



**JAMES A. BOHL JR.**  
Alderman, 5th District

November 19, 2010

To the Honorable. the Common Council

Dear Members:

Re: Common Council File 100565

Attached are written objections to:

Renewal with a (10) suspension, based upon items #11, 12 and 14 of the police report, of the Class "B" Tavern, Tavern Dance and Videogame Center licenses of Elizabeth B. Bates, agent for "Ken Elliot's Inc." for the premises at 150-58 E Juneau Avenue ("Scooter Pub – Dukes on Water") in the 3rd aldermanic district. (Committee vote: Ayes: 4, Noes: 0 and Abstention: 1)

Renewal with a twenty (20) day suspension, based upon the police report and neighborhood objections, of the Class "B" Tavern and Tavern Amusement (Cabaret/Nite Club) licenses of Habib Manjee, agent for "Lady Bug Club, LLC, for the premises at 622 N Water Street (Lady Bug Club/618 Live on Water) in the 4th aldermanic district. (Committee vote: Ayes: 3, Noes: 1 and Excused: 1)

These matters will be heard by the full Council at its November 23, 2010 meeting. Pursuant to City Ordinances, a roll call vote will be taken to confirm that all members have read the attached statement and materials.

Respectfully,

James A. Bohl, Jr., Chair  
Licenses Committee

cc: All Council Members  
City Attorney's Office  
Common Council/City Clerk – License Division  
CCF 100565

**LAW OFFICES OF  
MICHAEL A.I. WHITCOMB**

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November 18, 2010

The Honorable Common Council  
of the City of Milwaukee  
Room 205, City Hall  
200 E. Wells Street  
Milwaukee, WI 53202

CITY OF MILWAUKEE  
10 NOV 18 AM 9:28  
RONALD D. LEONHARDT  
CITY CLERK

Re: Renewal of Class "B" Tavern, Tavern Dance & Videogames Center Licenses  
Licensee: Ken Elliot's, Inc.  
Premises: 150-58 East Juneau Avenue  
Trade Name: Scooter's Pub - Dukes on Water

Honorable Members of the Common Council:

Please be informed that this office represents the above-referenced license renewal applicant. This communication is submitted as the applicant's written objections to the November 10, 2010, report of the Licenses Committee (hereinafter "Committee"), recommending renewal of the licenses with a ten-day suspension. The applicant requests that these written objections be considered at the Common Council meeting of Tuesday, November 23, 2010, at which time the Committee's recommendations regarding the license renewals will be considered. The recommendation of the Committee was based only upon three incidents contained in a report of the Milwaukee Police Department. The recommendation was the first adverse action taken against the applicant in 28 years as a licensee.

Initially it cannot be contended reasonably that the ten-day suspension is justified in any respect by the report of the Milwaukee Police Department. The three incidents upon which the recommended suspension was based were innocuous causing little need for alarm. The first incident reported two males arguing and fighting outside of Dukes on Water at about midnight on September 17, 2009. The second incident occurred at about 1:00 a.m. on December 13, 2009, when police officers were dispatched to Scooter's Pub. The officers viewed licensee's videos of the incident. The videos revealed patrons were

escorted out of the bar as they were harassing security personnel. The videos did not reveal that anyone was injured.

The last incident occurred at about 1:00 a.m. on July 30, 2010. It started when a patron tried to leave Scooter's Pub with a glass drink. The patron became unruly with tavern personnel when he was informed that he had to put his drink in a plastic cup. The patron's friends became involved as did other tavern personnel in the front of Scooter's Pub. The incident calmed upon the arrival of the police.

That is it. These three reported incidents form the factual basis for the recommended ten-day suspension. Such a recommendation is unprecedented. There were no police objections. There were no neighborhood objections. There were no shooting incidents. There were no drug incidents. There were no sale-to-minor incidents. There were no parking or traffic problems. Moreover, the local alderman moved to have a warning letter issued. The local alderman correctly noted that it would be unrealistic to expect the licensee not to have any incidents given its location in the heart of a major entertainment district. As well, the alderman who moved to recommend the ten-day suspension stated on the record that he did not believe there was anything more the licensee could have done to prevent or mitigate the three incidents. In fact, the alderman praised the licensee for its diligence.

The licensee did not have benefit of a lawyer at the Committee. However, this office has been able to review the video of the hearing. It appears that the ten-day suspension recommendation was supported by a belief that Scooter's Pub - Dukes on Water is comparable to the Lady Bug Club also located on Water Street, but in downtown Milwaukee. The day earlier, on November 8, 2010, at a special meeting of the Committee, the Committee recommended a twenty-day suspension for the Lady Bug Club. With all due respect to the Committee, there is no comparison between the Lady Bug Club and Scooter's Pub - Dukes on Water. A twenty-day recommended suspension of the Lady Bug Club does not warrant or justify a "comparable" ten-day suspension of Scooter's Pub - Dukes on Water.

The public record regarding both licensees reveals the following:

## **Lady Bug Club**

### **A. Common Council minutes note for the November 8, 2010, hearing**

04 MANJEE, Habib, Agent for "Lady Bug Club, LLC", Class "B" Tavern and Tavern Amusement (Cabaret/Nite Club) License Renewal Applications with change of member for "Lady Bug Club/618 Live on Water" at 622 N Water St. (Expires 12/20/2010) Special Letter Applicant present, Habib Manjee 618 N Water Street Milwaukee WI Legal representation by Atty. David Halbrooks Mike Murado, General Manager, 2747 S 27th Street Ald. Kovac moved to make page 73 of 11/17/09 portion of transcript submitted by Atty. Halbrooks, be part of the record. There were no objections. Ald. Hamilton moved to make part of the record the Public Record Request submitted by Atty. Halbrooks. There were no objections. Ald. Coggs moved to make Municipal Court case information on Dazmond J. Price be part of the official record. There were no objections. Ald. Coggs moved to make pages for dates 11/1 and 11/28 submitted by Atty. Halbrooks, be part of the record. There were no objections. Ald. Kovac moved to make part of the record, dated March 10, 2010. There were no objections. Ald. Hamilton moved to make 2/27/10 report submitted by Atty. Halbrooks be part of the record. There were no objections. Ald. Hamilton moved that additional questions Mr. Halbrooks wishes to ask will not be counted against the time of entire testimonies. Prevailed 2-3 (Ald. Coggs and Ald. Bohl voted No, Ald. Hamilton and Kovac voted Yes) (Ald. Zielinski excused) Ald. Kovac moved to make Incident video #51 dated 10/17/10 provided by Atty. Halbrooks be part of the record, also to watch this video. There were no objections. Individuals present in opposition: Captain Steve Basting, 1st District expresses his position of Non Renewal for the license Ald. Kovac moved to make part of the record an email presented by Atty. Halbrooks to Captain Basting from Carmen Rodgers. There were no objections. Donald Arenson, 608 N Broadway Atty. Halbrooks provided video clip, Ald. Hamilton moved to make this video part of the record, conversation of 9/4/10 between Mr. Manjee and Mr. Arenson. Ald. Coggs objected (Ald. Zielinski excused) Beth Nicols, BID 21, 600 E Wells John Halberson, The Grand Exchange 225 E Michigan Individuals in support: Mr. Mike Murado, General Manager of LadyBug/Nite Club Pictures and summary of signage provided by Mr. Murado were made part of the record by Ald. Kovac. There were no objections Video clip of October 9, was made part of the record by Ald. Kovac. There were no objections. Henna Manjee, 1926 W Wisconsin Ave Clay Dangerfiled, 231 W Wisconsin Ave Earl Potts, 2829 W Wisconsin Ave Ms. Hartwig Reggie Brown V100 12100 W Greenfield Ruben Cotton, 5069 N. Center Court Parkway John Burke, 622 N. Water St., owner of a business in the building Homer Blow, 3441 N. 34th St. Justin Costello, 229 E. Wisconsin Ave. **Ald. Bauman in opposition, recommends non renewal of the cabaret license. Ald. Kovac, based on items contained in the police report: item #41, item #43, item #44, item #46, item #49, item #50, testimony of**

**Captain Basting, other business and other individuals moved renewal with suspension for 30 days of the license. Failed 2-2 (Ald. Bohl & Coggs voted NO) (Ald. Zielinski excused) Ald. Hamilton moved to make renewal with a 20 days suspension based on items contained in the police report: item #41, item #43, item #44, item #46, item #49, item #50, testimony of Captain Basting, other business and individuals. Prevailed 3-1 (Ald. Bohl voted No) (Ald. Zielinski excused). (Emphasis added).**

**B. Police report items listed as basis for  
twenty-day suspension of the Lady Bug Club**

**41. On 11/01/09 at 2:11 am, Milwaukee police were dispatched to 618 N. Water For a Subject With Gun complaint. Upon arrival, officers observed several subjects in handcuffs next to an auto along with Wisconsin State Patrol and security from 618 Club standing in the middle of the street in front of the tavern. Officers also observed several patrons entering and exiting the club screaming and causing a disturbance. Due to the large crowd and lack of additional squad cars, the scene was slow in being controlled. Officers began to speak with the State Patrol who advised them they received a call regarding shots being fired and a description of an auto involved. Upon their arrival, they observed the car and recovered a 9mm pistol, which was located under the front passenger seat and placed all occupants in custody. While the State Patrol was attempting to investigate, security from the club interfered with the troopers who were attempting to conduct a high-risk traffic stop. The troopers repeatedly ask security to stay back and were unable to identify where all the occupants were all seated except for the driver, hindering the investigation. Milwaukee officers spoke to Habib Manjee along with security guards for the club to determine what occurred. Manjee was not able to give any accurate details of the incident nor was he able to describe the individuals who were fighting or where the shots came from. Officers spoke to the driver who denied knowledge of a gun being in the car. (Emphasis added).**

The driver stated he was at the club to pick up women and that all of a sudden, a large fight erupted and that he ran from the club because he was scared due to being shot in the past. The driver further stated he ran to his car when three males asked for a ride to their auto and got in. The driver state he began to accelerate when he was stopped and pulled out of the car by security guards and cops. The other occupants were interviewed and denied having any knowledge of the pistol in the auto. No one on scene appeared to be injured or shot and no reports of any gunshot wound victims came in from area hospitals. The gun was placed on inventory.

43. On 02/05/10 at 1:43 am, Milwaukee police were dispatched to 622 N Water Street for a Fight complaint. Officers observed a fight on the sidewalk and investigation found that one of the subjects was a patron inside the club prior to the fight.

44. On 02/06/10 at 1:43 am, Milwaukee police observed a Club 618 security trying to break up a fight in front of the Lady Bug Club. A crowd began to gather and other fights began to break out. Additional officers were called to the scene to help restore order. A total of six patrons were cited for disorderly conduct and fighting. One other subject was arrested on warrants.

46. On 02/21/10 at 11:30 pm, a Milwaukee police officer while on patrol observed a large amount of vehicular traffic clogging the intersection at Michigan and Broadway. The officer also observed several subjects hanging out of vehicles and heard an unnecessary number of vehicle horns being honked for no apparent reason. The officer also heard the unnecessary revving of vehicles engines and observed a large amount of people standing in the street. Shortly after, the officer then observed several people fighting while other subjects gathered and cheered on. This incident was captured on video by a citizen and it was placed on police inventory. **More squads were called to help with crowd control and several citations were issued for assault and battery. As patrons were observed leaving 618 Live, they would enter the cars and generally drive around in circles around the block. Officers conducted follow up at 618 Live and spoke to Manjee. Manjee was irate when questioned by officers regarding the activity that was occurring in and around the club. A citation was issued to Manjee for Disorderly Conduct by Patrons.** Citation was not found in the Municipal Court system. (Emphasis added).

49. On 07/16/10 at 1:10 am, Milwaukee police were flagged down by the manager of 618 Live regarding an auto that was driving around spraying pepper spray at patrons who were leaving the club. Officers were provided a description of the auto, which they located and stopped when they were approached by another auto with the female driver who had an unconscious female in the back seat. Medical personnel were called to the scene and the unconscious female was taken to the hospital. Officers spoke to the driver who stated she and her friend were at 618 Live when a fight broke out inside the club. **Security began pushing people out of the club when an unknown male punched her friend in the face causing her friend to fall into some bushes.** An unknown female then began hitting her friend in the head with the heel of a shoe until she was unconscious. Police also spoke to the victim who relayed similar events of what occurred only adding she believed she knew who the female was that was hitting her with a shoe. The victim was treated for a fractured nose. Officers viewed video of the interior of the tavern, which shows security removing the victim and a group of friends she was with. No physical altercation was observed on video. (Emphasis added).

50. On 09/25/10 at 12:04, Milwaukee police were dispatched to 622 N Water Street for a Battery complaint. Upon arrival, officers were met by Habib Manjee and his security staff who had a subject in handcuffs laying on the ground in front of the club. Manjee stated the suspect had been involved in an altercation inside the club and was removed. Once outside, the suspect made threats of returning with a weapon to do the tavern harm. A citation was issued for disorderly conduct to the suspect. Several calls were received regarding this incident while police were on the scene. **While officers attempted to investigate this complaint, another fight involving patrons who were leaving the club occurred down the street.** (Emphasis added).

### **Scooter's Pub – Dukes on Water**

#### **A. Common Council minutes note for the November 9, 2010, hearing**

03 BATES, Elizabeth B., Agent for "Ken Elliot's, Inc.", Class "B" Tavern, Tavern Dance and Videogame Center Renewal Applications for "Scooter Pub - Dukes on Water" at 150-58 E Juneau Ave. (expires 11/25/10) Special Letter Agent present, Elizabeth Bates 9702 N Cedarburg Rd Mequon WI 53092 Owner of location, Barbara Shafon, 7600 N Applewood, Glendale WI General Manager, Todd Wuargula, No neighborhood objectors present when called. **Ald. Kovac moved approval with a warning letter based on items #11, #12 and #14 of the police report, holding item #13 open. Prevailed 2-2 (Ald. Hamilton voted No, Ald. Bohl voted No, Ald. Coggs Abstain) Motion failed. Ald. Hamilton moved approval with a 10 day suspension, holding open item #13 based on items #11, 12, 14 of police report. Prevailed 4-0 (Ald. Coggs abstain).** (Emphasis added).

#### **B. Police report items listed as basis for ten-day suspension of Scooter's Pub – Dukes on Water**

11. On 09/17/09 at 12:10 am, **Milwaukee police witnessed 2 male suspects arguing and fighting outside Dukes** bar located at 158 E Juneau. Investigation found the subjects has been playing pool inside Dukes when they began to argue. The argument turned physical with one patron sustaining a broken nose. The incident was captured on video and suspect was charged with substantial battery. (Emphasis added)>

12. On 12/13/09 at 1:13 am, Milwaukee police were dispatched to 150 E Juneau for a Battery. Officers spoke to the victim who stated that a bouncer from Scooter's Pub broke a bottle over his head for no reason. Officers spoke with the manager of the tavern and were able to view both inside and outside of the tavern. **The video showed the victim being asked by the bouncers to leave the tavern when several of the victim's friends start to harass the bouncers.** These patrons were eventually lead outside of the

tavern where they continued to cause a disturbance and attempts to re-enter the bar were made. It was unclear as to how the victim sustained his head injury since nothing was observed on video regarding it. Citations for disorderly conduct were issued to the patrons. (Emphasis added)>

14. On 07/30/10 at 12:45 am, Milwaukee police observed a fight in front of Scooters at 154 E Juneau. The fight involved six people which consisted of two bouncers, the bar manager and three patrons. **Investigation found a patron tried to exit the door with a glass drink and when he was told he needed to put it in a plastic cup before exiting to the patio. The patron became upset and began hitting one of the bouncers.** Additional bouncers came to assist and the patrons friends also began to fight with the bouncers as police arrived. The patrons were cited for disorderly conduct. (Emphasis added).

It is crystal clear from the public record that there is no basis to compare the two licensees for purposes of meting out equal discipline. Once beyond the fact that both licensed establishments sell alcohol, there is no similarity: There was no similarity in operation, in management style, in past history, in police cooperation or in security or personnel. Nightclubs are just not comparable to college taverns. Disparate treatment is not untoward. It is necessary. The Committee may have been justified in recommending the twenty-day suspension for the Lady Bug Club. It was not justified in recommending a ten-day suspension of Scooter's Pub -- Dukes on Water. Just look at the simple facts:

	Lady Bug Club	Scooter's Pub – Dukes on Water
MPD objection	Yes	No
Neighborhood Objection	Yes	No
Cabaret license	Yes	No
Days of operation/week	4	7
Local alderman recommendation	Nonrenewal of Cabaret	Warning letter

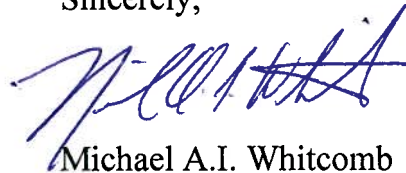


Testimony before the Committee revealed the following about Scooter's Pub – Dukes on Water. The licensee has been in the tavern business on Water Street for twenty-eight years. The licensed premise has twenty-four interior cameras, and several exterior cameras. Security is instructed not to fight. Security is instructed to cooperate with the police. Police are permitted to view videos. Videos verify what security represents to the police. A strict dress code is enforced. Potential patrons over-served at other taverns are turned away. Licensee's sixty employees receive regular memos with directives such as not to over-serve, not to admit those who already have been, and to stress patron use of taxis for those who may appear over the limit.

A Committee member was absolutely correct in stating that the licensee was "doing a good job," that the "cameras are good," that "security has been exonerated by the cameras," that the licensee is "not over-serving," that the licensee was "not contributing to ongoing rowdy behavior," and that the licensee is "to be commended" as it is "doing a good job." It is not surprising that the proprietor of Scooter's Pub – Dukes on Water expressed her dismay to the Committee that she did not understand why she was being penalized. Ken Elliot's, Inc. did not breach any duty that it had as a licensee.

Based upon the foregoing, it is requested respectfully that notwithstanding the recommendation of the Committee, your Honorable Body vote to renew the licenses of the Ken Elliot's, Inc. without a suspension.

Sincerely,

A handwritten signature in blue ink, appearing to read "Michael A.I. Whitcomb", is written over a horizontal line.

Michael A.I. Whitcomb

c: Ken Elliot's, Inc.



**Attorneys at Law**

Michael S. Maistelman  
Court Commissioner  
Also licensed in Massachusetts

Matthew D. Lerner

David R. Hallbrooks  
Of Counsel

CITY OF MILWAUKEE

2010 NOV 18 PM 3:42

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November 18, 2010

Via Email Only (rleonh@milwaukee.gov)

City Clerk Ronald D. Leonhardt

City Hall

200 East Wells Street, Room 205

Milwaukee, WI 53202

Re: Lady Bug Club, LLC d/b/a 618 Live On Water – 622 N. Water Street  
Objections

Dear City Clerk Leonhardt,

Our office is Counsel to Lady Bug Club, LLC d/b/a 618 Live on Water ("Lady Bug"). On November 8, 2010, the Licenses Committee ("Committee") met to consider the renewal of Lady Bug's Class B Tavern and Tavern Amusement (Cabaret / Nightclub) license ("License"). The Committee voted to recommend that Lady Bug's License be renewed, but with a 20-day suspension based upon certain items in its police synopsis and the testimony of the Milwaukee Police Department and a neighbor.

This letter serves as my client's written objection to the "Findings of Fact and Conclusions of Law" and recommendation of the Committee. The specific objections are as follows:

1. Paragraph 3 of the Findings of Fact states "Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for Investigation." Paragraph 3 goes on to refer to the report produced by the Milwaukee Police Department based upon this referral. Sec. 125.04(5)(a)(1), Wis. Stats. only allows for arrest or conviction checks subject to § 125.12(1)(b), Wis. Stats., which further limits "violations" to the definition provided in § 125.07(1)(a), Wis. Stats. Additionally, the city's ordinance is required to be in strict conformity with § 125.07(1)(a), Wis. Stats., and the city's ordinance for police checks is not in such conformity. As a result, the city had no legal authority to have the Milwaukee Police Department create a synopsis of police activity at Lady Bug and have that synopsis read into the record before the Committee. Making matters worse is that in a recent Court of Appeals brief, the city argued that § 90-11-1-c-1, Milwaukee Code of Ordinances, is not applicable to Class B Tavern and Amusement Licenses. Because § 90-11-1-c-1 is the section containing the only alleged authority for production of the Synopsis, the city, by its own admission, has no legal way to produce a Synopsis and introduce the same as evidence before the

Licenses Committee. Even if the city did have an ordinance in strict conformity with § 125.07(1)(a), Wis. Stats. and it did have the authority to have the police synopsis made part of the notice and the Committee hearing record, there is not a single new item on Lady Bug's synopsis that would be reportable on the basis that none of the items is an arrest or conviction of the licensee, Habib Manjee.

2. Paragraph 3 of the Findings of Fact goes on to state that there were claimed objections against Lady Bug's license as follows: "See also written correspondence, #1-4 received, by the License Division regarding this application. Neighborhood Objections to loitering, littering. Objections loitering, littering [sic], loud music and noise, parking and traffic problems, music and noise, parking and traffic problems [sic], drug and criminal activity, prostitution, trespassing, public urination, and criminal activity, prostitution, trespassing, public urination [sic], fights, shootings, vandalism, thefts, shooting, vandalism, thefts [sic], past history of licensed location (see finding of fact), operation of the premises in such a manner that it creates a public nuisance [sic], disturbing the peace, causing the normal flow of traffic to be impeded, excessive and inappropriate use of police resources, neighborhood problems due to mismanagement, and any other facts which are detrimental to the health, safety, and welfare of the neighborhood."

Not only did Lady Bug object to this boilerplate objection statement at the Committee hearing, but because the Committee based its recommendation only upon Items 41, 43, 44, 46, 49, and 50, there is no basis for the "claimed" objections of loud music, drug and criminal activity, prostitution, trespassing, shootings, and thefts.

The reference to "written correspondence, #1-4 received, by the License Division regarding this application" should also be stricken from the Findings. At the hearing, counsel for Lady Bug attempted to address this reference in the notice and the email correspondence it was referencing. In response to this request, Chairman Bohl stated that there were no emails in the record and that he was therefore not going to permit the matter to be addressed by counsel. Because there were no emails or written correspondence in the record, this item should be stricken.

3. Paragraphs 5A through 5F contain a recitation of the Milwaukee Police Department's Criminal Record / Ordinance Violation / Incidents Synopsis ("Synopsis"). Lady Bug objects to the Synopsis and to this recitation in its entirety as it is all unreliable hearsay which was challenged and therefore cannot be used as substantial evidence pursuant to Wisconsin case law. Paragraph 5A recites an incident from Halloween 2009. This incident should not have been discussed at this year's Committee hearing nor included as part of the Synopsis because it was included on last year's Synopsis and was discussed and argued about extensively at both the 2009 Committee hearing and at the Common Council. Furthermore, in Alderman Kovac's motion at the end of the hearing, he

stated that evidence presented to the Committee proved that the gun described in 5A had not been fired. In addition, the club was being proactive when it flagged down the State Trooper.

Lady Bug objects to paragraph 5B should have been excluded along with the other excluded incidents as Lady Bug was being proactive in dealing with the incident.

Lady Bug objects to paragraph 5C as the Milwaukee Police Department, despite a public records request, failed to return a complete copy of the PA-33 describing this incident. When challenged at the hearing, the Milwaukee Police Department had no evidence to validate the claims made in 5C.

Lady Bug objects to paragraph 5D as the Milwaukee Police Department, despite a public records request, failed to return a complete copy of the PA-33 describing this incident. The police also failed to produce the video associated with this incident. When challenged at the hearing, the Milwaukee Police Department had no evidence to validate the claims made in 5D. Despite proof beyond a reasonable doubt that the citation issued during this incident was refused for prosecution by the Milwaukee City Attorney, the reference to the citation remains incorrectly within the Findings. The motion stated that this incident was backed up by neighbors. There was only one neighbor who testified and his testimony was impeached. Additionally, he did not testify about this incident. Based on Lady Bug's challenge and no response, this cannot be included in the Findings.

Lady Bug objects to paragraph 5E as it was a result of the club being proactive and therefore should have been excluded along with the other incidents which were excluded due to the club's proactive behavior. This incident was challenged by Lady Bug at the hearing and the Milwaukee Police Department provided no evidence to substantiate the claim that is made. On the night of this alleged incident, police officers reviewed the club's security footage which showed no fight or altercation. Additionally, there are no bushes in the immediate vicinity of the club.

Lady Bug objects to paragraph 5F as it was a result of the club being proactive and therefore should have been excluded along with the other incidents which were excluded due to the club's proactive behavior. Despite a public records request, the Milwaukee Police Department failed to provide a complete copy of the PA-33 for this incident, yet it used this redacted information in the Synopsis.

4. Paragraph 5G alleges that the Committee "found" that there was "substantial evidence" that a loaded gun had been recovered in a vehicle *near* Lady Bug and that the people in the vehicle had been in the club. The Committee made no such formal finding.
5. Paragraph 5I describes the testimony of the Milwaukee Police Department's

Captain Basting, who commands the police district within which Lady Bug is located. A critical piece of his testimony which was not made part of this paragraph is that the club next door to Lady Bug, which is known as Club Bari, is operated so poorly and is causing so many problems that a revocation complaint will be filed in the near future. Captain Basting further testified, under cross-examination, that because both Lady Bug and Club Bari have mostly African-American clientele, it is quite difficult to distinguish patrons of one establishment from the other. The result is that problems being attributed to Lady Bug are actually being caused by its out of control neighbor, Club Bari. It should also be noted that while Captain Basting took time to travel to City Hall for Lady Bug's hearing and to provide testimony about all of the manpower used to deal with Lady Bug, the Milwaukee Police Department makes no such efforts to object or provide testimony at renewal hearings for the group of establishments on south Water Street which, as a group, create *considerably* more traffic and police problems than Lady Bug.

6. Paragraph 5J describes the combined testimony of three individuals: Neighbor Don Arenson, the BID No. 21 director, and the manager of a nearby business. This testimony does not and cannot support any disorder from Lady Bug. Not one of these three individuals had the ability to identify whether the individuals causing the alleged disturbances were patrons of Lady Bug or whether they had been patrons of the very problematic Club Bari. Additionally, this paragraph fails to mention that Don Arenson, in a recording played for the Committee, referred to African-Americans as "animals." After the recording was played, Arenson apologized for his inappropriate comments.
7. Paragraph 5K attempts to further detail the testimony of the director of BID #21. This paragraph fails to recount that the director failed to invite Lady Bug, a member of the BID, to the BID meeting at which its license was discussed and at which the BID voted to oppose renewal.
8. Paragraph 5L attempts to further detail the testimony of the manager of the nearby business. Most importantly, this "witness" had absolutely no firsthand knowledge that the behavior in question was being caused by Lady Bug's patrons. His testimony was discredited as a result.
9. The Licenses Committee has failed to forward *its own* report and recommendation, including Findings of Fact, Conclusions of Law, and a recommendation to the Common Council as required by § 90-11-2-c-2, Milwaukee Code of Ordinances.

Paragraph 5 of the "Findings of Fact" (contained on page 2), states that "Based upon the testimony heard and the evidence received, the Committee finds the following" [emphasis added]. Lady Bug objects to this statement, as the Committee has never adopted these findings. Because the Findings of Fact and Conclusions of Law were never adopted by the Committee, it would be more

properly characterized as the City Attorney's proposed Findings of Fact and Conclusions of Law.

In addition, Chairman Bohl has signed the Findings without any approval or formal adoption by the Committee. Ironically, Chairman Bohl signed the Findings on behalf of the Committee when he was not one of the Committee members who voted in favor of the recommendation for renewal with a 20-day suspension. The failure of any member of the voting majority on the Committee to participate in the production of the report violates due process.

10. The City of Milwaukee's treatment of numerous other establishments, mostly in Alderman Kovac's district, including its treatment of Pizza Shuttle at its license renewal hearing held on January 27, 2009, demonstrates that Lady Bug's Equal Protection rights as guaranteed under the United States Constitution were violated.

Attached hereto and incorporated herein are police reports for establishments known as Quarters (hearing on 6/2/10), Discount Cigarettes & Beer (hearing on 5/10/10), and Bosses Lounge (hearing on 4/20/10).

Quarters is a tavern located on Center Street. It had three new items on its police report (a fourth item was included but this item consisted of a summary of a meeting between MPD, the tavern owner, and the tavern's attorney). These incidents included a citation for patrons dancing when there was no tavern dance license, a shots fired complaint, and *a murder*. The murder occurred in front of the tavern with the victim having received multiple wounds to the head and back. MPD determined through the tavern's surveillance cameras that the victim and suspect were both at the tavern and left shortly before the murder occurred. This video also showed that the suspect had been armed while inside the tavern. Quarters' license was recommended for renewal by the Committee with a 30-day suspension.

Discount Cigarettes & Beer is located on 27<sup>th</sup> Street. It had four new items on its police report. These incidents included a citation for sale to underaged, an allegation of sale to underaged, a second citation for sale to underaged, and a third citation for sale to underaged. Discount Cigarettes & Beer's license was recommended for renewal by the Committee with a 30-day suspension.

Bosses Lounge is located on North Avenue. It had six new items on its police report. These items included a battery complaint, an incident in which an individual drove by the tavern and waived a gun out the vehicle window, two false hold up alarms, a fight that occurred between patrons after leaving the bar, a citation for presence of underaged, and a shooting incident in which five people were wounded. Bosses Lounge's license was recommended for renewal by the Committee with a 20-day suspension.

On January 27, 2009, the Licenses Committee held a hearing to consider the renewal of Pizza Shuttle, 1827 N. Farwell Avenue. Pizza Shuttle had an extensive police report. Attached to this letter is a copy of Pizza Shuttle's police report. Pizza Shuttle's report contained a total of 26 items, including 25 from 2008. In addition, Pizza Shuttle's CADS reports, obtained through the MPD, show that there were approximately 100 police calls related to the establishment between November 2007 and January 2009. There are numerous incidents in the Pizza Shuttle report that presented valid cause for concern. For example, the report recounts numerous fight complaints, numerous issues with guns, complaints of loud music from cars, cars being used to block traffic, disorderly patrons, and drugs. In fact, incident No. 24 on Pizza Shuttle's police report required the MPD to be on scene for almost two hours, involved multiple fights and also involved hundreds of patrons who were spectators and encouraged the fighting. Incident No. 24 states at its conclusion, "Police did speak with management regarding the volume of calls received by the restaurant and that no other businesses in the area have needed this type of police response."

In spite of this extensive police report, the MPD did not object to renewal of the license and the City Attorney's office made no appearance at the hearing to oppose the license renewal or assist the MPD. It is also remarkable that despite the high volume of police calls to Pizza Shuttle, the property received no nuisance letters from the City of Milwaukee.

As stated *supra*, Pizza Shuttle had 25 items on its police report that were considered at the 2009 hearing. In reviewing this police report (which is also attached), 24 of the incidents occurred between February and July. The 25<sup>th</sup> and final incident occurred on October 18<sup>th</sup>, and was a situation in which juveniles were "trashing" the dining room and yelling obscenities.

11. Lady Bug objects to the 30-minute time limit enforced by Chairman Bohl pursuant to § 90-11-2-b-2-g, Milwaukee Code of Ordinances. This time limit is not enforced equally to all parties during contested hearings and the enforcement scheme also changes from hearing to hearing. In past hearings, Chairman Bohl has not counted testimony from the licensee about the Synopsis towards the 30-minute time limit and during Lady Bug's hearing, Chairman Bohl ruled that such testimony from the licensee time would count towards the limit, forcing Lady Bug to change its hearing strategy. This time limit is further inappropriate and a violation of Lady Bug's rights because the time during which supporting members of the public provide testimony is counted against the licensee. This draconian-type of enforcement scheme was such a problem during Lady Bug's hearing that Lady Bug was forced to use a member of its legal team to time supporting witnesses and cut them off when their testimony was taking too long. The 30 minute time constraint and its inconsistent and draconian enforcement violate Lady Bug's right to both due process and equal protection.
12. Pursuant to § 90-11-2-d-3, Milwaukee Code of Ordinances, the Common Council

only has the authority to accept or reject the recommendation of the Licenses Committee.

13. Pursuant to § 90-11-1-b, Milwaukee Code of Ordinances, it is the City Clerk who is charged with the duty to determine whether license renewal applicants are forced to go through a hearing of the Licenses Committee as to the renewal of their license. In violation of Lady Bug's right to due process, the ordinance provides for no procedure by which the City Clerk's decision can be appealed. Further, there is nothing within Chapter 125, Wis. Stats., which allows the city to assign such empowerment to the City Clerk. Giving the City Clerk the sole authority to determine whether a licensee must have a hearing on renewal of its license is a violation of Lady Bug's rights of both due process and equal protection.

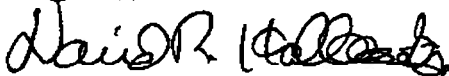
In summary, Lady Bug objects to the Findings of Fact and Conclusions of Law. In violation of § 90-11-2-c-2, Milwaukee Code of Ordinances, the Licenses Committee has never adopted the Findings of Fact and Conclusions of Law which were drafted by the City Attorney. The reasons relied upon for the 20-day suspension are unjust and not substantiated by any reliable evidence. The Findings of Fact and Conclusions of Law drafted by the City Attorney's office contain *numerous* inaccuracies as identified *supra*. Additionally, in his failing motion at the end of the Committee hearing, Alderman Kovac referred to "neighbors" who had testified against the establishment. In fact, there was only one neighbor who testified and his testimony was discredited. He had no specific testimony against Lady Bug, rather, he simply had rants against African-Americans he saw near his residence. Alderman Kovac repeated this inaccuracy the next day in his basis for his motion at the end of the Committee hearing for Duke's On Water.

Finally, Lady Bug's rights to Due Process and Equal Protection have been violated by the actions of the Licenses Committee. Additionally, in comparison to other establishments where more serious incidents occurred, including shootings and a murder, Lady Bug's right to Equal Protection has been violated as it has been recommended for as much, if not more punishment than those establishments.

Please note that we have drafted and attached proposed Findings of Fact for the Licenses Committee to consider.

Thank you for your attention to this matter.

Sincerely,



David R. Halbrooks  
Attorney at Law



DRH/abd

Enc.



Lady Bug Club, LLC d/b/a 618 Live on Water  
Objections to Findings of Fact and Conclusions of Law  
November 18, 2010

Cc: Lady Bug Club, LLC d/b/a 618 Live on Water (w/ enc.)  
Members of the City of Milwaukee Common Council (via email w/enclosures)

**MILWAUKEE POLICE DEPARTMENT**  
**LICENSE INVESTIGATION UNIT**

**CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS**  
**SYNOPSIS**

**DATE:** 04/08/10  
**LICENSE TYPE:** BTAVN  
**NEW:**  
**RENEWAL:** X

**No.** 16663  
**Application Date:** 04/07/10  
**Expiration Date:**

**License Location:** 900 E Center St  
**Business Name:** Quarters

**Aldermanic District:** 03

**Licensee/Applicant:** Fischer, Daniel R  
(Last Name, First Name, MI)  
**Date of Birth:** 07/11/1952

**Home Address:** 902 E Center St  
**City:** Milwaukee  
**Home Phone:** (414) 283 - 8950

**State:** WI      **Zip Code:** 53212

This report is written by Police Officer Kristyn KUKOWSKI, assigned to the License Investigation Unit, Days.

The Milwaukee Police Department's investigation regarding this application revealed the following:

1. On 04/15/2005 at approximately 10:40PM, an underage police aide, under the direction of police officers was able to purchase a 12oz. Bottle of Miller Draft Beer from the cashier, Cherissa L Fischer (W/F, 03/0-5/1984) of Quarters Bar at 900 E Center St. There was no one at the entrance checking for underage persons prior to entering the licensed premise.

As to the Licensee: FISCHER, Daniel R

1. Charge: Sale of Alcohol to Underage Person  
Finding: Guilty Suspended Sentence  
Date: 06/09/2005  
Case #: 05052002
2. Charge: Presence of Minor Prohibited  
Finding: Guilty  
Date: 06/09/2005  
Case #: 05052003

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Fischer, Daniel R

3. On 02/17/10 at 1:30 am, Milwaukee police conducted a License Premise Check at 900 E Center Street. Officers observed approximately twelve patrons dancing on the dance floor and found the tavern not to have a tavern dance license. Police spoke to the bartender Cherissa Fischer who stated she was also co-owner of the tavern. Cherissa was advised by officers that a dance license was required and a citation was issued to the licensee Daniel Fischer.

Charge: Tavern Dance License Required

Finding: Pre-trial 05/24/10 8:30 am

Sentence:

Date:

Case: 10032143

4. On 03/20/10 at 1:21 am, Milwaukee police were dispatched to 900 E Center for a Shots Fired complaint. An anonymous caller stated shots had been fired inside the Quarters tavern. Police spoke to the bartender Cherissa Fischer who stated there were no shots fired but that two patrons were arguing with one another and were escorted out of the bar. Police did not find any evidence supporting shots being fired. Call was advised.
5. On 03/28/10 at 1:50 am, Milwaukee police were dispatched to Bremen and Center for a Shooting complaint. Arriving officers observed a male lying on the ground in front of Quarters tavern with multiple gun shot wounds to the head and back. The victim later died from his wounds. Officers questioned the bartender Cherissa Fischer if the victim had been in the tavern prior to the shooting and Fischer stated no. Fischer further stated that she heard shots fired and observed a victim outside the bar. Fischer stated she then called police from her cell phone. Upon viewing the bar's surveillance video, police determined that the victim and suspect were both patrons in the bar and were observed leaving the tavern shortly before the shooting occurred. Police also found that surveillance video showed the suspect had been armed while inside the bar. Five casings were recovered at the scene and place on inventory.
6. On 03/29/10 at 2:15 pm, the owner of Quarter's Night Club, Daniel Fischer, and his attorney Andy Arenas, met with District Five personnel regarding the homicide that occurred outside of his business. The meeting took place at District Five and in attendance was Assistant City Attorney Adam Stevens, Assistant City Attorney Ben Wesson, Lieutenant Michael Brunson as well as a few police officers. Mr. Fischer relayed that his business is open on Wednesdays, Thursdays, Fridays and Saturdays and that he usually opens the bar up at 9:30 pm. Mr. Fischer stated he tries to shut down the tavern approximately one hour prior to closing time. Fischer further stated that he has 4 to 5 employees and that two of his children help manage and bartend. He further stated he has two security guards. Fischer stated he charges between three to five dollars for a cover charge and that he has two interior cameras, one of which is connected to a recording system. Fischer stated he has seven cameras on the exterior and that he monitors the tavern from his residence, which is the upper portion of the tavern. Fischer stated that up to a month ago, his crowd was generally neighborhood individuals, however due to the fact that other establishments have closed in the past month, he is seeing a lot of new faces.

**MILWAUKEE POLICE DEPARTMENT**  
**LICENSE INVESTIGATION UNIT**

**CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS**  
**SYNOPSIS**

**DATE:** 04/19/10

**LICENSE TYPE:** ALQML

**NEW:**

**RENEWAL:** X

**No.** 2848

**Application Date:** 03/03/2010

**Expiration Date:**

**License Location:** 5320 South 27<sup>th</sup> Street

**Business Name:** Discount Cigarettes & Beer

**Aldermanic District:** 13

**Licensee/Applicant:** Patel, Urmila R.

(Last Name, First Name, MI)

**Date of Birth:** 09/27/1972

**Home Address:** 7038 South Carmel Drive

**City:** Franklin

**Home Phone:** (414) 421-4961

**State:** WI

**Zip Code:** 53132

This report is written by Police Officer Kristyn KUKOWSKI, assigned to the License Investigation Unit, Days.

The Milwaukee Police Department's investigation regarding this application revealed the following:

1. On 08/11/2009 at 6:45pm an underage subject, working in conjunction with Milwaukee police, was able to purchase a six-pack of Miller beer from the cashier at 5320 South 27<sup>th</sup> Street (Discount Cigarettes & Beer). The cashier, Rajesh J. Patel, received a citation for Sale to Underage Prohibited.

**Charge:** Sale of Alcohol to Underaged Person  
**Finding:** Guilty  
**Sentence:** \$160.00 fine  
**Date:** 08/05/2009  
**Case:** 09098647

2. On 10/01/2009 at 9:45am Milwaukee Police officer John Arrendondo received an anonymous complaint regarding a claim of tobacco and liquor sales at 5320 South 27<sup>th</sup> Street (Discount Cigarettes & Beer) to underage persons. Officer Arrendondo's investigation uncovered no violations.
3. On 11/14/2009 at 11:50pm a Milwaukee Police Department aide, who had not yet attained the age of 21, was able to purchase a 12 pack of Miller Lite brand beer from the cashier at 5320 South 27<sup>th</sup> Street (Discount Cigarettes and Beer). This police aide was working in conjunction with Milwaukee Police who cited the cashier. No record of this citation can be located in Milwaukee Municipal Court records (citation #5080057-4), therefore no disposition is available.

Page 2

Patel, Umila R

4. On 02/25/10 at 4:23 pm, Milwaukee police were conducting Sales of Alcohol to Underage Persons and had a Milwaukee police aide, who is under the age of 21, along with an uncover police officer enter 5320 S 27<sup>th</sup> Street in attempts to purchase alcohol. The aide brought a 30 pack of Milwaukee's Best to the counter and the cashier identified as Rajesh Patel asked for ID in which the aide provided. Patel stated to the aide that he was underage and if he was a cop, stating "cops are in here all the time to check up". The aide responded no and Patel took his money. When the aide ask for his change, Patel stated, " You are under 21 and don't get no change". Patel was then questioned by police and when asked why he sold the alcohol, Patel stated, " I checked ID". Patel was issued a citation for Sale to Underage 2<sup>nd</sup> offense.

Charge:	Sale of Alcohol To Underage 2 <sup>nd</sup> Offense
Finding:	Guilty
Sentence:	Fined \$368.00
Date:	04/21/10
Case:	10036847

**MILWAUKEE POLICE DEPARTMENT**  
**LICENSE INVESTIGATION UNIT**

**CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS**  
**SYNOPSIS**

**DATE: 02/08/10**

**LICENSE TYPE: BTAVN**

**NEW:**

**RENEWAL: X**

**No. 16451**

**Application Date: 01/27/10**

**Expiration Date:**

**License Location: 408 E North Avenue**

**Business Name: Bosses Lounge**

**Aldermanic District: 06**

**Licensee/Applicant: Harris, Tommy L**

(Last Name, First Name, MI)

**Date of Birth: 01/08/67**

**Male:**

**Female:**

**Home Address: 2737 N 59<sup>th</sup> Street**

**City: Milwaukee**

**State: WI**

**Zip Code: 53210**

**Home Phone: (414) 313-4233**

This report is written by Police Officer Kristyn Kukowski, assigned to the License Investigation Unit, Days.

The Milwaukee Police Department's investigation regarding this application revealed the following:

1. On 09/13/95, applicant was charged with 1<sup>st</sup> Degree Intentional Homicide Party To In Milwaukee County. On 02/09/96, the charge was amended to Disorderly Conduct Party To/ Use Of Dangerous Weapon.

**Charge:** Disorderly Conduct Party To/Use of Dangerous Weapon  
**Finding:** Convicted  
**Sentence:** 8 months HOC  
**Date:** 02/09/96  
**Case:** 95CM001876

- =====
2. On 07/30/09 at 11:17 am, Milwaukee police were dispatched to 2725 W Auer Street for a Battery complaint. Officers spoke to the victim who stated he and friend were at Bosses Lounge when the victim noticed a known patron "mean mugging" him. This patron then came up to the victim and started punching him in the face and head area. The victim stated the suspect was demanding his wallet but that he (the victim) refused to give it up. The victim stated he then heard the suspect tell another guy to get the victims wallet and felt someone going through his pockets. The victim then fell to the ground and where he was kicked several more times. The suspects obtained the victim's wallet and cell phone and fled the bar. Officers on a later date contacted and spoke to Tommy Harris regarding the incident. Harris stated he was working the night of the incident and wasn't aware of any problems. Officers also spoke to the bartender Rebecca Moses, who is no longer employed at Bosses. Moses stated she couldn't recall the incident and that there have been so many fights inside the bar, she can't remember one incident from the other. The suspect was ordered into the DA's office regarding possible charges. As of 01/28/10, a check of CCAP revealed no charges were issued.

Harris, Tommy L

3. On 10/30/09 at 1:29 am, Milwaukee police were dispatched to 408 E North Avenue for a Man With Gun complaint. Officers spoke to Michael Williams who stated he works security for Bosses Lounge and that he observed a late model black Infiniti pull up in front of the tavern as a subject waved a gun from the passenger side window. Squads that were in area found a car matching the description and conducted a traffic stop with no gun being found. A wanted check revealed one occupant had an outstanding warrant and he was arrested and conveyed to the district.
4. On 11/05/09 at 1:25 am, Milwaukee police were dispatched to 408 E North Avenue for a Hold Up Alarm. Officers spoke to Tommy Harris who stated there were several females fighting across the street from the bar and that one of his employees might have pushed the hold up alarm. Harris stated the females left before police arrived.
5. On 12/26/09 at 2:31 am, Milwaukee police were dispatched to 408 E North Avenue for a Hold Up Alarm. Officers spoke to the bartender Kamona Dixon who stated there were no problems.
6. On 01/14/10 at 12:41 am, Milwaukee police were dispatched to 2244 N Buffum Street for a Fight complaint. Upon police arrival, officers observed a large fight/argument in the vicinity of North and Buffum. Officers stopped one of the actors and conducted a field interview. Police found this subject to be in possession of .38 special Smith & Wesson and placed the actor under arrest. The suspect stated to police that there was no fight going on just a verbal argument with a couple of people after leaving the tavern located at 407 E North.
7. On 01/21/10 at 1:27 am, Milwaukee police were dispatched to 400 E North Avenue for a Shooting complaint. Upon arrival, officers found a victim who was shot to the back. The victim, who is under the age of 21, stated he was at Bosses when he got into a fight. The victim further stated as he was leaving the tavern, he heard gunshots and then felt pain to his lower back. Officers were able to confirm the victims' presence in the tavern by viewing video that was recorded by the tavern. Further investigation found an additional 4 victims who sustained gunshot wounds as a result from the fight inside the tavern. Victim # 2 sustained a gunshot to the left foot. Victim # 3 sustained a gunshot wound the right foot. Victim # 4 sustained a gunshot wound to the right hip and victim # 5 sustained a gunshot to the abdomen. A bullet also struck the window of the Development Day Care, which is located at 413 E North Avenue. This day care is located across from Bosses Lounge. A house located at 2244 N Buffum was also struck by gunfire as four occupants were sleeping inside. Officers interviewed a resident who stated he was awoken by loud shouting and then an unknown amount of gunfire. The resident further stated that there are problems at Bosses Lounge every Wednesday night. The licensee Tommy Harris was cited for Presence of Underage.

Charge: Presence of Underage  
Finding: Court date of 03/15/10  
Sentence:  
Date:  
Case: Citation # 60877736

**MILWAUKEE POLICE DEPARTMENT**  
**LICENSE INVESTIGATION UNIT**

**CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS**  
**SYNOPSIS**

**DATE: 12/03/08**

**LICENSE TYPE: BTAVN**

**NEW:**

**RENEWAL: X**

**No. 15252**

**Application Date: 12/02/08**

**Expiration Date:**

**License Location: 1827 N Farwell Avenue**

**Aldermanic District: 03**

**Business Name: Pizza Shuttle**

**Licensee/Applicant: Gold, Mark H**

(Last Name, First Name, MI)

**Date of Birth: 01/08/63**

**Male:**

**Female:**

**Home Address: 916 W El Patio Lane**

**City: Mequon**

**Home Phone:**

**State: WI**

**Zip Code: 53092**

This report is written by Police Officer Kristyn Kukowski, assigned to the License Investigation Unit, Days.

The Milwaukee Police Department's investigation regarding this application revealed the following:

1. On 10/21/07 at 3:00 am, Milwaukee Police were dispatched to Farwell and Royall Streets for a Fight complaint. Investigation revealed a fight had occurred inside the Pizza Shuttle that continued onto the streets. As police arrived, the fight dispersed with the victim not wanting to prosecute the unknown subject who had struck him. While investigating the fight on the street, officers received another call from Pizza Shuttle regarding another fight. Officers responded and issued two citations to the patrons for Disorderly Conduct.  
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2. On 02/10/08 at 3:13 am, Milwaukee police were dispatched to 1827 N Farwell for a Fight complaint. Squads responded and advised the incident.
3. On 02/20/08 at 3:00 am, Milwaukee police were dispatched to 1827 N Farwell for Trouble With A Subject. Police spoke to the manager Don who stated he was having trouble with a customer causing a disturbance. Squads responded and advised the incident.
4. On 02/24/08 at 2:12 am, Milwaukee police were dispatched to 1827 N Farwell for a Subject With Gun complaint. An employee Chad advised the telecommunicator that security for the restaurant had broken up a fight and that a subject was seen with a silver firearm by security personnel. An ambulance was also requested for a female patron who was trampled by the suspect as he fled the scene. Reports were filed regarding this incident.



5. On 03/02/08 at 2:27 am, Milwaukee police were dispatched to 1827 N Farwell for an Indecent Exposure complaint. Police spoke to security for Pizza Shuttle who stated they were detaining a male that had urinating on the building. The subject was cited for Disorderly Conduct and released.
6. On 03/15/08 at 1:13 am, Milwaukee police were dispatched to 1827 N Farwell for a loud music complaint. The caller stated subjects were playing loud music in the parking lot of Pizza Shuttle. Officers arrived and were unable to locate any subjects on the lot playing loud music.
7. 03/16/08 at 2:53 am, Milwaukee police were dispatched to 1827 N Farwell for a Trouble With Subject complaint. Officers spoke to an employee "Bill" who stated he had three armed security guards at the door of his restaurant and that several subjects outside this business were making gestures as if they were armed with guns. "Bill" stated these subjects also were saying that "There is going to trouble if they are not allowed into the restaurant." No gun was found on scene by any patron however one subject was cited for Trespassing.
8. On 03/20/08 at 2:36 am, Milwaukee police were dispatched to 1827 N Farwell for a Trouble With Subject complaint. Officers spoke to the manager "Bill" who stated three subjects were yelling and swearing at him refusing to leave. "Bill" also indicated that the subjects were intoxicated. The incident was advised.
9. On 03/27/08 at 12:46 am, Milwaukee police were dispatched to 1827 N Farwell regarding several calls about males in front of the restaurant that appeared as if they were about to drag race their autos. Calls were also received about several subjects in front of the Pizza Shuttle possibly arguing. The manager "Bill" also called police and stated that there were thirty autos blocking traffic and that subjects were running in the streets and playing music. Squads responded and the area was eventually cleared.
10. On 03/29/08 at 3:52 am, Milwaukee police were dispatched to 1827 N Farwell for Trouble With Subjects complaint. Investigation revealed a group of subjects were at the restaurant arguing and refusing to leave. Once police arrived all parties involved were gone.
11. On 03/30/08 at 2:08 am, Milwaukee police were dispatched to 1827 N Farwell for a Fight complaint. Police spoke to an employee, Sharin, as well as security who stated a large group had gathered and were fighting in the parking lot of the restaurant. The subjects involved were gone once police arrived.
12. On 04/05/08 at 1:28 am, Milwaukee police were dispatched to 1827 N Farwell for a Trouble With Subject complaint. The call was advised but police ended up writing parking citations for several parking violations found. Police were dispatched again at 4:23 am for subjects that refusing to leave the restaurant. Once police arrived, subjects were gone.
13. On 04/19/08 at 1:06 am, Milwaukee police were dispatched to 1827 N Farwell for Crowd Control at the restaurant. Security personnel requested MPD for a large crowd that gathered outside of the location. Police arrived and cleared the area.

14. On 05/04/08 at 3:32 am, Milwaukee police were dispatched to 1827 N Farwell for a Large Fight complaint. A security guard for the restaurant was injured and had sustained lacerations to the knee and elbow while trying to break up a fight. A report was filed.
15. On 08/23/08 at 1:02 am, Milwaukee police were dispatched to 1800 N Farwell for a Fight complaint. Police arrived and observed numerous subjects standing in and around the Pizza Shuttle restaurant as well as multiple autos stopped in traffic. Due to heavy pedestrian and vehicle traffic, more squads were dispatched to help assist clearing the area. Four traffic citations were issued and the area was eventually cleared.
16. On 05/17/08 at 3:38 am, Milwaukee police were dispatched to 1827 N Farwell Avenue for traffic control. When squads responded they did not locate any autos.
17. On 05/25/08 at 2:10 am, Milwaukee police were dispatched to 1827 N Farwell Avenue for a Trouble With Subject complaint. Police were advised that a patron was refusing to leave but upon officers arrival, the subject left. Squads were again dispatched to the restaurant at 2:39 am regarding a Fight In Progress in which security was detaining subjects. Citations were issued to the parties involved.
18. On 05/31/08 at 1:28 am, Milwaukee police were dispatched to 1827 N Farwell Avenue for a Fight complaint. Security was reporting that 300 plus people were at the location and that there was a fight. The caller stated they had only four security guards and needed more help. Updated calls were given to responding squads that indicated that a male was armed with a revolver. As police approached, they observed security has an auto stopped in the street at gunpoint. Police issued several citations and a report was filed regarding the subject who was armed and fled the restaurant.
19. On 06/01/08 at 1:53 am, Milwaukee police were dispatched to 1827 N Farwell for a Fight complaint. Investigation revealed people were fighting outside the restaurant and in the parking lot. A victim was identified but he refused to prosecute.
20. On 06/07/08 at 1:00 am, Milwaukee police were dispatched to 1827 N Farwell for reports of Shots Fired and Cruising. Squads responded and were not able to locate any suspects. Police were dispatched again at 2:05 am for a complaint of Battery- DV related. Investigation found security personnel used pepper spray on a suspect that was unrelated to the Battery DV complaint. Reports were filed. Police again were dispatched at 3:26 am, for another Battery complaint between two patrons and citations were issued in the incident.
21. 06/16/08 at 1:08 am, Milwaukee police were dispatched to 1827 N Farwell for a Loud Music complaint. Squads were advised that there were 20-30 subjects outside of the restaurant crowding the streets playing loud music and getting in and out of their cars. Squads responded and cleared the area. At 1:35 am, police were flagged down by an employee of Pizza Shuttle about patrons causing problems inside the restaurant. Police again responded and at the request of management, ordered everyone that was inside the restaurant to leave if they were not ordering food. It should be noted an underage party was held downtown that ended up with numerous patrons from that club going to Pizza Shuttle. On that particular night, the restaurant did not have security personnel on scene.

22. On 06/20/08, Milwaukee police were dispatched to 1827 N Farwell for a Trouble With Subject complaint. Police spoke to Christopher Albert, security for Pizza Shuttle who stated patrons who were intoxicated were refusing to leave the property. Albert stated these patrons were screaming profanities and police were called. Citations were issued to two patrons for Trespassing and one citation was issued for Obstructing An Officer.
23. On 06/17/08 at 1:40 am, Milwaukee police were dispatched to 1827 N Farwell for a Fight complaint. Police spoke to security who stated there was a verbal altercation in the parking lot between two females. When security approached these two women, one subject's boyfriend jumped in and became loud and disorderly to the security guards. Security asked these subjects to leave but they refused. One citation was issued for Disorderly Conduct.
24. On 07/06/08 at 1:12 am, Milwaukee police were dispatched to 1827 N Farwell for a Fight complaint. Investigation revealed a fight took place in the parking lot of Pizza Shuttle with approximately 200-300 people scattered though the waiting area of the restaurant. These patrons appeared to be spectators to the fight and were egging the participants on. A report for property damage was also taken. While on scene, police were advised of another fight inside the mens room of the restaurant. Both subjects involved in that were cited for Disorderly Conduct. While police were issuing citations for the fight, security again advised police of a verbal confrontation between other patrons in which security tried to break up but that both parties directed their anger at security. Officers advised these two subjects to leave or they would both receive citations. They left without incident. Police were on scene for 1 hour and 41 minutes. Police did speak with management regarding the volume of calls received by the restaurant and that no other businesses in the area have needed this type of police response.
25. On 07/07/08 at 1:00 am, Milwaukee police were dispatched to a Fight at 1827 N Farwell. Investigation revealed security was detaining four subjects who were observed in an auto parked in the parking lot of Pizza Shuttle with one actor being in possession of marijuana. Police arrested and charged one actor with Possession of Marijuana.
26. On 10/18/08 at 1:01 am, Milwaukee police were dispatched to 1827 N Farwell for A Trouble With Subject complaint. Police spoke to the manager William Kopatichi who stated a group of club juveniles entered his business causing a disturbance in and around the restaurant. Kopatichi stated the juveniles were trashing the dining room area while yelling obscenities and arguing outside of the restaurant so he called police. The subjects were gone upon police arrival. Police observed that no security was on scene of the business. Kopatichi stated that the owner cancelled security services and was in the process of contracting with a new company. No citations were issued regarding the incident.