

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

January 5, 2009

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 Eric Neitman; EC 2620

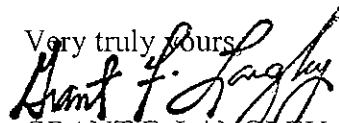
Dear Council Members:


Returned herewith is a document filed by Attorney Jonathan Cermele for attorney's fees for representing Police Officer Eric Neitman. The claim is in the amount of \$1,078.00 for 9.80 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,

  
GRANT F. LANGLEY  
City Attorney

  
JAN A. SMOKOWICZ  
Assistant City Attorney

JAS:amp  
Enc.

1032-2008-2037.013:124731v4

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

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

September 3, 2008

TO: P.O. ERIC NEITMAN  
DISTRICT: NTF / TAC

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

RECEIVED  
08 SEP 29 PM 3:11  
PROFESSIONAL PERFORMANCE DIVISION

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: February 19, 2006
- 2) A citizen complaint made by: CARL ADAMS
- 3) A police shooting incident occurring at: N/A

Is this information correct?

YES  NO

Did you receive legal representation in this matter?

YES  NO

Your signature: PO Eric Neitman

Print your name: PO Eric Neitman

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

**GRANT F. LANGLEY**  
City Attorney

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THOMAS D. MILLER  
HEIDI E. GALVÁN  
Assistant City Attorneys

June 25, 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: 2620; Our File No. 1032-2008-2037.013

Dear Captain Leibold:

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

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,

A handwritten signature in black ink, appearing to read "Jan A. Smokowicz". The signature is fluid and cursive.

JAN A. SMOKOWICZ  
Assistant City Attorney

JAS:amp  
Enclosure

1032-2008-2037.013:12978

1032.2008.2037.013

# CERMELE & ASSOCIATES, S.C.

- ATTORNEYS AT LAW -  
WWW.CERMELELAW.COM

JONATHAN CERMELE  
MATTHEW L. GRANITZ  
CHELSIE ALLAN

LAURIE A. EGGERT  
- OF COUNSEL -

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

June 12, 2008

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

**RE: MPD Criminal Investigation of PO Eric Neitman  
Allegations Regarding Mr. Carl Adams  
Date of Incident: February 19, 2006  
Location of Incident: 51<sup>st</sup> Street and Capitol Drive**

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 an arrest.

According to correspondence from Captain Hoerig, the matter was suspended pending further information in May of 2007 and no further investigation has been done since that time. As such, no charges were issued against the officer. Attached is a copy of the letter along with status of the CIS Investigatory file and an itemization of the time and services rendered.

Thank you,

Sincerely,

CERMELE & ASSOCIATES, S.C.

Jon Cermele

/kjs  
Attachments  
NEITMAN

# CERMELE & ASSOCIATES, S.C.

- ATTORNEYS AT LAW -  
WWW.CERMELELAW.COM

JONATHAN CERMELE  
MATTHEW L. GRANITZ  
CHELSIE ALLAN

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

LAURIE A. EGGERT  
- OF COUNSEL -

June 12, 2008

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

RE: MPD Criminal Investigation re: Mr. Carl Adams  
Regarding: PO Eric Neitman  
Date of Incident: February 19, 2006  
Location of Incident: 51st Street and Capitol Drive  
Professional services

	<u>Hours</u>
3/22/2006 Intra-office conference with Cermele; telephone call from PO Neitman; open file; memo to file; telephone call to Det. Shepard; memo to file; telephone call from PO Neitman; memo to file.	1.70
3/23/2006 Telephone call to Det. Shepard; memo to file; telephone call from Det. Shepard; memo to file; telephone call from PO Neitman; memo to file; intra-office conference with Pings.	0.90
3/24/2006 Intra-office conference with Cermele regarding GPS tracking; office conference with Raclaw regarding same; telephone call from PO Neitman; intra-office conference with Cermele; telephone call to Dist. #7 lieutenant regarding video; telephone call from CJF booking regarding log book; search CCAP for warrant info.	2.20
3/27/2006 Arrange for CJF booking info.	0.30
3/28/2006 Telephone call to CJF regarding booking log; travel to Courthouse to obtain documents.	1.10
3/29/2006 Travel; meeting with witness.	0.90
4/4/2006 Telephone call from PO Neitman; memo to file.	0.40

Mr. Ronald Leonhardt

Page 2  
Hours

4/6/2006 Telephone call to PO Martinez; memo to file.	0.50
4/17/2006 Office conference with client.	0.30
4/18/2006 Office conference with client.	0.40
5/11/2006 Meeting with IAD; telephone call to client regarding IAD clearing investigation; calendar for written confirmation.	0.40
7/10/2006 Review file; Fax to IAD.	0.30
8/5/2006 Receive and review confirmation of investigation being suspended pending further information.	0.20
6/12/2008 Close file.	0.20

		<u>Amount</u>
For professional services rendered	9.80	\$1,078.00
Balance due		<u>\$1,078.00</u>

(Rate: \$110.00 per hour)



RECEIVED

JUL 18 2006

EGGERT & CERMELE, S.C.

Nannette H. Hegerty  
Chief of Police

Police Department

Thursday, July 13, 2006

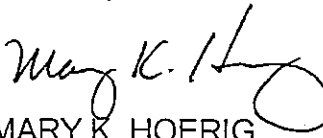
Jonathan Cermele  
Attorney At Law  
1840 North Farwell Avenue  
Suit 303  
Milwaukee, WI 53202

Dear Mr. CERMELE:

This letter is in response to your inquiries of July 10<sup>th</sup>, 2006, regarding the status of CIS Investigatory Files.

Attached please find the requested information. If further assistance is needed Lieutenant of Detectives Jeffery Micklitz can be contacted at 935-3540.

Sincerely,



MARY K. HOERIG  
CAPTAIN OF POLICE