

00001

1

2

CITY OF MILWAUKEE

3

LICENSES COMMITTEE

4

* * * * *

5

In the Matter of the Class "B" Tavern and Tavern Dance
renewal application with change of
hours for:

7

HUMPHREY NANGAH
Agent for DIAMONDS, INCORPORATED
"DIAMONDS PUB & GRILL"
7607 West Hampton Avenue

8

9

10

* * * * *

11

COMMITTEE MEMBERS

12

ALD. JAMES WITKOWIAK - Chair
ALD. JAMES BOHL, JR., - Vice-Chairman

13

ALD. TERRY WITKOWSKI

14

ALD. ROBERT PUENTE

ALD. WILLIE WADE

15

LICENSING DIVISION by REBECCA BARRON
NEIGHBORHOOD SERVICES by TOM WESSEL

16

HEALTH DEPARTMENT by PAUL ZEMKE

POLICE DEPARTMENT by SEARGENT CHET ULICKEY

17

OFFICE OF THE CITY ATTORNEY by ATTORNEY BRUCE SCHRIMPF

18

19

20

21

22

23

Proceedings had and testimony given in
the above-entitled matter, before the LICENSES
COMMITTEE OF THE CITY OF MILWAUKEE, on
the 2nd day of January, 2008.

00002

1

P R O C E E D I N G S

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

CHAIRMAN WITKOWIAK: Nangah, Humphrey,
Agent for "Diamonds, Incorporated, Class "B"
Tavern and Tavern Dance renewal applications with
change in hours of operation for "Diamonds
Incorporated for "Diamonds Pub & Grill" at 7607
West Hampton Avenue.

MR. CHERNIN: Good afternoon, members
of the committee. Humphrey Nangah appears in
person. Michael Chernin appearing as his
attorney.

CHAIRMAN WITKOWIAK: Mr. Nangah, if you
could please raise your right hand, we want to
swear you in?

(Whereupon the applicant was sworn.)

THE APPLICANT: I do.

CHAIRMAN WITKOWIAK: Name and address
for the record, please.

THE APPLICANT: Humphrey Nangah, 5265
North 62nd Street, Milwaukee, Wisconsin.

CHAIRMAN WITKOWIAK: Okay. Thank you.
Neighborhood Services?

DNS: We have no objection. We show a
capacity of 100.

CHAIRMAN WITKOWIAK: 100. Health

00003

1 Department?

2 HEALTH: No objection.

3 CHAIRMAN WITKOWIAK: And, Mr. Nangah,
4 Mr. Chernin, do you admit to receiving notice in
5 the mail there's a possibility your application
6 could be denied because of items contained on the
7 police report and neighborhood objections to
8 loitering, littering, loud music, noise, parking,
9 traffic problems, fights, shootings, public
10 urination, drug and criminal activity, building
11 code violations and conduct which is detrimental
12 to the health, safety and welfare of the
13 neighborhood?

14 MR. CHERNIN: Yes.

15 CHAIRMAN WITKOWIAK: Sergeant, could we
16 hear the police report, please?

17 SERGEANT ULICKEY: On 1/21 of '07 at
18 1:56 a.m. Milwaukee Police were dispatched to
19 7607 West Hampton for a shots fired complaint.
20 As squads were responding, the call was updated
21 to a shooting. Officers checked the area for a
22 shooting victim and could not find one. Officers
23 asked the security guards for Diamonds who was
24 shot. They received no response from them.
25 Officers entered the tavern and began asking if

00004

1 anyone was shot and observed employees picking up
2 bar stools that were knocked over, sweeping the
3 floors, wiping down tables and the bar. Officers
4 were approached by the tavern owner, Humphrey
5 Nangah, who stated that shots were not fired
6 inside the tavern, but outside. Further stated
7 that he believed the person who was shooting the
8 gun was a subject who was refused entry into the
9 tavern. He could provide a - - could not provide
10 a description of the actor. Officers observed a
11 broken window with a bullet hole. Security
12 cameras were found in the tavern, but officers
13 were told they were not working.

14 On 2/22 of '07 at 10:28 p.m. Milwaukee
15 Police were dispatched to 76th and Hampton for a
16 battery cutting complaint. Investigation
17 revealed no victim, but officers observed blood
18 on the sidewalk and in the parking lot of
19 Diamonds tavern. Further investigation revealed
20 an argument between two patrons who were brothers
21 took place outside with one brother cutting the
22 other with a box cutter. The victim suffered two
23 lacerations that required stitches.

24 On 4/17 of '07 at 12:18 a.m. Milwaukee
25 Police were dispatched to 7607 West Hampton for

00005

1 trouble with a subject complaint. Officer spoke
2 to Humphrey Nangah who stated he was getting
3 ready to close and he was afraid that two groups
4 of female patrons were going to start a fight.
5 Nangah stated that one group of females was
6 accusing the other of stealing drinks - -
7 stealing their drinks. Nangah requested police
8 service to assist in closing of the tavern and to
9 monitor patrons leaving, even though security for
10 the tavern was on the scene.

11 On 7/21 of '07 at 1:15 a.m. Milwaukee
12 Police were dispatched to 7607 West Hampton
13 Avenue for an armed robbery complaint.
14 Investigation revealed the victim was a patron at
15 Diamonds Pub, and as he left the tavern he was
16 approached by two actors who struck the victim
17 twice with a gun and took his wallet. The victim
18 sustained a one and a half inch laceration to his
19 right eye that required 11 stitches.

20 On 10/13 of '07 at 2:10 a.m. Milwaukee
21 Police were dispatched to 7607 West Hampton for a
22 trouble with a subject complaint. Officers spoke
23 to Humphrey Nangah who stated as the bar was
24 closing a large group of patrons that were
25 outside of the tavern began causing a disturbance

00006

1 and refused to leave. It started inside the
2 tavern with one patron accusing another of
3 stealing some money. Nangah was concerned that
4 someone might get hurt and wanted police presence
5 to help clear the area. No citations were
6 issued.

7 On 10/26 of '07 at 12:31 a.m. Milwaukee
8 Police were dispatched to a shooting at 7607 West
9 Hampton. Investigation revealed a patron was
10 shot to the head inside the tavern after an
11 argument began with another patron. Officer
12 spoke to a witness who stated the victim had been
13 dancing with a female patron. When they walked
14 up to the bar, another male patron began arguing
15 with the victim. They started pushing each other
16 with the suspect pulling - - pulled out a gun and
17 shot the - - shooting the victim. The witness
18 further stated that the female patron was sitting
19 with the suspect earlier before the victim
20 started dancing with her. The suspect then fled
21 out of the door. Officers spoke to two of the
22 bartenders who were bartending and both stated
23 they didn't see what happened. The owner,
24 Humphrey Nangah, stated he was not there at the
25 time of the shooting and didn't know anything

00007

1 about it. Officers were told by other witnesses
2 that Nangah was in his vehicle with an unknown
3 female, which was parked on the east parking lot
4 - - east side parking lot of Diamonds the entire
5 time. Both the bartenders and Nangah were
6 uncooperative with police, and no one called the
7 police when the shooting occurred. A patron
8 inside the tavern called 9-1-1, and the victim
9 was deceased as a result of gunshot wounds.

10 CHAIRMAN WITKOWIAK: Do you have any
11 questions about the - - concerning the police
12 report?

13 MR. CHERNIN: No, I do not. I think it
14 adequately states the objections that were raised
15 by the police department.

16 CHAIRMAN WITKOWIAK: Just be - - before
17 we go any further, I want to see if there's - -
18 Is there anyone here in the audience to testify
19 relative to Diamonds Pub & Grill, 7606 West
20 Hampton Avenue. One person? Two. Everybody.
21 Okay. Could you all raise your right hands?
22 We're swear you all in at the same time here.
23 Right hand, if you're going to testify.

24 (Whereupon the witnesses were sworn.)

25 CHAIRMAN WITKOWIAK: Now, all those

00008

1 people that had their hand raised, is there
2 anybody here to testify in objection to this
3 license being renewed. Okay. What I want you to
4 do is, one at a time, come to the standing
5 microphone here. Give us your name and address.
6 Tell us roughly how close or far away you live
7 from the place, and give us your brief testimony.
8 So please come - - Gentleman with the Tennessee
9 jacket, you're - - I voted you number one.

10 ALDERMAN PUENTE: Mr. Chair.

11 CHAIRMAN WITKOWIAK: You so eloquently
12 raised your - - your cast there.

13 ALDERMAN PUENTE: Mr. Chair.

14 CHAIRMAN WITKOWIAK: Alderman Puente.

15 ALDERMAN PUENTE: I would move that the
16 entire police report become part of the permanent
17 record.

18 CHAIRMAN WITKOWIAK: And a motion by
19 Alderman Puente is make the entire police report
20 part of the permanent record in this hearing.
21 And hearing no objections, so ordered. Good
22 afternoon.

23 THE WITNESS: Good afternoon.

24 CHAIRMAN WITKOWIAK: Name and address
25 for the record, please.

00009

1 THE WITNESS: Mark Ealy, 4227 West
2 Bonny, Milwaukee, Wisconsin.

3 CHAIRMAN WITKOWIAK: Did you get that?
4 Okay. Mark?

5 THE WITNESS: Yes.

6 CHAIRMAN WITKOWIAK: Okay. And you're
7 - - How close to you live to the place?

8 THE WITNESS: About ten minutes away.

9 CHAIRMAN WITKOWIAK: Ten minutes.
10 Okay. And what's your testimony?

11 THE WITNESS: A lot of that police
12 report is not accurate. Police were called. I
13 know I called 9-1-1 from my cell phone. And as
14 far as - -

15 CHAIRMAN WITKOWIAK: You were there
16 that night of the shooting then. Right?

17 THE WITNESS: Yes. As far as him being
18 out in the parking lot, that's - - I didn't hear
19 that. That - - That he wasn't there at the time,
20 so. And as far as it being arguing or a fighting
21 or anything like that, there was no arguing that
22 night between those two people. They weren't
23 arguing at all. So, a lot of that - - And as far
24 as people not cooperating, everybody that was
25 there was cooperating with the police. Everybody

00010

1 was, because we couldn't get out, because they
2 had - - had us locked in. So we cooperated as
3 much as we could. We told them everything we
4 knew. I told them everything I saw. I even went
5 to the police station to look at mug shots. So
6 as far as us not cooperating, no, that's not
7 true.

8 CHAIRMAN WITKOWIAK: Okay. All right.
9 Any questions by members of the committee?

10 ALDERMAN PUENTE: Mr. Chair.

11 CHAIRMAN WITKOWIAK: Alderman Puente?

12 ALDERMAN PUENTE: Do you work for these
13 people?

14 THE WITNESS: No, just a patron.

15 ALDERMAN PUENTE: Well, that's what the
16 statement is here, is that the owner and the
17 bartenders did not call 9-1-1. Not other
18 patrons.

19 THE WITNESS: Well - -

20 ALDERMAN PUENTE: And you don't know
21 whether they did or didn't.

22 THE WITNESS: Well, the people that was
23 in there were calling 9-1-1.

24 ALDERMAN PUENTE: But you - - Who
25 specifically do you know called 9-1-1? Can you

00011

1 tell me the owner did?
2 THE WITNESS: I can't tell you the
3 owner did, because he wasn't there when it
4 happened.
5 ALDERMAN PUENTE: Can you tell me if
6 any of the bartenders did?
7 THE WITNESS: No. I can tell you that
8 I did and other people did.
9 ALDERMAN PUENTE: That's what this
10 report is saying, sir.
11 THE WITNESS: Okay.
12 ALDERMAN PUENTE: Thank you.
13 ALDERMAN BOHL: Mr. Chairman.
14 CHAIRMAN WITKOWIAK: Alderman Bohl.
15 ALDERMAN BOHL: Sir, you - - you were
16 there on the evening of the - - the homicide.
17 THE WITNESS: Yes.
18 ALDERMAN BOHL: Your testimony. The -
19 - Were you - - Were you, when you walked into the
20 place, patted down? Is there - - Was there a
21 wand? What was the process that was used, if
22 there was any?
23 THE WITNESS: Patted down, searched.
24 ALDERMAN BOHL: Okay. The other
25 question I have for you is, is I assume that you

00012

1 were - - you were not just a first one time
2 customer. Is that correct, that - - Would it be
3 fair to say that you are a repeat customer?

4 THE WITNESS: Correct.

5 ALDERMAN BOHL: The - - The music
6 and/or music format that's played, would you - -
7 would you - - would you say that in terms of the
8 music format that's played, would exclusively - -
9 Would you say that they're hip-hop or rap that's
10 ever played there?

11 THE WITNESS: On occasion.

12 ALDERMAN BOHL: Polka, Irish music
13 ever?

14 THE WITNESS: It depends on who comes
15 in and decides to play music from the jukebox,
16 yeah.

17 ALDERMAN BOHL: Okay. Is - - Is music
18 - - Is there ever a DJ that's there, or is music
19 almost exclusively played from the jukebox?

20 THE WITNESS: Well, it's mainly - - A
21 lot of it is the jukebox. There is a DJ there,
22 but his music is pretty much get on to who is in
23 there. It's mostly old school, you know. There
24 - - There is some rap, but it's old school rap.
25 It's not the hard core rap - -

00013

1 ALDERMAN BOHL: Gotcha'.
2 THE WITNESS: - - this, that, and the
3 other, no.
4 ALDERMAN BOHL: Okay. All right.
5 Thank you.
6 ALDERMAN PUENTE: Mr. Chair.
7 CHAIRMAN WITKOWIAK: Alderman Puente.
8 ALDERMAN PUENTE: The night of the
9 shooting, how many people were in there
10 approximately?
11 THE WITNESS: I don't know. Maybe 45,
12 50.
13 ALDERMAN PUENTE: Okay. How big of an
14 area is this bar?
15 THE WITNESS: It's a nice size bar,
16 so - -
17 ALDERMAN PUENTE: Bigger than this
18 room?
19 THE WITNESS: Yes, I would say so.
20 ALDERMAN PUENTE: When you were
21 detained by the police, inside the tavern, I
22 assume?
23 THE WITNESS: Um-hnh.
24 ALDERMAN PUENTE: Were you able to
25 freely walk around, or did they ask you to stay

00014

1 in one spot?

2 THE WITNESS: They asked us to stay in
3 one spot.

4 ALDERMAN PUENTE: Okay. So then if
5 it's this big of an area or bigger, how can you
6 testify everybody was acting cooperatively with
7 the police, if you were at one spot?

8 THE WITNESS: Because - - Because once
9 they came in, they asked everybody to sit in one
10 spot and don't move.

11 ALDERMAN PUENTE: Okay.

12 THE WITNESS: We was all up in the
13 front of the bar, and the police was walking
14 around talking to everybody.

15 ALDERMAN PUENTE: All right.

16 THE WITNESS: So wherever you were
17 sitting at, that's where they wanted you to stay.

18 ALDERMAN PUENTE: So you mean to say
19 that they were cooperating in that they didn't
20 move around.

21 THE WITNESS: Yeah, they didn't move
22 around or anything.

23 ALDERMAN PUENTE: Now, if somebody
24 asked them a question, you don't know whether or
25 not they responded or not, and that is part of

00015

1 being cooperative.

2 THE WITNESS: Well, I'm - - The people
3 that I seen them talk to, they responded. I
4 responded. Several other people that was sitting
5 next to me responded to - - to what was going on
6 or what had happened, so I - - You can't sit and
7 say that everybody wasn't, you know, responding
8 - - wasn't responsive. I mean, we - - we all did
9 what we could do. You know, we told what
10 happened.

11 ALDERMAN PUENTE: How cooperating.

12 THE WITNESS: Yeah, we was all
13 cooperating.

14 ALDERMAN PUENTE: And how can you say
15 that? That's what I'm asking.

16 THE WITNESS: Because like I said, at
17 the time that they had secured everything, they
18 had everybody sitting, we was all sitting around
19 the bar area. So - -

20 ALDERMAN PUENTE: Could you hear them
21 respond to the police officer's questions when
22 they were talking to them all?

23 THE WITNESS: No, I couldn't hear the
24 answers, but they were talking to them, so, I
25 mean, that's being cooperative, if you ask me. I

00016

1 mean - -

2 ALDERMAN PUENTE: Not necessarily.

3 That's what I'm trying to bring to your

4 attention.

5 THE WITNESS: Okay.

6 ALDERMAN PUENTE: Okay. Thank you.

7 CHAIRMAN WITKOWIAK: Mr. Chernin, any

8 questions of this witness?

9 MR. CHERNIN: Just a clarification.

10 Mr. Ealy, when you said that people were put in

11 one place. The police moved everybody from - -

12 The bar is - - as - - is an L-shape. Isn't that

13 fair to say?

14 THE WITNESS: Correct.

15 MR. CHERNIN: And the interior portion

16 of it where people would be away from the bar,

17 did the police move everybody to the front of the

18 bar so that everyone was around the bar area?

19 THE WITNESS: Pretty much, yes.

20 MR. CHERNIN: So when you say that

21 people were told to stay in one place, they were

22 brought to a place and told to stay there.

23 THE WITNESS: Right. Because I - - We

24 was asked not to move, just stay where you're at.

25 By that time everybody was in the front of the

00017

1 bar.
2 MR. CHERNIN: And is it fair to say
3 that where people were positioned in the bar,
4 that not everybody could see the actual shooting.
5 Is that fair to say?
6 THE WITNESS: Yes.
7 MR. CHERNIN: I have no further
8 questions.
9 CHAIRMAN WITKOWIAK: Thank you. Thank
10 you for your testimony. Next witness, please.
11 Please raise - - Oh, we swore you in
12 already. Give us your name and address for the
13 record, please?
14 THE WITNESS: Zeldra Wilson. 4346
15 North 16th Street.
16 CHAIRMAN WITKOWIAK: Okay. And your
17 testimony.
18 THE WITNESS: My testimony is upon the
19 shooting. I was there, and I pretty much
20 witnessed almost everything.
21 CHAIRMAN WITKOWIAK: Okay.
22 THE WITNESS: I was the one that dialed
23 9-1-1. I was on the phone with 9-1-1.
24 CHAIRMAN WITKOWIAK: Okay.
25 THE WITNESS: The whole time. They

00018

1 asked me the same thing over and over again.
2 Where were we located? I said the same address
3 over and over again. I yelled and I did swear at
4 the operator. Why were they repeatedly asking me
5 the address? Can you just get someone here? You
6 know. I'm nailed down. I'm on the floor with
7 the guy, holding him, and talking to him. I
8 thought he was responding to me, because his eyes
9 were blinking. But there was no response. I
10 thought it was, but it wasn't. And everyone was
11 searched that night, everyone was. The only way
12 that I can possibly think that anyone could have
13 got in there with it, if it was in their crotch,
14 you know. We don't pat in between nobody's
15 crotch. You know, we felt comfortable with the
16 people that were there. They were coming there.
17 They were people we normally see on a regular
18 basis. So - - But everyone was searched. I was
19 right there to see people coming through the
20 door. Everyone was searched, so I don't
21 understand how that came about, of thinking that
22 people weren't searched. Everyone was patted
23 down, even the women that were there, their purse
24 were checked.

25 ALDERMAN PUENTE: Mr. Chair.

00019

1 CHAIRMAN WITKOWIAK: Alderman Puente.
2 ALDERMAN PUENTE: So it's a physical
3 search. They don't use a wand?
4 THE WITNESS: Yup. We have - -
5 ALDERMAN PUENTE: You know what a wand
6 is. Right? For the metal - -
7 THE WITNESS: Yes, we have a wand,
8 also.
9 ALDERMAN PUENTE: When you say "we," so
10 you work for them?
11 THE WITNESS: I did. I was working for
12 - -
13 ALDERMAN PUENTE: Okay.
14 THE WITNESS: - - for them as one of
15 the female security guards.
16 ALDERMAN PUENTE: Oh, okay. So you do
17 have a wand.
18 THE WITNESS: Yes.
19 ALDERMAN PUENTE: And if it was a gun,
20 wouldn't the wand - -
21 THE WITNESS: The wand would beep.
22 ALDERMAN PUENTE: Right.
23 THE WITNESS: If there's anything of
24 metal, the wand would beep repeatedly. Some of
25 the men, their buckles are very big, and, you

00020

1 know, some of them have glowing words, or
2 whatever. It still beeps.

3 ALDERMAN PUENTE: What do you do when
4 - - when you detect that then?

5 THE WITNESS: We - - We open it up. We
6 check it.

7 ALDERMAN PUENTE: And you scan them
8 again?

9 THE WITNESS: We do check everyone. We
10 even search under their arm. Me, I search women
11 under their bras like that, you know, I pat them
12 down. But I don't pat a crotch. I don't do
13 that.

14 ALDERMAN PUENTE: But if the wand would
15 detect a metal in the crotch area, what would you
16 do?

17 THE WITNESS: I would probably ask them
18 to, hey, can you - - I'm not going to touch a
19 female's - -

20 ALDERMAN PUENTE: What about a male?
21 Are you - - Were you the only one working that
22 night?

23 THE WITNESS: No.

24 ALDERMAN PUENTE: So you had somebody
25 else?

00021

1 THE WITNESS: There was other - -
2 ALDERMAN PUENTE: How many wands do you
3 have?
4 THE WITNESS: - - security working. We
5 have two, that I know of.
6 ALDERMAN PUENTE: Okay. And is it
7 usually both of them are working at that same
8 time?
9 THE WITNESS: Yes.
10 ALDERMAN PUENTE: Okay. One's not in a
11 closet or in the back room or anything like that?
12 THE WITNESS: No.
13 ALDERMAN PUENTE: Okay. So then the
14 person who had the gun should have been detected.
15 Correct?
16 THE WITNESS: Correct. Correct. I
17 don't even know if that - - I don't think that
18 person was wanded. I think she - - The female
19 security that was working that night, she patted
20 the female down. One had a jacket on. One did
21 not. And the guy that came there, he was patted,
22 also.
23 ALDERMAN PUENTE: Was it two women
24 working that night? No males? Security?
25 THE WITNESS: Yes, there was a male - -

00022

1 It was a male security and a female security
2 guard at the door.

3 ALDERMAN PUENTE: Okay.

4 MR. CHERNIN: Alderman Puente, I'm
5 sorry to interrupt, but I think what Ms. Wilson
6 was saying is that the two people that were
7 searched, not doing the searching, but were
8 actually searched that were with the person who
9 did the shooting, two of them were women, and
10 then they came in - -

11 THE WITNESS: Two were women.

12 MR. CHERNIN: - - with a guy, and that
13 - - that's what, I think, she was trying to say.

14 ALDERMAN PUENTE: Oh, okay. All right.
15 But all three of them would have been searched
16 with the wand.

17 THE WITNESS: All three of them were
18 searched.

19 ALDERMAN PUENTE: With the wand.

20 THE WITNESS: Yes.

21 ALDERMAN PUENTE: Okay.

22 THE WITNESS: What - - the one female
23 that was - - that had a jacket on, I'm not for
24 sure. I can't say for sure that she was wand,
25 but I did see her getting patted down. I did see

00023

1 that, because, you know, I'm - - I'm doing other
2 things in the bar, but I'm looking over there,
3 also.

4 ALDERMAN PUENTE: Okay.

5 THE WITNESS: But I did - - I did see
6 that, but I - - I know she did not, you know,
7 feel in the lady's crotch and - - and I wouldn't
8 have done it either, so.

9 ALDERMAN PUENTE: Well, I'm not saying
10 that. But if you - -

11 THE WITNESS: I can say that.

12 ALDERMAN PUENTE: - - the metal
13 detector or the wand would have went off - -

14 THE WITNESS: But sometimes it doesn't.
15 It depends where she's sticking it.

16 ALDERMAN PUENTE: Okay. So you're
17 saying she carried it in.

18 THE WITNESS: Yes, the female had
19 the - - the gun.

20 ALDERMAN PUENTE: Oh, okay. All right.
21 Thank you, Mr. Chair.

22 ALDERMAN BOHL: Mr. Chairman.

23 CHAIRMAN WITKOWIAK: Alderman Bohl.

24 Hold on. Alderman Bohl.

25 ALDERMAN BOHL: Thank you. You were

00024

1 working in what capacity that evening? As a
2 bartender or?

3 THE WITNESS: No, security.

4 ALDERMAN BOHL: You were working as
5 security that - - that evening.

6 THE WITNESS: But I had just got there.
7 I had came from another funeral, along with the
8 guy that got shot.

9 ALDERMAN BOHL: So you came later in
10 the evening?

11 THE WITNESS: It was around the evening
12 time, but I had got there before him and his
13 friends had.

14 ALDERMAN BOHL: Got into the
15 altercation.

16 THE WITNESS: No, I had got there at
17 the club, at Diamonds Pub.

18 ALDERMAN BOHL: Approximately what time
19 did you get there? Just a guesstimate.

20 THE WITNESS: I don't know. Probably
21 around six. I'm guessing. I don't know.

22 ALDERMAN BOHL: Okay. I - - Mr.
23 Chairman, I - - I want to ask Mr. Nangah, because
24 he attended a neighborhood meeting that I hosted,
25 and based on a conversation where he called me

00025

1 and talked to me, that he came in to see me
2 before a neighborhood meeting, and then at the
3 neighborhood meeting, I was informed, as well as
4 a conversation I had with the Captain, Pat
5 Mitchell, of the 7th Police District, I was
6 informed that - - that individuals, women that
7 evening, were not, and I repeat - - This is from
8 the owner. Were not checked that evening,
9 because it was the quiet night. It was Thursday.
10 It was Thursday. Typically their quiet night,
11 not the problem night. Sort of the ideal night.
12 And - - And I want to ask the owner of the
13 property if - - if that is, indeed, a
14 conversation that you had either with the Captain
15 and/or me of saying that unfortunately there was
16 some laxities on that particular evening because
17 that was the case.

18 THE APPLICANT: Just to - - Just to
19 revisit what he said. There were probably less
20 than 15 people in the tavern that day, not 45.
21 There weren't 45 people. First of all, just to
22 say that. So a couple of things that we're
23 saying, due to the amount of time that's gone
24 through, and I did say that, because I did
25 investigate with - - I went through the whole

00026

1 process of talking with security, and says the
2 problem is how did this happen when we have all
3 this equipment and how - - how did this happen.
4 My understanding and from what I got, this is
5 news to me, what I got was there was a lapse in
6 security that night because we were about to
7 close. There were less than ten people in there.
8 And some of the people went - - Some of the
9 patrons, especially the one female, did go
10 through without being wand, and she went through
11 the door, and she wasn't checked by the station
12 up in front. And that's what I got. And this is
13 to me, it's about almost something new, that
14 everybody was checked that night. I don't think
15 that was true. I don't think that was the case
16 on what I know. And - - And I will stick with my
17 statement. I think that's what it is.

18 ALDERMAN BOHL: Because - - Because
19 generally your conversation was, "It is our
20 routine policy to do that."

21 THE APPLICANT: Correct.

22 ALDERMAN BOHL: "Typically, Thursdays
23 is the quiet night. It was something where I
24 don't believe that we were doing it like we
25 normally would. This would be the - - the night

00027

1 where we tend to play more low key music, not
2 have a big crowd, not have the problems."

3 THE APPLICANT: That's correct.

4 ALDERMAN BOHL: "We should have - - We
5 should have stuck with doing this routinely, but
6 because we do it on normal busy nights, but this
7 was sort of the lax quiet night."

8 THE APPLICANT: Correct.

9 ALDERMAN BOHL: "Where I would have at
10 least anticipated anything to happen."

11 THE APPLICANT: Correct. And Thursdays
12 are nights when, I mean, this - - You call your
13 traditional old school. The crowd is older. At
14 normally by 11 o'clock everybody is almost
15 winding down to go home for the next day of work,
16 and that - - at that time there were less than 15
17 people in there. I can - - I had just left there
18 about five minutes, and I walked up to the DJ and
19 says, "Listen, I'll be right back. That's it.
20 Close it down in ten minutes. I'll be right
21 back." And I went to the other tavern down the
22 street. It's called Mitchell's tavern, and I do
23 have that on security camera, so. A lot of stuff
24 in the report, I - - I mean, just a waste of time
25 and going back and forth. I wasn't present at

00028

1 that moment, at the moment when the shooting
2 happened, I wasn't there. And a lot of things -
3 - It's still - - The investigation is still
4 ongoing, because this is the case is still in
5 court. And a lot of things, we're trying to
6 search a lot of things out of it. So what I told
7 you from my perspective was 100 percent correct,
8 is exactly what is accurate from what I said.
9 And I did interview all the - - most of the
10 people that were in that night, and the one
11 female and the other male security guard that was
12 on - - on duty that night, and that's what I came
13 up with, based on - - on - - on some of the
14 cameras and what I saw on camera. I'm talking
15 about camera - - watching the cameras hours and
16 hours of watching the tape. I realized that a
17 lot of times what I saw on the tape was that
18 people did walk in there without being patted
19 down and didn't wand. I - - That's from, a fact,
20 looking at the cameras. So I know, firsthand,
21 that that's what happened. I can tell what was
22 happening in watching those cameras.

23 ALDERMAN BOHL: Mr. Chairman, and one -
24 - one other - - one other point that I just want
25 to make in - - in terms of - - of their

00029

1 disclosure, and that is Mister - - Mr. Nangah
2 called me immediately the next morning after this
3 had occurred, probably 7:30, quarter to eight in
4 the morning. So it was somewhat - -
5 THE APPLICANT: It was six a.m.
6 ALDERMAN BOHL: Six or eight, sometime
7 in the morning.
8 THE APPLICANT: I was trying to help
9 myself. I didn't want to wake you up.
10 ALDERMAN BOHL: It was - - It was very,
11 very early - -
12 THE APPLICANT: I didn't want to wake
13 him up, so I had to wait as long as I could.
14 ALDERMAN BOHL: - - the next morning.
15 And he was - - And he was very much shaken, but
16 what - - When I did contact and get back to him
17 regarding what was going into the police report,
18 he did contest one point, and he did contest the
19 point, because it does indicate here, according
20 to the PA-33, that the - - the tavern was
21 uncooperative. And I think that he indicated
22 that his staff had not made a land-line call to
23 the police department, because the police records
24 showed that the call had been made from cell
25 phones and that - - that it was - - It was

00030

1 somebody who worked with him had made a call from
2 a cell phone as opposed to grabbing a land-line.
3 But that, you know, additionally, he - - he did
4 contest that much, because he indicated he
5 provided the video footage that he did have in
6 his particular bar that was utilized in terms of
7 - - in terms of locating and providing a
8 description of the shooter.

9 So, I - - I do want to be in all
10 fairness, and I appreciate your - - your
11 earnestness and your honesty relating to the
12 issue of the wandering.

13 THE APPLICANT: Thank you.

14 ALDERMAN BOHL: But - - But he did want
15 to, you know, he's from day one contested that
16 portion of that. So I'm - - I'm not - - I - - I
17 just wanted to say that, because what is - - what
18 was being described here was inconsistent with
19 the story that I had heard.

20 THE APPLICANT: That's correct.

21 ALDERMAN BOHL: But I - - But I do know
22 that from day one you have contested the issue of
23 whether or not that - - indicating that you were
24 being cooperative or that you and - - and
25 individuals from your bar were cooperative with

00031

1 the police department, so.

2 THE APPLICANT: Thank you.

3 ALDERMAN WADE: Mr. Chair.

4 CHAIRMAN WITKOWIAK: Alderman Wade.

5 ALDERMAN WADE: Just the issue in the
6 police report that says that the owner was in his
7 vehicle with a unknown female which was parked on
8 the east side of the parking lot of Diamonds the
9 entire time. Does your videotape show the east
10 side of your building?

11 THE APPLICANT: Not - - Not that side.
12 Not the east side, because the east side is - -
13 is a restaurant. It's called Great Steaks, it's
14 on the east of the building. They do have a
15 camera that I never did pursue that. I never did
16 go down there. What I tried to do was get a
17 video tape from Mitchell's, because that's where
18 I was. I never thought about that until it was
19 too late. Probably - - It's probably rolled over
20 by now, so. I tried to get a videotape from
21 Mitchell's, and I felt that trying to fight it
22 wasn't necessary.

23 ALDERMAN WADE: So - - So you - - you
24 were at another establishment in the area.

25 THE APPLICANT: Correct. At that time,

00032

1 correct.
2 ALDERMAN WADE: At that time.
3 THE APPLICANT: Correct.
4 ALDERMAN WADE: And you have people who
5 corroborate your story.
6 THE APPLICANT: Yes, sir.
7 ALDERMAN WADE: Okay. Because that's
8 in here. So where did - - How did that end up in
9 here? Where did that come from?
10 THE APPLICANT: I don't know. And I
11 - - I can honestly say I was at a different
12 establishment. I have people that can
13 corroborate that. And one of the problems, they
14 said I wasn't cooperating, I forgot my keys on
15 the bar on that - - of the establishment. That's
16 how I couldn't get in my office, and we had to
17 break the door open. So it's not that I wasn't
18 cooperative. A lot of it is because with all the
19 commotion going on, all the things going on, I -
20 - I can truthfully and honestly say that I was
21 not present at that time of that shooting.
22 ALDERMAN WADE: I mean, it's just - -
23 This is just a strange piece of information,
24 because if the police stopped everybody inside
25 the bar and didn't let the witnesses leave from

00033

1 inside the bar, how could someone inside the bar
2 say that you were in the parking lot outside the
3 bar.

4 THE APPLICANT: Correct.

5 ALDERMAN WADE: I mean, it's just
6 strange how this got in here, and I was wondering
7 what was the origin of it.

8 THE APPLICANT: At one time I did go
9 outside to charge my - - my phone. I did go
10 outside to get my phone, because I remember at
11 one time after an hour, so I did have one - - The
12 police also walked me to my car to get my
13 charger. I left the establishment that night
14 with a female that was sitting right there.
15 Fortunately we did, what we did, because that
16 same - - That's where the shooting - - I know in
17 that same area is what - - where everything
18 happened. We had just left from there. I
19 probably wouldn't be sitting here today talking
20 to you. Probably fortunate for leaving there
21 when I did. I did go outside, and she - - they
22 couldn't let her in, because they let me in,
23 because I was the owner. She was still in the -
24 - in the vehicle. But they wouldn't let her into
25 the establishment, because everybody that was

00034

1 inside stayed inside. Nobody came in. Nobody
2 left, except me. I was the only one that was
3 allowed in there. Actually I beat the - - the
4 squad car and the ambulances there.
5 ALDERMAN WADE: All right. Thank you.
6 THE APPLICANT: Appreciate it.
7 CHAIRMAN WITKOWIAK: Any further
8 questions of this witness? Thank you for your
9 testimony. Next person to testify?
10 MR. CHERNIN: I actually do have a
11 question.
12 CHAIRMAN WITKOWIAK: Oh, you do. Come
13 back, please.
14 MR. CHERNIN: Ms. Wilson, isn't it also
15 fair to say that after this event you are no
16 longer a security guard at the - -
17 THE WITNESS: Yes.
18 MR. CHERNIN: - - Diamonds?
19 THE WITNESS: Yes.
20 THE APPLICANT: Not planning on it.
21 MR. CHERNIN: Thank you.
22 CHAIRMAN WITKOWIAK: Okay. Next person
23 to testify, please? Name and address for the
24 record.
25 THE WITNESS: Reginald Lawrence, II,

00035

1 11007 West Villa Avenue, Milwaukee, Wisconsin
2 53224.

3 CHAIRMAN WITKOWIAK: Okay. And your
4 testimony is?

5 THE WITNESS: My testimony is more so
6 as to where we are right now as opposed to just
7 that one incident, and I'm hoping that my
8 testimony will help you make your decision in
9 renewing the license, since I heard a number of
10 the incidents on your police report, and it seems
11 that all the discussion right now has been right
12 towards that one last incident where,
13 unfortunately, someone was injured or lost their
14 life.

15 For myself, being a patron of Diamonds,
16 and - - and knowing that, well, when your
17 establishment becomes a lot more popular, whether
18 it's through great drinks, camaraderie, food
19 specials or what have you, you tend to draw - -
20 you tend to draw your regulars, as well as other
21 people who want to come to a popular spot.
22 Unfortunately, this incident took place, and I
23 say unfortunately because a number of these
24 things are happening all over the City, and not
25 to downplay this by any means, because I'm not

00036

1 doing that, but it happens at McDonald's, it
2 happens at grocery stores, it happens in public
3 schools. And when all these type of things
4 happen there, what we tend to do is we try to
5 increase our security or we do some different
6 security measures. We don't look at closing the
7 schools. I don't know if we've ever closed a
8 school because of the number of fights and
9 incidents that's taken place in them, whether
10 weapons are involved or not. We've not closed
11 McDonald's or the gas stations. I think what we
12 do is we look at what happened, and then in a
13 reactive mode we say it's time to change some
14 things. I'm speaking a little bit more on after
15 the fact, because since I've been in there after
16 this incident, and I'm one of the regulars, one
17 of the working class, 40 year old regulars that
18 attends this place two to three days a week, I
19 see that they've probably - - Now it's probably
20 become a model in terms of security measures for
21 your local bar. Of those places I've entered and
22 entering Diamonds now, there's a - - a walk
23 through - - a walk through metal detector. So,
24 yes, you had people there using the wands, but
25 before you get to the wands, you have to go

00037

1 through a metal detector, which is going to sound
2 off and - - and show anything. Wands aren't 100
3 percent. People checking you aren't 100 percent,
4 and we see that at the airports. Because even
5 the airports aren't 100 percent, when people can
6 still get on the plane with items. I mean, to go
7 in and see that you have ten to 15 cameras, new
8 cameras, and I go there on a regular basis, so of
9 course, when you see something new, you ask
10 questions. There are a ton of cameras around
11 this place. I'd go on record to say maybe one
12 every ten square feet. There are a ton of
13 cameras in this place now to - - to watch people
14 and see what's going on. Change of music. You
15 know, in the past when you talk about music,
16 Alderman Bohl, I just heard you mention about the
17 format of the music. Just like on any club, on
18 any given days, there were some nights devoted to
19 blues, some nights devoted to, as you - - if you
20 want to call it old school or jazz, and there
21 were some nights where they played a little more
22 - - a little more up-tempoed music. You know.
23 If some people act more - - more rowdy towards
24 it, then you do as - - as Humphrey's doing right
25 now, he's - - He's gotten rid of that DJ and he's

00038

1 lowered the music down to people my age, the 40
2 year olds. So I think with a lot of the upgrades
3 that have been done, unfortunately, it's after
4 someone's lost their life, and I know we keep
5 looking at that part of it, but isn't that kind
6 of what we do in the City when things get worse,
7 if crime is getting worse in another area, what
8 do we do? We have more police in that area. We
9 give more security measures to it and hope that
10 we deter it from happening again. You know, this
11 bar, it's not just - - just a bar that a lot of
12 people you see here, it's not just a place that
13 we all come for camaraderie and all those things.
14 It's also Humphrey's livelihood, and we have to
15 remember that part, too. He had some unfortunate
16 pieces happen, but I think with a lot of the
17 upgrades right now, we hope to - - or he hopes to
18 deter these things from happening in the future.
19 And - - And listening to you, Alderman Puente, I
20 know there's nothing 100 percent, and I know you
21 know that, too, so even with all these brand new
22 measures, walk-through metal detectors and
23 scanners and everything, if people can get
24 through the airports, still get on planes with
25 metal pieces, you can bet your bottom dollar

00039

1 somebody's still probably going to try it here.
2 But hopefully with cameras and more of the
3 pieces, they deter that.

4 I just say I enjoy the place. I've
5 been going there the last five years or so, and
6 there have been more pros than cons, and more
7 positives than negatives the time I've been
8 there. And, again, I don't want to downplay
9 someone losing their life, and that piece is
10 unfortunate, however, you know, people ruin it
11 for other people all the time, and I just hope
12 that we start doing more things towards those
13 people that are doing it than the owners of the
14 establishments.

15 CHAIRMAN WITKOWIAK: Thank you.

16 THE WITNESS: Sure.

17 CHAIRMAN WITKOWIAK: Any questions of
18 this witness?

19 CHAIRMAN WITKOWIAK: Mr. Chernin, any
20 questions?

21 MR. CHERNIN: Yes. Mr. Lawrence, is it
22 fair to ask you what you do for a living?

23 THE WITNESS: Sure. I'm an elementary
24 school principal here in Milwaukee.

25 MR. CHERNIN: And as you've indicated,

00040

1 you've also come to this establishment any number
2 of times a week?

3 THE WITNESS: Yeah, I'm - - I'm
4 considered a regular. So if you're there - - If
5 you're there a couple days a week, you're
6 considered a regular. People know your face when
7 they see you there.

8 MR. CHERNIN: And is it also fair to
9 say that at the time of this incident - -
10 incidents, there were security cameras there, but
11 now there are some - - there's some wiring going
12 on?

13 THE WITNESS: Yeah, we could always - -
14 You can always point out where the first one or
15 two were, and, you know, I couldn't point them
16 all out, but I know right now when you go in
17 there, there's - - there's going to be in excess
18 of ten to 15 in a small space, well, real similar
19 to this. So you add 15 cameras in here, and that
20 - - that tells you that, you know, none of you
21 will really be able to move without somebody
22 seeing you, so.

23 MR. CHERNIN: And those upgrades were
24 implemented since this incident.

25 THE WITNESS: Yes.

00041

1 MR. CHERNIN: Is that fair to say?

2 THE WITNESS: Um-hnh.

3 MR. CHERNIN: Thank you.

4 THE WITNESS: Thank you.

5 CHAIRMAN WITKOWIAK: Alderman Puente
6 moves to make the entire police report part of
7 the permanent record in this hearing. Hearing no
8 objections, so ordered. Alderman Witkowski moves
9 to make this floor plan, the two page floor plan,
10 part of the permanent record in this hearing, and
11 hearing no objections, so ordered.

12 MR. CHERNIN: I also - - Sorry. I also
13 offer the criminal complaint, which contains a
14 summary of - - beyond that, which was in the PA-
15 33.

16 CHAIRMAN WITKOWIAK: Alderman Wade
17 moves to make the - - the criminal - - a copy of
18 the criminal complaint part of the permanent
19 record in this hearing. Hearing no objections,
20 so ordered. Next person to testify, please.

21 Name and address for the record,
22 please.

23 THE WITNESS: My name is Terrence
24 Rahming, 4467 North 50th Street, Milwaukee,
25 Wisconsin 53218.

00042

1 CHAIRMAN WITKOWIAK: Okay. And your
2 testimony, sir.

3 THE WITNESS: My testimony is basically
4 on behalf of the bar. You see what all these
5 good people here, how much support Humphrey has.
6 It's a family-oriented bar. Kids are there. I
7 mean, little kids all the time. Husbands, wives
8 go there. They bring their children. It's a
9 great place to eat. He takes care of all his - -
10 all his people. We're all like a - - a family.
11 And we should let this one incident, as tragic as
12 it is, it's - - it's an aberration. It's a
13 rarity. It really is a friendly bar. We get all
14 walks of people there. I'm a retired
15 electrician, and a mixol - - and a mixologist
16 myself, but we have police officers that come
17 through there. We have politicians. We have
18 teachers, principals. Everybody comes through
19 and most everybody knows everybody else. And
20 it's - - it's a great place with great people.
21 We have fun. Talk over the jobs. We get to meet
22 someplace where the music is low key and quiet.
23 And the people are friendly and nice. And just
24 that - - It's a rare incident. And that's
25 probably - - probably all I got to say about it.

00043

1 CHAIRMAN WITKOWIAK: Thank you. A
2 couple questions. No, actually I have a question
3 - - Thank - - Thank you for your testimony. I
4 have a question for Mr. Nangah.
5 THE APPLICANT: Sure.
6 CHAIRMAN WITKOWIAK: What's your - -
7 You serve food there?
8 THE APPLICANT: Yes, sir, I do.
9 CHAIRMAN WITKOWIAK: Okay. What's your
10 menu consist of, please?
11 MR. CHERNIN: Here. I just - -
12 CHAIRMAN WITKOWIAK: Thank you.
13 THE APPLICANT: On Mondays - - On
14 Mondays - -
15 CHAIRMAN WITKOWIAK: Could we just - -
16 Could we place an order for dinner at this
17 meeting?
18 THE APPLICANT: You can - - You can get
19 one of the best prime rib and one of the best
20 corned beef you can have in the City of
21 Milwaukee. And that's - - that's guaranteed.
22 Fish Fries good on Fridays. Want me to have the
23 free advertising I can do that, too.
24 CHAIRMAN WITKOWIAK: Okay.
25 THE APPLICANT: Breakfast is good on

00044

1 Saturdays and Sundays. Nine to two.
2 CHAIRMAN WITKOWIAK: Very good.
3 THE APPLICANT: Thank you.
4 CHAIRMAN WITKOWIAK: Next person to
5 testify, please. And Alderman Puente moves to
6 make the menu part of the permanent record in
7 this hearing. Hearing no objections, so ordered.
8 MR. CHERNIN: Although prices are
9 subject to change.
10 CHAIRMAN WITKOWIAK: Yes. Name and
11 address for the record, please.
12 THE WITNESS: Michele Y. Kemp, 4626
13 North 40th Street - - North 30th Street, I'm
14 sorry. Milwaukee, Wisconsin 53209.
15 CHAIRMAN WITKOWIAK: And your
16 testimony, Michele?
17 THE WITNESS: My testimony. I wasn't
18 there the night that the incident had happened,
19 but I am a very good friend of Humphrey's.
20 Again, it's like a family bar. I help Humphrey
21 with a lot of his promotions and the menu, I
22 actually did. And he kind of yelled at me
23 because I messed up something on there. I can't
24 remember what it was, but as far as Humphrey
25 goes, this whole incident has taken a toll on

00045

1 Humphrey. He has been very concerned about it.
2 He has done a lot of things. Even when I go in
3 there, and a lot of the people know me, they
4 search me, as well. So it's not just because - -
5 or who you know. They search everyone. I did go
6 in after the incident and saw the metal detector,
7 and I was very much surprised and happy about it.
8 We - - There's like a softball team. The one
9 softball team I help coach. They only won three
10 games this year, but in previous years they
11 hadn't won any games. Reggie plays on the
12 football team, and the football team is very
13 good. So as far as the music goes, I don't
14 really like to listen to rap, but there was one
15 rap song. And I asked Humphrey if we could play
16 it. He's like, no. So he doesn't play - - He
17 won't play any rap at all. So that, as far as
18 the music goes, it is very low key, as far as the
19 music is concerned. So, I'm just here in support
20 of Humphrey, as well.

21 CHAIRMAN WITKOWIAK: Okay. Thank you.
22 Any questions of this witness. Mr. Chernin?

23 MR. CHERNIN: None for this witness.
24 Thank you.

25 CHAIRMAN WITKOWIAK: Thank you for your

00046

1 testimony, Michele. Next person to testify,
2 please. Okay. Name and address for the record.
3 THE WITNESS: My name is Annie Deramus.
4 I'm at 2930 North 12th Street. I'm a mother, and
5 also an ex-employee of Diamonds. I go there
6 faithfully. I - - My family, my children, we all
7 eat breakfast there or dinner, and I have seen a
8 lot of the improvement there as far as security.
9 I even do security myself for a living. And I
10 have seen a whole lot of new improvements. So,
11 yes, he has upgraded. There's a lot of new
12 changes constantly going on for our safety as
13 well as my children's. I feel very secure
14 bringing my family there. He - - He is the type
15 of person that's very stern. I mean, we - - we
16 don't stay there and linger with our babies. I
17 mean, we - - we come in, we eat. And he even
18 speak to them. This is a very family-oriented
19 scenario, where you can bring your family and sit
20 down and feel comfortable. You don't have to
21 look over your shoulders. That's one of the few
22 places I do bring my children. I'm originally
23 from Chicago. So for me to bring my kids to any
24 type of establishment, I'm a little leery. But
25 since I've been here in the last couple years,

00047

1 this is one of the only places I do go with my
2 entire family and eat. So, please, consider it
3 and, you know, everything I'm saying, because
4 it's straight from the heart. That is a great
5 place to go. Unfortunately, that one incident
6 did happen. But do not - - do not close
7 Diamonds. It's one of the few places I go and I
8 feel safe.

9 CHAIRMAN WITKOWIAK: Thank you for your
10 testimony. Any questions of this - -

11 MR. CHERNIN: No, no. Thank you, Mr.
12 Chairman.

13 CHAIRMAN WITKOWIAK: Anyone else to
14 testify? Okay. Thank you. Oh, one more person.
15 If there's - - No, come on up. If there's
16 anybody else to testify, come to this front row
17 here, because you - - Okay, this is your last
18 person to testify. Name and address for the
19 record, please.

20 THE WITNESS: Marrion Braxton, 4919
21 North 106th Street, 53225.

22 CHAIRMAN WITKOWIAK: Okay, Marrion.
23 Your testimony, please.

24 THE WITNESS: My testimony is as a
25 patron of Diamonds. As people have stated

00048

1 previously, it is a very family-oriented
2 establishment. He's one of the better - -
3 Humphrey is one of the better bar owners that
4 I've seen in a very long time. I don't foresee a
5 lot of problems going on in the future because of
6 the security measures that he's implemented with
7 adding the security cameras, the metal detector.

8 I do have a concern about the fact that
9 it was stated no one was calling 9-1-1, and it
10 only came from a cell phone. I was standing next
11 to Zel when she made that call. And I was very
12 disturbed by the fact that they kept asking her
13 over and over where the bar was, what the person
14 looked like, what was going on, instead of
15 putting someone en route to the bar. Had someone
16 been put en route or dispatched, that young man
17 may still be alive today. I did call Humphrey to
18 let him know what was going on. He did hurry up
19 and get right back there with what happened, and
20 he did make it there before the police and before
21 the fire department or the paramedics.

22 CHAIRMAN WITKOWIAK: Thank you.

23 THE WITNESS: Okay.

24 CHAIRMAN WITKOWIAK: Any questions of
25 this witness. Thank - - Thank you.

00049

1 ALDERMAN WADE: Mr. Chair.

2 CHAIRMAN WITKOWIAK: Alderman Wade.

3 ALDERMAN WADE: So you were there on

4 the night of this.

5 THE WITNESS: Yes, I was.

6 ALDERMAN WADE: So there was no

7 argument.

8 THE WITNESS: I did not hear an

9 argument at all. Not at all.

10 ALDERMAN WADE: Okay.

11 THE WITNESS: And I stated that to the
12 police when I was being interviewed.

13 ALDERMAN WADE: Okay. Thank you.

14 CHAIRMAN WITKOWIAK: Thank you. Thank
15 you for your testimony, ma'am.

16 THE APPLICANT: They were concerned
17 that night based on I have talked to somebody,
18 people that were in there that actually were - -
19 actually observed anything. The victim had
20 walked back there for a split second and just
21 said hello to one of the girlfriends. And - -
22 And I think after that it caused one of this you
23 talked to my girl kind of thing. And you - - If
24 you were a patron and minding your own business,
25 you wouldn't know that there was any problems

00050

1 until what happened. As far as I was told, I was
2 told that the - - one of the pers - - the victim
3 walked past a female and that was what really
4 triggered everything, and everything went
5 downhill after that. Because I was there until
6 about five minutes before that happened, and
7 couldn't tell anything was happening. I'd just
8 left. So based on what I know and what, I mean,
9 I was tired, bored and I wanted to go home. And
10 I just told them, let's just close it down. And
11 I just left in five, ten minutes. So based on
12 that, if you didn't know what was going on, you
13 wouldn't even tell that it was a problem in
14 there. So you have it.

15 CHAIRMAN WITKOWIAK: Anything to say in
16 closing before we - -

17 MR. CHERNIN: Yes, I appreciate the
18 opportunity to - - to speak. First of all, as a
19 matter of what should occur, one, I would ask
20 that you not take the liquor license from this
21 establishment. My client is fully prepared, if
22 the committee thinks it's necessary, to surrender
23 his dance hall license. However, I'm asking the
24 committee to consider some incremental punishment
25 before that occurs. We would be recommending,

00051

1 and I would hope not to insult anyone's
2 intelligence by this, but we would recommend the
3 surrender of the license, or the opportunity to
4 operate for a period of ten days. I think that
5 that would be a fair punishment.

6 One of the things that would be
7 implemented during those ten days is, as others
8 have testified, there is a point to point
9 security in place right now, and that's the same
10 thing that you would find at the - - It's at the
11 front door, the same thing you'd find at the
12 Milwaukee County Courthouse or the airport. That
13 was on order actually before this incident
14 occurred. And after this incident occurred, I
15 believe it was installed on November 9th of 2007.
16 But it had been ordered much longer before. So
17 there is actually now three points of security
18 which come into play. There is that point to
19 point. There is the wandering, and then if that's
20 insufficient, there is human touch. Some of the
21 security guards that were on duty that night were
22 replaced and lost their job as a result of this
23 incident.

24 I handed out a diagram. The first
25 diagram shows the exterior of the building and

00052

1 indicates where cameras, security cameras are now
2 in place. That's the top one. It - - At the
3 very top it says, "Great Steak parking lot, east
4 side of building." That shows where the security
5 cameras are located on the outside. And the new
6 camera would be the one on the east. Then on the
7 second page there are security cameras in place.
8 There were security cameras at the point in time
9 of this incident. There were five cameras in
10 place. Based upon consultation that Mr. Nangah
11 had with people in the industry, he's upgrading
12 that to include ten cameras, and the locations of
13 those are shown on the second diagram.

14 I thought it might be helpful to the
15 committee and that's why I brought along the
16 criminal complaint. The criminal complaint more
17 fully describes the incident of what occurred, as
18 is the custom when the District Attorney's office
19 prepares a criminal complaint. It's a summary of
20 - - of all of the police reports that were taken.

21 One of the things that I did want to
22 emphasize to the committee is that there is a
23 large focus on food at this establishment, and
24 the menu I have made part of the record. I also
25 brought along a - - the only radio advertisement

00053

1 that's being run by Diamonds right now, and for
2 the past six months, relates to food. If the
3 committee would like, I could play this for the
4 committee. It's a 60 second commercial, and I
5 think that what the 60 second commercial
6 indicates is that Mr. Nangah is not holding his -
7 - He is not holding his establishment out as a
8 place for hip-hop music or even emphasizing the
9 dance. But one listens to the commercial, one
10 will hear what Mr. Nangah is trying to promote.
11 And that should be up in just a moment.

12 "Have you heard the good news?
13 Diamonds Pub & Grill on 76th and Hampton Avenue
14 is open for both lunch and dinner every day.
15 Diamonds Pub & Grill has weekday specials that
16 will have you telling all your friends. Every
17 Monday Diamonds Pub & Grill serves their
18 delicious beef dinner with fresh mushrooms and
19 onions. Tuesdays, one dollar taco day served
20 with all the fixin's. So stop waiting in line
21 for an invitation meal. Stop by Diamonds Pub &
22 Grill on 76th and Hampton Avenue, or call ahead
23 for faster service. 461-4150. 461-4150. Each
24 Wednesday try Diamonds corned beef bourbon
25 sandwich for just 6.50. If you like prime rib,

00054

1 you'll want to try Diamonds 12 ounce prime rib
2 dinner prepared the way you like it. Plus Friday
3 is Diamonds Fish Fry Fridays. Choose farm fresh
4 catfish, cod or perch. Diamonds is open seven
5 days a week and offers breakfast every Saturday
6 and Sunday morning, starting at nine a.m.
7 Diamonds Pub & Grill, located on the corner of
8 76th and Hampton Avenue. 461-4150."

9 CHAIRMAN WITKOWIAK: Thank you.

10 MR. CHERNIN: Thank you. And as one
11 can see or one can hear, the emphasis on Diamonds
12 is to try and draw an older crowd. It's trying
13 to draw a family crowd. And it's trying to avoid
14 the type of problems that occurred in October - -
15 on October 26th of 2007.

16 One of the other factors that I think
17 has to be taken into consideration with respect
18 to what was going on with the security that night
19 is the people that were in the pub, including the
20 person that died, were also coming from a funeral
21 of their own. And they were wearing mourning
22 attire, as is fairly common now. They were
23 wearing T-shirts indicating they were mourning
24 the death of the individual whose funeral they
25 had attended.

00055

1 There are 19 people who work at
2 Diamonds Pub. Most of those people are part-
3 time. Ten of those people are bartenders. Three
4 are cooks, and there's six security guards who
5 work there. Humphrey Nangah owns the building in
6 which this tavern is located. He was awarded
7 that as part of a divorce that concluded in April
8 of 2007. So this is part of the estate that he
9 obtained from the - - the divorce. On the tax
10 roles, the current assessed value of the property
11 is 350,000 dollars. And from that taxes are paid
12 and are currently paid, I might add, of almost
13 8400 dollars per year.

14 The dance license helps to sustain this
15 as more than just your average tavern. And it
16 helps to supplement the income of this club. The
17 club and pub are geared towards attracting older
18 people. There - - The advertising that you heard
19 is from 98.3 which is known as Jammin' - - What
20 is it - - Jammin' 83, which is old school and
21 R&B. It's not geared towards hip-hop. It's not
22 geared towards trying to draw young people. And
23 the person who died on that evening was 29 years
24 old. It's tragic that such a young person lost
25 his life. One of the other things that is

00056

1 occurring at the pub is that it's - - There's a
2 sign on the door indicating that people under 30
3 are not being welcomed after six p.m. when the
4 security people come on duty.

5 What happened is clearly very tragic.
6 What happened earlier in January of 2007 when
7 there was a shooting at the location is also of
8 grave concern. However, Humphrey Nangah is doing
9 everything he can to make this a clean operation.
10 Humphrey Nangah takes his responsibility to the
11 citizens of Milwaukee very seriously. He has
12 been closing early since Octo - - since the
13 incident in October, voluntarily. He's been
14 closing down between nine and ten o'clock every
15 night, and he's been doing that not as
16 punishment, but rather as a time of reflection
17 and to take the opportunity to address seriously
18 the matters that took place in his bar.

19 The people that are here are working
20 class Milwaukee people. People who are the
21 backbone of - - of this community. These are the
22 type of people who you want in your bar. This is
23 not a situation where the bar was responsible for
24 escalating the events. There were no - -
25 Security was not involved in the firing. This

00057

1 incident could have taken place, you know, at a -
2 - in a - - you know, at a Mcdonald's. It could
3 have taken place in my law office. It could have
4 taken place anywhere where people just, because a
5 guy talked to the wrong girl, here's what
6 happened. And this is tragic. And was the guard
7 let down that night? It probably was. Alderman
8 Bohl, I think that Mr. Nangah came to you and was
9 being forthright with you when he called you at
10 6:45 in the morning. He was beside himself, not
11 only with anguish, but with grief for the young
12 man who lost his life.

13 We are offering, as I said, to
14 surrender the dance hall license. I may ask you
15 to maybe not do that. I'm asking for
16 implementation of a ten day suspension. I hope
17 that that is an adequate penalty, given all that
18 Mr. Bohl - - Sorry - - all that Mr. Nangah has
19 done to try and rectify the situation. I would
20 add that Mr. Nangah and I met with some people in
21 the community yesterday, some of the blockwatch
22 people. Unfortunately, they didn't make their
23 way down here, but I told them what it was my
24 intention to recommend to the committee, and at
25 that time they were in favor of it. They're not

00058

1 down here to speak, but I'm representing to the
2 committee that I did speak with blockwatch people
3 who were not opposed to the ten day suspension.
4 Thank you.

5 ALDERMAN BOHL: Mr. Chairman.

6 CHAIRMAN WITKOWIAK: Alderman Bohl.

7 ALDERMAN BOHL: Thank you. Mr.

8 Chairman, I - - I've got a few issues with what's
9 been stated. And it - - And it - - And what it
10 is is that on a few points is that first off,
11 there - - there was a policy in place, and I know
12 that Mr. Nangah talked about elevating the - -
13 the age for individuals coming in. And when that
14 was brought before me, it went with my blessing,
15 and my encouragement, and I appreciate that he
16 responded. But among other things, and I realize
17 that - - that the discrepancy is small, but, you
18 know, the admission was is that, you know, there
19 was a 30 and up policy. Yet the individual who
20 was shot was 29. I - - I believe that there were
21 other individuals there, and it was something
22 that wasn't always adhered to. The - - In the
23 past the - - the push toward - - toward having
24 more of a restaurant is something that I believe
25 came much more recently. It's sort of an

00059

1 increasing part of the business. He's always had
2 some sandwiches, but it's been sort of at the
3 very end and more recently that there was a
4 strong emphasis, and in part - - part of a
5 discussion here after the shooting that I had
6 with Mr. Nangah where I strongly encouraged the
7 emphasis toward - - toward having more of a
8 restaurant sort of a pub and grill as opposed to
9 a nightclub.

10 You know, the - - the issue of - -of
11 the wanding and the security. Well, you know,
12 one thing we do know is we had Club Escape here
13 just a couple weeks ago. Club Escape had a
14 tremendous amount of security. They still had a
15 couple of shootings, severe shootings, and a
16 homicide. I know a lot has been made of the
17 homicide incident here, but what I will point out
18 is there was one other shooting in January.
19 There's another incident that involved a gun in -
20 - in April. There was a - - a cutting or
21 stabbing incident in February. I do appreciate
22 Mr. Nangah's due diligence in that there were a
23 couple of the calls where he did place phone
24 calls, but they were phone calls that were made
25 because they were - - they were sort of fights

00060

1 either brewing or in - - in the works. And I - -
2 And I do appreciate the due diligence of - - of
3 an owner who is willing to actually call that.
4 But what I will say is, is when it came to the
5 music format, it was a number of years ago that -
6 - that I inherited this particular establishment,
7 and actually at my request that certain formats
8 of music were taken out, and even at the
9 admission here tonight and at the admission at
10 the neighborhood meeting, it kind of gets slipped
11 up well, yeah, we do have some of that going on,
12 you know, and some of our emphasis on other
13 nights is toward jazz or toward - - toward blues.
14 The fact is is there's a little bit of this,
15 there's a little bit of that, we have the - - the
16 30 and over, but we have people that are under
17 that. We do have wands. We do have other
18 things, but, you know, somehow we weren't doing
19 it all that night. I hope that I'm drawing a
20 fair picture here. My fair pictures is, is I
21 think that there - - there is earnestness in
22 place, but there's laxity that's happening left
23 and right and every other direction, too. And
24 that is a concern. And - - And my concern is is
25 if I were to look at the totality of - - of this

00061

1 record in the past year with a couple of
2 shootings, a homicide, another stabbing, I would
3 - - I have very strong concerns representing this
4 area, and - - and I - - and I do believe that
5 when - - whether or not Mr. Nangah has made a - -
6 a latter push, which I do applaud, toward trying
7 to - - to provide more of an emphasis on the - -
8 the grill side, and it is just that I believe
9 that where we see problems in the City, it has to
10 do with the - - the dance portion of licenses,
11 and to me, that is the concern. I - - I do not
12 support the continuation of the dance license. I
13 think it is problematic. I believe that that
14 ought to disappear. And it's, to me, anything
15 short of that, and based on at least the
16 individuals that I know from the Hawkeye
17 Blockwatch represents that area, that that is,
18 indeed, the - - the case there, because that's
19 the concern that has been expressed to me by some
20 of the key individuals in that particular
21 organization.

22 So, I'm not discounting you talked with
23 him about a ten day suspension on the license. I
24 can't speak toward that end, but I will tell you
25 that - - that the dance license is problematic,

00062

1 and - - and so, I just - - I applaud the steps
2 that - - that - - that are being made, are
3 continuing to be made, but I think that enough
4 has gone on to demonstrate the laxity and the
5 problems that have been associated with that.
6 The fact that - - that despite the - -
7 You know, if I look on the - - the tavern dance
8 supplement, the type of music format that - -
9 that's in there is not allowed. And - - And when
10 that came up at the neighborhood meeting, I told
11 Mr. Nangah that. I told Humphrey, you're not
12 allowed to do that. He said, "Well, there's not
13 a lot." And I don't doubt that there wasn't a
14 lot. But the fact of the matter is there wasn't
15 supposed to be any, and it happened. You know,
16 it's - - it's real, real problematic. And I - -
17 And I have no doubt in my mind that, that the
18 sincerity of - - of Humphrey to make a go here,
19 to try to do the things that are right. We can't
20 take back the multiple shootings. We can't take
21 back the homicide that occurred there. And I
22 just don't think that continuation of the - - the
23 tavern dance license is - - is prudent, as the
24 local alderman for this area.
25 CHAIRMAN WITKOWIAK: This matter is in

00063

1 committee.

2 ALDERMAN BOHL: Mr. Chairman.

3 CHAIRMAN WITKOWIAK: Alderman Bohl.

4 ALDERMAN BOHL: Mr. Chairman, I'm going
5 to at this time move approval of the renewal of
6 the Class "B" Tavern license with the issuance of
7 a - - of a 20 day suspension, and approval - -
8 and denial of the Tavern Dance license, based on
9 matters contained in the police report.

10 CHAIRMAN WITKOWIAK: Motion by Alderman
11 Bohl is to recommend approval of the renewal of
12 the Class "B" Tavern license with a 20 day
13 suspension, and non-renewal of the Tavern Dance
14 license, based on items contained in the police
15 report. Any discussion on the motion? Are there
16 any objections to the motion? Hearing no
17 objections, so ordered.

18 MR. SCHRIMPF: Mr. Chernin, the
19 committee is going to be doing findings of fact
20 and conclusions of law recommending renewal of
21 this - - of the Class "B" Tavern license with a
22 20 day suspension, and non-renewal of the Tavern
23 Dance license. You will receive a copy of that
24 recommendation. You will have an opportunity to
25 submit written objections to that recommendation.

00064

1 If you do so, they must be received by the close
2 of business, which is 4:45 p.m. in the Clerk's
3 office on the second floor by January 10th, 2008.
4 If you submit written objections, then you'll
5 also have the opportunity to appear before the
6 Common Council when it meets and considers this
7 matter on January 15th, 2008 in the Chambers of
8 this building, same floor but the opposite end at
9 approximately nine a.m. Do you accept service on
10 behalf of Diamonds?

11 MR. CHERNIN: I will. Thank you.

12 CHAIRMAN WITKOWIAK: Thank you. I
13 thank everyone who came down and testified in
14 this matter today. We appreciate you being here.

15 * * * * *

00065

1

2

3 STATE OF WISCONSIN)

4)

5 MILWAUKEE COUNTY)

6

7 I, JEAN M. BARINA, of Milwaukee Reporters
8 Associated, Inc., 5124 West Blue Mound Road,
9 Milwaukee, Wisconsin 53208, certify that the foregoing
10 proceedings is a full and complete transcript of the
11 DIAMONDS PUB & GRILL portion taken in the Licenses
12 Committee proceedings.

13

14

15

16

17

18

JEAN M. BARINA

19

Court Reporter

20

21

22 Dated this day of January, 2008.

23

