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Office of the City Clerk

June 28, 2007

Ronald D. Leonhardt  
City Clerk

Jim Owczarski  
Deputy City Clerk

Sewak Singh  
Clybourn Supermarket, LLC  
730 North 23<sup>rd</sup> Street, No. 103  
Milwaukee, WI 53233

Attorney Roberto Ledesma  
2855 South 13<sup>th</sup> Street  
Milwaukee, WI 53215


Dear Mr. Singh and Attorney Ledesma:

You are hereby notified that the Milwaukee Common Council will hold a hearing on July 11, 2007, commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin to consider the renewal of the Class "A" Malt license application for the premises located at 2903 West Clybourn Street ("Milwaukee Foods").

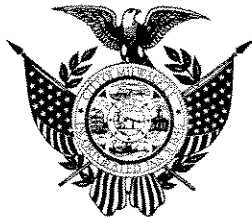
Attached you will find a copy of the Report of the Licenses Committee which includes its Findings of Fact, Conclusions of Law and Recommendation, recommending renewal of the Class "A" Malt license with a ninety (90) day suspension. The recommendation is the result of a public hearing before the Committee held on June 26, 2007, a police report and neighborhood objections.

You may file a written objection to the report of the Licenses Committee. If you file a written objection to the report you may also appear before the Milwaukee Common Council to make oral arguments supporting your written objections and present oral arguments supporting that objection to the Common Council. **Please be advised that, although you were informed orally at the Licenses Committee meeting of June 26, 2007, that objections were to be filed no later than the close of business on July 11, 2007, this is not a correct calculation of this deadline. Per s. 90-11-2-c-2 of the Milwaukee Code of Ordinances, any objection must be filed no later than the close of business on July 6, 2007.** You or a legal representative may then also appear at the Common Council meeting and request an opportunity to address the Common Council for approximately five (5) minutes to present an oral argument on your own behalf.

Respectfully,



RONALD D. LEONHARDT  
City Clerk



**JAMES N. WITKOWIAK**  
ALDERMAN, 12TH DISTRICT

Date: June 28, 2007

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Renewal application of Sewak Singh as agent for "Clybourn Supermarket, LLC", for a Class "A" Malt license for the premises located at 2903 West Clybourn Street in the City and County of Milwaukee, Wisconsin ("Milwaukee Foods").

**FINDINGS OF FACT**

1. Sewak Singh (hereinafter the "Licensee") is the holder of a Class "A" Malt license for the premises at 2903 West Clybourn Street in the City and County of Milwaukee, Wisconsin ("Milwaukee Foods"). Said license expires at midnight, July 25, 2007.
2. An application to renew said license was filed with the Office of the City Clerk on April 30, 2007.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. The police department filed a police report dated May 1, 2007 that could form the basis for nonrenewal or suspension of the license. There were neighborhood objections to loitering, littering, drug and criminal activity, prostitution, the premises is operated in such a manner that it creates a public nuisance, and conduct which is detrimental to the health, safety and welfare of the neighborhood.
4. On May 25, 2007, the City Clerk's Office originally provided timely notice to the Licensee, pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the police report and neighborhood objections, and included a copy of the police report. The matter was scheduled for a hearing on the police report and neighborhood objections for June 26, 2007 at 8:45 a.m. in Room 301B of the third floor of City Hall. At said date, time and place, the licensee appeared and admitted receipt of the notice and police report.

The applicant was represented by Attorney Roberto Ledesma, 2855 South 13<sup>th</sup> Street, Milwaukee, Wisconsin 53215.

5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. On September 20, 2006 at 2:45 p.m. officers of the Milwaukee Police Department were investigating sale of drug paraphernalia at the licensed premises at 2903 West Clybourn ("Milwaukee Foods"). An officer and two police aides entered the store in an undercover capacity and asked the clerk, identified as Sapna Panjwani, for some "grape wrap." Grape wrap is a flavored tobacco wrap that is commonly used to smoke illegal narcotics. Panjwani stated that she does not sell wraps only single "Phillies." "Phillies" are prerolled cigars. The tobacco is commonly removed and replaced with an illegal narcotic and then ingested by smoking. A police aide asked for two "Phillies" and the undercover police officer started to get one more. The police aide stated out loud in the clerk's presence that they "didn't have that much weed to smoke for that!" Panjwani laughed and stated that they had a special sale on "Phillies", four for \$2.00. The police aide purchased the "Phillies" and they all left the store. A uniformed officer was then informed of the purchase and entered and located Panjwani. A citation was issued to Panjwani for sale of drug paraphernalia. Sapna Panjwani was found guilty of this charge on November 8, 2006 and fined \$288.00.
  - B. Objecting neighbors complained of seeing what they attribute as drug activity associated with the operation of this premises. Specifically they see a car drive up to the store, persons come out of the store to the car where a transaction takes place and then they see the persons return to the store.
  - C. Objecting neighbors also testified to numerous incidents on a daily basis of individuals going into the store to purchase alcohol and then going to the back of the store and to a retaining wall where they sat and drank the products they obtained in the store. It was observed that panhandlers, after obtaining money, would go into the store, purchase malt products and then sit outside and consume the products. This activity continues every day until 8 PM when the store closes, and the neighborhood returns to quiet.
  - D. Four individuals testified in support of the renewal of this license, and even they admitted to seeing persons loitering outside of the store consuming malt products.
  - E. The local alderman testified that on a Sunday afternoon in May he sat and watched the activity at this store for ninety minutes and personally saw the traffic of loiterers enter the store and sit outside and drink beer.

- F. The licensee at first testified that he saw no loitering, but later admitted that he has a closed circuit security system and that he too has seen the loitering.

#### CONCLUSIONS OF LAW

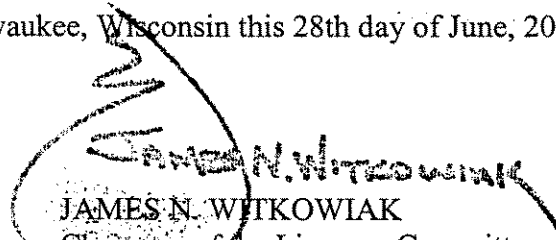
1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Sewak Singh, agent for "Clybourn Supermarket, LLC" has not met the criteria of Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes to allow renewal of his Class "A" Malt license without undergoing a ninety (90) day suspension of said license. The Committee finds the police report and neighborhood objections as stated above to be true.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council of the City of Milwaukee should exercise its discretion to renewal with a ninety (90) day suspension the Class "A" Malt license held by the licensee for the premises located at 2903 West Clybourn Street in the City and County of Milwaukee, Wisconsin ("Milwaukee Foods") because of a police report and neighborhood objections.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes and two (2) noes recommends that the Class "A" Malt license held by Sewak Singh for the premises at 2903 West Clybourn Street in the City and County of Milwaukee, Wisconsin ("Milwaukee Foods") be renewed with a ninety (90) day suspension based upon the police report and neighborhood objections.

Said suspension is to be in effect from 12:01 a.m., July 26, 2007 through midnight, October 23, 2007.

Dated and signed at Milwaukee, Wisconsin this 28th day of June, 2007.

  
JAMES N. WITKOWIAK  
Chairman of the Licenses Committee

120785



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Office of the City Clerk

June 28, 2007

Ronald D. Leonhardt  
City Clerk

Jim Owczarski  
Deputy City Clerk

Babs T. Olusanya  
3043 North 35<sup>th</sup> Street  
Milwaukee, WI 53210

Joseph F. Alaka  
3043 North 35<sup>th</sup> Street  
Milwaukee, WI 53210

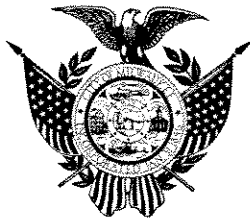
Dear Mr. Olusanya and Mr. Alaka:

You are hereby notified that the Milwaukee Common Council will hold a hearing on July 11, 2007, commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin to consider the renewal of your Class "B" Tavern and Tavern Dance partnership license application for the premises located at 3043 North 35<sup>th</sup> Street ("Embassy Lounge").

Attached you will find a copy of the Report of the Licenses Committee which includes its Findings of Fact, Conclusions of Law and Recommendation, recommending renewal of the Class "B" Tavern and Tavern Dance partnership license with a twenty (20) day suspension. The recommendation is the result of a public hearing before the Committee held on June 26, 2007 and a police report.

You may file a written objection to the report of the Licenses Committee. If you file a written objection to the report you may also appear before the Milwaukee Common Council to make oral arguments supporting your written objections and present oral arguments supporting that objection to the Common Council. **Please be advised that, although you were informed orally at the Licenses Committee meeting of June 26, 2007, that objections were to be filed no later than the close of business on July 11, 2007, this is not a correct calculation of this deadline. Per s. 90-11-2-c-2 of the Milwaukee Code of Ordinances, any objection must be filed no later than the close of business on July 6, 2007.** You or a legal representative may then also appear at the Common Council meeting and request an opportunity to address the Common Council for approximately five (5) minutes to present an oral argument on your own behalf.

Respectfully,  
  
RONALD D. LEONHARDT  
City Clerk



**JAMES N. WITKOWIAK**  
ALDERMAN, 12TH DISTRICT

Date: June 28, 2007

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the renewal application of the Class "B" Tavern and Tavern Dance partnership license of Babs T. Olusanya and Joseph F. Alaka for the license premises at 3043 North 35<sup>th</sup> Street in the City and County of Milwaukee, Wisconsin ("Embassy Lounge").

FINDINGS OF FACT

1. Babs T. Olusanya and Joseph F. Alaka (hereinafter the "Licensee") are the holders of a Class "B" Tavern and Tavern Dance partnership license in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, July 30, 2007.
2. An application to renew said license was filed with the Office of the City Clerk on April 26, 2007.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On April 27, 2007, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license. There were also neighborhood objections to loitering, littering, loud music and noise, parking and traffic problems, cruising, shooting and gunshots, drug and criminal activity, excessive use of police resources and conduct which is detrimental to the health, safety, and welfare of the neighborhood.
4. On May 25, 2007 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the neighborhood objections and of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report and neighborhood objections on June 26, 2007, commencing at

9:30 a.m. in Room 301B of City Hall, 200 East Wells Street, Milwaukee, Wisconsin 53202. At said date, time and place, the licensee, Babs T. Olusanya, appeared and admitted receipt of the police report. He was not represented by counsel. No neighbors appeared to testify to the neighborhood objections.

5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. In 1993 Taiwo Babs Olusanya was arrested in Dane County for Ma-Fraud/Benefits Rights a misdemeanor. He was found guilty on March 3, 1993 and sentenced to 12 months probation.
  - B. On December 9, 1997 Babs T. Olusanya was arrested in Milwaukee County for disorderly conduct. He was found guilty of this charge on January 7, 1998 and the sentence was time served.
  - C. On April 17, 2004 at 2:05 a.m., the licensee, Babs T. Olusanya, was issued a Milwaukee Municipal citation for immediate entry/police/local and state authority and on October 18, 2004 was found guilty and fined \$343.00.
  - D. On October 30, 2006 at 11:22 p.m. officers of the Milwaukee Police Department were dispatched to the licensed premises at 3043 North 35<sup>th</sup> Street ("Embassy Lounge") for a trouble with subject complaint. The investigation revealed that several subjects were standing outside by the bar door and when they observed officers, they went back into the bar and locked the door. Officers were knocking on the door for some time before someone unlocked it and let officers in. Once inside, the licensee stated he did not know the door was locked because he was bartending. The investigation also revealed several females dancing in the bar with one having no clothes on. The licensee denied having dancers but when officers questioned one of the dancers as to why she was there and had no clothes on, she replied she was there dancing. Officers interviewed three other women who also said they were there dancing. The licensee was issued two citations - one for tavern amusement license required which was dismissed on January 25, 2007 and immediate entry for police, local and state for which the licensee was found guilty on January 25, 2007 and he was fined \$280.00.

At hearing the licensee testified that the persons referred to in this incident were not in the tavern but rather in living units that are upstairs and not associated with the tavern. It was confirmed that there are three residential dwelling units upstairs at the licensed premises.



- E. On November 17, 2006 at 2:50 a.m. officers of the Milwaukee Police Department were dispatched to check for a shooting scene near the parking lot at 3500 West Burleigh. The investigation revealed two females had an altercation at the licensed premises at 3043 North 35<sup>th</sup> Street ("Embassy Lounge") when they were escorted out of the tavern by the owner. Shortly after, shots were heard being fired in the area. Officers found two gunshot holes at the Checkers Auto Parts building located at 3431 West Fond du Lac and later learned one male was shot in the leg. The licensee, Babs Olusanya, stated there was a video surveillance system within and outside the tavern; however, it was not running all day.
  
- F. On January 19, 2007 at 11:37 p.m., officers of the Milwaukee Police Department were dispatched to the licensed premises at 3043 North 35<sup>th</sup> Street ("Embassy Lounge") for a possible shooting. The investigation revealed shots were heard but the shooting was found to be baseless. The licensee did call police regarding hearing shots being fired. A tavern check was conducted and officers found the capacity license obstructed and not in plain sight. No other violations were found at this time.
  
- G. On February 3, 2007 at 12:30 a.m., officers of the Milwaukee Police Department conducted a license check at the licensed premises at 3043 North 35<sup>th</sup> Street ("Embassy Lounge"). Four patrons were arrested on outstanding warrants and one patron was found to be in possession of a gun and was arrested for carrying a concealed weapon.

The following pertains to Joseph F. Alaka, who is listed as a corporate officer:

- H. On August 29, 2005, Alaka received a citation for Building and Zoning violations at 4500 North 38<sup>th</sup> Street and on July 18, 2006 was found guilty and fined \$220.00.
  
- I. On March 8, 2007, Alaka received a citation for taxi-permit required at 1800 North Martin Luther King Drive which was pending arraignment on May 2, 2007.

#### CONCLUSIONS OF LAW

- 1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.

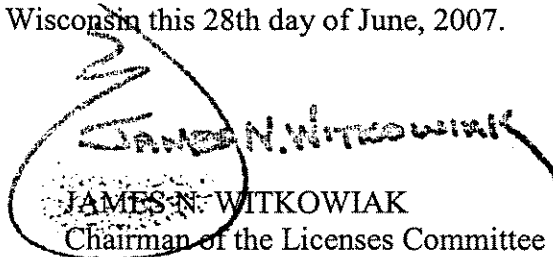
2. Based upon the above facts found, the Committee finds that the licensees, Babs T. Olusanya and Joseph F. Alaka, have not met the criteria of Chapter 125, Wis. Stats. or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "B" Tavern and Tavern Dance partnership license held by the licensees without undergoing a twenty (20) day suspension of said license. The Committee finds the police report as stated above to be true.
3. The Committee recommends that the full Common Council of the City of Milwaukee exercise its judgment to renewal of the Class "B" Tavern and Tavern Dance partnership license for the licensed premises at 3043 North 35<sup>th</sup> Street in the City and County of Milwaukee, Wisconsin ("Embassy Lounge") held by Babs T. Olusanya and Joseph F. Alaka with a twenty (20) day suspension of said license based upon the danger that his conduct represents to the health, safety and welfare of the citizens of the City of Milwaukee.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes and zero (0) noes recommends that the Class "B" Tavern and Tavern Dance partnership license held by Babs T. Olusanya and Joseph F. Alaka for the premises located at 3043 North 35<sup>th</sup> Street in the City and County of Milwaukee, Wisconsin ("Embassy Lounge") be renewed with a twenty (20) day suspension.

The suspension is to be in effect between 12:01 a.m. July 31, 2007 and midnight, August 19, 2007.

Dated and signed at Milwaukee, Wisconsin this 28th day of June, 2007.

  
JAMES N. WITKOWIAK  
Chairman of the Licenses Committee

120812



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Office of the City Clerk

June 28, 2007

Ronald D. Leonhardt  
City Clerk

Jim Owczarski  
Deputy City Clerk

Sandy T. Rose  
5053 North 61<sup>st</sup> Street  
Milwaukee, WI 53209

Adrienne Jordan  
6451 North 49<sup>th</sup> Street  
Milwaukee, WI 53223

Dear Ms. Rose and Ms. Jordan:

You are hereby notified that the Milwaukee Common Council will hold a hearing on July 11, 2007, commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin to consider the renewal of your Class "B" Tavern and Instrumental Music partnership license application for the premises located at 501 West North Avenue ("Club 501").

Attached you will find a copy of the Report of the Licenses Committee which includes its Findings of Fact, Conclusions of Law and Recommendation, recommending renewal of the Class "B" Tavern and Instrumental Music partnership license with a ten (10) day suspension. The recommendation is the result of a public hearing before the Committee held on June 26, 2007 and a police report.

You may file a written objection to the report of the Licenses Committee. If you file a written objection to the report you may also appear before the Milwaukee Common Council to make oral arguments supporting your written objections and present oral arguments supporting that objection to the Common Council. **Please be advised that, although you were informed orally at the Licenses Committee meeting of June 26, 2007, that objections were to be filed no later than the close of business on July 11, 2007, this is not a correct calculation of this deadline. Per s. 90-11-2-c-2 of the Milwaukee Code of Ordinances, any objection must be filed no later than the close of business on July 6, 2007.** You or a legal representative may then also appear at the Common Council meeting and request an opportunity to address the Common Council for approximately five (5) minutes to present an oral argument on your own behalf.

Respectfully,

RONALD D. LEONHARDT  
City Clerk



**JAMES N. WITKOWIAK**  
ALDERMAN, 12TH DISTRICT

Date: June 28, 2007

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the renewal application of the Class "B" Tavern and Instrumental Music partnership license of Sandy T. Rose and Adrienne R. Jordan for the licensed premises at 501 West North Avenue in the City and County of Milwaukee, Wisconsin ("Club 501").

**FINDINGS OF FACT**

1. Sandy T. Rose and Adrienne R. Jordan (hereinafter the "Licensee") are the holders of a Class "B" Tavern and Instrumental Music license in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, July 25, 2007.
2. An application to renew said license was filed with the Office of the City Clerk on May 21, 2007.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On May 22, 2007, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license. There were also neighborhood objections to loitering, littering, loud music and noise, gunshots, fights, drug and criminal activity, sale to underage, and conduct which is detrimental to the health, safety, and welfare of the neighborhood. However, no neighbors appeared in opposition to this license and one business neighbor appeared in support of renewal of this license.
4. On May 25, 2007 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the neighborhood objections and of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police

Department report and neighborhood objections on June 26, 2007, commencing at 9:45 a.m. in Room 301B of City Hall, 200 East Wells Street, Milwaukee, Wisconsin 53202. At said date, time and place, the licensees appeared and admitted receipt of the police report. They were not represented by counsel.

5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. On September 20, 2003 at 12:30 a.m., the licensee was issued a citation at 510 North 27<sup>th</sup> Street for amusement license required, which was dismissed without prejudice on February 25, 2004.
  - B. On August 11, 2005 at 12:00 a.m., Adrienne R. Jordan, who is a partner and corporate officer of Club 501, received a citation for building and zoning violations at 1337 North 39<sup>th</sup> Street and on March 23, 2000 was found guilty and fined \$820.00.
  - C. On March 12, 2006 at 12:52 a.m., officers of the Milwaukee Police Department observed a large crowd in front of the licensed premises at 501 West North Avenue ("Club 501") trying to gain entry. Several of these patrons were in the roadway, obstructing traffic. Once inside the club, officers conducted a tavern check and the owner, Sandy T. Rose and her security began clearing out the tavern and stated she was closing the bar early to prevent any further trouble. Ms. Rose also stated that she would have her security control the patrons more efficiently in the future. No violations were reported.
  - D. On December 30, 2006 at 2:05 a.m., officers of the Milwaukee Police Department were dispatched to 5<sup>th</sup> and North Avenue to a fight complaint. The investigation revealed the licensee, Sandy T. Rose, called police because she began closing the bar and as the patrons were leaving, they began to fight outside of the bar. She called police because she did not want any problems. Officers did observe numerous people leaving the area along with eight hair pieces and numerous coats in the street.
  - E. On February 24, 2007 at 2:00 a.m., officers of the Milwaukee Police Department conducted a tavern check of the licensed premises at 501 West North Avenue ("Club 501"). As officers entered the tavern they observed two security personnel at the front door and about 40 patrons inside the tavern, some who appeared to be underage. The investigation revealed seven patrons were underage. Officers also arrested a subject who was in possession of a firearm. Officers spoke to Sandy Rose, who was bartending alone that night. Rose stated that she thought security was checking IDs of the patrons as they were coming in. She also

believed they were patting down subjects to ensure no weapons were brought into the bar. Officers issued several citations for presence of minor prohibited to the underage patrons and Rose was issued sale of alcohol to underage person as well as presence of underage. On April 16, 2007 the licensee, Sandy Rose, was found guilty on these two citations and fined \$300.00 for each.

- F. On March 31, 2007 at 12:44 a.m. officers of the Milwaukee Police Department conducted a tavern check at the licensed premises at 501 West North Avenue ("Club 501"). As officers approached the tavern, they heard loud music coming from the bar. Officers estimated the distance they could hear the music from the tavern at about 150 to 200 feet. Officers entered the tavern and spoke to Sandy Rose. Rose stated that occupancy was 58 and when officers did a head count, counted 60 patrons inside the tavern. Rose was asked to turn down the music and to instruct patrons to exit as we counted them. Officers counted 87 patrons with 14 workers totaling 101 people inside the tavern. Rose was issued a citation for over capacity and noise nuisance which is pending a hearing on July 12, 2007.
- G. On April 8, 2007 at 1:30 a.m. officers of the Milwaukee Police Department were flagged down for a subject with a gun complaint by security for Club 501. The investigation revealed that an argument between two patrons occurred outside of the tavern with one threatening to go get a gun. Security observed the patron who made this threat walk over to a van and retrieve a gun from it and place it under his shirt. This patron then began to walk back towards the tavern stating he was not a punk and that he would shoot the whole place up, while placing his hand on the gun under this shirt. Security called for more help as this patron then returned to the auto. Security then walked up to the auto and ordered this subject out of the car and took him into custody. Security observed a gun sitting on the floor of the van and that is when security flagged down officers. This subject was arrested and charged with carrying concealed weapon and disorderly conduct while armed.
- H. On May 10, 2007 at 12:20 a.m., officers of the Milwaukee Police Department were dispatched to 5<sup>th</sup> and North Avenue for a subject with a weapon complaint. The investigation revealed that a patron left the licensed premises at 501 West North Avenue ("Club 501") with a glass bottle of beer and tried to enter the House of Jazz next door. Security would not allow this patron in due to the open bottle of beer in his possession. The patron then began to yell and curse at the security and made some threats to "kick the security guard's ass." The security guard feared for his safety due to the subject holding a glass bottle and

called police. The police arrived and arrested the subject for disorderly conduct. An in-custody search revealed the subject was in possession of marijuana. The subject was issued two citations for disorderly conduct and possession of a controlled substance-marijuana.

#### CONCLUSIONS OF LAW

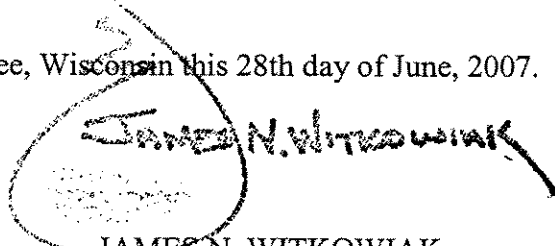
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee finds that the licensees, Sandy T. Rose and Adrienne R. Jordan, have not met the criteria of Chapter 125, Wis. Stats. or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "B" Tavern and Instrumental Music license held by the licensees without undergoing a ten (10) day suspension of said license. The Committee finds the police report as stated to be true.
3. The Committee recommends that the full Common Council of the City of Milwaukee exercise its judgment to renewal of the Class "B" Tavern and Instrumental Music license for the licensed premises at 501 West North Avenue in the City and County of Milwaukee, Wisconsin ("Club 501") held by Sandy T. Rose and Adrienne R. Jordan with a ten (10) day suspension based upon the danger that their conduct represents to the health, safety and welfare of the citizens of the City of Milwaukee.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes and two (2) noes recommends that the Class "B" Tavern and Instrumental Music license held by Sandy T. Rose and Adrienne R. Jordan for the premises at 501 West North Avenue in the City and County of Milwaukee, Wisconsin ("Club 501") be renewed with a ten (10) day suspension.

The suspension is to be in effect between 12:01 a.m. July 26, 2007 and midnight, August 4, 2007.

Dated and signed at Milwaukee, Wisconsin this 28th day of June, 2007.



JAMES N. WITKOWIAK  
Chairman of the Licenses Committee



[www.milwaukee.gov](http://www.milwaukee.gov)

Office of the City Clerk

June 28, 2007

Ronald D. Leonhardt  
City Clerk

Jim Owczarski  
Deputy City Clerk

Thomas J. McNeal  
3955 North 41<sup>st</sup> Street  
Milwaukee, WI 53216

Attorney Michael A.I. Whitcomb  
633 West Wisconsin Avenue, Ste. 510  
Milwaukee, WI 53203

Dear Mr. McNeal and Attorney Whitcomb:

You are hereby notified that the Milwaukee Common Council will hold a hearing on July 11, 2007, commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin to consider the renewal of the Class "B" Tavern, Tavern Dance and Billiard license application for the premises located at 6263 North Teutonia Avenue ("Club Escape").

Attached you will find a copy of the Report of the Licenses Committee which includes its Findings of Fact, Conclusions of Law and Recommendation, recommending renewal of the Class "B" Tavern, Tavern Dance and Billiard license with a thirty-five (35) day suspension. The recommendation is the result of a public hearing before the Committee held on June 26, 2007 and a police report.

You may file a written objection to the report of the Licenses Committee. If you file a written objection to the report you may also appear before the Milwaukee Common Council to make oral arguments supporting your written objections and present oral arguments supporting that objection to the Common Council. **Please be advised that, although you were informed orally at the Licenses Committee meeting of June 26, 2007, that objections were to be filed no later than the close of business on July 11, 2007, this is not a correct calculation of this deadline. Per s. 90-11-2-c-2 of the Milwaukee Code of Ordinances, any objection must be filed no later than the close of business on July 6, 2007.** You or a legal representative may then also appear at the Common Council meeting and request an opportunity to address the Common Council for approximately five (5) minutes to present an oral argument on your own behalf.

Respectfully,

  
RONALD D. LEONHARDT  
City Clerk





**JAMES N. WITKOWIAK**

ALDERMAN, 12TH DISTRICT

Date: June 28, 2007

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the renewal application of the Class "B" Tavern, Tavern Dance and Billiard Hall license of Thomas J. McNeal for the license premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin ("Club Escape").

**FINDINGS OF FACT**

1. Thomas J. McNeal (hereinafter the "Licensee") is the holder of a Class "B" Tavern, Tavern Dance and Billiard Hall license for the premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin ("Club Escape"). Said license expires at midnight, July 15, 2007.
2. An application to renew said license was filed with the Office of the City Clerk on April 19, 2007.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On April 19, 2007, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license. There were also neighborhood objections to gunshots, racing, loud vehicles, loud music and noise, fights, patrons after hours, loitering, littering, illegal drug activity, cruising, fighting, public urination, lewd and lascivious behavior inside and outside the premises, trespassing, vandalism, damage to private property, parking on private property, disturbing the peace, sales and presence of underage, failure to obtain the proper licenses and permits, causing the normal flow of traffic on roadways to be impeded, excessive and inappropriate use of police resources, neighborhood problems due to mismanagement, endangering safety by exceeding capacity, premises operated in such a manner that it causes a public nuisance, and conduct which is detrimental to the health, safety, and welfare of the neighborhood. However, no neighbors appeared to testify in opposition to renewal of this license.

4. On June 20, 2007 the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the neighborhood objections and of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report and neighborhood objections on June 26, 2007, commencing at 10:30 a.m. in Room 301B of City Hall, 200 East Wells Street, Milwaukee, Wisconsin 53202. At said date, time and place, the licensee appeared and admitted receipt of the notice and police report. He was represented by Attorney Michael A.I. Whitcomb, 633 West Wisconsin Avenue, Suite 510, Milwaukee, Wisconsin 53203.
  
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. On October 14, 2004 at 1:15 AM officers of the Milwaukee Police Department investigated a battery complaint which occurred earlier at the licensed premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin ("Club Escape"). The victim stated she had been punched in the mouth in the parking lot of the tavern. The victim also related that security personnel from the tavern observed the altercation but did not do anything. One suspect was identified. An incident report was filed.
  
  - B. On October 31, 2004 officers of the Milwaukee Police Department responded to the licensed premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin ("Club Escape") regarding a man with a gun complaint. Officers interviewed a security guard who related that a patron was involved in an altercation in the parking lot. The patron was cited for disorderly conduct. The gun complaint was found to be baseless. An incident report was filed.
  
  - C. On November 4, 2004 at 12:37 AM officers of the Milwaukee Police Department responded to the licensed premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin ("Club Escape") regarding a battery complaint. Officers interviewed a security guard who related that a female patron had been hit in the head with a beer bottle. However, officers were unable to locate a victim. An incident report was filed.
  
  - D. On November 6, 2004 officers of the Milwaukee Police Department responded to the licensed premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin ("Club Escape") regarding a fight. The investigation revealed that security guards were removing a patron from the tavern, when several other patrons assaulted the security

guards. One patron complained that he had been “pepper sprayed” by security. However, the security personnel denied carrying pepper spray. Four patrons were cited for battery. An incident report was filed.

- E. On November 14, 2004 at 2:32 AM officers of the Milwaukee Police Department responded to the licensed premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin (“Club Escape”) regarding a shooting. The investigation revealed that an unknown suspect shot a patron of the tavern in the upper left side of his body. Officers related that due to the large number of vehicles leaving the tavern the Med unit had a difficult time getting to the scene to treat the victim. A total of 10 squads were required to secure the scene. An incident report was filed.
- F. On November 28, 2004 at 12:14 AM officers of the Milwaukee Police Department responded to the licensed premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin (“Club Escape”) regarding a complaint of shots fired. The investigation revealed that security had broken up an altercation between two patrons. One of them threatened to return with a gun. The suspect left, but returned and ran into the club, yelling he had a gun. Security personnel subdued the suspect and held him for police. He was found to be armed with a piece of marble slab. The suspect was charged with disorderly conduct while armed. An incident report was filed.
- G. On January 22, 2005 officers of the Milwaukee Police Department responded to the licensed premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin (“Club Escape”) to investigate a battery complaint. The investigation revealed the victim reported being hit in the head with a flashlight and a fist by a security guard. He was treated at St. Michael’s Hospital for a laceration above his eye which required 5 stitches. An incident report was filed.
- H. On February 19, 2005 at 12:45 AM officers of the Milwaukee Police Department responded to the licensed premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin (“Club Escape”) regarding a complaint of trouble with patrons. The investigation revealed that a female patron had been doing “a strip dance” which caused some male patrons to start a disturbance. The female was being removed by security personnel when she started kicking and hitting them. The suspect’s sister joined in the disturbance. Both were arrested for disorderly conduct. An incident report was filed.
- I. On February 19, 2005 at 1:50 AM, officers of the Milwaukee Police Department responded to the licensed premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin (“Club Escape”) regarding a complaint of a fight. The investigation revealed that a patron

of the tavern was attacked by several other patrons. The victim was removed by security personnel. Security personnel related that the subject was fighting in the tavern with several others. An incident report was filed.

- J. On June 26, 2005 at 4:28 AM, officers of the Milwaukee Police Department conducted a licensed premise check at 6263 North Teutonia Avenue, Milwaukee, Wisconsin ("Club Escape"). Police received an anonymous tip of the club operating after hours and featuring nude dancers. The investigation revealed fifty to sixty people in the main bar area drinking from individual plastic cups containing some type of beverage. There was also loud music inside the tavern as it would be during normal business hours. Officers observed four to six females on stage dancing topless with only "thong" underwear covering their genital area. Upon seeing the officers, many patrons and dancers exited through several side doors. Officers were able to detain two females and a male from the bar as well as one of the topless dancers. One female from the bar received a citation for patrons after hours and the dancer received a citation for certain performance prohibited. Officers also spoke to the licensee, Thomas McNeal. McNeal stated he intentionally allowed patrons in to film a music video and was aware that patrons were not allowed to be in the tavern after 2:30 a.m. McNeal stated he was unaware that the dancers were performing partially nude in an exotic fashion inside the club. McNeal also stated that no employee of the club checked the ages of any of the guests that had entered the club after hours. Thomas McNeal received citations for several violations. Officers did not observe any video recording devices inside the tavern. Officers found the tavern licenses and numbers were properly displayed behind both bar areas, along with an occupancy permit. McNeal did not have a permit for live entertainment.

The female from the bar was cited for patron after hours and found guilty on August 17, 2005 and a bench warrant was issued.

The dancer was cited for certain performance prohibited and found guilty on August 17, 2005 and fined \$832.00.

Thomas McNeal was cited for patrons after hours and presence of underage and found guilty on both charges and fined \$343.00 on each charge on October 5, 2005. McNeal was also cited for certain performances prohibited, tavern amusement license required and hours for music-tavern all of which were dismissed on October 5, 2005.

At a previous hearing on this incident Mr. McNeal related to the Committee that he was in his office while the filming of the video was

taking place, and that evidently this incident occurred after the taping session. He claimed that he did not hear anything until the police arrived.

- K. On July 11, 2005 Milwaukee police officers were sent to monitor traffic and crowd control at Area 414. A police supervisor advised Thomas McNeal to not allow any more customers in the bar due to capacity limits. McNeal agreed. The investigation later revealed that the security personnel were allowing more patrons into the bar at the instruction of the owner (McNeal). Approximately 100 people exited the bar prior to the officers' count. Officers began counting patrons as they left and estimated about 320 exiting the club. Officers also confiscated from security personnel five altered or fake IDs.
- L. On April 10, 2006 at 1:48 AM, officers of the Milwaukee Police Department were sent to a fight at 6200 North Teutonia Avenue. Officers observed two females fighting. The investigation revealed that the fight began inside the Club Escape and continued outside of the bar. Both females received citations for disorderly conduct and a call was placed by the bar owner (McNeal) requesting police for a fight in the parking lot. McNeal stated he did not witness this fight.
- M. On April 30, 2006 at 1:00 AM, a Milwaukee police officer was flagged down by security at Club Escape for the premise being well over capacity. An officer stood at the front entrance and counted patrons as they exited as well as another officer at the rear entrance counting patrons as they left. 675 patrons exited from the front door, 42 patrons remained inside the premises, and 26 exited through the rear exit, for a total of 743 patrons. The posted capacity sign lists 500. A citation was issued for Over Capacity. The licensee was found guilty on August 9, 2006 and fined \$1,000.00.
- N. On July 3, 2006 at 12:55 a.m. officers of the Milwaukee Police Department were dispatched to 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin ("Club Escape") for a subject with a gun complaint. The investigation revealed that a fight took place inside the tavern with security breaking up the fight and escorting some of the patrons out of the tavern. The gun complaint was found to be baseless.
- O. On September 25, 2006 at 1:53 a.m., officers of the Milwaukee Police Department were dispatched to the licensed premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin ("Club Escape") for a fight complaint. The investigation revealed security refused entry to two patrons due to the club closing. The patrons became argumentative and tried to enter the tavern. Security blocked entry into the club and the patrons began to fight with security. Security decentralized these patrons, using pepper spray on one of the subjects.

These subjects were detained until police arrived and were issued disorderly conduct citations. The officers were unable to reach the licensee, Thomas McNeal, regarding this incident.

- P. On September 30, 2006 at 1:43 a.m., officers of the Milwaukee Police Department were flagged down by security for a fight at the licensed premises at 6263 North Teutonia in the City and County of Milwaukee, Wisconsin ("Club Escape") for a fight complaint. The investigation revealed two patrons were arguing inside the tavern with one being arrested for disorderly conduct/domestic violence related.
- Q. On September 30, 2006 at 2:33 a.m., officers of the Milwaukee Police Department were dispatched to the licensed premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin ("Club Escape") for a fight complaint. The investigation revealed two patrons who had argued earlier inside the club, were arguing now in the parking lot of the tavern. One patron then lifted up his shirt showing he had a gun in his waistband. When security observed and began to approach this subject, the subject ran and was detained after a brief chase with security who also recovered the gun. Police arrived and arrested this subject for disorderly conduct while armed and carrying concealed weapon.
- R. On October 30, 2006 at 1:59 a.m., officers of the Milwaukee Police Department observed a large crowd exiting the licensed premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin ("Club Escape") for a fight complaint and requested several other cars to assist in crowd and traffic control. While on scene, club security flagged down officers for several subjects fighting in the parking lot of the club. Security officers used Oleoresin Capsicum spray to break up the fight. Officers located a victim who stated several unknown subjects in the parking lot jumped him on. This subject received a citation for disorderly conduct. Other officers on the scene issued several other citations and this incident took 20 squads to help with crowd and traffic control.
- S. On November 4, 2006 at 2:29 a.m., officers of the Milwaukee Police Department were dispatched to the licensed premises at 6263 North Teutonia in the City and County of Milwaukee, Wisconsin ("Club Escape") for property damage only accident. The investigation revealed a patron who was asked to leave the tavern, was in his auto in the parking lot blocking traffic and not allowing people to exit the lot. Club security asked this subject several times to leave the lot and he refused. Club security attempted to have this subject exit his auto when he sped off, almost striking other pedestrians and security that were in the parking lot. A security guard then sprayed his Oleoresin Capsicum in the subject's auto and security was able to detain the subject until police arrived. No

accident ever occurred and the subject was cited for disorderly conduct.

- T. On December 22, 2006 at 10:20 p.m., officers of the Milwaukee Police Department were monitoring the crowd at the licensed premises at 6263 North Teutonia in the City and County of Milwaukee, Wisconsin ("Club Escape") when officers observed autos stopping in traffic with some of the occupants sitting on the door of the vehicles, hanging out the window. Many autos had very loud music with some autos driving recklessly. Officers were then flagged down by security who stated they were detaining some subjects who were fighting with security inside the tavern. Additional units had to be called to the scene, due to an excess of some 200 hundred patrons. Two citations were issued for disorderly conduct to the patrons regarding the fight. Officers did speak with the licensee, Thomas McNeal, who was on scene and who was aware of the fight.
- U. On January 1, 2007 at 4:48 a.m., officers of the Milwaukee Police Department were flagged down for a trouble with subject a female who had just left the licensed premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin ("Club Escape"). Officers spoke to security at Club Escape and the investigation revealed a fight broke out inside tavern between two female patrons. Security was escorting these women out of the club when they both became combative. Security placed handcuffs on both women until they were out of the tavern. Once outside, the handcuffs were removed and one of the females then bit a security guard and "went crazy". The security guard used his OC, which calmed the woman down and she was released by security shortly afterwards. Officers issued two citations for assault and battery and disorderly conduct to the woman who bit the security guard. When officers asked security why police were not initially called regarding the fight, security stated because the owner did not want a tavern report filed.
- V. On February 9, 2007 at 2:14 a.m., officers of the Milwaukee Police Department were dispatched to the licensed premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin ("Club Escape") for a subject with gun complaint. The investigation revealed security was detaining a subject who was found to be in possession of a gun. Officers searched this subject and found he was also wearing a bullet resistant vest under his shirt. The subject was arrested and charged with felon in possession of firearm. The officers' investigation also revealed three patrons who were inside the tavern and had been drinking were underage and they were cited for presence of underage. Another patron was arrested for outstanding warrants. The licensee was issued a citation for presence of minor prohibited. However, the citation was dismissed on July 15, 2007.

- W. On March 24, 2007 at 10:00 p.m., officers of the Milwaukee Police Department observed heavy traffic that was directly related the licensed premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin (“Club Escape”). Officers wrote a total of 62 parking citations due to complaints from the business owners at the Silver Mill Shopping Center. Officers handled auto and pedestrian traffic until 3:45 a.m., due to the many patrons that had left the bar and were now cruising the area.
- X. On March 26, 2007 at 12:54 a.m., officers of the Milwaukee Police Department were dispatched to a sick and injured complaint at the licensed premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin (“Club Escape”). The investigation revealed a patron had too much to drink and was outside the tavern, in the parking lot, throwing up. Medical attention was called and the patron was conveyed to Mt. Sinai for treatment.
- Y. On June 7, 2007 at 12:54 a.m. officers of the Milwaukee Police Department met with Thomas Mc Neal regarding allegations of nude dancing that was occurring at his club. McNeal stated that during March he allowed a dancer who is employed by I-Pole, to provide pole dancing lessons on Wednesday nights and instructed all women who wanted to try using the pole that nudity and stripping was not allowed. Officers then spoke to the dancer and she stated she worked at Club Escape for a few weeks and strictly enforced the no stripping rule. McNeal stated that he does not anticipate dancing lessons in the future as the venture was not profitable and did not bring more customers to his establishment. McNeal reiterated that he does not allow nudity in his club and ejects men or women who dress too provocatively or who remove clothing.
- Z. On June 18, 2007 at 12:30 a.m. a female patron who was inside Club Escape at 6263 North Teutonia Avenue, got into a verbal argument with her ex-boyfriend and his roommate. The female patron pushed the roommate down to the ground and an argument ensued. Security for Club Escape removed the ex-boyfriend and his roommate from the club. At 2:00 a.m. this female patron left the club with a friend and began to walk to her auto when she was approached by her ex-boyfriend who stated he was going to “heat them up”. The ex-boyfriend struck the victim in the face several times. The victim then called her brother who went to confront the at his residence and started shooting at the ex-boyfriend when he opened the door. Police made arrests regarding this incident and the gun was recovered. Officers were unable to contact Thomas McNeal at his home phone. A voice mail message was left at the Club Escape business line.
- AA. On June 18, 2007 at 1:15 a.m., officers of the Milwaukee Police



Department were dispatched to the licensed premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin ("Club Escape") for a fight complaint. Officers observed a male lying between two parked vehicles in the parking lot. Medical personnel were called and this subject was conveyed to an area hospital where he received multiple staples to the rear of his head. A witness told police that a security guard was dragging this subject from the club and left him in the parking lot. Officers were unable to locate the bar manager due to the number of police squads at the scene and the need to deal with the fight and crowd control. Officers attempted to call the licensee at home but the phone line was not working. Officers left a voice mail at 7:55 a.m. on the business line.

- BB. Another incident occurred at this location on June 18, 2007. However, it was not included in the police report as the investigation was not completed as of the date of the hearing. The Committee did not consider that matter because of the lack of notice to the licensee and the incomplete investigation. That matter will be considered next year, or, if necessary, in a complaint for revocation during the 2007-2008 license year.
- CC. The licensee has been warned on two occasions that unless he develops a plan to reduce police calls for service his premises will be declared a nuisance under the provisions of § 80-70 of the Milwaukee Code of Ordinances. On each occasion he submitted a plan satisfactory to the local police commander.

#### CONCLUSIONS OF LAW

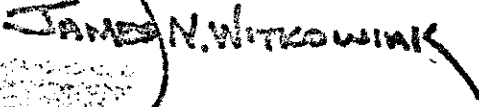
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee finds that the licensee, Thomas J. McNeal, has not met the criteria of Chapter 125, Wis. Stats. or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "B" Tavern, Tavern Dance and Billiard Hall license held by the licensee without undergoing a thirty-five (35) day suspension. The Committee finds the police report and neighborhood objections as stated above to be true.
3. The Committee recommends that the full Common Council of the City of Milwaukee exercise its judgment to renew the Class "B" Tavern, Tavern Dance and Billiard Hall license for the licensed premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin ("Club Escape") held by Thomas J. McNeal with a thirty-five (35) day suspension based upon the danger that his conduct represents to the health, safety and welfare of the citizens of the City of Milwaukee.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes and one (1) noe recommends that the Class "B" Tavern, Tavern Dance and Billiard Hall license held by Thomas J. McNeal for the premises at 6263 North Teutonia Avenue in the City and County of Milwaukee, Wisconsin ("Club Escape") be renewed with a thirty-five (35) day suspension.

The suspension is to be in effect between 12:01 a.m. July 15, 2007 and midnight, August 18, 2007.

Dated and signed at Milwaukee, Wisconsin this 28th day of June, 2007.

  
JAMES N. WITKOWIAK  
Chairman of the Licenses Committee