

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
PATRICK B. McDONNELL
LINDA ULISS BURKE
Deputy City Attorneys



OFFICE OF CITY ATTORNEY
800 CITY HALL
200 EAST WELLS STREET
MILWAUKEE, WISCONSIN 53202-3551
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STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUEN
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. SCHRIFER
EDWARD M. EHRlich
LEONARD A. TOKUS
VINCENT J. BOBOT
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
DAWN M. BOLAND
KATHRYN M. ZALEWSKI

Assistant City Attorneys

February 7, 2005

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 Justin Lemke and Steven Olmstead
C.I. File No. 03-S-216; EC 1889

Dear Council Members:


Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Justin Lemke and Steven Olmstead. The claim is in the amount of \$4,262.50 including \$27.50 in disbursements for 38.5 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).

Very truly yours,


GRANT F. LANGLEY
City Attorney


JAN A. SMOKOWICZ
Assistant City Attorney
JAS:enm
Enc.

89977/ 1032-2003-1625

EGGERT & CERMELE, 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

May 9, 2003

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

**RE: MPD Criminal Investigation of POs Justin Lemke and Steven
Olmstead
Allegations Regarding Death in Custody (Edward Dombrowski)
Date of Incident: September 20, 2002
Location of Incident: District #5
EC No.: 1889**

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 suicide at the district station and resulted in an inquest. The District Attorney will not issue charges against the officers. Attached is an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.

[Signature]
Laurie A. Eggert
Attorney at Law

*1/29/05
O.K. for \$4262.50
JAS*

Letter 2276

LAE/ldl
LEMOLM

CITY OF MILWAUKEE
RECEIVED
OFFICE OF
CITY ATTORNEY
MAY 14 PM 3:42 '03

EGGERT & CERMELE, 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

May 8, 2003

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

RE: MPD Criminal Investigation of Death in Custody
(Edward Dombrowski)
Regarding: Police Officers Justin Lemke and Steven Olmstead
Date of Incident: September 20, 2002
Location of Incident: District #5
Professional services

	<u>Hours</u>
9/20/02 Telephone call from client; travel to #5; conference with Det.; travel to PAB; conference with clients; statements to Det. and DA; PI-21 statements; open file.	5.20
9/23/02 Conference with client; memo to file.	0.40
9/24/02 Telephone call to clients; review of file; memo to file.	0.50
9/26/02 Review news article; telephone call to client; telephone call to witness; memo to file.	0.80
9/27/02 Telephone call to client; telephone call to witnesses; telephone call from client; memo to file.	0.70
10/11/02 Obtain and review Medical Examiner's preliminary report; travel.	0.60
10/13/02 Telephone call from Grant.	0.20

	<u>Hours</u>
10/15/02 Telephone call from CIB; research regarding Medical Examiner's preliminary report; telephone call to Medical Examiner's office; memo to file; telephone call to CIB; telephone call to DA; telephone call to clients and witnesses; telephone call to District #5.	3.40
10/16/02 Telephone call from CIB; memo to file; telephone call from Monfre, Olmstead.	0.60
10/22/02 Telephone call to McCann; telephone call to Medical Examiner; telephone calls from ADA Sawyer; memo to file; telephone call to clients.	1.40
10/28/02 Telephone call from and to clients; memo to file.	0.30
10/30/02 Review of file.	0.20
11/1/02 Preparation for and appearance at scheduling conference with Judge Dugan; conference with DA; travel; memo to file; telephone call to clients; telephone call to witnesses; computer search regarding Milwaukee Journal-Sentinel articles.	2.40
11/13/02 Telephone call to Medical Examiner; review of file.	0.30
11/19/02 Telephone call to Medical Examiner; memo to file.	0.30
11/27/02 Telephone call to and from client; review of file; telephone call to DA; telephone call to witnesses; memo to file; telephone call to District #5; telephone call to and from Medical Examiner.	1.30
12/2/02 Review documents from Medical Examiner; computer search; telephone call from Monfre and Olmstead; telephone call to DA; conference with Grant; memo to file.	3.40
12/3/02 Telephone call to and from DA; review of file.	0.80

	<u>Hours</u>	
12/4/02 Telephone call to client; review taped interview; review of file; memo to file; telephone call from client.	2.40	
12/5/02 Telephone call from DA McCann; telephone call to client; telephone call to District #5; telephone call to Grant.	1.30	
Preparation for and appearance at inquest; conference with client; conference with DA investigator; review booking room tape; conference with witnesses; memo to file; telephone call to client; travel.	10.70	
12/9/02 Memo to file.	0.30	
12/31/02 Review of file; telephone call to client; telephone call to McCann.	0.40	
2/4/03 Review of file; telephone call to DA; memo to file.	0.40	
3/4/03 Review of file; telephone call to McCann; memo to file.	0.20	
		<u>Amount</u>
For professional services rendered	38.50	\$4,235.00
Additional charges:		
10/11/02 Medical Examiner's report.		1.50
11/1/02 Parking		4.00
12/2/02 Medical Examiner Report		11.00
12/5/02 Parking		11.00
Meals - lunch		3.50 → <u>No!</u>
Total costs		<u>\$31.00</u>

Mr. Ronald D. Leonhardt

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Amount

Total amount of this bill

\$4,266.00

Balance due

\$4,266.00

(Rate: \$110.00 per hour)

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

July 10, 2003

TO: P.O. JUSTIN LEMKE
DISTRICT FIVE

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 SEPTEMBER 20, 2002
- 2) A citizen's complaint made by EDWARD DOMBROWSKI
- 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: 

Print your name: Justin Lemke

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


Steven M. Settingsgaard
Police Commander
Internal Affairs Division

SMS:kjs

MILWAUKEE POLICE DEPARTMENT

June 5, 2003

MEMORANDUM

TO: P.O. STEVEN OLMSTEAD
DISTRICT FIVE

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 SEPTEMBER 20, 2002
- 2) A citizen's complaint made by EDWARD DOMBROWSKI
- 3) A police shooting incident occurring on N/A

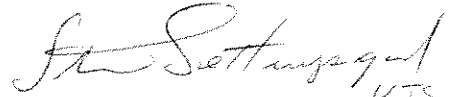
Is this information correct? YES NO

Did you receive legal representation in this matter? YES NO

Your signature: 

Print your name: P.O. Steven H. Olmstead

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


 Steven M. Settingsgaard
 Police Commander
 Internal Affairs Division

SMS:kjs

RECEIVED
 03 JUN -9 6:11:31
 MILWAUKEE POLICE DEPARTMENT
 INTERNAL AFFAIRS
 DIVISION