

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

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THOMAS J. BEAMISH
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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 22, 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 Officer Michael Hayden
C.I. File No. 99-S-274**

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officer Michael Hayden. The claim is in the amount of \$1,095.03 including \$17.03 in disbursements for 9.80 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 Officer 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

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June 2, 1999

BEVERLY A. TEMPLER
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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-274
Communication from EGGERT LAW OFFICE

Dear Deputy Inspector Schunk:

Enclosed please find a claim filed by attorney Laurie A. Eggert for Attorney's fees incurred during her representation of Officer Michael Hayden.

Please determine whether this officer was 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

JAS:beg
Enclosure

3/22/2001
O.K.
JHS
Letter # 2276

99 JUL 13 AM 10:29
MILWAUKEE POLICE DEPARTMENT
COMMUNICATIONS SECTION

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
(414) 276-8750
FAX (414) 276-8906
99 MAY 20 PM 2
RONALD D. LEONHARDT
CITY CLERK

May 17, 1999

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

**RE: MPD Criminal Investigation
Regarding PO Michael Hayden
Date of Incident: December 11, 1998
Location of Incident: 6226 West Port Avenue**

Dear Mr. Leonhardt:

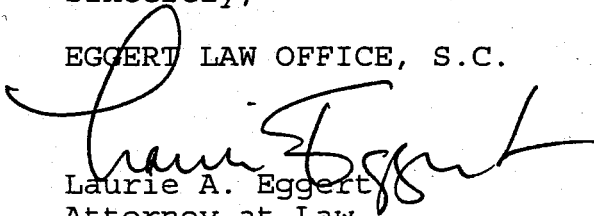
The above-named police officer has retained us to represent him in connection with the above-referenced matter.

Consistent with its policy, the City Attorney's Office has refused to represent him, and as he was performing the duties of his office at the time of the events giving rise to the incident, the claim is hereby made on his behalf for the indicated legal fees. This incident involved entry to a residence to effectuate an arrest. The complaint was reviewed by ADA Stephanie Rothstein who will not issue charges. Attached is a copy of the MPD's clearance report.

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

Sincerely,

EGGERT LAW OFFICE, S.C.


Laurie A. Eggert
Attorney at Law

CITY OF MILWAUKEE
1999 MAY 20 PM 4:01
HAYDEN
CITY ATTORNEY

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
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May 17, 1999

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

RE: MPD Criminal Investigation
Regarding: PO Mike Hayden
Date of Incident: December 11, 1998
Location of Incident: 6226 West Port Avenue

Professional services

	<u>Hours</u>
1/29/99 Telephone call from client; office conference with client; open file.	1.90
2/2/99 Telephone call to IAD.	0.10
2/5/99 Telephone call to IAD; correspondence to client.	0.20
3/3/99 Review of file; telephone call to client and IAD.	0.30
3/4/99 Telephone call from IAD; correspondence to client.	0.30
3/10/99 Telephone call from client; review of file.	0.80
3/11/99 Telephone call from IAD.	2.00
3/16/99 Office conference with client.	0.80
3/17/99 Review of file; telephone call to client; meeting with client; attend DA's interview; travel.	2.10

	<u>Hours</u>	
4/1/99 Review of file; correspondence to MPD Open Records.	0.40	
4/6/99 Review correspondence from IAD; telephone call to client.	0.20	
4/26/99 Review closed criminal file from MPD Open Records; correspondence to client; close file.	0.70	
		<u>Amount</u>
For professional services rendered	9.80	\$1,078.00
Additional charges:		
4/26/99 MPD Open Records request		17.03
Total costs		<u>\$17.03</u>
Total amount of this bill		<u>\$1,095.03</u>
Balance due		<u><u>\$1,095.03</u></u>

(Rate: \$110.00 per hour)

home, received permission from Sergeant ZIARNIK to force open the door. While inside the home Sean EDWARDS stated that Officer HAYDEN stole a knife and ripped open the back of a chair. Several of the underage persons at the drinking party confirmed Sean EDWARDS statement. The officers were interviewed and denied seeing Officer HAYDEN steal a knife or damage a chair. The case was reviewed by ADA ROTHSTEIN who declined to issue charges. This case will be cleared as warrant refused.

Respectfully submitted:

A handwritten signature in black ink, appearing to read "David R. Bruess". The signature is written in a cursive style with a large initial "D" and "B".

DAVID R. BRUESS
Lieutenant of Detectives
CIU/IAD

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

JULY 22, 1999

TO: PO MICHAEL HAYDEN
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 DECEMBER 11, 1998
- 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: _____

Michael S. Hayden
MICHAEL S. HAYDEN

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 *JS*
Deputy Inspector of Police
Internal Affairs Division

DTS:dnp