citizen complaint; telephone call to and from PO Bublitz; open file.	0.60
7/27/2006 Review file; conference with PO Bublitz; telephone call to and from PO Miscichoski.	0.90
8/3/2006 Conference with clients regarding complaint; correspondence to MPD Open Records.	1.20
8/15/2006 Telephone call from and to clients; correspondence to clients; review file; CCAP research; municipal court research; memo to file.	1.40
8/16/2006 Receive and review Notice of Conciliation; calendar same; telephone call to Rebecca regarding citizen's warrants.	0.20
Receive and review notice of conciliation; intra-office conference with Pings; warrant search for Cedric Harris.	0.60
8/21/2006 Telephone call to PO Bublitz; telephone call to PO Miscichoski.	0.20

Mr. Ronald Leonhardt

Page 2

	<u>Hours</u>
8/21/2006 Intra-office conference with Granitz; telephone call from FPC; canceling conciliation.	0.20
9/5/2006 Receive and review Open Records request from MPD regarding complainant.	0.50
10/13/2006 Receive and review correspondence from FPC.	0.10
11/2/2006 Receive and review FPC Order Dismissing citizen complaint; correspondence to clients; close file.	0.40
	<u>Amount</u>
For professional services rendered	6.30
Additional charges:	\$693.00
9/8/2006 MPD Open Records request	20.79
	<u>\$20.79</u>
Total costs	\$20.79
Total amount of this bill	<u>\$713.79</u>
Balance due	<u><u>\$713.79</u></u>

(Rate: \$110.00 per hour)