

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
**LINDA ULISS BURKE**  
**VINCENT D. MOSCHELLA**  
Deputy City Attorneys



**THOMAS O. GARTNER**  
**BRUCE D. SCHRIMPF**  
**SUSAN D. BICKERT**  
**STUART S. MUKAMAL**  
**THOMAS J. BEAMISH**  
**MAURITA F. HOUREN**  
**JOHN J. HEINEN**  
**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**  
**KATHRYN Z. BLOCK**  
**MEGAN T. CRUMP**  
**ELOISA DE LEÓN**  
**ADAM B. STEPHENS**  
**KEVIN P. SULLIVAN**  
**BETH CONRADSON CLEARY**  
**THOMAS D. MILLER**  
**HEIDI E. GALVÁN**  
**JARELY M. RUIZ**  
**ROBIN A. PEDERSON**  
Assistant City Attorneys

July 16, 2008

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

Re: Communication from Attorney Jonathan Cermele, Cermele & Associates,  
S.C. for legal fees for Police Officer James Jekanowski; EC 2568

Dear Council Members:

Returned herewith is a document filed by Attorney Jonathan Cermele for attorney's fees for representing Police Officer James Jekanowski. The claim is in the amount of \$770.00 for 7.00 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. No criminal charges were brought against the 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. Wis. Stat. § 895.35, *Bablitch and Bablitch v. Lincoln County*, 82 Wis. 2d 574 (1978).

Very truly yours,

A handwritten signature in dark ink, appearing to read "Grant F. Langley".

GRANT F. LANGLEY  
City Attorney

JAN A. SMOKOWICZ

A handwritten signature in dark ink, appearing to read "Jan A. Smokowicz".

JAN A. SMOKOWICZ  
Assistant City Attorney

JAS:amp  
Enc.

1032-2008-921.007:124731v4

**OFFICE OF THE CITY ATTORNEY**

Milwaukee City Hall Suite 800 • 200 East Wells Street • Milwaukee, Wisconsin 53202-3551 • Telephone: 414.286.2601 • TDD: 414.286.2025 • Fax: 414.286.8550

**Smokowicz, Jan**

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**From:** Smokowicz, Jan

**Sent:** Thursday, August 21, 2008 12:24 PM

**To:** 'Jonathan Cermele'

**Subject:** Claim on behalf of P.O. James Jekanowski, EC 2568

Jon,

In reviewing this claim, I note a form attached to it indicating that the officer had been **successful** in the criminal investigation, but that the matter was being turned over to the personel side of PPD for further investigation and possible action. Please provide the status of that investigation ASAP.

Sincerely,

Jan Smokowicz

8/21/2008

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

May 26, 2008

TO: P.O. JAMES JEKANOWSKI

DISTRICT: TAC

RE: Receipt of Legal Services from Law Firm of  
Attorney Jonathan Cermele

Attorney Jonathan Cermele 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: NOVEMBER 5, 2007
- 2) A citizen complaint made by: ROBERT STOKES
- 3) A police shooting incident occurring at: NA

Is this information correct?

YES ☒ NO ☐

Did you receive legal representation  
in this matter?

YES ☒ NO ☐

Your signature:

Print your name:

James Jekanowski  
JAMES JEKANOWSKI

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

KURT R. LEIBOLD  
Acting Captain of Police  
Professional Performance Division

KRL: kjs

. LANGLEY

ney

OLPH M. KONRAD  
JA ULISS BURKE  
CENT D. MOSCHELLA  
uty City Attorneys

CITY OF  
**MILWAUKEE**  
Office of the City Attorney

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THOMAS D. MILLER  
Assistant City Attorneys

May 1, 2008

Acting Captain Kurt Leibold  
Milwaukee Police Department  
Professional Performance Division  
6680 North Teutonia Avenue, Rm. 325  
Milwaukee, WI 53209

Re: Communication from CERMELE & ASSOCIATES, S.C.  
EC No: 2568; Our File No. 1032-2008-921.007

Dear Captain Leibold:

Enclosed please find a claim filed by attorney Jonathan Cermele for Attorney's fees incurred during his representation of Police Officer James Jekanowski.

Please determine whether this officer was in fact involved in the matter described in Mr. Cermele's claim, and have this officer verify Mr. Cermele's representation. Please return the claims and verification forms to our office at your earliest convenience to Angelique M. Pettigrew, Paralegal.

Thank you for your anticipated cooperation in this matter.

Very truly yours,



JAN A. SMOKOWICZ  
Assistant City Attorney

JAS:amp

Enclosure

1032-2008-921.007:130254

OFFICE OF THE CITY ATTORNEY

# CERMELE & ASSOCIATES, S.C.

- ATTORNEYS AT LAW -  
WWW.CERMELELAW.COM

JONATHAN CERMELE  
RACHEL L. PINGS  
MATTHEW L. GRANITZ

LAURIE A. EGGERT  
- OF COUNSEL -

6310 WEST BLUEMOUND ROAD  
SUITE 200  
MILWAUKEE, WISCONSIN 53213  
(414) 276-8750  
FAX (414) 276-8906

April 3, 2008

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

**RE: MPD Criminal Investigation of PO James Jekanowski  
Allegations Regarding Mr. Robert Stokes  
Date of Incident: November 5, 2007  
Location of Incident: 2238 North 35<sup>th</sup> Street**

CITY OF MILWAUKEE  
2008 APR -7 PM 2:25  
RONALD D. LEONHARDT  
CITY CLERK

Dear Mr. Leonhardt:

Pursuant to Article 58 of the 2007-2009 Collective Bargaining Agreement between the City and the Milwaukee Police Association, the City should request that this claim be placed on the Common Council Committee agenda within 180 days of its receipt.

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, this claim is hereby made on his behalf for the indicated legal fees. This incident involved a search warrant.

According to correspondence from Acting MPD Captain Leibold, the allegation is unfounded. As such, no charges were issued against the officer. Attached is a copy of the letter and an itemization of the time and services rendered.

Thank you.

Sincerely,

CERMELE & ASSOCIATES, S.C.

Jon Cermele

/kjs  
Attachments  
JEKANOWSKI

# CERMELE & ASSOCIATES, S.C.

- ATTORNEYS AT LAW -  
WWW.CERMELELAW.COM

JONATHAN CERMELE  
RACHEL L. PINGS  
MATTHEW L. GRANTZ

LAURIE A. EGGERT  
- OF COUNSEL -

6310 WEST BLUEMOUND ROAD  
SUITE 200  
MILWAUKEE, WISCONSIN 53213  
(414) 276-8750  
FAX (414) 276-8906

April 03, 2008

Mr. Ronald Leonhardt  
Milwaukee City Clerk  
City Hall, Room 205  
200 East Wells Street  
Milwaukee WI 53202

RE: MPD Criminal Investigation of PO James Jekanowski  
Allegations Regarding Mr. Robert Stokes  
Date of Incident: November 5, 2007  
Location of Incident: 2238 North 35th Street  
Professional services

	<u>Hours</u>
11/27/2007 Telephone call from PO Jekanowski regarding new criminal investigation; telephone call to PPD; calendar office conference with PO Jekanowski; open file.	0.50
12/6/2007 Office conference with client; memo to file; several telephone calls from client; receive and review reports from client.	1.00
12/10/2007 Telephone call to PPD regarding scheduling statement; telephone call to client regarding same; memo to file.	0.30
12/11/2007 Telephone call to PPD.	0.10
12/14/2007 Telephone call to and from client regarding statement availability.	0.20
12/17/2007 Review file; CCAP research regarding complainant; travel; meeting with client; attend client's statement to PPD; return travel.	3.00
12/24/2007 Telephone call to witness.	0.30
1/7/2008 Telephone call to witness.	0.10

	<u>Hours</u>
1/8/2008 Telephone call from witness regarding availability for PPD statement; telephone call to and from PPD regarding same; calendar PPD statement.	0.40
1/9/2008 Telephone call to witness.	0.10
1/16/2008 Telephone call to witness; telephone call to PPD.	0.20
1/23/2008 Calendar PPD follow-up.	0.10
2/11/2008 Telephone call to and from PPD; calendar follow-up; memo to file.	0.30
3/3/2008 Receive and review correspondence from PPD confirming case dismissed as unfounded; correspondence to client; close file.	0.40

	<u>Amount</u>
For professional services rendered	7.00 \$770.00
Balance due	<u>\$770.00</u>

(Rate: \$110.00 per hour)



# MILWAUKEE POLICE DEPARTMENT

## Professional Performance Division

TO: ACTING CAPTAIN THOMAS P. KLUSMAN  
PATROL SUPPORT DIVISION

SUBJECT: NOTIFICATION RE: CONCLUSION OF CRIMINAL INVESTIGATION

MEMBER TO BE NOTIFIED: POLICE OFFICER JAMES JEKANOSKI  
PEOPLE SOFT NUMBER 007841

DATE: FEB 20 2008

This memo is to serve as official notification that the criminal investigation in which you were involved stemming from a complaint filed by Robert L. Stokes, PPD File No. PPD-2007-0838 /CIS File No. CIS-2007-0182 has been concluded with a finding of Unfounded pending new information.

This criminal matter is now closed. However, the investigation may be reopened if pertinent new information regarding this matter is brought to the attention of the Department.

This matter will now be turned over to the Internal Affairs Section of the Professional Performance Division for review and appropriate action.

Your commanding officer will have you sign and date this memo. This notification will then be forwarded to the Professional Performance Division where it will be made a part of the aforementioned investigative file.

  
Kurt R. Leibold  
Acting Captain/Lieutenant of Police  
Professional Performance Division

SIGNATURE: 

DATE: 02-25-08