



CITY OF MILWAUKEE  
OFFICE OF THE CITY CLERK

Friday, November 01, 2024

COMMITTEE MEETING NOTICE

AD 08

GUTIERREZ GARNICA, Angel, Agent  
El Jalapeno Restaurant, LLC  
2106 W National Av  
Milwaukee, WI 53204

You are requested to attend a hearing which is to be held in Room 301-B, Third Floor, City Hall or you may attend virtually using the link below.

**Tuesday, November 12, 2024 at 01:45 PM**

The access code is <https://meet.goto.com/904159581>. Please see the enclosed best practices document for further instructions.

**Regarding:** Your Class B Tavern, Public Entertainment Premises and Food Dealer Licenses Renewal Application with Change of Hours From Opening 6:30AM Everyday To Open 6AM Everyday as agent for "El Jalapeno Restaurant, LLC" for "El Jalapeno Restaurant LLC" at 2106 National Av.

There is a possibility that your application may be denied for one or more of the following reasons: The recommendation of the committee regarding the application shall be based on evidence presented at the hearing. Per MCO 85-4-4, unless otherwise specified in the code, probative evidence concerning non-renewal, suspension or revocation may include evidence of the following: failure of the applicant to meet municipal qualifications, pending charges against or the conviction of any felony, misdemeanor, municipal offense or other offense, the circumstances of which substantially relate to the circumstances of the particular licensed or permitted activity, by the applicant or by any employee or other agent of the applicant. If the activities of the applicant involve a licensed premises, whether the premises tends to facilitate a public or private nuisance or has been the source of congregations of persons which have resulted in any of the following: disturbance of the peace; illegal drug activity; public drunkenness; drinking in public; harassment of passers-by; gambling; prostitution; sale of stolen goods; public urination; theft; assaults; battery; acts of vandalism including graffiti, excessive littering, loitering, illegal parking, loud noise at times when the licensed premise is open for business; traffic violations; curfew violations; lewd conduct; display of materials harmful to minors, pursuant to s. 106-9.6; or any other factor which reasonably relates to the public health, safety and welfare, or failure to comply with the approved plan of operation. It is the intention of the Common Council to suspend or non-renew the licenses if objectors provide testimony related to the factors enumerated in MCO 85-4-4 that the Common Council finds to be true by a preponderance of the evidence and/or police reports are found to be true by a preponderance of the evidence. The police reports and other attached documents relating to objections to the license are a part of this notice and expressly incorporated in this notice. The licensee should be prepared to address these matters at the hearing.

**Notice for applicants with warrants or unpaid fines:**

Proof of warrant satisfaction or payment of fines must be submitted at the hearing on the above date and time. Failure to comply with this requirement may result in a delay of the granting/denial of your application.

Failure to appear at this meeting may result in the denial of your license. Individual applicants must appear only in person or by an attorney. Corporate or Limited Liability applicants must appear only by the agent designated on the application or by an attorney. Partnership applicants must appear by a partner listed on the application or by an attorney. If you wish to do so and at your own expense, you may be accompanied by an attorney of your choosing to represent you at this hearing. You will be given an opportunity to speak on behalf of the application and to respond and challenge any charges or reasons given for the denial. No petitions can be accepted by the committee, unless the people who signed the petition are present at the committee hearing and willing to testify. You may present witnesses under oath and you may also confront and cross-examine opposing witnesses under oath. If you have difficulty with the English language, you should bring an interpreter with you, at your expense, so that you can answer questions and participate in your hearing.

You may examine the application file at this office during regular business hours prior to the hearing date. Inquiries regarding this matter may be directed to the person whose signature appears below.

Limited parking for persons attending meetings during normal business hours is available at reduced rates (5 hour limit) at the Milwaukee Center on the southwest corner of Kilbourn Avenue and Water Street. You must present a copy of the meeting notice to the parking cashier.

PLEASE NOTE: Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aids. For additional information or to request this service, contact the Council Services Division ADA Coordinator at (414) 286-2998, Fax - (414) 286-3456, TDD - (414) 286-2025.

JIM OWZARSKI, CITY CLERK

BY: \_\_\_\_\_  
Jim Cooney  
License Division Manager

**If you have questions regarding this notice, please contact the License Division at (414) 286-2238.**

200 E. Wells Street, Room 105, City Hall, Milwaukee, WI 53202. [www.milwaukee.gov/license](http://www.milwaukee.gov/license)  
Phone: (414) 286-2238 Fax: (414) 286-3057 Email Address: License@milwaukee.gov

# MILWAUKEE POLICE DEPARTMENT LICENSING

## CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS SYNOPSIS

**DATE:** 09/27/24

**LICENSE TYPE:** Class B Tavern

**NEW:**

**RENEWAL:**

**No. 371838**

**Application Date:**

**License Location:** 2106 W National Av

**Business Name:** Taqueria El Jalapeno

**Licensee/Applicant:** Gutierrez-Garnica, Angel  
(Last Name, First Name, MI)

**Date of Birth:** 06/28/1971

**Home Address:** 2431 S 9<sup>th</sup> St

**City:** Milwaukee

**State:** WI **Zip Code:** 53215

**Home Phone:** (414) 793-7153

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

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

Applicant is also the licensee of the Class B premises, Taqueria El Jalapeno, at 2106 West National Avenue. Following is his premises record.

1. On 11-18-2003, subject was issued citation for Fire Prevention Enforcement, at 2106 W National Avenue.

**Charge:** Fire Prevention Enforcement  
**Finding:** guilty  
**Sentence:** fined \$521.00  
**Date:** 5-3-04  
**Case:** 03165686  
**Citation:** 56865863

2. On 4-18-2005 at 2:11am, Milwaukee police were sent to a fight at 2106 W National Ave. Upon investigation, it was learned that a fight started between 3 patrons of the El Jalapeno tavern. Two were treated at Froedtert Hospital for stab wounds. One received 35 stitches to his stomach and left side of his face and one other received 4 stitches to his left side of his face and required surgery for a large laceration to his stomach.
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- 3. On 03/18/09 at 8:25 am, Milwaukee police were dispatched to 2106 W National for a Burglary complaint. Investigation revealed an entry did occur with cash being removed from the video games and jukebox. A report was filed.
- 4. On 04/26/09 at 11:49 am, Milwaukee police were dispatched to 2106 W National for a Subject With Gun complaint. Investigation revealed a male entered the business with the lower portion of his face concealed pointing a gun demanding money from the clerk. The clerk failed to comply and the suspect became angry and whiling fleeing the premise, kicked out the plexiglass window of the front door. Nothing was obtained and no injuries were reported.

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- 5. On 05/08/2009 at 4:38am, Milwaukee police were dispatched to 2106 W National (El Jalapeno Restaurant) for a Battery complaint. Investigation revealed one customer of the restaurant was beaten by another. This battery resulted in the victim receiving stitches. Police report #091280025 was filed.
- 6. On 05/23/2010 at 2:39am, Milwaukee police were flagged down by a citizen who related that the restaurant near 21<sup>st</sup> and National Avenue was still serving alcohol. Officers conducted a license premise check of the business at 2106 W National (El Jalapeno Restaurant) and discovered that the business was still serving alcohol to customers. Additionally, officers were unable to locate a sign indicating the business's maximum capacity. The applicant was cited for: Occupancy Capacity for Class B-Posting Required and Class B Premises Allow Patron After Hours.

Charge	1:	Exceeding Posted Occupancy Limit
	2:	Class B Premises Allow Patron After Hours
Finding	1:	Guilty
	2:	Guilty
Sentence	1:	Fine
	2:	Fine
Date	:	07/12/2010
Case	1:	10073489
	2:	10072856

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- 7. On 06/25/10, applicant was cited for License Required If Establishment Open 12am-5am at 2222 S 13<sup>th</sup> Street.

Charge:	License Required If Establishment Open 12am-5am
Finding:	Guilty
Sentence:	Fined \$368.00
Date:	12/28/10
Case:	10111487

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8. On 12/03/11 at 3:11 am, Milwaukee police investigated a Battery complaint that occurred at 2106 W National Avenue. Police spoke to the victim who stated that a known subject punched him in the face while he was inside the El Jalapeno Restaurant. The suspect was still on scene and was issued a citation and later observed by officers leaving in a truck with friends. Around 4:05 am, a shooting occurred in front of the restaurant with the victim of the earlier battery being the suspect and victim of the shooting being the suspect from the earlier battery.
  
9. On 04/08/12 at 3:08 am, Milwaukee police responded to a Fight complaint at 2106 W National Avenue. Investigation revealed that a fight started inside the restaurant with two males fighting and as the fight intensified, more patrons became involved. Officers spoke with Whesley Rios, who works as a security guard for the restaurant and obtained his statement regarding the incident. Police also spoke with the manager Everardo Gutierrez-Garnica regarding the incident. He stated his brother Angel Gutierrez-Garnica was out of the country for a family medical emergency and was unable to be contacted. Police observed security cameras mounted in the restaurant, but when officers asked to view the video of the fight, were told by Everardo that he didn't have a key to locked video room located in the basement. Police issued several citations to patrons involved in the fight.

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10. On 09/27/2011 at 12:00am, the applicant was cited by City of Milwaukee at 1428 W Lincoln Av for:

Charge: Building Code Violations  
Finding: **WARRANT – Guilty – Milwaukee Municipal Court**  
Sentence: **WARRANT - \$380.00 Bail Amount**  
Date: 08/28/2012  
Case#: **12031258**

11. On 03/02/2012 at 12:00am, the applicant was cited by City of Milwaukee at 1428 A Lincoln Av for:

Charge: Building Code Violations  
Finding: Guilty – Milwaukee Municipal Court  
Sentence: \$380.00 Penalty  
Date: 10/10/2012  
Case#: 12088662

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12. On 02/09/2013 Milwaukee police were dispatched to South 21<sup>st</sup> Street and West National Avenue for a battery complaint. Investigation revealed that the victim was involved in an altercation in Taqueria El Jalapeno restaurant (2106 West National Avenue). This altercation continued outside the business, where the suspect punched the victim in the face. The victim received 13 stitches to close a laceration above his left eyebrow. Milwaukee police incident report #130400021 filed.

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13. On 06/01/2014 at 1:42am officers went to 210 W. National Av, Taqueria El Jalapeno, for a license premise check. Officers found patrons with alcohol and no license bartender on scene. The applicant was called to the scene and confirmed that there was no Class D operators on scene.

Charge: Responsible Person on Premises Req'd  
Finding: Guilty  
Sentence: Fined \$378.00  
Date: 11/05/2014  
Case: 14042042

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14. On 10/31/2015 Milwaukee police conducted a licensed premise check at 2106 West National Avenue (El Jalapeno) based on an aldermanic complaint that the business was selling alcohol after hours. Officers spoke to a waitress, Noemi Hernandez-Bruno, who stated they have had problems with intoxicated patrons after bar time and that they call police when this happens. The officer then spoke to the applicant by phone and advised him of the complaint. During this check, it came to the officer's attention that Hernandez-Bruno did not have a valid class D operator's license. Both Hernandez-Bruno and the applicant were cited.

As to the applicant:

Charge: Responsible Person on Premises Required  
Finding: Guilty  
Sentence: \$189.00 fine  
Date: 05/04/2016  
Case: 15066339

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15. On 02/08/2016 the applicant was cited in the City of Milwaukee at 2400 W. Greenfield Av for Building Code Violations.

Charge: Building Code Violations  
Finding: Guilty  
Sentence: Fined \$500.00 **ARREST WARRANT ISSUED**  
Date: 10/11/2016  
Case: 16033746

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16. On 04/12/2017 Milwaukee police responded to the armed robbery complaint at 2106 W. National Avenue (El Jalapeno Restaurant). Investigation two subjects entered the rear door with handguns and demanded money from the cash register. The suspects threw the cash register on the floor to open it. They then fled out the back door. Milwaukee police incident report # 171020079 filed.

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17. On 08/05/2017 officers were dispatched to Taqueria El Jalapeno, 2106 W. National Av for a Trouble with Subject call. The applicant was on scene and stated there were three subjects fighting but the main actor was not on scene. Medical attention was called for a subject possibly exposed to O.C. spray from a security guard.

18. On 03/16/2018 the applicant was charged in Racine County with Mistreatment of Animals/Cause Death (Felony).

Charge 1: Intentionally Mistreat Animals  
2: Intentionally Mistreat Animals  
3: Intentionally Mistreat Animals  
Finding: Guilty (Amended to Misdemeanor)  
Sentence: 2 years probation  
Date: 10/02/2018  
Case: 2018CF000376

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Item #18 updated with new charge and disposition on 05/29/2019

19. The applicant is on probation for Item # 18. Email notification to the Wisconsin Department of Corrections on 05/29/2019 requesting they provide information to the License Division regarding the probation/parole status and the end date of the status.

20. On 03/17/2019 officers were dispatched to a Trouble with Subject complaint at El Jalapeno, 2106 W. National Av. The applicant was the caller and he stated he has security on Friday and Saturday night due to the high amount of customers. The officers broke up several fights and issued a citation for a battery that occurred.

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21. On 11/18/2019 officers were dispatched to a Fight at 2106 W. National Av. The caller stated it appeared other patrons wanted to fight him. The applicant stated several males began to argue and he asked them to leave the business. The subjects left and the applicant had no further information.

22. On 03/01/2020 officers investigated a Shooting at 1500 W. Scott St. The investigation revealed the shooting may have been related to a Trouble with Subject that occurred earlier in the night at Taqueria El Jalapeno, 2106 W. National Av. The officers spoke with the applicant, who stated at about 3:20am there were two groups arguing in the restaurant. He had his security escort one group out and kept the other group inside for 15-20 minutes. After that time the second group left in two separate cars. The applicant provided video of what happened inside the restaurant.

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23. On 12/11/20 at 2:42am, officers were dispatched to a Shooting complaint at El Jalapeno, 2106 W. National. Officers were met by the agent and advised an argument broke out inside the restaurant that escalated into a physical fight outside. Officers were advised that he eventually heard multiple shots fired outside. Officers located a victim with a gunshot wound to the leg. Officers located multiple casings in the area and observed video surveillance of the incident. The agent was cooperative with the investigation.

24. On 01/15/21 at 1:00pm, officers conducted a meeting with the agent regarding several late-night incidents that occurred at El Jalapeno, 2106 W. National Av. The agent was advised of the necessity to develop a safety plan for Covid-19 with the Health Department. Officers further advised that despite security personnel, there are still ongoing issues, therefore, a



reevaluation of the security plan may be needed. The agent was encouraged to call police when incidents arise.

25. On 08/20/21 at 3:10am, officers were dispatched to a subject with a gun at El Jalapeno, 2106 W. National Av. Officers spoke to the waitress who stated patrons were arguing with one another and it began to escalate. The caller stated she asked the patrons to leave; one cooperated and there was no further incident. The employee was cooperative with the investigation.

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26. On 10/20/23 at 2:38a.m., Milwaukee Police were dispatched to a Subject with Gun at 2106 W. National Ave. On arrival officers observed patrons inside the business lock the door to the business. The agent was on scene and immediately unlocked the door and stated they did not need police services. Officers interviewed the caller who stated they were in a verbal argument with another patron inside the establishment, who followed them outside and displayed a firearm, before fleeing. The caller was intoxicated and uncooperative with officers and stated they did not want police services. The agent stated they did not have working exterior cameras.

27. On 12/02/23 at 1:17a.m., Milwaukee Police were dispatched to a Subject with Gun at 2106 W. National Ave. Investigation revealed a patron entered the restaurant and was asked by security to place their firearm in their vehicle before entering. The subject complied, and their vehicle was later broken into and the firearm was stolen. The agent was on scene and stated they did not have exterior cameras. Both the agent and the security guard were cooperative with the investigation.

28. On 06/06/24 at 2:45a.m., Milwaukee Police were dispatched to a Fight, which later was updated to Shots Fired at 2106 W. National Ave. On arrival officers observed a large crowd coming out of the restaurant, running away in different directions. A subject was interviewed who stated they observed security guards battering a patron and when the subject attempted to break it up, they were kicked and punched by the security guard. The interviewee further stated while subjects were running away, someone fired two shots into the air. The 911 dispatcher also heard the gunshots. The agent was on scene and uncooperative with the investigation, stating they did not see anything and the security guard was no longer employed and would only provide a first name for them.

29. On 06/07/24 at 3:34a.m., Milwaukee Police were dispatched to a Shots Fired at 2100 W. National Ave. The caller stated a female was struck by a male and screaming they were raped. The caller further stated a large group was outside and heard someone state they were shot. On arrival officers observed a large group outside of 2106 W. National Ave. Patrons denied seeing anything and stated they heard shots fired but they were a few blocks away. Officers did not locate anyone shot, nor did they locate and casings. A potential victim initially advised officers this all occurred after leaving the restaurant and they had a gun pointed at them, however, then stated they were drunk and did not wish to be a victim. Officers were approached by another patron who stated they came to there to drink because they were advised the restaurant sells alcohol after hours. The patron stated they ordered shots and paid cash for them, however, when squads arrived the waitress grabbed the shots to presumably hide them and returned the cash. The agent was on scene and stated nothing occurred inside the business and none of the subject had been inside.

30. On 06/19/24 at 3:07a.m., Milwaukee Police conducted an Undercover Operation at 2106 W. National Ave., in an attempt to purchase alcohol after hours. The officers ordered and were served two alcoholic beverages in grey plastic cups. The undercover officers stated when uniform officers were approaching the business, the agent advised the waitress to remove the alcoholic beverages. At 3:13a.m., uniform officers entered the business and observed 11 patrons inside the business and advised the agent the business was operating outside of their plan of operation which allowed them to be open until 3:00a.m. The agent stated they thought it was until 4:00a.m. everyday, which the officers referred the agent to review their license on the wall. The officers further observed security personnel inside, however, they left when they saw officers. The agent was cited for the violation.

Charge: Class B Premises Allow Patrons After Hours  
Finding: Guilty  
Sentence: Fine  
Date: 08/26/24  
Case: 24019358

31. On 06/23/24 at 2:45a.m., Milwaukee Police were dispatched to a Shooting at 2106 W. National Ave. Investigation revealed two victims were shot as they were driving past the restaurant. They stated they were enroute to the restaurant when shots were fired at their vehicle and realized they had been shot. Two employees were interviewed who stated they heard the shots, but did not see anything. One employee did not know how to work video surveillance, however, did allow officers to remove the system in order to obtain video.

32. On 07/27/24, Milwaukee Police conducted an Underage Tavern Enforcement Initiative. At 8:15p.m., a minor Police Aide along with a Police Officer, entered 2106 W. National Ave. The Police Aide ordered and was served a bottle of Miller Lite and did obtain a receipt. The employee was interviewed regarding the sale, however, denied the transaction. The agent arrived on scene and was advised about the violation. The agent stated employees are instructed not to sell alcohol unless the agent was on scene. The employee was cited for the violation.

Charge: Sale of Alcohol to Underage  
Finding: 09/30/24 Arraignment  
Sentence:  
Date:  
Case: 24022237



# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:232930011

OtherEvent #: 23-LP-3376

## Incident

### 2106 W NATIONAL AV MILWAUKEE, WISCONSIN 53204

Incident Date/Time:: 10/20/2023 02:30:00  
CAD Number:: 232930128  
District:: 2  
Beat:: 221  
Reporting Area:: 5217

## Business Agent (1)

### GUTIERREZ, ANGEL

Person Involvement: (Must choose Agent  
AGENT from drop down):  
DOB:: 06/28/1971  
Sex:: MALE  
Race:: WHITE  
Phone 1 Number:: (414)-793-7153  
Phone 1 Type:: Phone  
Address:: 7536 HIGHWAY 33  
City:: CALEDONIA  
State:: WISCONSIN  
Zip Code:: 53108

## Licensed Premise Data (1)

### El Jalapeno Restaurant

Phone 1 Number:: (414)-383-4774  
Phone 1 Type:: Work  
Address:: 2106 W NATIONAL AV  
City:: MILWAUKEE  
State:: WISCONSIN  
Zip Code:: 53204  
License Type:: Food Dealer  
Licensee Notification Was Made:: No  
Business Was Cited For Violation:: No  
Licensee was cooperative: (If not explain in narrative): No  
Licensee or Manager was on premises at time of violation/incident:: No

## Narrative (1)

### LICENSED PREMISE REPORT

Jackson, Spencer

10/20/2023

This report is written by *PO Spencer JACKSON*, assigned to *DISTRICT 2, late shift, Squad 2321* with *PO MARTIN*.

# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:232930011

OtherEvent #: 23-LP-3376

*On Friday, October 20th, 2023 at approximately 2:38am we were dispatched to a subject with a gun complaint at 2104 W National Ave, which is located in the City and County of Milwaukee.*

*We were initially dispatched to 2100 W National Avenue.*

*Upon arrival, we did not observe anyone in the street causing a disturbance., nor did we observe anyone outside the restaurant causing a disturbance We then talked to two unknown citizens who stated there was a disturbance that was going on in the (El Jalapeño Restaurant). Upon walking up to the restaurant we observed unknown patrons of the restaurant lock the door to the restaurant as officers approached. Officers attempted to enter the business however the door was locked. The owner who was later identified as Angel GUTIERREZ (M/W, 06/28/1971) immediately came and unlocked the door stated everything was fine inside and he did not need police services.*

*We then interviewed the caller who was identified as Maria C MEJIA (F/W, 12/07/1980) who stated she was in the restaurant eating when a male who she knew came up to her and asked to shake her hand. MEJIA declined the offer and the male became upset and started arguing with MEJIA. MEJIA stated the argument then went outside and then the male displayed a gun and fled in an unknown direction before police arrival. MEJIA stated she did not wish to make a report and did not want police services anymore.*

*GUTIERREZ stated there are no cameras that work that face in the exterior of the building. GUITERRES was cooperative with officers. MEJIA was uncooperative with officers and was highly intoxicated and proceeded to swear at officers.*

*While on scene, I observed the licenses posted and they were up to date. During my investigation for a subject with gun I did not observe any violations in the licensed premise.*

## Officer (2)

Reporting Officer:	(Jackson, Spencer)	10/20/2023 03:10:00
Section: (Work Location):	23	
Approving Officer:	Albert, Joshua G (019226)	10/26/2023 23:13:35
Section: (Work Location):	23	

# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:233360021

OtherEvent #: 24-LP-0123

## Incident

### 2106 W NATIONAL AV MILWAUKEE, WISCONSIN 53204

Incident Date/Time:: 12/02/2023 01:15:00  
CAD Number:: 233360078  
District:: 2  
Beat:: 221  
Reporting Area:: 5217

## Business Agent (1)

### GUTIERREZ-GARNICA, ANGEL

Person Involvement: (Must choose Agent (License Holder)  
AGENT from drop down):  
DOB:: 06/28/1971  
Sex:: MALE  
Race:: WHITE  
Phone 1 Number:: (414)-793-7153  
Phone 1 Type:: Phone  
Address:: 7536 HIGHWAY 38  
City:: CALEDONIA  
State:: WISCONSIN  
Zip Code:: 53108

## Licensed Persons Involved (1)

### FLORES, OLGA

Person Involvement:: Manager  
DOB:: 06/26/1975  
Sex:: FEMALE  
Race:: WHITE  
Address:: 1804 W GREENFIELD AV  
Apartment or Suite:: UPPER  
City:: MILWAUKEE  
State:: WISCONSIN  
Zip Code:: 53204

## Licensed Premise Data (1)

### El Jalapeno

Phone 1 Number:: (414)-383-4774  
Address:: 2106 W NATIONAL AV  
City:: MILWAUKEE  
State:: WISCONSIN  
Zip Code:: 53204  
License Type:: Alcohol  
Licensee Notification Was Made:: No  
Business Was Cited For Violation:: No  
Licensee was cooperative: (If not explain in narrative): No

# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:233360021

OtherEvent #: 24-LP-0123

Licensee or Manager was on premises at time of violation/incident:: No

## Narrative (1)

### LICENSED PREMISE REPORT

Kilwein-JennerJohn, Diego M 022764

12/06/2023

This report is written by P.O. Diego KILWEIN-JENNERJOHN assigned to District Two Day Shift, Squad 2351

On Saturday December 2nd 2023 at 1:17 A.M. Squad 2351 (P.O Dellian MENDEZ and I) were dispatched to 2106 W National which is located in the City and County of Milwaukee for a call of Subject with gun.

When I arrived on scene I observed a B/M Subject, later identified as James E. HINES (01-13-1987) being detained by Squad 2320. No weapon was in sight. A B/F later identified as Brittany HUGHES (11-21-1991) was also on scene. Both subjects were cooperative.

I spoke to the caller, Olga FLORES (H/F 06-26-1975). She stated *that on Saturday November 2nd, 2023 at approximately 1:12 A.M. HINES had returned to his vehicle to retrieve a rifle, visibly upset. FLORES stated that HINES did not point the weapon nor threaten anyone.*

I spoke to HINES who stated he had entered the restaurant and was asked to place his weapon in his vehicle by an on site security guard. HINES complied and placed his firearm in the rear of his vehicle. HINES stated the on site security guard was no longer on scene and approximately 10 minutes later HINES vehicle was broken into and his firearm was no longer in his vehicle.

The licensed premise owner was on scene and was cooperative during our investigation. Angel GUTIERREZ-GARNICA (W/M 06-28-1971) arrived on scene to provide assistance. The premise did not have security cameras and the security cameras next door were not functioning at this time.

When I arrived on scene there was an un-armed security guard who was cooperative and attempted to identify the unknown security guard who disappeared.

While on scene, I observed the licenses posted and they were up to date. During my investigation for *Subject with Gun*. I did not observe any violations in the licensed premise.

## Officer (2)

Reporting Officer:	Kilwein-JennerJohn, Diego M (022764)	12/06/2023 06:01:00
Section: (Work Location):	23	
Approving Officer:	Albert, Joshua G (019226)	01/18/2024 02:33:09
Section: (Work Location):	23	

# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:C2406060022

OtherEvent #: 24-LP-1016

## Incident

### 2106 W NATIONAL AV MILWAUKEE, WISCONSIN 53204

Incident Date/Time:: 06/06/2024 02:45:00  
CAD Number:: P2406060134  
District:: 2  
Beat:: 230  
Reporting Area:: 5217

## Business Agent (1)

### GUTIERREZ-GARNICA, ANGEL

Person Involvement: (Must choose Agent  
AGENT from drop down):  
DOB:: 06/28/1971  
Sex:: MALE  
Race:: WHITE  
Phone 1 Number:: (414)-793-7153  
Phone 1 Type:: Phone  
Address:: 7536 HIGHWAY 38  
City:: CALEDONIA  
State:: WISCONSIN  
Zip Code:: 53108

## Licensed Premise Data (1)

### El Jalapeno Restaurant

Phone 1 Number:: (414)-383-4774  
Phone 1 Type:: Phone  
Address:: 2106 W NATIONAL AV  
City:: MILWAUKEE  
State:: WISCONSIN  
Zip Code:: 53204  
License Type:: Alcohol  
Licensee Notification Was Made:: No  
Business Was Cited For Violation:: No  
Licensee was cooperative: (If not explain in narrative): No  
Licensee or Manager was on premises at time of violation/incident:: Yes

## Narrative (1)

### LICENSED PREMISE REPORT

Santiago, Alondra 035704

06/06/2024

This report is being typed by PO Alondra SANTIAGO, assigned to District Two, Late Shift, Squad 2331 and with PO Bobby REYES. Officers were in full Milwaukee Police Department Uniform and operating body

# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:C2406060022

OtherEvent #: 24-LP-1016

worn camera in marked squad car #202.

On Thursday, June 6, 2024, at 2:45 am, PO REYES and I (PO SANTIAGO) were dispatched to the address of 2106 W National Ave, which is in the City and County of Milwaukee to investigate a complaint of a large crowd fight which then led to shots being fired.

Upon our arrival to the location, my partner PO REYES and I noticed a large crowd running away to different directions and coming out of the restaurant.

On scene, I spoke to the Josiah J. STRONG (B/M 02/17/2000) who stated that he was at the restaurant on today's date and 10 minutes prior we responded, he noticed that there was a fight that broke out inside the restaurant and then led to a physical fight outside of the restaurant. STRONG stated that one of the security guards that were inside the restaurant along with two other unknown males were battering an unknown Hispanic male. STRONG stated he tried to break the fight but in the process, he got kicked and punched by the security guard. STRONG stated the owner of the restaurant (Angel GUTIERREZ-GARNICA H/M 06-28-1971) told the security guard to leave before we arrived. STRONG stated that while the subjects were fighting, someone fired two gunshots, and everyone started running away.

The 911 dispatcher while on the phone with the caller, heard the two gunshots.

When speaking to GUTIERREZ-GARNICA regarding the incident, he was being uncooperative because I asked about the license premise. GUTIERREZ-GARNICA stated he did not see anything and stated that the cameras outside were not working. GUTIERREZ-GARNICA stated that the security guard was no longer employed there and only knew him as "Mikey". GUTIERREZ-GARNICA did give any further information.

License #.BTAVN-0211738 EXPIRATION 12/03/2024

END OF REPORT.

## Officer (2)

Reporting Officer:	Santiago, Alondra (035704)	06/06/2024 04:19:00
Section: (Work Location):	23	
Approving Officer:	Albert, Joshua G (019226)	06/12/2024 05:40:18
Section: (Work Location):	23	

# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #: C2406070030

OtherEvent #: 24-LP-1140

## Incident

### 2106 W NATIONAL AV MILWAUKEE, WISCONSIN 53204

Incident Date/Time:: 06/07/2024 03:34:00  
CAD Number:: P2406070183  
District:: 2  
Beat:: 230  
Reporting Area:: 5217

## Business Agent (1)

### GUTIERREZ-GARNICA, ANGEL

Person Involvement: (Must choose Agent (License Holder)  
AGENT from drop down):  
DOB:: 06/28/1971  
Sex:: MALE  
Race:: WHITE /  
Phone 1 Number:: (414)-793-7153  
Address:: 7536 N 38TH ST  
City:: Milwaukee  
State:: WISCONSIN  
Zip Code:: 53209

## Licensed Premise Data (1)

### EL JALAPENO

Phone 1 Number:: (414)-383-4774  
Phone 1 Type:: Phone  
Address:: 2106 W NATIONAL AV  
City:: MILWAUKEE  
State:: WISCONSIN  
Zip Code:: 53204  
License Type:: Alcohol  
Licensee Notification Was Made:: No  
Business Was Cited For Violation:: No  
Licensee was cooperative: (If not explain in narrative): No  
Licensee or Manager was on premises at time of violation/incident:: No

## Narrative (1)

### LICENSED PREMISE REPORT

Kilwein-JennerJohn, Diego M 022764

06/07/2024

This report is written by P.O. Diego KILWEIN-JENNERJOHN assigned to District Two, Late Shift, Squad 2390 solo.



# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:C2406070030

OtherEvent #: 24-LP-1140

On Thursday June 7th, 2024, I was dispatched to the address of 2100 W National, which is located in the city and county of Milwaukee, for a call of shots fired.

06/07/24 03:34:47 (pct-1503) : CLLR STS SHE CAN HEAR A FEMALE SCREAMING AT THE LOC.  
06/07/24 03:35:06 (pct-1503) : RapidSOS -87.93941 43.02361 XY(251946136,37988218)  
06/07/24 03:35:06 (pct-1503) : CALLER LOC: LL(-87:56:21.8329,43:01:24.9131); EST 740 S 21ST ST MKE  
06/07/24 03:36:00 (pct-1503) : CLLR STS SHE CAN SEE A HISP MALE 507 AND IT LOOKS LIKE HE IS SWINGING BUT SHE CANNOT SEE THE FEMALE  
06/07/24 03:37:00 (pct-1503) : CLLR STS THE FEMALE MOVED AND SHE IS H/F 502 AND LONG BLK HAIR AND THE CLLR STS SEEING THE MALE HIT HER THEN CLLR DISC. CLLR IS ANON FEMALE.  
06/07/24 03:38:13 (pct-1503) : NFI  
06/07/24 03:39:06 (pd-2514) : BC ON TG2  
06/07/24 03:41:22 (pct-1504) : Duplicate Event:Location = W NATIONAL AVE/S 21ST ST MKE, Cross Street 1 = W NATIONAL AVE, Cross Street 2 = S 21ST ST, Type = SHOTSFIRED - SHOTS Fired, Alarm Level = 0  
06/07/24 03:41:22 (pct-1504) : CLR STS THERE ARE A GROUP OF PEOPLE OUTSIDE SCREAMING, ONE SUBJ STATING SHE WAS RAPED, ANOTHER SUBJ STATING THAT SOMEONE WAS SHOT, AND THERE ARE OTHER SUBJS WHO ARE ARGUING ... CLR STS THAT THE ENTIRE SITUATION SEEMS TO BE ESCALATING  
06/07/24 03:41:22 (pct-1504) : CLR STS CLR HEARD ONE OF THE SUBJS  
06/07/24 03:41:22 (pct-1504) : CLR STS A GUNSHOT JUST WENT OFF  
06/07/24 03:41:22 (pct-1504) : End of Duplicate Event data  
06/07/24 03:41:36 (pct-1504) : CLR DOESN'T SEE ANYONE SHOT  
06/07/24 03:41:46 (pct-1504) : JUST ONE SHOT  
06/07/24 03:42:43 (pd-2514) : SQDS AD.  
06/07/24 03:42:58 (pct-1504) : CLR STS ONE SUBJ IS MALE WITH RED SWEATER, CLR BELIEVES BASED ON WHAT SUBJ WAS SAYING THAT MALE IN RED SWEATER IS THE ONE WHO FIRED THE SHOT, BUT CLR CANNOT SEE A WEAPON FROM WHERE SHE IS ... CLR IS WATCHING THROUGH WINDOW  
06/07/24 03:43:57 (pct-1504) : NFI  
06/07/24 03:45:05 (pd-2514) : 2311 -- SS ADDTL  
06/07/24 03:52:52 (pd-2503) : 2310 -- ON 22/NATIONAL THERE IS POSS MIXED MALE IN HIS 20S THREATENING PEOPLE WITH A GUN  
06/07/24 03:54:14 (pd-2503) : 2310 -- SUBJ HAS DREADS PER ONE OF THE PEOPLE OUT FRONT HERE

Upon my arrival I observed a large crowd gathered outside the Business EL JALAPENO. The squads that responded were 2390, 2310, 2311, 2351 and 2340. A sheriff's deputy also arrived and helped secure the area. The sheriff's deputy was not identified and left the scene before he could be identified. I spoke to the patrons on scene who stated that nothing had occurred and there were shots fired a few blocks south of the Business. Some patrons then stated there were gunshots heard in the middle of the block between Pierce and National on 21st street. Squad 2351 and I searched the area and observed no blood, casings or anything suspicious. Nothing was struck and no cries for help.

While searching I made contact with a caller who wishes to remain anonymous who stated she was in her residence at 733 S 21st Street and heard an argument and a woman state she was raped. Shortly after the resident stated she heard what sounded like a gunshot and screaming and a woman who stated "he just got popped" and she described a white Subaru forester leaving the area in an unknown

# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:C2406070030

OtherEvent #: 24-LP-1140

direction. Squad 2311 then advised that there was a woman stating she had a weapon pointed at her on the northeast corner of S 22nd Street and W National Ave. P.O. SANTIAGO was interviewing the potential victim, JANET ALEJANDRA VALEZ, (H/F 08/20/1993). ALEJANDRA VALEZ stated she did not want to be a Victim and stated "she was too drunk" and left the scene. ALEJANDRA VALEZ stated this all occurred after exiting EL JALAPENO.

As I gathered information, I was approached by SAFFOLD, KYLE L. (B/M 1989) who stated he wanted to make a complaint about the establishment EL JALAPENO, located at 2106 W National avenue. SAFFOLD stated he arrived at EL JALAPENO at approximately 3:15 A.M. SAFFOLD stated he owns a bar on the northside and closed at the appropriate time but expressed wishes to continue drinking, his patrons answered they knew of a restaurant that served alcohol "after hours". SAFFOLD stated he received the information of where to find EL JALAPENO and arrived and ordered 7 shots of alcohol and paid an unknown amount in cash.

SAFFOLD stated that when the police arrived a short time later with lights and sirens in marked squad cars the waitress came over and grabbed the shots and threw his cash down on the table. The waitress took the alcohol to an unknown location presumably to hide it. SAFFOLD stated he did not like how the restaurant was run including the food service and stated he would help in any way possible and to reach out for any more information. 262 282 0058 is the cell phone number SAFFOLD provided to me. SAFFOLD also stated he did not like how "schemy" the restaurant acted

I spoke to licensed premise owner GUTIERREZ-GARNICA ANGEL who stated that nothing had occurred and that the patrons were outside of the business and that none of them had been inside.

While on scene, I observed the licenses posted and they were up to date. During my investigation for shots fired I did not observe any violations in the licensed premise.

## Officer (2)

Reporting Officer:	Kilwein-Jennerjohn, Diego M (022764)	06/07/2024 06:39:00
Section: (Work Location):	23	
Approving Officer:	Velasquez, Guadalupe (018673)	07/02/2024 08:32:30
Section: (Work Location):	04	

# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:C2406190025

OtherEvent #: 24-LP-1105

## Incident

### 2106 W NATIONAL AV MILWAUKEE, WISCONSIN 53204

Incident Date/Time:: 06/19/2024 03:00:00  
CAD Number:: P2406190125  
District:: 2  
Beat:: 230  
Reporting Area:: 5217

## Business Agent (1)

### GUTIERREZ-GARNICA, ANGEL

Person Involvement: (Must choose Agent  
AGENT from drop down):  
DOB:: 06/28/1971  
Sex:: MALE  
Race:: WHITE  
Phone 1 Number:: (414)-793-7153  
Phone 1 Type:: Phone  
Address:: 7536 HIGHWAY 38  
City:: CALEDONIA  
State:: WISCONSIN  
Zip Code:: 53108

## Licensed Premise Data (1)

### EL JALAPENO RESTAURANT

Phone 1 Number:: (414)-383-4774  
Phone 1 Type:: Phone  
Address:: 2016 W NATIONAL AV  
City:: MILWAUKEE  
State:: WISCONSIN  
Zip Code:: 53204  
License Type:: Alcohol  
Licensee Notification Was Made:: No  
Business Was Cited For Violation:: Yes  
Licensee was cooperative: (If not explain in narrative): Yes  
Licensee or Manager was on premises at time of violation/incident:: Yes

## Narrative (1)

### LICENSED PREMISE REPORT

Lomeli, Vidal 027125

06/20/2024

This report is being written by PO Vidal LOMELI, assigned to District Two, Late Power Shift, and Squad 2453, with PO MERRITT on squad 2425. Officers were in full Milwaukee Police Department Uniform and

# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #: C2406190025

OtherEvent #: 24-LP-1105

operating body worn camera in marked squad car #546.

On June 19th, 2024, at 3:13 AM, PO MERRITT and I (PO LOMELI) conducted a license premise check at 2106 W National Ave (El Jalapeno Restaurant), which is in the City and County of Milwaukee.

It should be noted District Two Police Officers conducted an Undercover Plain clothes operation and went into the restaurant undercover, which they ordered two alcoholic beverages and food at 3:07 AM on 06/19/2024. Officers stated they were served alcohol from a waitress later identified as Mariela MARTINEZ-FERNANDEZ (W/F 11/03/2001) at 3:12 AM. Undercover Officers stated they were served alcohol in two gray plastic cups by Mariela the waitress. Undercover Officers stated once officers in uniform were walking up to the restaurant the Owner of the restaurant who was initially outside of the business opened the door and informed the waitress Mariela to remove the alcoholic beverages. Undercover Officers stated Mariela walked over to their table and removed the alcoholic beverages and stated to them they are closed.

Upon our arrival we observed the Restaurant still open and with eleven people inside the restaurant. I (PO LOMELI) interviewed the owner of the restaurant identified as Angel GUTIERREZ-GARNICA (W/M 06/28/1971) and advised him he had to be close, which he then replied he has an extended hour's permit that allows him to be open until 4:00 AM. I (PO LOMELI) then advised him his permit for extended hour is until 3:00 AM and advised him to review his license at the wall, which he then said he assumed it was until 4:00 AM every day. I (PO LOMELI) also interviewed a waitress identified as Brenda RAMOS VASQUEZ (W/F 07/15/2004) who was cleaning the restaurant as we arrived. RAMOS VASQUEZ stated she has only been working at EL Jalapeno for five days and is only a waitress, which she then stated she does not serve alcohol. I (PO LOMELI) did observe security but once officers were inside, they had left the location.

This business was cooperative during this investigation.

While on scene, I observed the licenses posted and they were up to date. During my investigation I did observe violations in the licensed premise, which were Serving liquor After Bar close and Operating outside the extended hours plan. Citations will be issued, and Officer Victor TORRES took photos of this incident.

It should be noted Officers who were undercover in plain clothes will be writing a supplemental report. Citations issued were 0681PTJNOL and 0681PJWD74.

## Officer (2)

Reporting Officer:	Lomeli, Vidal (027125)	06/20/2024 04:37:00
Section: (Work Location):	24	
Approving Officer:	Stachoviak, Daniel W (017600)	06/27/2024 00:34:11
Section: (Work Location):	24	

# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:C2406230024

OtherEvent #: 24-LP-1102

## Incident

### 2106 W NATIONAL AV MILWAUKEE, WISCONSIN 53204

Incident Date/Time:: 06/23/2024 03:00:00  
CAD Number:: P2406230189  
District:: 2  
Beat:: 230  
Reporting Area:: 5217

## Business Agent (1)

### GUTIERREZ-GARNICA, ANGEL

Person Involvement: (Must choose Agent  
AGENT from drop down):  
DOB:: 06/28/1971  
Sex:: MALE  
Race:: WHITE  
Phone 1 Number:: (414)-793-7153  
Phone 1 Type:: Phone  
Address:: 7536 HIGHWAY 38  
City:: CALEDONIA  
State:: WISCONSIN  
Zip Code:: 53108

## Licensed Persons Involved (1)

### GUTIERREZ, EMILIANO

Person Involvement:: Employee  
DOB:: 01/27/1997  
Sex:: MALE  
Race:: WHITE  
Phone 1 Number:: 4144583929  
Phone 1 Type:: CELL  
Address:: 2126 S 29TH ST  
City:: MILWAUKEE  
State:: WISCONSIN  
Zip Code:: 53215

## Licensed Premise Data (1)

### EL JALAPENO RESTAURANT

Phone 1 Number:: (414)-383-4774  
Phone 1 Type:: Phone  
Address:: 2016 W NATIONAL AV  
City:: MILWAUKEE  
State:: WISCONSIN  
Zip Code:: 53204  
License Type:: Alcohol  
Licensee Notification Was Made:: No  
Business Was Cited For Violation:: No

# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:C2406230024

OtherEvent #: 24-LP-1102

Licensee was cooperative: (If not explain in narrative): Yes

Licensee or Manager was on premises at time of violation/incident: Yes

## Narrative (1)

### LICENSED PREMISE REPORT

Lomeli, Vidal 027125

06/24/2024

This report is being typed by PO Vidal LOMELI, assigned to District Two, Late Power Shift, Squad 2453, with PO April KOERNER. Officers were in full Milwaukee Police Department Uniform and operating body worn camera in marked squad car #546.

PO KOERNER and I were dispatched to 2106 W National Ave (El Jalapeno Restaurant) to assist squad 2330 regarding a Shooting that happened outside the restaurant.

On Sunday, June 23rd, 2024, at approximately 2:45 AM, Reginald GONZALEZ (w/m 1-25-1993) was driving westbound on the 2100 block of W. National Ave in his Black 2013 Ram 1500 bearing Wisconsin License plates UN5021, with his friend Roberto Carlos PEREZ CORTES (w/m 4-1-2002) in the front passenger seat. While driving past El Jalapeño shots were fired into his vehicle and PEREZ CORTES had been shot. GONZALEZ stated he noticed that he was bleeding from his hand and had been shot himself. GONZALEZ drives himself, along with PEREZ CORTEZ to St. Luke's Hospital and checks into the ER Room. PEREZ CORTES stated that they were going to El Jalapeno for food and then was shot at by an unknown actor as they were driving by.

PO Julius TORRES interviewed the owner's son of the restaurant who was identified as Emiliano GUTIERREZ (W/M 1/27/97) who stated he did not hear a commotion outside the restaurant but did hear a few gunshots outside.

Emiliano stated he does not know how to work the cameras and allowed Detectives to remove the systems in order to obtain the video.

I (PO LOMELI) interviewed a waitress identified as Brenda RAMOS-VASQUEZ (W/F 07/15/2004) who stated she did not hear or see anything.

I did not observe any violations during this incident and all the workers were cooperative. While on scene, I observed the licenses posted and they were up to date.

End of report.

## Officer (2)

Reporting Officer:

Lomeli, Vidal (027125)

06/20/2024 04:37:00

# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #: C2406230024

OtherEvent #: 24-LP-1102

Section: (Work Location): 24

Approving Officer: Stachowiak, Daniel W (017600)

06/24/2024 19:55:25

Section: (Work Location): 24



# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #: C2407270160

OtherEvent #: 24-LP-1239

## Incident

### 2106 W NATIONAL AV MILWAUKEE, WISCONSIN 53204

Incident Date/Time:: 07/27/2024 20:34:00  
CAD Number:: P2407271445  
District:: 2  
Beat:: 230  
Reporting Area:: 5217

## Business Agent (1)

### GUTIERREZ-GARNICA, ANGEL

Person Involvement: (Must choose Agent  
AGENT from drop down):  
DOB:: 06/28/1971  
Sex:: MALE  
Race:: WHITE  
Phone 1 Number:: (414)-793-7153  
Phone 1 Type:: Phone  
Address:: 7536 HIGHWAY 38  
City:: CALEDONIA  
State:: WISCONSIN  
Zip Code:: 53108

## Licensed Persons Involved (1)

### FLORES, OLGA

Person Involvement:: Employee  
DOB:: 06/26/1975  
Sex:: FEMALE  
Race:: WHITE  
Address:: 1906 W GREENFIELD AV  
City:: MILWAUKEE  
State:: WISCONSIN  
Zip Code:: 53204

## Licensed Premise Data (1)

### EL JALAPENO RESTAURANT

Phone 1 Number:: (414)-383-4774  
Phone 1 Type:: Phone  
Address:: 2016 W NATIONAL AV  
City:: MILWAUKEE  
State:: WISCONSIN  
Zip Code:: 53204  
License Type:: Alcohol  
Licensee Notification Was Made:: Yes  
Licensee Notified Date/Time:: 07/28/2024 20:35:00  
Business Was Cited For Violation:: Yes

# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:C2407270160

OtherEvent #: 24-LP-1239

Citation Number: (Additional Citations List In Narrative):	M582CX0Q6Z
Violation/Ordinance Number::	SALE OF ALCOHOL UNDERAGE PERSON (90-18-1-A-1)
Licensee was cooperative: (if not explain in narrative):	Yes
Licensee or Manager was on premises at time of violation/incident::	No

## Narrative (1)

### LICENSED PREMISE REPORT

Mendez Santiago, Dellian M 028797

07/28/2024

This report is written by PO Dellian MENDEZ-SANTIAGO (PS#028797) assigned to District Two, Late Power shift, in full duty uniform, operating marked MPD Squad 205, and equipped with my department issued body worn camera, which captured this incident.

On Saturday, July 27, 2024, Officers and Police Aides performed an underage tavern enforcement initiative. There was one team that was part of this initiative. Our team consisted of an MPD Police Aide, a Police Officer, both which were acting in a plainclothes capacity with a uniformed Police Officer monitoring them from a short distance away. The Police Aide for our team was under the age of 21. This was verified by their respective Wisconsin driver's license. Police Aide Victoria A PAGAN (PS#037189) and Police Officer Maritza REYES (PS#036320) were in plainclothes while I, along with Police Officer Jesus RODRIGUEZ JR(PS#029217), Police Officer Justin MERRITT (PS#031959), and Sergeant Jonathan MEJIA-RIVERA were all in full uniform.

Prior to attempting any checks of licensed establishments, the Police Aide and Police Officer were given instructions. Our plainclothes member of this initiative was advised they were not to produce any identification to any of the establishment. If they were asked to produce identifications, they would lie and say they forgot it or didn't have one to attempt to gain entry. It was explained that the Police Aide would order one alcoholic beverage and the plainclothes Officer would order a soda or water. The plainclothes members would provide a detailed description to the uniformed Officers if they were successful in being served an alcoholic beverage. Uniformed Officers would then return to the establishment to confirm the identity of the person who sold the alcoholic beverage to the Police Aide. The uniformed Officers will notify the person that they served a department member who was acting in a plain clothes capacity and failed our investigation. The uniformed officer would then inform them that they would be receiving a citation, and a license premise report would be filed.

On Saturday, July 27, 2024, at approximately 8:15 PM, PO REYES and PA PAGAN arrived at 2106 W National Ave, (El Jalapeno Restaurant) in the City and County of Milwaukee, for an undercover underage sell of alcohol, to attempt to purchase alcohol. PA PAGAN entered the restaurant at 8:20 PM and ordered two Miller Lite beers in a bottle, which cost \$8.44 with tax. PA Pagan was also able to obtain a receipt of the transaction. The bartender/Server who served PA PAGAN was described as a W/F in her 40's wearing a black top, glasses, her hair in a bun, and blonde dyed hair, heavier set. After a few minutes passed PA PAGAN and PO REYES left the

# Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:C2407270160

OtherEvent #: 24-LP-1239

location.

PO MERRITT, PO RODRIGUEZ and I went into the location, and identified the bartender/server that served PA PAGAN the drink as Olga FLORES (w/f, 06/26/75). FLORES was advised that she served an alcohol to a person underage. FLORES stated that she and the other bartender/servers working with her knew everyone in the bar and she did not serve anyone that was underage. I informed FLORES that there would also be a license premise report filed regarding this investigation. FLORES stated the servers contacted the owner who would respond to the location.

Officers spoke to the owner of the establishment who is identified as Angel GUTIERREZ-GARNICA (w/m, 6/28/71). Officers explained to GUTIERREZ-GARNICA one of his servers, had served alcohol to an underage person. GUTIERREZ-GARNICA stated his servers are NOT supposed to sell any alcohol to any customer without him being present. GUTIERREZ-GARNICA stated he did not understand why that was done and all his server are trained to check identifications.

A citation under citation# #M582CX0Q6Z for City of Milwaukee ordinance 90-18-1-A-1 (Sale of alcohol to underage person) will be issued with a future court date.

End of report.

## Officer (2)

Reporting Officer:	Mendez Santiago, Dellian M (028797)	07/28/2024 15:39:00
Section: (Work Location):	24	
Approving Officer:	Velasquez, Guadalupe (018673)	08/02/2024 09:34:00
Section: (Work Location):	04	



Friday, November 01, 2024



# Notice of Public Hearing

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GUTIERREZ GARNICA, Angel, Agent  
El Jalapeno Restaurant LLC at 2106 W National Av  
Class B Tavern, Public Entertainment Premises and Food Dealer Licenses Renewal Application  
with Change of Hours From Opening 6:30AM Everyday To Open 6AM Everyday

**Tuesday, November 12, 2024 at 1:45 PM**

To whom it may concern:

The above application has been made by the above named applicant(s). This requires approval from the Licenses Committee and the Common Council of the City of Milwaukee. The hearing before the Licenses Committee will take place on 11/12/2024 at 1:45 PM in Room 301-B, Third Floor, City Hall. This is a public hearing. Those wishing to view the proceeding are able to do so via the City Channel – Channel 25 on Spectrum Cable – or on the Internet at <http://city.milwaukee.gov/citychannel>. Those wishing to provide oral testimony via internet are asked to contact the staff assistant, Yadira Melendez at (414) 286-2775 or [stasst5@milwaukee.gov](mailto:stasst5@milwaukee.gov) for necessary information. Please make such requests no later than one business day prior to the start of the meeting. You are not required to attend the hearing, but please see the information below if you would like to provide testimony. Once the Licenses Committee makes its recommendation, this recommendation is forwarded to the full Common Council for approval at its next regularly scheduled hearing.

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## Important details for those wishing to provide information for the Licenses Committee to consider when making its recommendation:

1. The license application is scheduled to be heard at the above time. Due to other hearings running longer than scheduled, you may have to wait some time to provide your testimony.
2. You must appear in person and testify as to matters that you have personally experienced or seen. (You cannot provide testimony for your neighbor, parent or anyone else; this is considered hearsay and cannot be considered by the committee.)
3. No letters or petitions can be accepted by the committee (unless the person who wrote the letter or the persons who signed the petition are present at the committee hearing and willing to testify).
4. Persons opposed to the license application are given the opportunity to testify first; supporters may testify after the opponents have finished.
5. When you are called to testify, you will be sworn in and asked to give your name, and address. (If your first and/or last names are uncommon please spell them.)
6. You may then provide testimony.
  - a. Include only information relating to the above license application.
  - b. Include only information you have personally witnessed or seen.
  - c. Provide concise and relevant information detailing how this business has affected or may affect the peaceful enjoyment of your neighborhood.
  - d. If by the time you have the opportunity to testify, the information you wish to share has already been provided to the committee, you may state that you agree with the previous testimony. Redundant or repetitive testimony will not assist the committee in making its recommendation.
7. After giving your testimony, the members of the Licenses Committee and the licensee may ask questions regarding the testimony you have given or other factors relating to the license application.
8. Business Competition is not a valid basis for denial or non-renewal of a license.  
**Please Note: If you have submitted an objection to the above application your objection cannot be considered by the committee unless you personally testify at the hearing.**

OCCUPANT	MAIL ADDRESS	CITY STATE ZIP
CURRENT OCCUPANT	2023 W NATIONAL AVE	MILWAUKEE, WI 53204-1158
CURRENT OCCUPANT	2024 W NATIONAL AVE	MILWAUKEE, WI 53204-1157
CURRENT OCCUPANT	2024A W NATIONAL AVE	MILWAUKEE, WI 53204-1157
CURRENT OCCUPANT	2025 W NATIONAL AVE	MILWAUKEE, WI 53204-1158
CURRENT OCCUPANT	2027 W NATIONAL AVE	MILWAUKEE, WI 53204-1158
CURRENT OCCUPANT	2034 W NATIONAL AVE	MILWAUKEE, WI 53204-1157
CURRENT OCCUPANT	2036 W NATIONAL AVE	MILWAUKEE, WI 53204-1157
CURRENT OCCUPANT	2039 W NATIONAL AVE	MILWAUKEE, WI 53204-1158
CURRENT OCCUPANT	2039A W NATIONAL AVE	MILWAUKEE, WI 53204-1158
CURRENT OCCUPANT	2104 W NATIONAL AVE	MILWAUKEE, WI 53204-1159
CURRENT OCCUPANT	2110 W NATIONAL AVE	MILWAUKEE, WI 53204-1159
CURRENT OCCUPANT	2114 W NATIONAL AVE# 1	MILWAUKEE, WI 53204-1175
CURRENT OCCUPANT	2114 W NATIONAL AVE# 2	MILWAUKEE, WI 53204-1175
CURRENT OCCUPANT	2114 W NATIONAL AVE# 3	MILWAUKEE, WI 53204-1175
CURRENT OCCUPANT	2114 W NATIONAL AVE# 4	MILWAUKEE, WI 53204-1175
CURRENT OCCUPANT	2114 W NATIONAL AVE# 5	MILWAUKEE, WI 53204-1175
CURRENT OCCUPANT	2117 W PIERCE ST	MILWAUKEE, WI 53204-1163
CURRENT OCCUPANT	2117A W PIERCE ST	MILWAUKEE, WI 53204-1163
CURRENT OCCUPANT	2119 W PIERCE ST	MILWAUKEE, WI 53204-1163
CURRENT OCCUPANT	2119A W PIERCE ST	MILWAUKEE, WI 53204-1163
CURRENT OCCUPANT	2125 W PIERCE ST	MILWAUKEE, WI 53204-1163
CURRENT OCCUPANT	2132 W NATIONAL AVE# 1	MILWAUKEE, WI 53204-1159
CURRENT OCCUPANT	2132 W NATIONAL AVE# 2	MILWAUKEE, WI 53204-1159
CURRENT OCCUPANT	2132 W NATIONAL AVE# 3	MILWAUKEE, WI 53204-1159
CURRENT OCCUPANT	2132 W NATIONAL AVE# 4	MILWAUKEE, WI 53204-1159
CURRENT OCCUPANT	2132 W NATIONAL AVE# 5	MILWAUKEE, WI 53204-1159
CURRENT OCCUPANT	2132 W NATIONAL AVE# 6	MILWAUKEE, WI 53204-1159
CURRENT OCCUPANT	2136 W NATIONAL AVE# 1	MILWAUKEE, WI 53204-1176
CURRENT OCCUPANT	2136 W NATIONAL AVE# 2	MILWAUKEE, WI 53204-1176
CURRENT OCCUPANT	2136 W NATIONAL AVE# 3	MILWAUKEE, WI 53204-1176
CURRENT OCCUPANT	2136 W NATIONAL AVE# 4	MILWAUKEE, WI 53204-1176
CURRENT OCCUPANT	2136 W NATIONAL AVE# 5	MILWAUKEE, WI 53204-1176
CURRENT OCCUPANT	2136 W NATIONAL AVE# 6	MILWAUKEE, WI 53204-1176
CURRENT OCCUPANT	713 S 21ST ST	MILWAUKEE, WI 53204-1148
CURRENT OCCUPANT	714 S 22ND ST# 1	MILWAUKEE, WI 53204-1017
CURRENT OCCUPANT	714 S 22ND ST# 2	MILWAUKEE, WI 53204-1017
CURRENT OCCUPANT	716 S 21ST ST	MILWAUKEE, WI 53204-1147
CURRENT OCCUPANT	716 S 22ND ST	MILWAUKEE, WI 53204-1017
CURRENT OCCUPANT	718 S 21ST ST	MILWAUKEE, WI 53204-1147
CURRENT OCCUPANT	719 S 21ST ST# 1	MILWAUKEE, WI 53204-1148
CURRENT OCCUPANT	719 S 21ST ST# 2	MILWAUKEE, WI 53204-1148
CURRENT OCCUPANT	719 S 21ST ST# 3	MILWAUKEE, WI 53204-1148
CURRENT OCCUPANT	719 S 21ST ST# 4	MILWAUKEE, WI 53204-1148
CURRENT OCCUPANT	725 S 21ST ST	MILWAUKEE, WI 53204-1148
CURRENT OCCUPANT	726 S 22ND ST# 1	MILWAUKEE, WI 53204-1017
CURRENT OCCUPANT	726 S 22ND ST# 2	MILWAUKEE, WI 53204-1017

CURRENT OCCUPANT	726 S 22ND ST# 3	MILWAUKEE, WI 53204-1017
CURRENT OCCUPANT	726 S 22ND ST# 4	MILWAUKEE, WI 53204-1017
CURRENT OCCUPANT	730 S 22ND ST	MILWAUKEE, WI 53204-1017
CURRENT OCCUPANT	732 S 22ND ST	MILWAUKEE, WI 53204-1017
CURRENT OCCUPANT	732A S 22ND ST	MILWAUKEE, WI 53204-1017
CURRENT OCCUPANT	735 S 21ST ST	MILWAUKEE, WI 53204-1148
CURRENT OCCUPANT	735A S 21ST ST	MILWAUKEE, WI 53204-1148
CURRENT OCCUPANT	736 S 21ST ST	MILWAUKEE, WI 53204-1147
CURRENT OCCUPANT	736 S 22ND ST	MILWAUKEE, WI 53204-1017
CURRENT OCCUPANT	736A S 21ST ST	MILWAUKEE, WI 53204-1147
CURRENT OCCUPANT	736A S 22ND ST	MILWAUKEE, WI 53204-1017
CURRENT OCCUPANT	741 S 21ST ST	MILWAUKEE, WI 53204-1148
CURRENT OCCUPANT	742 S 22ND ST	MILWAUKEE, WI 53204-1017
CURRENT OCCUPANT	742 S 22ND ST# A	MILWAUKEE, WI 53204-1017
CURRENT OCCUPANT	743 S 21ST ST	MILWAUKEE, WI 53204-1148
CURRENT OCCUPANT	744 S 21ST ST	MILWAUKEE, WI 53204-1147
CURRENT OCCUPANT	744A S 21ST ST	MILWAUKEE, WI 53204-1147
CURRENT OCCUPANT	745 S 21ST ST	MILWAUKEE, WI 53204-1148
CURRENT OCCUPANT	747 S 21ST ST	MILWAUKEE, WI 53204-1148
CURRENT OCCUPANT	748 S 21ST ST	MILWAUKEE, WI 53204-1147
CURRENT OCCUPANT	750 S 22ND ST# 1	MILWAUKEE, WI 53204-1017
CURRENT OCCUPANT	750 S 22ND ST# 2	MILWAUKEE, WI 53204-1017
CURRENT OCCUPANT	750 S 22ND ST# 3	MILWAUKEE, WI 53204-1017
CURRENT OCCUPANT	750 S 22ND ST# 4	MILWAUKEE, WI 53204-1017
CURRENT OCCUPANT	750 S 22ND ST# 5	MILWAUKEE, WI 53204-1017
CURRENT OCCUPANT	759 S 21ST ST# 1	MILWAUKEE, WI 53204-1196
CURRENT OCCUPANT	759 S 21ST ST# 2	MILWAUKEE, WI 53204-1196
CURRENT OCCUPANT	759 S 21ST ST# 3	MILWAUKEE, WI 53204-1196
CURRENT OCCUPANT	759 S 21ST ST# 4	MILWAUKEE, WI 53204-1196
CURRENT OCCUPANT	810 S 21ST ST	MILWAUKEE, WI 53204-1149
CURRENT OCCUPANT	816 S 21ST ST	MILWAUKEE, WI 53204-1149
CURRENT OCCUPANT	816A S 21ST ST	MILWAUKEE, WI 53204-1149

Blank Notice

Total Records: 78

Radius 250 feet and Center of the Circle: 2106 W National Av

## 2024-2025 Plan of Operation for 2106 W NATIONAL AV

<b>1. Litter &amp; Security Plans</b>			
How are the grounds kept clean? <input checked="" type="checkbox"/> Sweep <input type="checkbox"/> Pressure Wash <input checked="" type="checkbox"/> Pick Up Litter <input type="checkbox"/> Other:			
How often will grounds be cleaned? <input checked="" type="checkbox"/> Daily <input type="checkbox"/> Weekly <input type="checkbox"/> Other:			
Who cleans the grounds? <input type="checkbox"/> Licensee <input type="checkbox"/> Building Owner <input checked="" type="checkbox"/> Employees <input type="checkbox"/> Hired Maintenance <input type="checkbox"/> Other:			
How are noise issues prevented and/or addressed? <input type="checkbox"/> Security <input type="checkbox"/> Manager approaches customer(s) <input checked="" type="checkbox"/> Call Police <input type="checkbox"/> Signs Posted <input type="checkbox"/> Other:			
Are there designated outdoor smoking areas? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If Yes, Describe:			
Number of garbage cans: Inside <u>6</u> Locations: <u>bathrooms, kitchen, waitress station</u> Outside <u>2</u> Locations: <u>BACK of Restaurant</u>			
Is a crowd control barrier used? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If Yes, Describe:			
Number of restrooms: <u>2</u>		Name of solid waste contractor: <u>Waste Management</u>	
Are there parking spaces on the premises? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If Yes, list number of spaces: _____ and describe security plans:			
Are there designated loading areas? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If Yes, describe security plans:			
Do you have security personnel on the premise? <input checked="" type="checkbox"/> No <input checked="" type="checkbox"/> Yes If Yes, how many? _____ AND What are their responsibilities? <u>check customers upon entering for weapons</u> What security equipment do they use? <u>pepper spray, guns</u> * List their license number(s): *			
Are there security cameras? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes If Yes, list all locations:			
Are searches and/or identification checks conducted upon entry? <input type="checkbox"/> No <input type="checkbox"/> Yes If Yes, describe:			
<b>2. Percentage of Sales (must total 100%)</b>			
Alcohol <u>10</u> %	Food Sales <u>90</u> %	Entertainment _____ %	Other _____ %
<b>3. Businesses On The Premises (choose all that apply):</b>			
<input checked="" type="checkbox"/> Restaurant <input type="checkbox"/> Cafe/Coffee Shop <input type="checkbox"/> Cocktail Lounge <input type="checkbox"/> Convenience Store <input type="checkbox"/> Night Club <input type="checkbox"/> Liquor Store <input type="checkbox"/> Tavern <input type="checkbox"/> Sports Facility <input type="checkbox"/> Hotel <input type="checkbox"/> Banquet Hall <input type="checkbox"/> Supermarket <input type="checkbox"/> Private/Fraternal/Veterans' Club <input type="checkbox"/> Other:			
<b>4. Hours of Operation and Age Restriction</b>			
Are there any changes to the current hours of operation or age restriction? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes If Yes, Describe: <u>Sunday - Sat - 6am - 1:30</u> <u>Frid Sat - 6am - 2:30</u> Please Note: If you will be open earlier or later than the hours listed on your current license for even one event or holiday (for example, St. Patrick's Day, Brewers Opening Day, etc.) during the license period, this must be reported and printed on your license. Your hours of operation and age restriction are listed on your current license.			
<b>5. Floor Plan and Capacity</b>			
Are you requesting any changes to your capacity or floor plan*? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If yes, describe: _____ and submit a new floor plan with this renewal application. A sample plan can be found online at <a href="http://www.milwaukee.gov/licenses">www.milwaukee.gov/licenses</a> under License Forms and Related Information.			
Alcohol/Food Establishments: A "Permanent Extension of Premises Application" is required if you are adding any square footage to the licensed premises.			
<b>6. Sidewalk Dining: Fee:</b>			
Are there any changes to the sidewalk dining site plan? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If Yes, submit an updated site plan with this application.			
<b>7. Food License: FREST 19902 Fee: \$800.00</b>		<b>8. Weights and Measures: Fee:</b>	
Your current food license includes the following food operations: DHS - COMPLEX, Sales \$20,001 - \$200,000, Tavern Restaurant. Are there any changes to your food operations as listed above? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes, if Yes, explain <u>open earlier daily - 6am</u>		Number/Type of Devices: Are there any changes to the number or types of devices? <input type="checkbox"/> No <input type="checkbox"/> Yes If yes, contact our office for further instructions.	



**1. CURRENT APPROVED ENTERTAINMENT for El Jalapeno Restaurant LLC 2106 W NATIONAL AV**

The following types of entertainment have been approved for your current Public Entertainment Premises license:

Jukebox, 1 Amusement Machine.

**2. ADDING ENTERTAINMENT**

If applicable, check any entertainment you wish to add: **ONLY CHECK ENTERTAINMENT TYPE(S) YOU ARE ADDING. YOUR CURRENT APPROVED ENTERTAINMENT IS LISTED ABOVE. ALSO SUBMIT AN UPDATED FLOOR PLAN AND PLAN OF OPERATION OR CONFIRMATION STATEMENT IF THE NEW ENTERTAINMENT DOES NOT CHANGE THE CURRENT PLAN OF OPERATION.**

- |   |  |  |   |
|---|--|--|---|
| <input type="checkbox"/> Instrumental Musicians   | <input type="checkbox"/> Bands                                 | <input type="checkbox"/> Battle of the Bands                   | <input type="checkbox"/> Comedy Acts  |
| <input type="checkbox"/> Disc Jockey  | <input type="checkbox"/> Magic Shows                           | <input type="checkbox"/> Poetry Readings                       | <input type="checkbox"/> Dancing by Performers                                |
| <input type="checkbox"/> Jukebox  | <input type="checkbox"/> Wrestling                             | <input type="checkbox"/> Patron Contests                       | <input type="checkbox"/> Patrons Dancing                                      |
| <input type="checkbox"/> Adult Entertainment/<br>Strippers/Erotic Dance                   | <input type="checkbox"/> Karaoke                               | <input type="checkbox"/> Bowling Alley                         | <input type="checkbox"/> Pool Tables  |
| <input type="checkbox"/> Motion Pictures (movies by admission)<br>How many screens? _____ | <input type="checkbox"/> Amusement Machines<br>How many? _____ | <input type="checkbox"/> Concerts<br>Approx. # per year? _____ | <input type="checkbox"/> Theatrical Performances<br>Approx. # per year? _____ |
| <input type="checkbox"/> Other: _____   |  |  |   |

No entertainment changes can take place until approved by Common Council and a new license has been issued and posted on the premises.

**3. REMOVING ENTERTAINMENT**

If applicable, list any entertainment you wish to remove:

**4. PROMOTERS/SOUND AMPLIFICATION**

Will promoters ever be used for any of the entertainment?  No  Yes If Yes, Describe:

At any time will sound amplification be used?  No  Yes If Yes, Describe:

**5. SIGNATURE**

I understand that after the license has been issued, a change to the plan of operation will require a written request to change and approval from the Common Council.

I agree to inform the City Clerk within 10 days of any substantial changes in the information supplied in this application.

I understand that I shall not willfully refuse to provide the services offered under this license, or add charges or require deposits not required of the general public because of race, color, sex, religion, national origin or ancestry, age, handicap, lawful source of income, marital status, sexual orientation, gender identity or expression, familial status or the fact that a person is now or has been a member of the military service, whether dressed in uniform or not; and shall not seek such information as a condition of employment, or penalize any employee or discriminate in the selection of personnel for training or promotion on the basis of such information.

I have knowledge of the City Ordinances currently regulating public entertainment, and understand that the license may be subject to suspension, non-renewal or revocation, if I violate any rule, law or regulation of the city of Milwaukee and State of Wisconsin.

  
Signature of Sole Proprietor, a Partner, or if a Corporation or LLC, the Agent must sign