

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 10, 2003

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

Re: Communication from Attorney Laurie Eggert, Eggert & Cermele, S.C.
for legal fees for Police Officer Richard Gordy
C.I. File No. 01-S-311; ELO No. 1676

Dear Council Members:


Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officer Richard Gordy. The claim is in the amount of \$838.84, including \$2.84 in disbursements for 7.60 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 officer 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. 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.

2295

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. TOKWITZ
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
DAWN M. BOLAND
KATHRYN M. ZALEWSKI

Assistant City Attorneys

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

September 5, 2001

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

**RE: Citizen Complaint of Ms. Henrietta Wertz
Against PO Richard Gordy
Complaint No.: 00-60
Date of Incident: December 1, 2000
ELO No.: 1676**

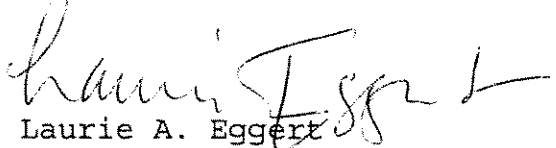
Dear Mr. Leonhardt:

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 a call for service at 9001-B North 91st Street. 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,

EGGERT & CERMELE, S.C.


Laurie A. Eggert
Attorney at Law

LAE/ldl
GORDY

12/19/03
C.K.
JAS
Letter 2295

EGGERT & CERMELE, 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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September 5, 2001

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

RE: Citizen Complaint of Ms. Henrietta Wertz
Against PO Richard Gordy
FPC No: 00-60
Date of Incident: December 1, 2000
Location of Incident: 4001-B North 91st Street

Professional services

	<u>Hours</u>
01/17/01 Open file; conference with client; correspondence to FPC.	0.80
02/06/01 Review of file; telephone call to and from client; memo to file; correspondence to MPD Open Records.	0.80
02/07/01 Telephone call from client; conference with client; review documents; modify correspondence to MPD Open Records.	0.90
02/20/01 Telephone call from and to MPD Open Records; memo to file; review of file.	0.40
02/22/01 Review of correspondence from MPD Open Records.	0.20
03/07/01 Telephone call from and to FPC.	0.30
03/13/01 Review of correspondence from FPC; correspondence to client.	0.30

	<u>Hours</u>	
03/22/01 Review of file; telephone call to client.	0.40	
03/23/01 Preparation for and appearance at conciliation; conference with client; memo to file; travel.	2.40	
03/29/01 Telephone call from FPC; review of file; memo to file.	0.30	
04/26/01 Review of file; telephone call to FPC; memo to file.	0.30	
05/22/01 Review of correspondence from FPC; correspondence to client; close file.	0.50	
		<u>Amount</u>
For professional services rendered	7.60	\$836.00
Additional charges:		
02/27/01 MPD Open Records request		0.84
03/23/01 Parking		2.00
Total costs		<u>\$2.84</u>
Total amount of this bill		<u>\$838.84</u>
Balance due		<u><u>\$838.84</u></u>

(Rate: \$110.00 per hour)

RECEIVED

MAY 22 2001

EGGERT & CERMELE, S.C.

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

In Re:
THE CHARGES OF HENRIETTA WERTZ
AGAINST POLICE OFFICER RICHARD GORDY

ORDER OF DISMISSAL

To Officer Richard Gordy:

It is hereby ordered that the Complaint of Henrietta Wertz, Complaint No. 2000-60, filed with the Board on December 5, 2000, is dismissed due to the Complainant's passivity, by the

MILWAUKEE BOARD OF
FIRE AND POLICE
COMMISSIONERS

WOODY WELCH,
CHAIRMAN

BY:



JOSEPH J. ZARNECKI
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, MAY 21, 2001.

c: Attorney Laurie Eggert ✓

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

NOVEMBER 13, 2001

TO: P.O. RICHARD GORDY
DISTRICT SEVEN

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 1, 2000
- 2) A citizen's complaint made by HENRIETTA WERTZ
- 3) A police shooting incident occurring on

Is this information correct?

YES NO

Did you receive legal representation
in this matter?

YES NO

Your signature: *P.O. Richard Gordy*

Print your name: P.O. Richard Gordy

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

DTS:dnp

NOV 13 2001
11:58 AM
01 NOV 26 PM 5:15