



**JAMES N. WITKOWIAK**

ALDERMAN, 12TH DISTRICT

November 28, 2006

To the Honorable, the Common Council

Dear Members:

Re: Common Council File 060896

Common Council File 060896 contains the following recommendations:

Non-renewal of the Class "D" Bartender licenses of the following individuals based upon non-appearance:

William Asad  
Gary Campbell  
Mark Caplan  
Maurice Floyd  
Victor Fowler  
Kenneth Halsell  
Robin Harris  
Ruben Herrera  
Sean Letherwood  
Aaron Lewis  
Monte Love  
Loise Moore  
Aurora Ramos

Renewal, with a 10-day suspension based on the police report, of the Class "D" Bartender licenses of the following individuals:

William Ehr (Committee vote: Ayes: 3, Noes: 1)  
Jeffrey Jackson  
Alan Pointer  
Jeremy Quandt (Committee vote: Ayes: 3, Noes: 1)  
Michael Radke

Renewal, with a 15-day suspension based on the police report, of the Class "D" Bartender license of Rex Platke.

Renewal, with a 20-day suspension based on the police report, of the Class "D" Bartender licenses of the following individuals:

Thaer Asad  
Jason Peterson  
Tasha Weatherall

Non-renewal, based on the police report, of the Class "D" Bartender license of Samuel Love.

Renewal, with a 10-day suspension based on the police report, of the Class "B" Tavern license (service bar only) of Ralph Neely for the premises at 4538 W. Lisbon Ave. ("Ralph's Coffee") in the 15<sup>th</sup> aldermanic district.

With regard to the file listed above, the Licenses Committee held an evidentiary hearing on November 20<sup>th</sup>, 2006.

Pursuant to section 90-11, Milwaukee Code of Ordinances, and section 125.12(12), Wis. Stats., the Committee is transmitting a copy of its Report and Recommendations, regarding the above matters to your Honorable Body.

Pursuant to City Ordinances, prior to the time the Common Council acts on the Committee's Report, **a roll call vote will be taken** to confirm that all members present and voting have read the Committee's Report and any objections that have been filed by the Licensees.

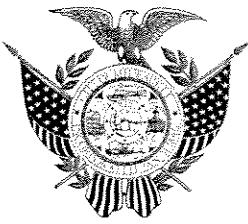
These matters have been scheduled for a hearing before the full Common Council at its meeting on **Tuesday, December 12, 2006** at 9:00 A.M. in the Common Council Chambers.

Respectfully,

  
James N. Witkowiak

James N. Witkowiak, Chair  
Licenses Committee

cc: All Council Members  
Files 060896



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

Date: November 21, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of William S. Asad

**FINDINGS OF FACT**

1. William S. Asad (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on October 26, 2006.
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 October 27, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 10, 2006 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 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 on November 20, 2006, commencing at 2:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. A notice of the hearing as well as a copy of the police report was sent to William S. Asad at 1833 South 25<sup>th</sup> Street, Milwaukee, Wisconsin 53204 on November 10, 2006 by U.S. prepaid first-class mail in an envelope bearing

the return address of the License Division. The address of 1833 South 25<sup>th</sup> Street, Milwaukee, Wisconsin 53204 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 20, 2006.

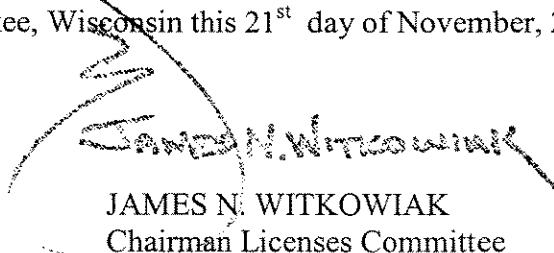
#### CONCLUSIONS OF LAW

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 on the above facts found, the Committee concludes that the licensee, William S. Asad has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license based upon nonappearance.
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 should exercise its discretion to not renew the Class "D" Bartender license held by William S. Asad based upon nonappearance.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes, zero (0) noes and one (1) excused, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 21<sup>st</sup> day of November, 2006.



JAMES N. WITKOWIAK  
Chairman Licenses Committee

112301



## **JAMES N. WITKOWIAK**

ALDERMAN, 12TH DISTRICT

Date: November 21, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Gary L. Campbell

### **FINDINGS OF FACT**

1. Gary L. Campbell (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on October 27, 2006.
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 October 28, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 9, 2006 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 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 on November 20, 2006, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. A notice of the hearing as well as a copy of the police report was sent to Gary L. Campbell at 11946 West Mill Road, No. 3, Milwaukee, Wisconsin 53225 on November 10, 2006 by U.S. prepaid first-class mail in an

envelope bearing the return address of the License Division. The address of 11946 West Mill Road, No. 3, Milwaukee, Wisconsin 53225 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 20, 2006.

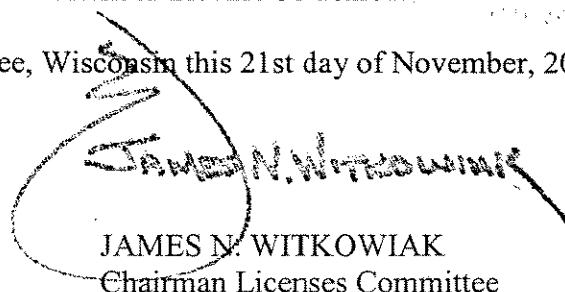
#### CONCLUSIONS OF LAW

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 on the above facts found, the Committee concludes that the licensee, Gary L. Campbell has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license based upon nonappearance.
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 should exercise its discretion to not renew the Class "D" Bartender license held by Gary L. Campbell based upon nonappearance.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes, zero (0) noes and one (1) excused, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 21st day of November, 2006.



JAMES N. WITKOWIAK  
Chairman Licenses Committee

112302



## **JAMES N. WITKOWIAK**

ALDERMAN, 12TH DISTRICT

Date: November 21, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Mark A. Caplan

### **FINDINGS OF FACT**

1. Mark A. Caplan (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on October 9, 2006.
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 October 10, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 10, 2006 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 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 on November 20, 2006, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. A notice of the hearing as well as a copy of the police report was sent to Mark A. Caplan at N67 W24969 Stonegate Court, No. 206, Sussex, Wisconsin 53089 on November 10, 2006 by U.S. prepaid first-class mail in

an envelope bearing the return address of the License Division. The address of N67 W24969 Stonegate Court, No. 206, Sussex, Wisconsin 53089 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 20, 2006.

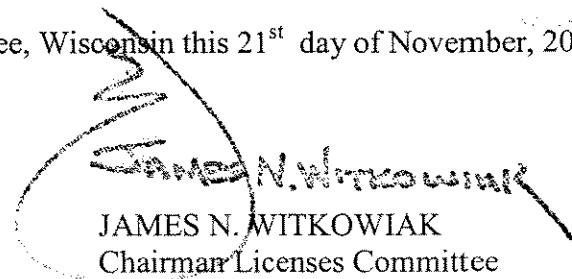
#### CONCLUSIONS OF LAW

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 on the above facts found, the Committee concludes that the licensee, Mark A. Caplan has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license based upon nonappearance.
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 should exercise its discretion to not renew the Class "D" Bartender license held by Mark A. Caplan based upon nonappearance.

#### RECOMMENDATION

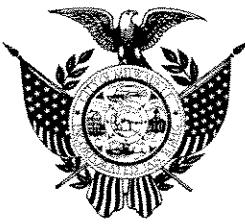
Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes, zero (0) noes and one (1) excused, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 21<sup>st</sup> day of November, 2006.



JAMES N. WITKOWIAK  
Chairman Licenses Committee

112304



## **JAMES N. WITKOWIAK**

ALDERMAN, 12TH DISTRICT

Date: November 27, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Maurice Floyd

### **FINDINGS OF FACT**

1. Maurice Floyd (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on November 2, 2006.
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 November 3, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 10, 2006 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 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 on November 20, 2006, commencing at 2:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. A notice of the hearing as well as a copy of the police report was sent to Maurice Floyd at 5308 North 38<sup>th</sup> Street, Milwaukee, Wisconsin 53209 on November 10, 2006 by U.S. prepaid first-class mail in an envelope bearing

the return address of the License Division. The address of 5308 North 38<sup>th</sup> Street, Milwaukee, Wisconsin 53209 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 20, 2006.

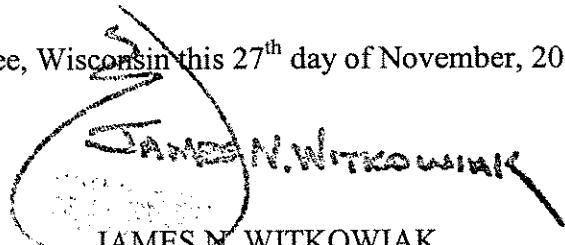
#### CONCLUSIONS OF LAW

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 on the above facts found, the Committee concludes that the licensee, Maurice Floyd has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license based upon nonappearance.
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 should exercise its discretion to not renew the Class "D" Bartender license held by Maurice Floyd based upon nonappearance.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes, zero (0) noes and one (1) excused, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 27<sup>th</sup> day of November, 2006.



JAMES N. WITKOWIAK  
Chairman Licenses Committee

112297



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

Date: November 21, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Victor J. Fowler

**FINDINGS OF FACT**

1. Victor J. Fowler (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on October 6, 2006.
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 October 7, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 9, 2006 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 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 on November 20, 2006, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. A notice of the hearing as well as a copy of the police report was sent to Victor L. Fowler at 2541 South 43<sup>rd</sup> Street, No. 208, Milwaukee,

Wisconsin 53219 on November 10, 2006 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 2541 South 43<sup>rd</sup> Street, No. 208, Milwaukee, Wisconsin 53219 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 20, 2006.

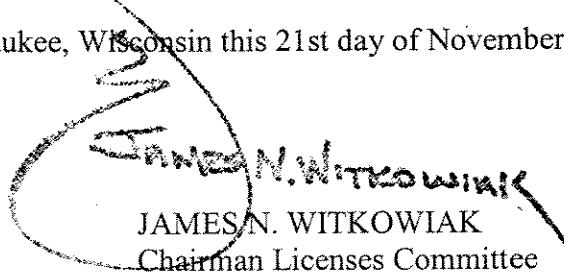
#### CONCLUSIONS OF LAW

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 on the above facts found, the Committee concludes that the licensee, Victor L. Fowler has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license based upon nonappearance.
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 should exercise its discretion to not renew the Class "D" Bartender license held by Victor L. Fowler based upon nonappearance.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes, zero (0) noes and one (1) excused, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 21st day of November, 2006.



JAMES N. WITKOWIAK  
Chairman Licenses Committee

112303



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

Date: November 27, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Kenneth R. Halsell

**FINDINGS OF FACT**

1. Kenneth R. Halsell (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on October 5, 2006.
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 October 6, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 10, 2006 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 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 on November 20, 2006, commencing at 2:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. A notice of the hearing as well as a copy of the police report was sent to Kenneth R. Halsell at 2465 North 23<sup>rd</sup> Street, Milwaukee, Wisconsin 53206 on November 10, 2006 by U.S. prepaid first-class mail in an envelope

bearing the return address of the License Division. The address of 2465 North 23<sup>rd</sup> Street, Milwaukee, Wisconsin 53206 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 20, 2006.

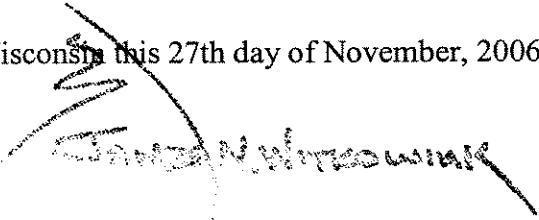
#### CONCLUSIONS OF LAW

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 on the above facts found, the Committee concludes that the licensee, Kenneth R. Halsell has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license based upon nonappearance.
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 should exercise its discretion to not renew the Class "D" Bartender license held by Kenneth R. Halsell based upon nonappearance.

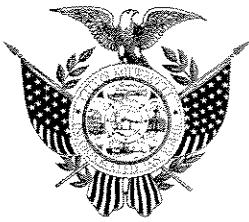
#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes, zero (0) noes and one (1) excused, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 27th day of November, 2006.



JAMES N. WITKOWIAK  
Chairman Licenses Committee



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

Date: November 21, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Robin L. Harris

**FINDINGS OF FACT**

1. Robin L. Harris (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on October 30, 2006.
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 October 31, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 9, 2006 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 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 on November 20, 2006, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. A notice of the hearing as well as a copy of the police report was sent to Robin L. Harris at 1085 North 46<sup>th</sup> Street, Milwaukee, Wisconsin 53208 on November 9, 2006 by U.S. prepaid first-class mail in an envelope bearing

the return address of the License Division. The address of 1085 North 46<sup>th</sup> Street, Milwaukee, Wisconsin 53208 is the address given by the applicant on her application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 20, 2006.

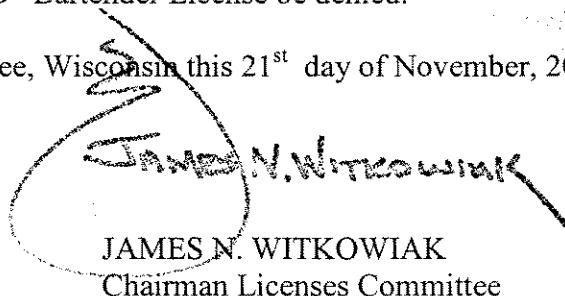
#### CONCLUSIONS OF LAW

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 on the above facts found, the Committee concludes that the licensee, Robin L. Harris has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license based upon nonappearance.
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 should exercise its discretion to not renew the Class "D" Bartender license held by Robin L. Harris based upon nonappearance.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes, zero (0) noes and two (2) excused, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 21<sup>st</sup> day of November, 2006.



JAMES N. WITKOWIAK  
Chairman Licenses Committee

112305



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

Date: November 27, 2006  
To: All Members of the Milwaukee Common Council  
From: Licenses Committee  
Re: Report on the Renewal Application of the Class "D" Bartender License of Ruben A. Herrera

**FINDINGS OF FACT**

1. Ruben A. Herrera (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on November 7, 2006.
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 November 8, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 13, 2006 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 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 on November 20, 2006, commencing at 2:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. A notice of the hearing as well as a copy of the police report was sent to Ruben A. Herrera at 2813 East Van Norman Avenue, St. Francis, Wisconsin 53235 on November 13, 2006 by U.S. prepaid first-class mail in

an envelope bearing the return address of the License Division. The address of 2813 East Van Norman Avenue, St. Francis, Wisconsin 53235 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 20, 2006.

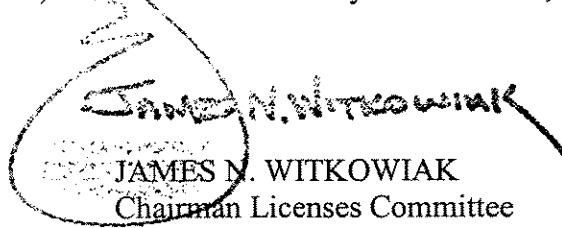
#### CONCLUSIONS OF LAW

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 on the above facts found, the Committee concludes that the licensee, Ruben A. Herrera has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license based upon nonappearance.
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 should exercise its discretion to not renew the Class "D" Bartender license held by Ruben A. Herrera based upon nonappearance.

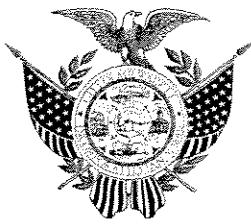
#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes, zero (0) noes and one (1) excused, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 27th day of November, 2006.



JAMES M. WITKOWIAK  
Chairman Licenses Committee



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

Date: November 20, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Sean M. Letherwood, Sr.

**FINDINGS OF FACT**

1. Sean M. Letherwood, Sr. (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on October 24, 2006.
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 October 25, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 10, 2006 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 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 on November 20, 2006, commencing at 2:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. A notice of the hearing as well as a copy of the police report was sent to Sean M. Letherwood, Sr. at 3129 North 49<sup>th</sup> Street, Milwaukee, Wisconsin

53216 on November 10, 2006 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 3129 North 49<sup>th</sup> Street, Milwaukee, Wisconsin 53216 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 20, 2006.

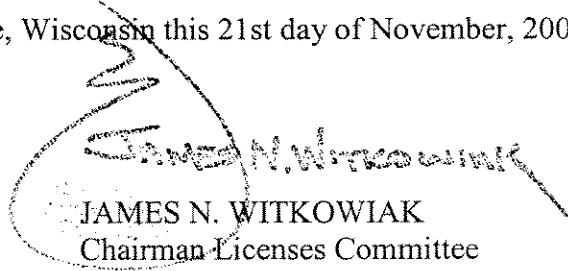
#### CONCLUSIONS OF LAW

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 on the above facts found, the Committee concludes that the licensee, Sean M. Letherwood, Sr. has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license based upon nonappearance.
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 should exercise its discretion to not renew the Class "D" Bartender license held by Sean M. Letherwood, Sr. based upon nonappearance.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes, zero (0) noes and one (1) excused, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 21st day of November, 2006.



JAMES N. WITKOWIAK  
Chairman-Licenses Committee

112298



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

Date: November 21, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Aaron P. Lewis

**FINDINGS OF FACT**

1. Aaron P. Lewis (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on October 26, 2006.
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 October 27, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 10, 2006 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 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 on November 20, 2006, commencing at 2:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. A notice of the hearing as well as a copy of the police report was sent to Aaron P. Lewis at 4882 North 62<sup>nd</sup> Street, Milwaukee, Wisconsin 53218 on

November 10, 2006 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 4882 North 62<sup>nd</sup> Street, Milwaukee, Wisconsin 53218 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 20, 2006.

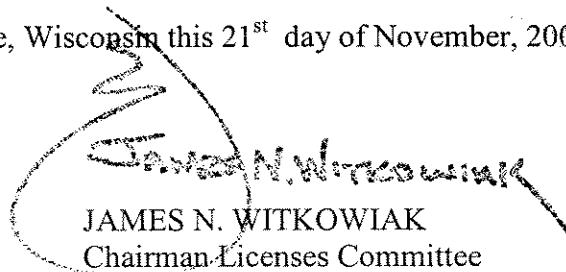
#### CONCLUSIONS OF LAW

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 on the above facts found, the Committee concludes that the licensee, Aaron P. Lewis has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license based upon nonappearance.
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 should exercise its discretion to not renew the Class "D" Bartender license held by Aaron P. Lewis based upon nonappearance.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes, zero (0) noes and two (2) excused, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 21<sup>st</sup> day of November, 2006.



JAMES N. WITKOWIAK  
Chairman-Licenses Committee

112299



## **JAMES N. WITKOWIAK**

ALDERMAN, 12TH DISTRICT

Date: November 27, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Monte A. Love

### **FINDINGS OF FACT**

1. Monte A. Love (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on November 2, 2006.
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 November 3, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 10, 2006 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 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 on November 20, 2006, commencing at 2:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. A notice of the hearing as well as a copy of the police report was sent to Monte A. Love at 14300 North Lake Shore Drive, Mequon, Wisconsin 53097 on November 10, 2006 by U.S. prepaid first-class mail in an

envelope bearing the return address of the License Division. The address of 14300 North Lake Shore Drive, Mequon, Wisconsin 53097 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 20, 2006.

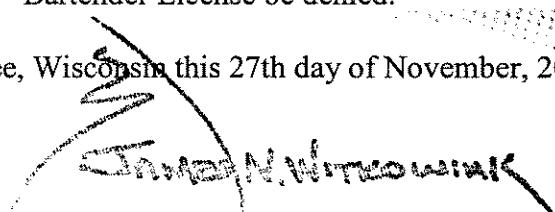
#### CONCLUSIONS OF LAW

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 on the above facts found, the Committee concludes that the licensee, Monte A. Love has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license based upon nonappearance.
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 should exercise its discretion to not renew the Class "D" Bartender license held by Monte A. Love based upon nonappearance.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes, zero (0) noes and two (2) excused, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 27th day of November, 2006.



JAMES N. WITKOWIAK  
Chairman Licenses Committee

112300



## **JAMES N. WITKOWIAK**

ALDERMAN, 12TH DISTRICT

Date: November 27, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Loise F. Moore

### **FINDINGS OF FACT**

1. Loise F. Moore (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on November 9, 2006.
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 November 10, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 14, 2006 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 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 on November 20, 2006, commencing at 2:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. A notice of the hearing as well as a copy of the police report was sent to Loise F. Moore at 5015 North 38<sup>th</sup> Place, Milwaukee, Wisconsin 53206 on

November 14, 2006 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 5015 North 38<sup>th</sup> Place, Milwaukee, Wisconsin 53206 is the address given by the applicant on her application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 20, 2006.

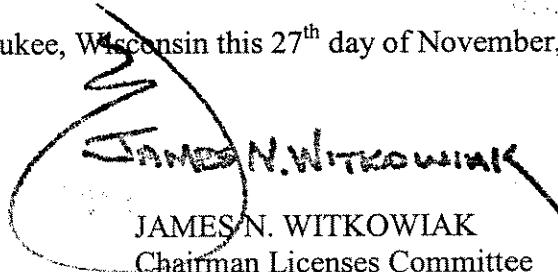
#### CONCLUSIONS OF LAW

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 on the above facts found, the Committee concludes that the licensee, Loise F. Moore has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license based upon nonappearance.
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 should exercise its discretion to not renew the Class "D" Bartender license held by Loise F. Moore based upon nonappearance.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes, zero (0) noes and two (2) excused, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 27<sup>th</sup> day of November, 2006.



JAMES N. WITKOWIAK  
Chairman Licenses Committee



## **JAMES N. WITKOWIAK**

ALDERMAN, 12TH DISTRICT

Date: November 27, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Aurora M. Ramos

### **FINDINGS OF FACT**

1. Aurora M. Ramos (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on October 31, 2006.
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 November 1, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 10, 2006 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 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 on November 20, 2006, commencing at 2:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. A notice of the hearing as well as a copy of the police report was sent to Aurora M. Ramos at 2348 South 33<sup>rd</sup> Street, Milwaukee, Wisconsin 53215

on November 10, 2006 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 2348 South 33<sup>rd</sup> Street, Milwaukee, Wisconsin 53215 is the address given by the applicant on her application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on November 20, 2006.

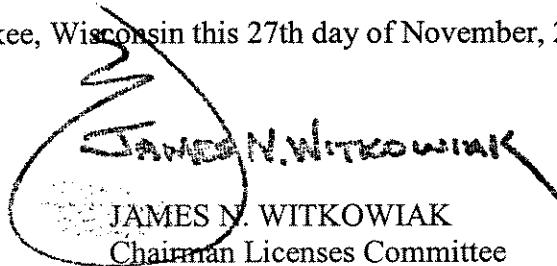
#### CONCLUSIONS OF LAW

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 on the above facts found, the Committee concludes that the licensee, Aurora M. Ramos has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license based upon nonappearance.
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 should exercise its discretion to not renew the Class "D" Bartender license held by Aurora M. Ramos based upon nonappearance.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes, zero (0) noes and one (1) excused, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 27th day of November, 2006.



JAMES N. WITKOWIAK  
Chairman Licenses Committee



## **JAMES N. WITKOWIAK**

ALDERMAN, 12TH DISTRICT

Date: November 21, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of William D. Ehr

### **FINDINGS OF FACT**

1. William D. Ehr (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on October 5, 2006.
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 October 6, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 9, 2006 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 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 on November 20, 2006, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and admitted receipt of the notice but was 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 August 31, 2006, the licensee was charged in Milwaukee County with operating while under the influence (second offense) and operating with prohibited alcohol concentration (second offense) for which a pretrial was held on October 16, 2006. This offense did not take place while the licensee was working.
- B. The licensee has held a bartender's license for at least ten years. The first operating while intoxicated offense occurred in 1994.

## CONCLUSIONS OF LAW

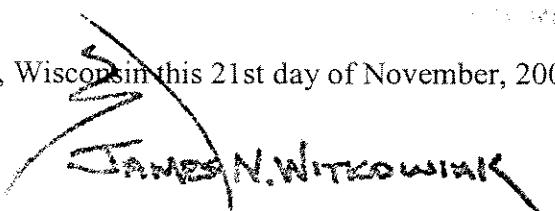
- 1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
- 2. Based on the above facts found, the Committee concludes that the licensee, William D. Ehr has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by him without undergoing a ten (10) day suspension.
- 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 should exercise its discretion to renew the Class "D" Bartender license held by William D. Ehr with a ten (10) day suspension of said license based upon the danger his activities represent 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, one (1) noes and one (1) excused, recommends that the Class "D" Bartender License be renewed with a ten (10) day suspension.

Said suspension is to be in effect between 12:01 a.m. January 1, 2007 and midnight, January 10, 2007.

Dated and signed at Milwaukee, Wisconsin this 21st day of November, 2006.

  
JAMES N. WITKOWIAK  
Chairman Licenses Committee



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

Date: November 27, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Jeffrey L. Jackson

**FINDINGS OF FACT**

1. Jeffrey L. Jackson (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on October 30, 2006.
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 October 31, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 9, 2006 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 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 on November 20, 2006, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and admitted receipt of the notice but was 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 February 26, 2006, the licensee was charged in Milwaukee County with carrying a concealed weapon, disorderly conduct and carrying a handgun while consuming alcohol and on May 16, 2006 was found guilty and sentenced to 5 months in the House of Corrections and on the disorderly conduct charge. On May 16, 2006, the prosecutor dismissed the carrying a handgun while consuming alcohol charge.
- B. The licensee's employer testified on his behalf, and a favorable letter from another employer was received.
- C. The licensee has had his Class "D" bartender's license for twelve years.

#### CONCLUSIONS OF LAW

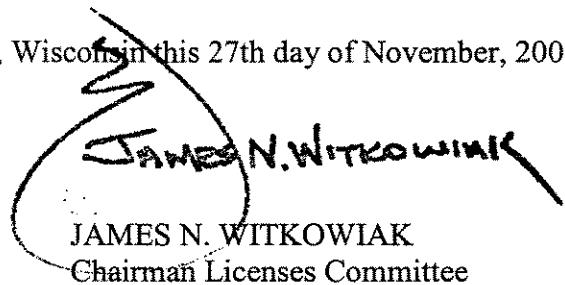
- 1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
- 2. Based on the above facts found, the Committee concludes that the licensee, Jeffrey L. Jackson has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by him without undergoing a ten (10) day suspension.
- 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 should exercise its discretion to renew the Class "D" Bartender license held by Jeffrey L. Jackson with a ten (10) day suspension of said license based upon the danger his activities represent 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, zero (0) noes and two (2) excused, recommends that the Class "D" Bartender License be renewed with a ten (10) day suspension.

Said suspension is to be in effect between 12:01 a.m. January 1, 2007 and midnight, January 10, 2007.

Dated and signed at Milwaukee, Wisconsin this 27th day of November, 2006.



JAMES N. WITKOWIAK  
Chairman Licenses Committee



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

Date: November 21, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Alan T. Pointer

**FINDINGS OF FACT**

1. Alan T. Pointer (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on October 25, 2006.
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 October 26, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 9, 2006 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 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 on November 20, 2006, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and admitted receipt of the notice but was 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 October 14, 2004 the licensee was stopped and arrested for operating an auto while intoxicated. On October 27, 2004 the licensee was charged with operating an auto while intoxicated and found guilty and fined \$726.00 and a 6 month driver license revocation was imposed.
- B. The licensee's driver's license revealed that on March 16, 2006 he was convicted of operating while intoxicated in Waukesha County Circuit Court
- C. The licensee has had his Class "D" Bartender's license for nineteen years and works for his parents.

#### CONCLUSIONS OF LAW

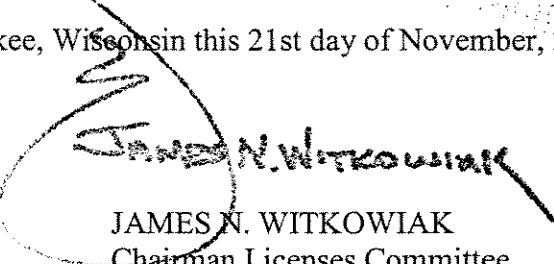
- 1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
- 2. Based on the above facts found, the Committee concludes that the licensee, Alan T. Pointer has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by him without undergoing a ten (10) day suspension.
- 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 should exercise its discretion to renew the Class "D" Bartender license held by Alan T. Pointer with a ten (10) day suspension of said license based upon the danger his activities represent 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, zero (0) noes and two (2) excused, recommends that the Class "D" Bartender License be renewed with a ten (10) day suspension.

Said suspension is to be in effect between 12:01 a.m. January 1, 2007 and midnight, January 10, 2007.

Dated and signed at Milwaukee, Wisconsin this 21st day of November, 2006.

  
James N. Witkowiak  
Chairman Licenses Committee



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

Date: November 27, 2006  
To: All Members of the Milwaukee Common Council  
From: Licenses Committee  
Re: Report on the Renewal Application of the Class "D" Bartender License of Jeremy E. Quandt

**FINDINGS OF FACT**

1. Jeremy E. Quandt (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on October 16, 2006.
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 October 17, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 9, 2006 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 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 on November 20, 2006, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and admitted receipt of the notice but was not represented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. The licensee's driver's license revealed the following convictions:

December 3, 1992, operating while intoxicated, Milwaukee County  
Circuit Court

September 18, 1995, operating while intoxicated, Ozaukee County  
Circuit Court

November 2, 2005, operating while intoxicated, Milwaukee County  
Circuit Court

#### CONCLUSIONS OF LAW

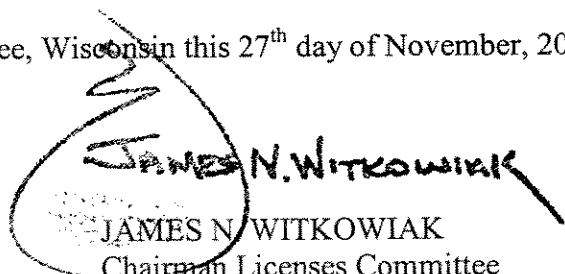
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based on the above facts found, the Committee concludes that the licensee, Jeremy E. Quandt has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by him without undergoing a ten (10) day suspension.
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 should exercise its discretion to renew the Class "D" Bartender license held by Jeremy E. Quandt with a ten (10) day suspension of said license based upon the danger his activities represent to the health, safety and welfare of the citizens of the City of Milwaukee.

#### RECOMMENDATION

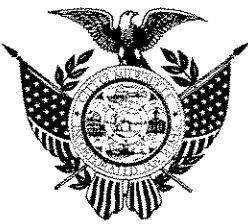
Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes, one (1) noes and one (1) excused, recommends that the Class "D" Bartender License be renewed with a ten (10) day suspension.

Said suspension is to be in effect between 12:01 a.m. January 1, 2007 and midnight, January 10, 2007.

Dated and signed at Milwaukee, Wisconsin this 27<sup>th</sup> day of November, 2006.



James N. Witkowiak  
JAMES N. WITKOWIAK  
Chairman Licenses Committee



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

Date: November 27, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Michael J. Radke

**FINDINGS OF FACT**

1. Michael J. Radke (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2005.
2. An application to renew said license was untimely filed with the Office of the City Clerk on October 20, 2006.
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 October 21, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 9, 2006 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 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 on November 20, 2006, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and admitted receipt of the notice but was not represented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. The licensee's driver's license revealed the following convictions:

August 25, 1994, operating while intoxicated, Milwaukee Municipal Court  
March 15, 2001, operating while intoxicated, Waukesha County Circuit Court  
November 11, 2005, operating while intoxicated, Milwaukee County Circuit Court

- B. The licensee's employer spoke on the licensee's behalf.
- C. The licensee does not drink on duty.

#### CONCLUSIONS OF LAW

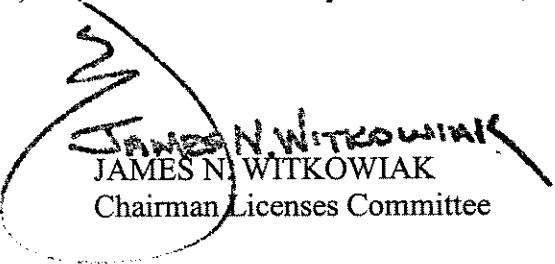
- 1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
- 2. Based on the above facts found, the Committee concludes that the licensee, Michael J. Radke has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by him without undergoing a ten (10) day suspension.
- 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 should exercise its discretion to renew the Class "D" Bartender license held by Michael J. Radke with a ten (10) day suspension of said license based upon the danger his activities represent 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, zero (0) noes and one (1) excused, recommends that the Class "D" Bartender License be renewed with a ten (10) day suspension.

Said suspension is to be in effect between 12:01 a.m. January 1, 2007 and midnight, January 10, 2007.

Dated and signed at Milwaukee, Wisconsin this 27th day of November, 2006.



James N. Witkowiak  
JAMES N. WITKOWIAK  
Chairman Licenses Committee



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

Date: November 27, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Rex M. Platke

**FINDINGS OF FACT**

1. Rex M. Platke (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was untimely filed with the Office of the City Clerk on October 5, 2006.
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 October 6, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 9, 2006 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 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 on November 20, 2006, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and admitted receipt of the notice but was represented by Attorney David Bordow, 710 North Plankinton Avenue, Suite 335, Milwaukee, WI 53203-2416.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. On September 13, 2006 the licensee was charged in Milwaukee County with cause injury/operating while under the influence; cause injury while operating with prohibited alcohol concentration; operating while under the influence (second offense); and operating with prohibited alcohol concentration (second offense) all of which were up for a pretrial in January 2007 in Milwaukee County. This incident occurred when returning from work as a bartender. This job is the licensee's only source of income, though his wife works.
- B. The licensee has made amends for this by not seeking to obtain an occupational license and by thus giving up driving and being tested for sobriety two times per week.
- C. The licensee no longer consumes alcohol.
- D. The licensee works at Mitchell's and has held a Class "D" Bartender's license for 30 years.

#### CONCLUSIONS OF LAW

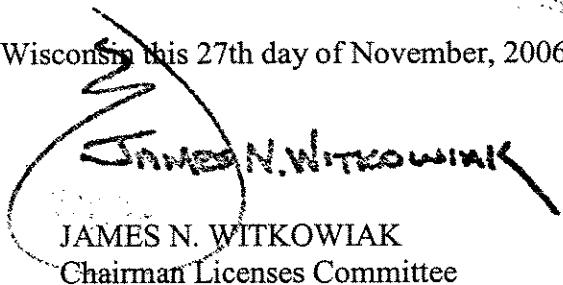
- 1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
- 2. Based on the above facts found, the Committee concludes that the licensee, Rex M. Platke has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by him without undergoing a fifteen (15) day suspension.
- 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 should exercise its discretion to renew the Class "D" Bartender license held by Rex M. Platke with a fifteen (15) day suspension of said license based upon the danger his activities represent 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, zero (0) noes and two (2) excused, recommends that the Class "D" Bartender License be renewed with a fifteen (15) day suspension.

Said suspension is to be in effect between 12:01 a.m. January 1, 2007 and  
midnight, January 15, 2007.

Dated and signed at Milwaukee, Wisconsin this 27th day of November, 2006.

  
JAMES N. WITKOWIAK  
Chairman Licenses Committee

112314



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

Date: November 21, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Thaer A. Asad

**FINDINGS OF FACT**

1. Thaer A. Asad (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was untimely filed with the Office of the City Clerk on October 31, 2006.
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 November 1, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 9, 2006 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 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 on November 20, 2006, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and admitted receipt of the notice but was 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 December 1, 2003 the licensee was charged in Municipal court with loitering/illegal drug activity

- B. On September 5, 2005 the licensee was cited by Milwaukee Police Department for noise nuisance and was found guilty on October 24, 2004 and fined \$100.00.
- C. On November 30, 2004 the licensee was cited by Milwaukee Police Department for sale of alcohol to underage person and was found guilty on December 28, 2005 and fined \$152.00.
- D. On June 30, 2006 the licensee was cited by Milwaukee Police Department for noise nuisance (warrant) and was found guilty on June 30, 2006 and fined \$228.00.
- E. On July 27, 2006 the licensee was cited by Milwaukee Police Department for noise nuisance and was found guilty on October 25, 2006 and fined \$100.00.

#### CONCLUSIONS OF LAW

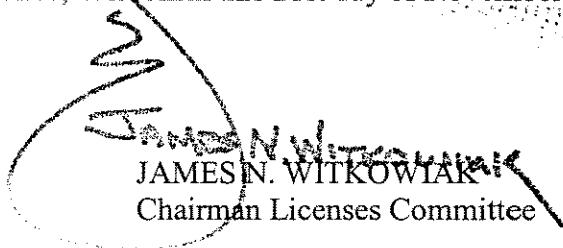
- 1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
- 2. Based on the above facts found, the Committee concludes that the licensee, Thaer A. Asad has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by him without undergoing a twenty (20) day suspension.
- 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 should exercise its discretion to renew the Class "D" Bartender license held by Thaer A. Asad with a twenty (20) day suspension of said license based upon the danger his activities represent 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, zero (0) noes and two (2) excused, recommends that the Class "D" Bartender License be renewed with a twenty (20) day suspension.

Said suspension is to be in effect between 12:01 a.m. January 1, 2007 and midnight, January 20, 2007.

Dated and signed at Milwaukee, Wisconsin this 21st day of November, 2006.



JAMES N. WITKOWIAK  
Chairman Licenses Committee

112317



## **JAMES N. WITKOWIAK**

ALDERMAN, 12TH DISTRICT

Date: November 27, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Jason L. Peterson

### **FINDINGS OF FACT**

1. Jason L. Peterson (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on October 12, 2006.
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 October 13, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 10, 2006 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 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 on November 20, 2006, commencing at 2:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and admitted receipt of the notice but was 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 April 30, 2004 the licensee was cited by the Milwaukee Police Department for abandoned auto and on December 3, 2004 was found guilty and fined \$86.00.
- B. On November 11, 2004 the licensee was charged in Milwaukee County with disorderly conduct and resisting or obstructing an officer and on July 18, 2005 was found guilty and sentenced to 60 days in the House of Corrections.
- C. On November 11, 2005 the licensee was cited by the Milwaukee Police Department for disorderly conduct and on January 5, 2006 was found guilty and fined \$100.00 (arrest warrant).
- D. On August 25, 2006, the licensee was cited by the Milwaukee Police Department for theft which was pending arraignment on October 16, 2006. The licensee is fighting this charge because he claimed the issue arose over some allegedly missing cups and a coffee maker from a hotel room.
- E. The applicant's driver's license revealed the following convictions:
  - April 8, 1998, operating while intoxicated in Milwaukee County Circuit Court
  - April 7, 2006, operating while intoxicated in Milwaukee County Circuit Court
- F. The licensee does not drink when working as a bartender.

#### 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 on the above facts found, the Committee concludes that the licensee, Jason L. Peterson has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by him without undergoing a twenty (20) day suspension.
- 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 should exercise its discretion to renew the Class "D" Bartender license held by Jason L. Peterson with a twenty (20) day suspension of said

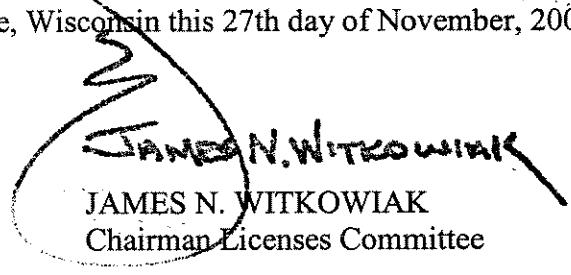
license based upon the danger his activities represent to the health, safety and welfare of the citizens of the City of Milwaukee.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes, zero (0) noes and one (1) excused, recommends that the Class "D" Bartender License be renewed with a twenty (20) day suspension.

Said suspension is to be in effect between 12:01 a.m. January 1, 2007 and midnight, January 20, 2007.

Dated and signed at Milwaukee, Wisconsin this 27th day of November, 2006.



JAMES N. WITKOWIAK  
Chairman Licenses Committee

112316



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

Date: November 27, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Tasha M. Weatherall

**FINDINGS OF FACT**

1. Tasha M. Weatherall (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on October 10, 2006.
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 October 11, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 10, 2006 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 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 on November 20, 2006, commencing at 2:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and admitted receipt of the notice but was 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 January 10, 2005 the licensee was charged with disorderly conduct and carrying a concealed weapon and was found guilty on April 4, 2005 and sentenced to the House of Corrections for 3 months and 15 days on the disorderly conduct charge and sentenced to the House of Corrections for 30 days on the carrying a concealed weapon.
- B. On April 26, 2006 the licensee was charged with vandalism and found guilty on June 15, 2006 and fined \$338.00 (bench warrant).
- C. The licensee's driver's license revealed the following conviction:  
February 28, 2006, operating while intoxicated in Milwaukee County Circuit Court

#### CONCLUSIONS OF LAW

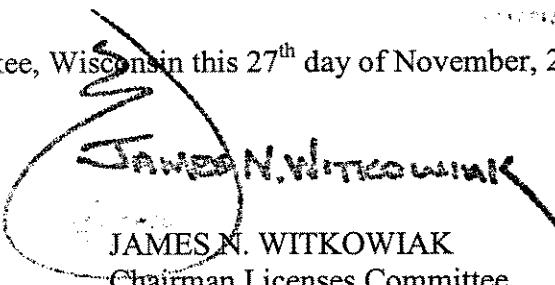
- 1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
- 2. Based on the above facts found, the Committee concludes that the licensee, Tasha M. Weatherall has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by her without undergoing a twenty (20) day suspension.
- 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 should exercise its discretion to renew the Class "D" Bartender license held by Tasha M. Weatherall with a twenty (20) day suspension of said license based upon the danger her activities represent 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, zero (0) noes and one (1) excused, recommends that the Class "D" Bartender License be renewed with a twenty (20) day suspension.

Said suspension is to be in effect between 12:01 a.m. January 1, 2007 and midnight, January 20, 2007.

Dated and signed at Milwaukee, Wisconsin this 27<sup>th</sup> day of November, 2006.

  
JAMES N. WITKOWIAK  
Chairman Licenses Committee

112377



## **JAMES N. WITKOWIAK**

ALDERMAN, 12TH DISTRICT

Date: November 27, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Samuel B. Love

**FINDINGS OF FACT**

1. Samuel B. Love (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on October 30, 2006.
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 October 31, 2006, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 10, 2006 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 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 on November 20, 2006, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did appear and admitted receipt of the notice. The licensee was 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 24, 1998 an underage police aide entered the L & S

Liquor El store located at 7900 West Silver Spring Drive under the direction of police officers. The police aide purchased a 40 ounce bottle of Miller beer from the clerk (Frank A. Sauve). The licensee was on the scene. The licensee was charged with sale of alcohol to underage person (licensee responsibility) and found guilty and fined \$250.00 on January 6, 1999.

- B. On April 2, 1999 an underage police aide entered the J & S Liquor store located at 2305 West Atkinson Avenue under the direction of police officers. The police aide purchased a 4-pack of Old English 800 from the clerk (Johnny V. Hayes). The licensee was not on the scene. The clerk was convicted. The applicant was not charged by the City Attorney.
- C. On Saturday, December 11, 1999 at about 6:18 PM officers conducted a check of Loves Liquor located at 2305 West Atkinson Avenue. Upon their arrival, officers found a 15-year old clerk ringing up a sale for a customer who was purchasing beer. Also on the scene was a second clerk (Rosa A. Singh) who stated that her bartender's license was at home. At this time, Singh stated that her sister would be bringing her bartender's license to the scene. The licensee (Samuel Love) was not on the scene. Samuel Love was charged with responsible person upon licensed premise Class "D" Bartender license required (licensee responsibility) and was issued a 1-year hold open which was dismissed without prejudice on June 5, 2000.
- D. On December 17, 1999 at 7:18 PM an underage police aide entered the Loves L & S Liquor store located at 2305 West Atkinson Avenue under the direction of police officers. Upon entering, the police aide purchased a can of Ice House beer from the clerk (Rosa A. Singh). The clerk was convicted. The case against the applicant was dismissed.
- E. On March 28, 2003, at L & S Liquor II, 7900 West Silver Spring, officers with an underage police aide, conducted a premises check. The police aide entered the premises, and purchased a 12-pack of Miller Beer from the employee clerk, without being asked for identification or age. The licensee was on the premises at the time. The clerk and the licensee were both issued citations. Applicant is the licensee for the store at 7900 West Silver Spring and 2305 West Atkinson Avenue. The licensee was charged with sale to underage prohibited (licensee responsibility) and found guilty and fined \$341.00 on May 20, 2003.
- F. On January 12, 2005 at 2:45 PM an underage police aide, under the

direction of police officer purchased beer from the applicant without being asked for ID. This occurred at 7900 West Silver Spring Drive. The licensee was charged with sale to underage and found guilty on June 24, 2005 and fined \$661.00.

- G. On January 13, 2005 at 2:25 PM the applicant was cited for sale to underage at 7900 West Silver Spring Drive. No further information is available. The licensee was charged with sale to underage and found guilty on August 3, 2005 and fined \$200.00.
- H. On March 1, 2005 at 6:35 PM the applicant was cited for sale to underage at 2305 West Atkinson Avenue. No further information. The licensee was charged with sale to underage on June 24, 2005 and found guilty and fined \$75.00. The licensee pointed out that on this incident he was the licensee of the package store, not the selling clerk, and he was not present when the violation took place.

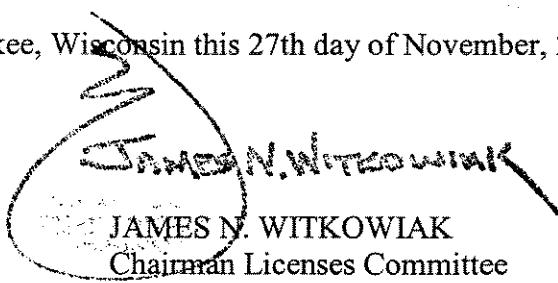
#### CONCLUSIONS OF LAW

- 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 on the above facts found, the Committee concludes that the licensee, Samuel B. Love has not met the criteria of Chapter 125 of the Wisconsin Statutes or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license based upon the police report.
- 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 should exercise its discretion to not renew the Class "D" Bartender license held by Samuel B. Love based upon the police report.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes, zero (0) noes and two (2) excused, recommends that the Class "D" Bartender License be denied.

Dated and signed at Milwaukee, Wisconsin this 27th day of November, 2006.



JAMES N. WITKOWIAK

JAMES N. WITKOWIAK  
Chairman Licenses Committee



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

Date: November 21, 2006

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report on the Renewal Application of the Class "B" Tavern License of Ralph E. Neely for the premises located at 4538 West Lisbon Avenue in the City and County of Milwaukee, Wisconsin ("Ralph's Coffee").

**FINDINGS OF FACT**

1. Ralph E. Neely (hereinafter "the Licensee") is the holder of a Class "B" Tavern License for the premises located at 4538 West Lisbon Avenue in the City and County of Milwaukee, Wisconsin ("Ralph's Coffee"). Said license expires at midnight on December 19, 2006.
2. An application to renew said license was filed with the Office of the City Clerk on October 6, 2006.
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 October 10, 2006, the Milwaukee Police Department responded with a report that could form the basis for renewal of said license. There were also neighborhood objections to loitering, littering, parking and traffic problems, public urination, loud music and noise, late night disturbances, fights, shootings, drug and criminal activity and conduct which is detrimental to the health, safety and welfare of the neighborhood..
4. On November 9, 2006, 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 Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report, and the neighborhood objections. The matter was scheduled for a hearing on the police department report and neighborhood objections on November 20, 2006 commencing at 8:00 a.m. in Room 301A of the third floor of City Hall. At said date, time and place, the licensee appeared at the hearing and admitted receipt of the notice of hearing, together with a copy of the Milwaukee Police Department report. The licensee was represented by Attorney Michael A.I. Whitcomb, 633 West Wisconsin Avenue, Suite 510, Milwaukee, WI 53203-1918.

5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
  - A. On May 11, 1994, Milwaukee Police Department officers conducted a tavern check of the licensed premises at 4538 West Lisbon Avenue in the City and County of Milwaukee, Wisconsin ("Ralph's Lounge"). Officers spoke to the licensee, Mr. Ralph Neely, and asked him where the current Class "B" license was. It had not been posted in plain view of the officers. Mr. Neely produced the licenses from inside the cash drawer. Mr. Neely was advised that the licenses must be posted and was given a written warning.
  - B. On February 18, 1995 at 2:10 a.m., Milwaukee Police Department officers responded to a complaint and fight at the licensed premises located at 4538 West Lisbon Avenue in the City and County of Milwaukee, Wisconsin ("Ralph's Lounge"). The officers found the front window had been broken out and the licensee, Ralph Neely, was on the scene. He stated that he did not want to prosecute the patrons involved as they were his relatives and they were having a birthday party. Officers asked to see the current licenses as they were not posted in plain view. Officers attempted to check the rest of the licensed premises and were told by Mr. Neely that they needed a warrant. The licensee was cited for obstructing an officer and display of license and disorderly premises. The charges with respect to obstructing an officer and display of license were dismissed, but on March 27, 1995, he was given a written warning regarding disorderly premises.
  - C. On October 26, 1997, at 2:00 a.m., Milwaukee Police Department officers responded to a shooting at the licensed premises at 4538 West Lisbon Avenue in the City and County of Milwaukee, Wisconsin ("Ralph's Lounge"). Two people were shot in the parking lot. The investigation revealed that a fight had broken out in the tavern and Mr. Neely attempted to close the bar. The fight moved to the parking lot where the shooting occurred. Mr. Neely was cited for a disorderly premise violation. That matter was dismissed on March 23, 1998.
  - D. On February 21, 1998, Milwaukee Police Department officers responded to a shooting at the licensed premises ("Ralph's Lounge") at 4538 West Lisbon Avenue in the City and County of Milwaukee, Wisconsin. Upon arrival officers spoke with the licensee, Mr. Ralph Neely, who stated there was only a fight and no one was shot. However, one 9 millimeter casing was found inside the tavern. Officers interviewed a patron at St. Joseph's Hospital who stated he was shot inside the tavern. The licensee was cited for disorderly premises, but that citation was not issued.
  - E. On July 5, 1998, at 2:40 a.m., Milwaukee Police Department were dispatched to District No. 7 for a battery complaint. The complainant related that the incident occurred at the licensed premises at 4538 West Lisbon Avenue in the City and County of Milwaukee, Wisconsin ("Ralph's Lounge"). Patrons stated to officers that an argument started and a handgun was displayed. Patrons left the tavern and a window

was broken. A car window was also broken in the parking lot. The licensee was cited for disorderly premises, but that citation was not issued.

- F. On July 8, 1998 at 1:10 a.m., Milwaukee Police Department officers conducted a follow-up investigation at the licensed premises at 4538 West Lisbon Avenue in the City and County of Milwaukee, Wisconsin ("Ralph's Lounge"). The follow-up investigation was regarding the complaint of July 5, 1998. Officers found the front door of the tavern locked. They had to ask the licensee, Mr. Ralph Neely, several times to open the door. Officers also found that the licenses were not posted and a dart machine did not have a proper amusement tag. The licensee was cited for immediate entry, display of license, and amusement machine permit. The citations with respect to immediate entry and display of license were dismissed, but the charge of amusement machine permit resulted in a guilty finding and fine of \$410.00 on April 23, 1999.
- G. On August 30, 1998 at 2:20 a.m., Milwaukee Police Department officers responded to a shooting in the parking lot at the licensed premises at 4538 West Lisbon Avenue in the City and County of Milwaukee, Wisconsin ("Ralph's Lounge"). An argument had broken out in the parking lot at closing time, and one patron produced a handgun and one person was shot. At the time of the investigation, the premises was not open for business.
- H. On December 17, 1998 at 1:50 a.m., Milwaukee Police Department officers were dispatched to the licensed premises at 4538 West Lisbon Avenue in the City and County of Milwaukee, Wisconsin ("Ralph's Lounge") regarding trouble with a subject. Upon arrival, officer found the front door of the tavern locked. It took several minutes to gain entry. Officers were able to observe two patrons drinking inside of the tavern. Due to other calls, the officers had to leave the premises. On December 17, 1998 at 8:45 p.m. Milwaukee Police Department "special men" conducted a follow-up investigation. They spoke to Mr. Neely who stated no one was drinking after hours. He was advised to keep the door unlocked when open for business. The licensee was cited for immediate entry of police and fined \$335 on May 25, 1999.
- I. On February 27, 1999 at 12:32 a.m., Milwaukee Police Department officers were dispatched to a complaint of shots fired in front of the licensed premises ("Ralph's Lounge") at 4538 West Lisbon Avenue in the City and County of Milwaukee, Wisconsin. The officers attempted to enter Ralph's Lounge to interview patrons regarding the shots fired complaint. They found the front door locked. Officers knocked several times before the licensee, Mr. Neely, let them in. Mr. Neely was cited for immediate entry to police. That matter was pending for court on June 2, 1999. No further disposition is available.
- J. The licensee asserted for purposes of the hearing in 1999, that there is a sign on the front door advising patrons to use the side door. He stated that a dangerous step causes him not to want to use the front door.

- K. On June 8, 1999, the Utilities and Licenses Committee heard the 1999 renewal of this license and recommended renewal with a thirty (30) day suspension. On June 10, 1999, the Common Council adopted that recommendation and renewed Mr. Neely's license for the premises at 4538 West Lisbon Avenue ("Ralph's Lounge") with a 30-day suspension.
- L. On April 12, 2000, officers of the Milwaukee Police Department were dispatched to the 2400 block of North Sherman Avenue for shots fired. An investigation revealed that a shooting occurred in the parking lot of the licensed premises at 4538 West Lisbon Avenue ("Ralph's Lounge"). Mr. Neely was uncooperative in the initial investigation and stated to officers that he had no control over what happens outside in the parking lot. Shell casings were found in the bar parking lot on the east side of the building.
- M. On April 13, 2000, officers of the Milwaukee Police Department were dispatched to a complaint of shots fired at the licensed premises at 4538 West Lisbon Avenue ("Ralph's Lounge"). An investigation revealed that a patron was backing her auto out of a space in the tavern lot and struck another parked vehicle. She stated that she got out of her car and was confronted by a man who started to argue with her. During that confrontation, that man pulled a semi-automatic handgun and fired several rounds into her empty vehicle. The actor then left the scene. Police officers were able to observe numerous bullet holes in the complainant's vehicle.
- N. On May 7, 2000 at 1:00 a.m. officers of the Milwaukee Police Department conducted a tavern check of the licensed premises at 4538 West Lisbon Avenue ("Ralph's Lounge"). Upon entering the tavern, the officers observed three underage patrons inside the premises. The licensee was on the scene. The licensee was cited for presence of underage person (3 counts). On July 19, 2000, he was found guilty and fined \$350.00.
- O. On February 21, 2001 at 1:35 a.m. officers of the Milwaukee Police Department received and filed a battery complaint from a victim who was punched by unknown persons outside of the licensed premises at 4538 West Lisbon Avenue ("Ralph's Lounge").
- P. On April 6, 2001 at 12:45 a.m., officers of the Milwaukee Police Department were dispatched to the intersection of 45<sup>th</sup> and West Lisbon Avenue to investigate a call for a wanted subject. The caller stated that her ex-boyfriend, John E. James, had battered her approximately a month ago and that the charges were issued and that he had warrants upon him. She indicated that Mr. James was inside of the licensed premises at 4538 West Lisbon Avenue ("Ralph's Lounge"). She gave officers a description of Mr. James. After confirming that there were battery warrants for Mr. James, and after calling for an additional squad, the officers observed patrons leaving the tavern. Mr. James, the wanted subject, was observed leaving the tavern. The caller identified Mr. James. Upon being approached by the officers, and informing Mr. James that he was

being arrested, Mr. James became combative and attempted to strike the officers. He was eventually taken into custody. A custodial search revealed that he had marijuana in a clear plastic baggy and what was suspected to be crack cocaine in individually wrapped 16 corner-cut baggies. The drugs were later tested and found positive for both THC and cocaine.

Q. On April 13, 2001 at 9:52 p.m. officers of the Milwaukee Police Department were dispatched to scene of a shooting at 4428 West Lisbon Avenue. The police officer was a Milwaukee police detective. The detective was asked to go to the licensed premises at 4538 West Lisbon Avenue ("Ralph's Lounge") to investigate an endangering safety by use of dangerous weapon complaint. It was believed that such an investigation would be related to the shooting at 4428 West Lisbon Avenue. The officer spoke to Mr. Ralph Neely, who said that his brother, Willie Neely, closed the bar at 12:30 a.m. on April 13, 2001. Both Ralph and Willie Neely came back to open the bar at 8:30 p.m. on April 13, 2001. Ralph Neely noticed some debris on the floor in front of the front door of the tavern. He saw what appeared to be a bullet hole in the upper left corner of the door. A mark was found on a decorative pillar about 20 feet inside the tavern. A misshapen round was found by Willie Neely on the sink behind the serving bar. This incident, however, appeared not to be related to the shooting at 4428 West Lisbon.

R. On May 12, 2001 at 2:22 a.m. officers of the Milwaukee Police Department were dispatched to the licensed premises at 4538 West Lisbon Avenue ("Ralph's Lounge"). They were responding to a complaint of a man down called in by the Milwaukee Fire Department. Upon their arrival, the officers observed a male, approximately 45 years old lying the parking lot of Ralph's Lounge. The victim was identified as Tony Carter. He was unconscious and bleeding from his head. He was conveyed to Froedert Hospital accompanied by a police officer. Pursuant to the policy of Froedert Hospital, a security person searched Mr. Carter's belongings. During the search she discovered a clear plastic baggy containing 20 corner-cut bags containing what was suspected to be crack cocaine. The security person gave the suspected cocaine to the police officer, who conveyed it to the Vice Squad. It was tested and found to be positive for .2 grams of cocaine. Police department records indicate that an anonymous female caller called that a black male was stomped to death and was bleeding.

At the scene, officers observed a blood trail leading from the victim to the tavern. Officers interviewed the licensee. The licensee was uncooperative. The licensee related that the victim had been given a "counterfeit" one hundred dollar bill and pulled a gun. The gun was taken away from the victim. It was used to beat the victim. One of the investigating officers followed the blood trail into the tavern, around the bar, and into the archway to a backroom of the tavern. There was what appeared to be a large area of blood spots in the archway. The area was damp and appeared to have been cleaned. Directly in front of these spots was the portable wet carpet cleaner, which was plugged in. Mr. Neely denied that there was an attempt to clean up blood

spots. He yelled at police officers, "You must be fucking crazy, telling me this is a crime scene!" Mr. Neely repeatedly denied that any incident occurred inside the tavern. On the east entrance where the blood trail entered the tavern was a wooden porch with brick stairs. The stairway was wet. That was consistent with being washed down with water. Mr. Neely denied that there was any attempt to clean up any blood inside or outside the tavern. Mr. Neely was extremely uncooperative with police, and refused to answer questions. He attempted to order the police to leave his tavern. At the hearing Mr. Neely testified that the victim entered the tavern after he had been shot.

- S. On May 30, 2001 at 12:59 a.m. officers of the Milwaukee Police Department were dispatched to the licensed premises at 4538 West Lisbon Avenue ("Ralph's Lounge"). The investigation revealed that several patrons had been shot during a gunfight in the tavern. Four patrons received various gunshot wounds. None were life-threatening. Mr. Neely, who was on the scene, was described by investigating officers as uncooperative. Mr. Neely was observed sweeping up shell casings and bullets. Mr. Neely was also overheard saying to patrons, "Why are you giving the police all that information. They don't need to know all of that." (or words substantially to that effect). The officers also discovered one 20-year old patron in the tavern who had been sold alcohol by Mr. Neely. Mr. Neely was cited for sale to underage. That matter is pending for July 16, 2001. At the hearing Mr. Neely testified that he gave me video tapes of the incident from the bar security system to the police.
- T. On June 8, 2001 at 12:30 a.m. officers of the Milwaukee Police Department made a lawful inspection of the licensed premises at 4538 West Lisbon Avenue ("Ralph's Lounge"). Officers observed a man, who was identified as a security guard. This guard was armed with a 9 millimeter semi-automatic handgun, in holster, in plain view. He was not in any type of uniform. An incident report was filed. It should be noted that under RL § 34.01(3) of the Wisconsin Administrative Code, individuals employed by particular security companies, who are armed, must actually be on duty in the service of that security agency at the times they are armed.

In 2001 Mr. Neely withdrew his renewal application because of a possible nonrenewal of his license. In 2002 Mr. Neely was again granted a Class "B" Tavern license and it was renewed in 2002, 2003, 2004 and 2005.

- U. On October 14, 2005 at 11:34 p.m. officers of the Milwaukee Police Department were dispatched to the licensed premises at 4538 West Lisbon Avenue ("Ralph's Coffee") for a shooting. The investigation revealed a male subject (identified as Kenneth McDade) who was shot four times. Mr. McDade stated that prior to his arrival at the licensed premises, he had snorted cocaine. He then arrived at the licensed premises and a couple of beers when a male approached him and stated "Keep my name out of your mouth." Mr. McDade stated that words were exchanged and it then became a physical altercation. Mr. McDade stated that the male left the tavern but returned later, walked up to Mr. McDade and stated "Bitch Ass Nigga" and then started

shooting. No violations were observed at the tavern and the Criminal Investigation Bureau handled the shooting investigation.

- V. At the hearing the committee was informed by counsel for Mr. Neely that the individual who perpetrated the October 14, 2005 incident was an individual who has caused other acts of violence in the neighborhood and that the individual had only been released from incarceration.
- W. No neighbors testified as to any of the neighborhood objections. Two persons appeared in support of the licensee.

#### CONCLUSIONS OF LAW

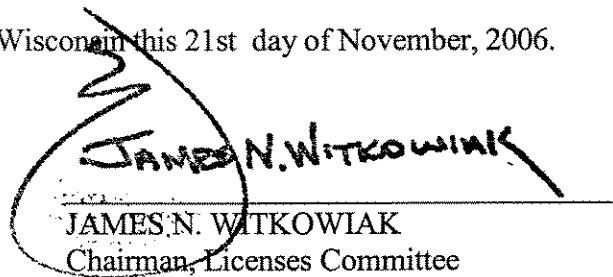
- 1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
- 2. Based upon the above facts found, the Committee concludes that the Licensee, Ralph Neely has not met the criteria to allow renewal of his Class "B" Tavern license without undergoing a ten (10) day suspension of said license.
- 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 judgment to renew the Class "B" Tavern license of Ralph Neely for the premises located at 4538 West Lisbon Avenue in the City and County of Milwaukee, Wisconsin ("Ralph's Coffee Lounge") with a ten (10) day suspension based upon his past activities and for the danger that the continued operation of the premises poses 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, zero (0) noes and one (1) excused, recommends that the Class "B" Tavern License of Ralph E. Neely for the premises located at 4538 West Lisbon Avenue ("Ralph's Coffee") in the City and County of Milwaukee, Wisconsin be renewed with a ten (10) day suspension.

Said suspension is to be in effect between 12:01 a.m. December 20, 2006 and midnight, December 29, 2006.

Dated and signed at Milwaukee, Wisconsin this 21st day of November, 2006.

  
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JAMES N. WITKOWIAK  
Chairman, Licenses Committee

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