

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

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Assistant City Attorneys

November 8, 2002

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 Jon Osowski and Dean Newport
C.I. File No. 01-S-99/20; ELO No. 1609

Dear Council Members:


Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Jon Osowski and Dean Newport. The claim is in the amount of \$949.52, including \$14.52 in disbursements, for 8.50 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. 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

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
FAX (414) 276-8906

March 15, 2001

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

RE: MPD Criminal Investigation of POs Jon Osowski and Dean
Newport
Allegations Regarding Mr. Eddie Redd
Date of Incident: October 4, 2000
Location of Incident: 2977 North 29th Street
ELO No.: 1609

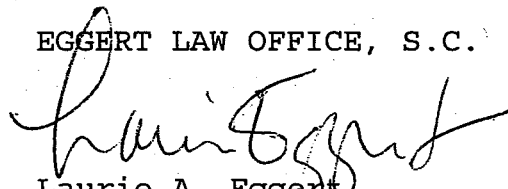
Dear Mr. Leonhardt:

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 an arrest for disorderly conduct. Charges will not be issued against the officers. Attached is a copy of the clearance report and an itemization of the time and services rendered.

Sincerely,

EGGERT LAW OFFICE, S.C.


Laurie A. Eggert
Attorney at Law

CITY OF MILWAUKEE
RECEIVED
MAR 19 PM 3:47
OFFICE OF
CITY ATTORNEY
PC/1
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11/8/02
O.K.
JAS
Letter # 2276

EGGERT LAW OFFICE, S.C.

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March 15, 2001

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

RE: MPD Criminal Investigation re: Mr. Eddie Redd
Regarding: POs Jon Osowski and Dean Newport
Date of Incident: October 4, 2000
Location of Incident: 2977 N. 29th St.

Professional services

| | <u>Hours</u> |
|--|--------------|
| 10/11/00 Telephone call from MPA; telephone call to and from PO Osowski; open file; memo to file; discussion with MPA; telephone call from IAD; memo to file. | 1.20 |
| 10/17/00 Telephone call to and from PO Newport; memo to file. | 0.50 |
| 10/18/00 Review of file; telephone call to and from IAD; telephone call to PO Osowski. | 0.40 |
| 11/1/00 Telephone call from IAD; telephone call to clients. | 0.50 |
| 11/2/00 Telephone call to POs Newport and Osowski; review of file; meeting with PO Osowski at IAD; attend PO Osowski's statement to IAD; travel; memo to file. | 2.70 |
| 11/9/00 Several telephone calls to and from PO Newport; telephone call to IAD; meeting with PO Newport at IAD; attend PO Newport's statement to IAD; travel; memo to file. | 2.10 |

Mr. Ronald D. Leonhardt

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| | <u>Hours</u> | |
|---|--------------|------------------------|
| 11/18/00 Review of correspondence from DA; telephone call to clients; correspondence to clients; correspondence to MPD Open Records. | 0.60 | |
| 1/19/01 Review of correspondence from MPD Open Records; correspondence to clients; close file. | 0.50 | |
| | | <u>Amount</u> |
| For professional services rendered | 8.50 | \$935.00 |
| Additional charges: | | |
| 1/19/01 MPD Open Records request | | 14.52 |
| Total costs | | <u>\$14.52</u> |
| Total amount of this bill | | <u>\$949.52</u> |
| Balance due | | <u><u>\$949.52</u></u> |

(Rate: \$110.00 per hour)

SUMMARY
RE: CIU#00-277
PAGE 2

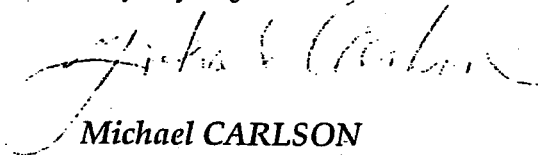
and found that only one package of marijuana, stemming from his search at District #7, was on inventory. The following persons were present at the arrest location and were interviewed: Tyrice REDD, Andre WOODLY, Tyrail REDD, and Dennis EZELL.

P.O. John OSOWSKI subsequently did make a statement Regarding this incident in which he stated that when he patted down the complainant he did feel what he believed to be a baggie of marijuana in his pocket but did not remove it. He stated that he did so because he was alone with four individuals and did not want to intensify the situation. He further states that he did arrest the complainant and that the item was retrieved from the complainant's person at the district station during the booking process.

CONCLUSION:

Investigation by the Criminal Investigation Unit revealed that the subject, Eddie REDD, was in fact arrested for Possession of Controlled Substance/Marijuana by Officers OSOWSKI and NEWPORT. Officer OSOWSKI did state that he felt an object in REDD'S pocket at the scene but declined to remove it from him at that point, cuffed him and conveyed him to the station where it was retrieved and found to be marijuana. On November 14, 2000, this matter was referred to ADA Jon REDDIN and after reviewing the case he declined to issue any charges against Officer OSOWSKI. This case will be cleared as a warrant refused.

Respectfully submitted:



Michael CARLSON
Police Detective
CIU/IAD, Day Shift

MC:laf

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

APRIL 27, 2001

TO: PO DEAN NEWPORT
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 OCTOBER 4, 2000
- 2) A citizen's complaint made by
- 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: *D. Newport*

Print your name: Dean Newport

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 JH
Commander of Police
Internal Affairs Division

DTS:dnp

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

APRIL 27, 2001

TO: PO JON OSOWSKI
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 OCTOBER 4, 2000
- 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: P.O. A.D. [Signature]

Print your name: P.O. Jon D. Osowski #64073

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
Commander of Police
Internal Affairs Division

DTS:dnp