

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

633 W. Wisconsin Ave.
Milwaukee, Wisconsin 53203-1918

Telephone 414-277-8384
Facsimile 414-277-8002

FAX TRANSMITTAL

To: Mr. Ronald D. Leonhardt, City Clerk
Fax No. 286-3456

From: Atty. Michael A.I. Whitcomb

Date: December 10, 2001

Re: Phoenix Bar & Grill
6222 West Fond du Lac Avenue

Note: Transmitted herewith please find a communication regarding the above-referenced matter. Contemporaneously herewith, a copy is being provided to the local alderman, as well as to the license division.

This FAX transmission consists of 2 pages, including this page.

NOTICE

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LAW OFFICES OF
MICHAEL A. I. WHITCOMB

633 W. Wisconsin Avenue, Suite 510
Milwaukee, Wisconsin 53203-1918

Telephone 414-277-8384
Facsimile 414-277-8002

December 10, 2001

BY FACSIMILE TRANSMISSION

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

Re: Phoenix Bar and Grill
6222 W Fond du Lac Avenue

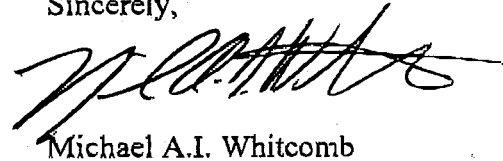
Dear Mr. Leonhardt:

This office represents the above-referenced licensee. On November 27, 2001, the Common Council approved a cabaret license for live music, disc jockeys, and dancing by patrons. The licensee's request for comedy acts, solo singers, floor shows, dancing by performers and exotic dancers and/or strippers was "Held in Council."

It is submitted respectfully that the Common Council does not have the authority to restrict any lawful activity, which is authorized under a cabaret license. Nevertheless, to resolve those matters related to the license held in council, the licensee would request council "approval" for only comedy acts, solo singers, floor shows, and dancing by performers.

Thank you for your attention to this matter.

Sincerely,



Michael A.I. Whitcomb

c: City of Milwaukee-License Division by fax
Ald. Terrance Herron by fax
Phoenix Bar & Grill