

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
Deputy City Attorney

THOMAS E. HAYES
PATRICK B. McDONNELL
LINDA ULISS BURKE
Special Deputy City Attorneys



OFFICE OF CITY ATTORNEY
800 CITY HALL
200 EAST WELLS STREET
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BEVERLY A. TEMPLE
THOMAS O. GARTNER
BRUCE D. SCHRIMPF
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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
DAVID R. HALBROOKS
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

Assistant City Attorneys

November 12, 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 Anthony Randazzo and Daniel Dzievit C.I. File No. 01-S-99/23; ELO No. 1607**

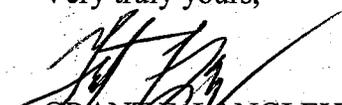
Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officers Anthony Randazzo and Daniel Dzievit. The claim is in the amount of \$805.75, including \$13.75 in disbursements, for 7.20 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 Anthony Randazzo and Daniel Dziejvit
Allegations Regarding Shaun Radner and Anthony Beverly
Date of Incident: June 25, 2000
Location of Incident: 3112 North 76th Street
ELO No.: 1607**

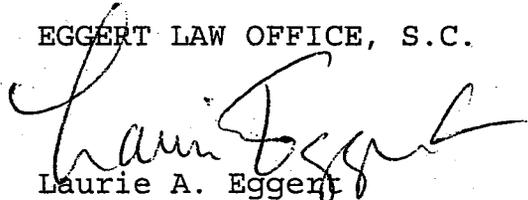
Dear Mr. Leonhardt:

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 foot chase for suspects in criminal damage to property. 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

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OFFICE OF
CITY ATTORNEY

JC/ldl
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JAS
letter 2276

EGGERT LAW OFFICE, S.C.

Attorneys at Law

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Jonathan Cermele

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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 re: Shaun Radner and Anthony Beverly
Regarding: POs Tony Randazzo and Daniel Dzievit
Date of Incident: June 25, 2000
Location of Incident: 3112 N. 76th St.

Professional services

	<u>Hours</u>
8/15/00 Telephone call from PO Randazzo; open file; memo to file; telephone call to IAD.	0.70
8/17/00 Telephone call to and from IAD.	0.20
8/21/00 Office conference with with PO Randazzo.	0.90
8/23/00 Review of file; telephone call to IAD; telephone call to PO Dzievit; meeting with PO Randazzo at IAD; attend PO Randazzo's statement to IAD; travel; memo to file.	1.70
8/24/00 Review of file; meeting with PO Dzievit at IAD; attend PO Dzievit's statement to IAD; travel; memo to file.	2.20
10/3/00 Telephone call to IAD.	0.20
10/17/00 Telephone call to IAD.	0.20

	<u>Hours</u>	
11/10/00 Telephone call to IAD.	0.10	
11/16/00 Review of file; discussion with IAD; correspondence to clients; correspondence to MPD Open Reocrds.	0.50	
1/8/01 Review of correspondence from MPD Open Records; correspondence to clients; close file.	0.50	
		<u>Amount</u>
For professional services rendered	7.20	\$792.00
Additional charges:		
1/8/01 MPD Open Records request		13.75
Total costs		<u>\$13.75</u>
Total amount of this bill		<u>\$805.75</u>
Balance due		<u><u>\$805.75</u></u>

(Rate: \$110.00 per hour)



OFFICE OF DISTRICT ATTORNEY

Milwaukee County

E. MICHAEL McCANN • District Attorney

Robert D. Donohoo
Jon N. Reddin
Carol Lynn White
Patrick J. Kenney
James J. Martin

Thomas A. Schulz
Alexander G. Skienarz
Freddie E. Mateatic
William J. Molitor
Gerald P. Falk
Donald S. Jackson
Gale G. Shelton
Terry Magowan
Gary D. Mahkorn
David Robles
Deborah Daley
Peg Tarrant
Douglas J. Simpson
Cynthia G. Brown
Norman A. Gahn
George N. Prietz, III
Stephanie Gineris Rothstein
Carol E. Stauder
Steven H. Glamm
Mary Anne Smith
Mark S. Williams
Linda Johnson
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Lovell Johnson, Jr.
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DeAnn L. Heard
Debra M. Sciano, SSND
Patricia A. McGowan
Irene Parthum
Karon A. Loebel
Nancy Eitenheim
Marcella DePeters
Catherine A. Gaudreau
Lori S. Kornblum
Karine O'Byrne
Maria Dixon
James W. Frisch
Kurt B. Benkley
James C. Griffin
William P. Pipp
Audrey Shwierawski
Joanne L. Hardtke
John T. Chisholm
Christopher A. Liegel
Megan P. Carmody
Laura A. Crivello
Derek C. Mosley
Shawn Pompe
Brian J. Resler
Karen A. Lynch
Jayne Davis Dewire
Allison M. Finter
Kevin R. Sherman
Kelly L. Hedge
Jennifer Rypel
Beth D. Zingel
Shannon Carrick Schmidt
Rebecca F. Dalkel
Mark A. Sanders
Paul C. Dedinsky
David T. Malone
Julius Kim
Jeffrey J. Altenburg
Rachael Gossens
Deborah L. Mills
Patti Wabratsch
Kent L. Lovern
Paul R. Sander
Roy L. Williams
Nelson W. Phillips, III
Bradford J. Logsdon
Patrick J. Farley
Joy Bertrand
Margaret M. Zimmer
Bruce W. Becker
Michael T. Mahoney
Mark D. Bensen
Mary M. Sowinski
Kathryn K. Sarnier
Jeanette Corbett
Jeffrey P. Greipp
Thomas C. Binger
David Maas
Jeremy L. Resar
Daniel J. Gabler
Sara P. Scullen
Genise M. Hooks
Brent Nistler
T. Christopher Dee
Katharine Kucharski
Lisa P. Fritzer
Robin J. Frosche
Philip R. Flangsubinski
Emory H. Bookar, II
Daniel R. Humble
Jacob D. Corr
David H. Weber

November 6, 2000

Chief Arthur Jones
City of Milwaukee Police Department
749 W. State Street
Milwaukee, WI 53233

Dear Chief Jones:

On June 25, 2000, officer Anthony Randazzo and other officers responded to assist an off duty officer who was chasing several suspects after one of the suspects broke a window in a tavern. Officers chased two of the men, Shaun Radmer and Anthony Beverly, to Radmer's house.

Officers entered the apartment through an open window, found Radmer and Beverly in a bathroom, and, after a brief struggle, arrested both. Radmer alleges that officer Randazzo kicked him on the back during the arrest, and Beverly alleges that Randazzo kned him in the eye.

Randazzo admits placing his foot on Radmer's buttocks while cuffing him, and says that Beverly struck Randazzo's knee with Beverly's face when Beverly attempted to sit up as Beverly was being cuffed.

Radmer was intoxicated and resisted Randazzo's attempts to arrest him. Randazzo had a right to use the minimal degree of force he used to handcuff Radmer. Radmer had no visible injuries and, while he complained of pain, no intentional battery can be proven.

Beverly's complaint is a closer call, because his explanation of how Randazzo's knee met his eye is more plausible than Randazzo's. Nonetheless, Beverly was intoxicated and uncooperative, and Randazzo had a right to use reasonable force to effect the arrest. Beverly suffered no visible injuries and, again, no intentional battery can be proven.

Very truly yours,

Jon N. Reddin
Deputy District Attorney

JNR:jr

cc/ Jon Cermele

NOV 10 2000
MILWAUKEE, WI

10-24-00

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

APRIL 27, 2001

TO: PO DANIEL DZIEVET
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 JUNE 25, 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: PO Daniel Dziet

Print your name: PO DANIEL C DZIEVET

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 *JD*
Commander of Police
Internal Affairs Division

DTS:dnp

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

APRIL 27, 2001

TO: PO ANTHONY RANDAZZO
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:

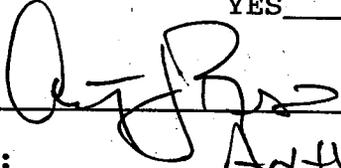
- 1) An incident occurring on JUNE 25, 2000
- 2) A citizen's complaint made by
- 3) A police shooting incident occurring on

Is this information correct?

YES NO

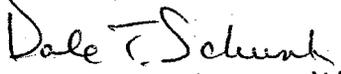
Did you receive legal representation
in this matter?

YES NO

Your signature: 

Print your name: Anthony J. Randazzo

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


DALE T. SCHUNK *JS*
Commander of Police
Internal Affairs Division

DTS:dnp