

# 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  
TELEPHONE (414) 286-2601  
TDD (414) 286-2025  
FAX (414) 286-8550

December 17, 2003

To the Honorable Common Council  
of the City of Milwaukee  
Room 205 - City Hall

BEVERLY A. TEMPLE  
THOMAS O. GARTNER  
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  
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  
MIRIAM R. HORWITZ  
MARYNELL REGAN  
G. O'SULLIVAN-CROWLEY  
DAWN M. BOLAND  
KATHRYN M. ZALEWSKI

Assistant City Attorneys

Re: Communication from Attorney Laurie Eggert, Eggert & Cermele, S.C. for legal fees for Police Officers Jutiki Jackson, Randy Smith, John Spence, Todd Johnson and Shelley Metzler; C.I. File No. 02-S-295; ELO No. 1803

Dear Council Members:


Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officers Jutiki Jackson, Randy Smith, John Spence, Todd Johnson and Shelley Metzler. The claim is in the amount of \$550.00 for 5.00 hours of service billed at the rate of \$110 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. A criminal investigation was initiated against the police officers on whose behalf this claim was filed, but they were ultimately not charged.

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.

2277

**EGGERT & CERMELE, S.C.**

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*Attorneys at Law*

Laurie A. Eggert  
Jonathan Cermele

1840 North Farwell Avenue  
Suite 303  
Milwaukee, Wisconsin 53202  
(414) 276-8750  
FAX (414) 276-8906

August 29, 2002

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

**RE: MPD Criminal Investigation of POs Jutiki Jackson, Randy Smith,  
John Spence, Todd Johnson and Shelley Metzler  
Allegations Regarding Mr. Ralph Shield  
Date of Incident: July 3, 2002  
Location of Incident: 1200 South Layton Boulevard  
EC No.: 1803**

Dear Mr. Leonhardt:

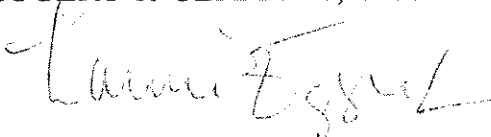
The above-named police officers have retained us to represent them in connection with the above-referenced matter.

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. The Department investigated the arrest of the subject as a critical incident after the TAC Squad made an entry and an arrest.

Charges will not be issued against the officers. Attached is an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.

  
Laurie A. Eggert  
Attorney at Law

LAE/ldl  
JACKSON, et al.

12/16/03  
O.K  
JHS  
Letter 2277

**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

August 29, 2002

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

RE: MPD Criminal Investigation re: Mr. Ralph Shield  
Regarding: POs Jutiki Jackson, Randy Smith, John Spence  
Todd Johnson and Shelley Metzler  
Date of Incident: July 3, 2002  
Location of Incident: 1200 South Layton Boulevard

Professional services

	<u>Hours</u>	
07/03/02 Telephone call from and to client; open file; conference with client; travel; attend PI-21 statements; memos to file.	4.70	
07/05/02 Telephone call to Jackson; close file.	0.30	
		<u>Amount</u>
For professional services rendered	5.00	\$550.00
Balance due		<u>\$550.00</u>

(Rate: \$110.00 per hour)

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

SEPTEMBER 26, 2002

TO: P.O. JUTIKI JACKSON  
PATROL SUPPORT DIVISION TEU

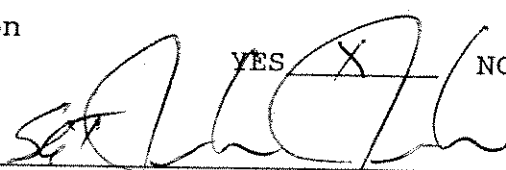
RE: Receipt of Legal Services from Law Firm of  
Attorney

Attorney 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 JULY 3, 2002
- 2) A citizen's complaint made by RALPH SHIELD
- 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: Jutiki Jackson

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

STEVEN SETTINGSGAARD  
POLICE COMMANDER  
Internal Affairs Division

SMS:kjs

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

SEPTEMBER 26, 2002

TO: P.O. RANDY SMITH  
PATROL SUPPORT DIVISION TEU

RE: Receipt of Legal Services from Law Firm of  
Attorney

Attorney 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 JULY 3, 2002
- 2) A citizen's complaint made by RALPH SHIELD
- 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: P.O. Randy Smith  
Print your name: POLICE OFFICER RANDY SMITH

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

St. Settingsgaard  
STEVEN SETTINGSGAARD  
POLICE COMMANDER  
Internal Affairs Division

RECEIVED  
02 OCT - 1 PM 1:28  
MILWAUKEE POLICE  
INTERNAL AFFAIRS  
DIVISION  
SMS  
KJS

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

SEPTEMBER 26, 2002

TO: P.O. JOHN SPENCE  
PATROL SUPPORT DIVISION TEU

RE: Receipt of Legal Services from Law Firm of  
Attorney

Attorney 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 JULY 3, 2002
- 2) A citizen's complaint made by RALPH SHIELD
- 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: P.O. John Spence  
Print your name: P.O. John SPENCE

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

*St. Settingsgaard*  
STEVEN SETTINGSGAARD  
POLICE COMMANDER  
Internal Affairs Division

SMS:kjs

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INTERNAL AFFAIRS  
DIVISION  
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MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

SEPTEMBER 26, 2002

TO: P.O. TODD JOHNSON  
PATROL SUPPORT DIVISION TEU

RE: Receipt of Legal Services from Law Firm of  
Attorney

Attorney 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 JULY 3, 2002
- 2) A citizen's complaint made by RALPH SHIELD
- 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: \_\_\_\_\_

TODD R. JOHNSON

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



STEVEN SETTINGSGAARD  
POLICE COMMANDER  
Internal Affairs Division

RECEIVED

02 OCT -1 PM 1:28 SMS:kjs  
MILWAUKEE POLICE  
INTERNAL AFFAIRS  
DIVISION

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

SEPTEMBER 26, 2002

TO: P.O. SHELLEY METZLER  
PATROL SUPPORT DIVISION TEU

RE: Receipt of Legal Services from Law Firm of  
Attorney

Attorney 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 JULY 3, 2002
- 2) A citizen's complaint made by RALPH SHIELD
- 3) A police shooting incident occurring on N/A

Is this information correct?

YES   *γ*   NO           

Did you receive legal representation in this matter?

YES   *γ*   NO           

Your signature:   *S Metzler*  

Print your name:   Shelley METZLER  

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

RECEIVED  
02 OCT -4 AM 9:54  
MILWAUKEE POLICE  
INTERNAL AFFAIRS  
DIVISION  
SKJS

*St Settingsgaard*  
STEVEN SETTINGSGAARD  
POLICE COMMANDER  
Internal Affairs Division