



Office of the City Clerk

Jim Owczarski
City Clerk
jowcza@milwaukee.gov

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Deputy City Clerk
rpfaff@milwaukee.gov

December 7, 2017

Brett Henning
BAJ, Inc.
4322 W Woodale Ave
Brown Deer, WI 53223

Dear Mr. Henning:

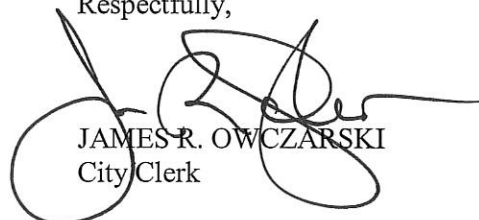
You are hereby notified that the Milwaukee Common Council will hold a hearing on Tuesday, December 19, 2017, commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin to consider whether or not to revoke or suspend between 10 and 90 days the Class B Tavern and Food Dealer license(s) for the premises located at 7424 N 60th St. ("Brett's Farmhouse").

Attached you will find a copy of the Report of the Licenses Committee, which includes its Findings of Fact, Conclusions of Law, and Recommendation, recommending revocation of the Class B Tavern and Food Dealer license(s) based upon the Committee's finding that the allegations in the attached complaint are true, the police testimony, neighborhood testimony, and aldermanic testimony. This recommendation is the result of a public hearing before the Committee held on Tuesday, December 5, 2017.

Please be advised that the Common Council will determine whether or not to revoke or suspend between 10 and 90 days your Class B Tavern and Food Dealer license(s) based upon the Findings of Fact contained within the Licenses Committee report.

You may file a written response to the report of the Licenses Committee. The written response must be filed with the City Clerk by 4:45 p.m. on Wednesday, December 13, 2017 in Room 205 of City Hall. If you wish to file your objections via e-mail, they must be sent to both jowcza@milwaukee.gov and yashica.byrd@milwaukee.gov. You will be sent an e-mail notification that your objections were received within 24 hours. If you do not receive this notification, please contact City Clerk Jim Owczarski at (414)-286-2998. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting the written objections. You will be given approximately five minutes to present the oral argument.

Respectfully,



JAMES R. OWCZARSKI
City Clerk



CHAIR
• Licenses Committee

MEMBER
• Community and Economic
Development Committee
• Steering and Rules Committee



TONY ZIELINSKI
ALDERMAN, 14TH DISTRICT

Date: December 7, 2017

To: All Members of the Milwaukee Common Council

From: The Licenses Committee

Re: Report of the Revocation of Brett Henning Agent for BAJ INC, Class B Tavern and Food Dealer licenses for the premises located at 7424 North 60th Street Avenue in the City and County of Milwaukee, Wisconsin ("Brett's Farmhouse").

FINDINGS OF FACT

1. Brett Henning (hereinafter the "Licensee") is the holder of Class B Tavern and Food Dealer licenses for the premises located at 7424 North 60th Street Avenue in the City and County of Milwaukee, Wisconsin ("Brett's Farmhouse"). Said license expires at midnight, October 17, 2018.
2. Pursuant to Chapter 85, 90, and 68 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, Assistant City Attorney Patrick J. Leigl filed a revocation complaint, attached and incorporated by reference, against the Licensee on November 7, 2017.
4. On November 30, 2017, the City Clerk's Office provided notice to the Licensee pursuant to Chapter 85, 90, and 68 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the date of the hearing. The licensee appeared in Room 301B of City Hall on the hearing date of December 6, 2017.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. On December 6, 2017, ACA Patrick Leigl appeared for the City of Milwaukee. The Licensee was present and acknowledged receipt of the revocation complaint. The Licensee was asked by Alderman Tony Zielinski if he denied any of the allegations in the revocation complaint. The Licensee indicated that he did not deny any of the allegations.



- B. ACA Leigl stated that evidence will show shooting incidents that occurred in 2017. He submitted video of the most recent shooting incident. He stated that the licensee failed to take corrective measure in between shooting incidents as recommended by the police and alderpersons.
- C. ACA Leigl called MPD District 4 Officer Ralph McClain to testify.
- D. Ofc. McClain indicated that he was an eight year veteran of the department, currently assigned to the District 4 tavern car. He testified that he responded to a shooting at Brett's Farmhouse on January 7, 2017.
- E. On the date, he observed an individual suffering from a gunshot wound, bleeding on the floor of Brett's Farmhouse. The individual received CPD and medical treatment, but later died from the injuries. Subsequent investigation revealed that the shooting occurred inside of Brett's Farmhouse, initiated by a confrontation between two patrons inside the bar.
- F. Ofc. McClain testified that he was able to observe surveillance footage of the incident. The footage showed two patrons arguing, one patron left and returned, and then shot the other patron in the chest – all of which occurred inside Brett's Farmhouse.
- G. ACA Leigl then called Officer Martinez Moore to testify. Ofc. Moore stated that he was a 13 year veteran of District Four, and also assigned to the tavern car.
- H. Ofc. Moore indicated that he was assigned to retrieve surveillance footage from a separate shooting that occurred on October 1, 2017. He was able to secure surveillance footage from this shooting, wherein a subject fired multiple rounds in the air from an assault type weapon in the parking lot. Ald. Rainey moved to have the video made part of the record.
- I. The Licensee explained that the October 1, 2017 incident occurred following a birthday party in the bar. He stated that the attendees of the party all left the premises, and he heard the shots, but thought they were fireworks. He stated that while he had hired an armed security company, the security company was scheduled to start the day after the shooting. The Licensee also stated that he had a metal detecting wand, but no one used it that day.
- J. Ald. Lewis, the alderperson for the district where Brett's Farmhouse operates, stated that in September she agreed to give the licensee an opportunity to correct the issues with the acceptance of a revised Plan of Operation. She stated that the Licensee did not take the opportunity seriously and failed to follow through with the plan he submitted. She stated that she spoke with the licensee and he stated that the incident was not serious because no one was hurt. She stated that she is in support of the revocation and if the establishment is allowed to continue

operating, there should be at least a 45 day suspension. Ald. Lewis indicated that she does not have faith that the Licensee would improve issues even after a suspension.

- K. Glenn Dukert, 5833 West Calumet Road, stated that he fears for the safety of the neighborhood because of the shootings and is in support of the revocation. He stated that he lives across the field from the premises, which is approximately 100 yards from the bar. The Licensee indicated that Mr. Dukert's residence is approximately a half mile from the bar.
- L. Lance Renae, 7754 North Delta Place, stated that he has safety concerns and is in support of the revocation.
- M. Leo Brown, 8425 North 107th Street stated that he attends the bar regularly and is in opposition of the revocation. He stated that he lives approximately two miles from the establishment.
- N. Stephan Kamuiru, 4701 West Mill Road stated that he is in support of the business. Mr. Kamiru explained that he owns a business in the area and none of the business owners nearby want to see a vacant business in the neighborhood. His employees visit the premise for lunch regularly and it is convenient during the day. He stated that Brett's Farmhouse is not a nuisance.
- O. Edward LaHay, 7300 West Dean Road, stated that he lives approximately a half mile from the premises, a customer, and is in opposition to the revocation.
- P. Ald. Zielinski stated that the Licensee failed to follow recommendations of the police captain in the past and does not realize what should be done to correct issues. He stated that he has no confidence that the Licensee can turn things around for the better.
- Q. Ald. Kovac asked the Licensee his thoughts on the testimony by the neighbors. He asked Ald. Lewis if she believes the licensee would improve issues if given a suspension. He stated that he does not feel that the licensee takes the prevention of these matters seriously. He stated that if there was security monitoring the door and parking lot, the latest incident could have been avoided.
- R. Ald. Zielinski moved approval of the revocation based on the facts in the sworn complaint, police testimony, neighborhood testimony, and aldermanic testimony.
- S. That motion prevailed with a vote of 5 Ayes, 0 No.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 85, 90, 68 and Chapter 125 of the Wisconsin Statutes of the Milwaukee Code of Ordinances.
2. Based upon the above facts found and the findings in the revocation complaint, the Committee concludes that the Licensee, Brett Henning who holds Class B Tavern and Food Dealer licenses for the premise located at 7424 North 60th Street Avenue in the City and County of Milwaukee, Wisconsin ("Brett's Farmhouse") has not met the criteria of 85, 90, and 68 of the Milwaukee Code of Ordinances and 125 of the Wisconsin Statutes to continue to hold the above described Class B Tavern and Food Dealer licenses. The Committee finds the allegations in the revocation complaint to be true. The Committee based its recommendation on the facts in the sworn complaint, police testimony, neighborhood testimony, and aldermanic testimony.
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 revoke the Class B Tavern and Food Dealer licenses for the premises located at 7424 North 60th Street Avenue in the City and County of Milwaukee, Wisconsin ("Brett's Farmhouse"). The Committee based its recommendation on the facts found in the sworn complaint, police testimony, neighborhood testimony, and aldermanic testimony.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of **five (5) ayes, and zero (0)** recommends that the Class B Tavern and Food Dealer licenses held by Brett Henning for the premises located at 7424 North 60th Street Avenue in the City and County of Milwaukee, Wisconsin ("Brett's Farmhouse") be revoked based its recommendation the facts found in the sworn complaint, police testimony, neighborhood testimony, and aldermanic testimony.

The revocation will be in effect December 19, 2017.

Dated and signed at Milwaukee, Wisconsin this 7th day of December, 2017.



TONY ZIELINSKI, Chair
Licenses Committee

STATE OF WISCONSIN)
) ss.
MILWAUKEE COUNTY)

SUMMONS

The Licenses Committee of the Common Council of the City of Milwaukee

TO: Any Police Officer of and for the City of Milwaukee

You are hereby commanded to summon Brett Henning, agent for BAJ Inc., licensee for the premises at 7424 N 60th Street, Milwaukee, Wisconsin ("Brett's Farmhouse"), to appear before the Licenses Committee of the Common Council of the City of Milwaukee at its meeting in Room 301-B, City Hall, 200 East Wells Street, in the City and County of Milwaukee, State of Wisconsin on Tuesday, December 5, 2017 at 9:00 a.m. to show cause why the Class B Tavern and Food Dealer licenses issued to Brett Henning, agent for BAJ Inc., for the premises at 7424 N 60th Street, Milwaukee, Wisconsin and known as "Brett's Farmhouse" should not be revoked or suspended.

TO: Brett Henning
4322 W Woodale Avenue
Brown Deer, WI 53223

Pursuant to sec. 125.12 of the Wisconsin Statutes, and §§ 85-3 to 85-5, 90-12, and 68-21 of the Code of Ordinances of the City of Milwaukee, you are hereby commanded to appear on December 5, 2017 at 9:00 a.m. at a hearing before the City's Licenses Committee to be held in Room 301-B, City Hall, 200 East Wells Street, Milwaukee, Wisconsin to show cause why the Class B Tavern and Food Dealer licenses should not be revoked. The hearing is being initiated because of the City of Milwaukee's receipt of a signed and sworn complaint filed by Captain Andra Williams, Commander of the Milwaukee Police Department, District Four. A copy of the above-referenced complaint is attached hereto as well as copies of §§ 85-3 to 85-5, 90-12, and 68-21 of the Milwaukee Code of Ordinances, and Chapters 125.12 of the Wisconsin Statutes.

On December 5, 2017 at 9:00 a.m. you will be given an opportunity to speak on your own behalf, and to respond to and challenge any charges or reasons given by witnesses at the aforementioned hearing in support of a revocation or suspension of your licenses. You may present your own supporting witnesses, under oath, at this hearing, and you may also confront and cross-examine opposing witnesses. If you wish to do so, and at your own expense, you may be accompanied by an attorney or interpreter of your own choosing to represent you at this hearing.

If you, Brett Henning, fail to appear in person before the Committee on December 5, 2017 at 9:00 a.m. in Room 301-B, of City Hall, as required by the summons, the Committee will proceed to consider the allegations of the complaint which shall be taken

In re the Class “B” Tavern license and Food Dealer-Restaurant license of:

BAJ, Inc.
Brett Henning, Agent
as the Licensee for the licensed premises
known as Brett’s Farmhouse, located at
7424 N 60th Street, Milwaukee, Wisconsin

SWORN CHARGES BY CHIEF OF POLICE FOR REVOCATION OF LICENSES

Pursuant to Wisconsin Statutes Section 125.12 and Sections, 85-4, 90-12 and 68-21 of the Milwaukee Code of Ordinances (“MCO”), Chief of Police Edward Flynn, a City of Milwaukee resident and interested party, by Captain Andra Williams, Commander of Police District 4, City of Milwaukee resident and interested party, being first duly sworn and upon his oath, respectfully charges the following based upon review of official Milwaukee Police Department (“MPD”) reports drafted in the ordinary course of business, including those attached as part of these sworn charges, review of documents received by MPD District 4 and communication with police, law enforcement, community members and municipal officials:

1. BAJ Inc., by its agent Brett Henning, (hereinafter, the “Licensee”) is the holder of a Class “B” Tavern license and Food Dealer-Restaurant license for the licensed premises known as Brett’s Farmhouse and is located at the property of 7424 N 60th Street, Milwaukee, Wisconsin, (hereinafter, the “Property”). Upon information and belief the Property is owned by Hennington Investments LLC, whose primary address is 4322 W Woodale Avenue, Brown Deer, Wisconsin.
2. On September 12, 2017 the Licenses Committee recommended to the Common Council renewal for the above-stated licenses with a 10-day suspension. The suspension was withdrawn at the council hearing and the licenses were renewed.

UNLAWFUL LICENSE ACTIVITY

3. Brett's Farmhouse has a history of repeated Class "B" tavern violations and nuisance activities. This repetitive history has been observed by public citizens and verified through ongoing Milwaukee Police Department ("MPD") investigations. This activity is a substantial burden to MPD as law enforcement officers are deployed to conduct their investigations.

4. On March 20, 2015, MPD arrived at the Property for a tavern check. Upon arrival MPD discovered that the sole individual tending bar was operating with an expired license. The MPD issued a citation for Class D Operator's Liquor License violation: municipal case no. 15018603.

5. On October 15, 2016, MPD arrived at the Property for a tavern check. Upon arrival MPD observed a highly intoxicated female standing on the patio yelling obscenities at patrons standing in the Property's parking lot. The female was later arrested and cited for Disorderly Conduct: municipal case no. 16059920.

6. On May 5, 2017, MPD responded to a complaint at the Property. Upon arrival MPD arrested a highly intoxicated individual attempting to hit patrons with liquor bottles. The individual was cited for Resisting/Obstructing an Officer: municipal case no. 17021786, Disorderly Conduct: case no. 17021785 and Trespassing: case no. 17021784.

FIREARM ACTIVITY

7. On January 7, 2017, at approximately 12:07am, MPD responded to a shooting at the Property. Upon arrival, the officers found a victim of the shooting on the floor by the bar with a gunshot wound to the chest. The officers immediately performed CPR on the victim who was not breathing. After viewing surveillance of the incident, the officers concluded several individuals were drinking at the bar when a fight broke out at approximately 12:00am. The victim got involved in the fight with unknown subjects. During the altercation, the suspect removed a firearm from his jacket

and shot the victim in the chest. It was later determined the suspect brought the firearm into the licensed establishment. After the suspect shot the victim in the chest the suspect conversed with another male in the bar who also had a firearm in his waistband. The suspect then fled the bar into the parking lot. The victim later died in the bar from the gunshot wound.

8. On January 13, 2017, the Licensee met with District 4-Captain Williams and the community police officers to discuss the homicide and to ensure further security measures. During the meeting the Licensee stated that he does not allow guns at his tavern and that he never wants an incident like the homicide to happen again. Captain Williams stated to always contact the district if there is any type of escalation to prevent further incidents. The community police officers advised the Licensee to post no firearms signs and also employ a security wand to prevent patrons from entering the bar with a firearm.

9. On September 12, 2017, the Licensee appeared before the Licenses Committee and was questioned regarding the homicide shooting on January 7, 2017. When asked what security measures were implemented after the shooting, the Licensee stated he had not taken any further security measures. When asked what abatement measures were taken to prevent this activity in the future, the Licensee responded none. When asked if any of the security recommendations from MPD-District 4 were implemented, the Licensee stated he had not taken any further security measures because he feels it is a safe bar. During the hearing, the Licensee further stated that he does not want this situation to happen again, but did not feel more security was necessary because the bar is safe. The Licenses Committee later recommended a 10-day suspension; however, the recommendation was withdrawn at council.

10. On September 20, 2017, the Licensee submitted correspondence to the Common Council indicating a security wand and security staff will be implemented into a new security plan to prevent any further disorderly activity and use of firearms.

11. On October 1, 2017, MPD officers arrived at the Property responding to a call for shots fired. Upon arrival the officers learned that two patrons at the Property exited and fired shots into the air. The officers obtained security footage from the bar, which depicts several individuals engaging in physical and verbal altercations with several patrons in the bar parking lot. During the altercation, one individual entered his vehicle, quickly reversed from the parking stall and then abruptly stopped. The individual then exited his vehicle and removed an assault rifle from the trunk. Simultaneously, an individual originally involved in the dispute, exited the bar and withdrew a handgun from his waistband. Next, the two men fired several shots from the assault rifle and the handgun. The two individuals then entered separate vehicles and left the scene.

BASED UPON the continuous unlawful licensing activity regarding patrons at the Property, the lack of abatement measures taken from the Licensee and also the serious nature of both firearm activities, which has cumulatively had a substantial adverse effect upon the health, safety or convenience and prosperity of the immediate neighborhood;

THE CHIEF OF POLICE, by his designee, respectfully requests the immediate revocation of the Class "B" Tavern license and Food Dealer Restaurant license relative to the above-referenced Licensee and licensed premises, Brett's Farmhouse, because:

1. Pursuant to Wis. Stat. Sec. 125.12(2)(ag)(2)., the Licensee keeps or maintains a disorderly or riotous, indecent or improper house;
2. Pursuant to MCO 85-4-4-c, 90-12-1-f, and 68-21-9-g-1, Brett's Farmhouse operates in such a manner that it constitutes a public or private nuisance and that conduct includes but is not limited to disorderly conduct, resisting or obstructing officers, alcohol license violations, disturbance of the peace and unlawful discharge of firearms, and that said activity associated at Brett's Farmhouse has had a substantial adverse effect upon the health, safety or convenience and prosperity

of the immediate neighborhood;

3. Pursuant to MCO 85-4-4-c-22 and 90-12-1-i there are other reasonable causes which are in the best interests, public safety, welfare and good order of the City of Milwaukee, including the disregard for public safety: Brett's Farmhouse failed to prevent the unlawful use of firearms at the licensed establishment and therefore disregarded public safety.

Dated at Milwaukee, Wisconsin this 7 day of November, 2017.

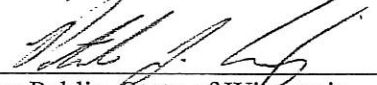
CHIEF OF POLICE EDWARD FLYNN, by

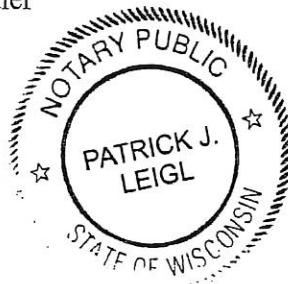


ANDRA WILLIAMS

Commander, Milwaukee Police District 4

The foregoing complaint seeking revocation of the Class "B" Tavern License and Food Dealer Restaurant license was subscribed and sworn to and before me this 7 day of November, 2017.



Notary Public, State of Wisconsin
My commission is permanent

Drafted by:
PATRICK J. LEIGL
Assistant City Attorney
State Bar No: 1095144

MILWAUKEE POLICE DEPARTMENT LICENSING

CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS SYNOPSIS

DATE: 08/02/2017
LICENSE TYPE: BTAVN
NEW:
RENEWAL:

No. 259831
Application Date: 08/02/2017

License Location: 7424 North 60th Street
Business Name: Brett's Farmhouse

Licensee/Applicant: Henning, Brett A.
(Last Name, First Name, MI)

Date of Birth: 12/11/1958

Home Address: 4322 West Woodale Avenue
City: Brown Deer **State:** WI **Zip Code:** 53223
Home Phone: 414-371-9010

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

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

1. On 06/03/2006 Janet Henning was cited by Brown Deer police for Disorderly Conduct. Janet Henning is listed on the application as 50% shareholder.

Charge: Disorderly Conduct
Finding: Guilty
Sentence: Fine
Date: 08/01/2006
Case: N560721

2. On 02/14/2007 the Wisconsin Department of Transportation revoked the applicant's driver's license for 6 months for Operating While Intoxicated.
3. On 03/20/2015 Janet Henning was cited at 8424 North 60th Street in the city of Milwaukee for Responsible Person on Premises. Janet Henning is listed on the application as 50% shareholder.

Charge: Responsible Person on Premises
Finding: Guilty
Sentence: \$378.00 fine
Date: 05/12/2015
Case: 15018592

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4. On 04/01/2016 Milwaukee police responded to Milwaukee police district #4 and spoke to Mark Duquaine. Duquaine told officers that while at Brett's Farmhouse (7424 North 60th Street) he became involved in an argument with the bartender. Duquaine states that when he left the bar, the bartender followed him, grabbing his arms and pushed him into his car. Duquaine was cited for Disorderly Conduct. The bartender, Richard Sasser, was cited for Assault and Battery.

As to Mark Duquaine:

Charge: Disorderly Conduct
Finding: Dismissed
Sentence:
Date:
Case: 16024462

As to Richard Sasser:

Charge: Assault and Battery
Finding: Guilty
Sentence: Fined \$376.00
Date: 10/04/2016
Case: 16039116

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5. On 01/07/2017 at 12:09am officers responded to a shooting at Brett's Farm House, 7424 N. 60th St. The officers found the victim on the floor by the bar with a gunshot wound to the chest. The officers performed CPR on the victim who was not breathing. The officers viewed the video surveillance which showed the incident. At 10:00pm the video showed the victim and suspect entering with a third subject (Andre HOLLY). They were drinking at the bar when a fight broke out at 12:00am. The victim got involved in the fight with the unknown subjects. The suspect then goes over to the fight and fires a shot striking the victim. The suspect and HOLLY are then observed exiting the bar and surrounding a car in the lot. HOLLY is observed giving a gun to the suspect who then leaves as HOLLY reenters the tavern to wait for police. During the investigation two underage patrons were located on the premises.

Charge: Presence of Minor at Licensed Premises
Finding: Guilty
Sentence: Fined \$384.00
Date: 02/28/2017
Case: 17003731

6. On 01/13/2017 a meeting was held at District 4 regarding the homicide on 01/07/2017. The applicant stated his bar is a family place where most of the customers know each other. He was asked how he handles fights and he stated he gets between the parties before it escalates. The officers recommended he have security at the door on weekends, use a wand to make sure no weapons are brought into the tavern and post a "no firearms allowed" sign on the front door.

This Report of Incidents Involving Licensed Persons or Premises, original report, was submitted by P.O. Martinez MOORE PS# 015951 assigned to District 4, Late Shift.

On Saturday, January 7, 2017, at 12:09 A.M., Squad 4365, P.O. Ralph MCCLAIN and I, was dispatched to a shooting at 7424 N. 60th St., Brett's Farmhouse.

Upon our arrival, P.O. MCCLAIN and I entered the tavern through the west entrance door. Once inside, I observed a black male, later identified as Frederick P. JACKSON B/M, 04-03-86 address of 6036 W. Port Av.; Milwaukee, WI 53223, laying in a supine position, alongside the fixed bar, on the east side of the tavern. JACKSON'S head was facing towards the east wall, and he feet were facing towards the west wall. Frederick JACKSON was unresponsive and suffered a gunshot wound to the upper left side of his chest. A male subject, later identified as Andre L. HOLLY B/M, 02-05-84 address of 5316 N. 51st Blvd.; Milwaukee, WI 53218, was also observed knelt against the right side of JACKSON. P.O. MCCLAIN conducted an assessment of Frederick JACKSON and determined he was not breathing. Afterwards, P.O. MCCLAIN immediately performed CPR.

P.O. MILLER and I then conducted a Protective Sweep of the tavern and did not locate the suspect. Soon thereafter, the Milwaukee Fire Department arrived on scene and continued CPR. Contemporaneous to MFD conducting CPR, they advised me that JACKSON was pulseless and non-breathing.

After the tavern was rendered safe, I ascertained a description of the suspect/ shooter, from the tavern's cook, identified as Richard J GLEISSNER W/M, 11-29-66 address of 6915 N. 67th St.; Milwaukee, WI 53223, cell phone #550-4864. I then broadcast a description of the suspect via open sky.

Afterwards, Brett's Farmhouse owner, identified as Brett A. HENNING W/M, 12-11-58 address of 4322 W. Woodale Av.; Brown Deer, WI 53223, cell phone# 358-3400, escorted me to his camera system. The camera system is located in the basement. Aforementioned camera system records in real time, however there is no audio. Furthermore, majority of the cameras are in black and white, with the exception of the camera labeled "Seating Area." After viewing the camera system, I observed the following chain of events. The following is a synopsis of the incident.

10:04 P.M.- Suspect, described as a Black or Hispanic Male, approximately 5'7", 140 to 150 pounds, slender built, light brown complected, tattoo on the left side of his face, wearing a red baseball-style hat, blue jacket with the wording "Notorious" printed over the top of "Pelle Pelle", blue jean pants, park a possible Buick in the south parking lot. Suspect stayed stationary in the vehicle until approximately 22:18.

10:18 P.M.- Aforementioned suspect observed entering the east entrance of the tavern with the victim, Frederick JACKSON, and a material witness, Andre HOLLY. All three patrons continued to converse amongst each other and consume alcoholic beverages; mostly by the west side of the bar.

12:00 A.M.- Verbal altercation ensues between unknown suspect and two unknown black male patrons. Victim, JACKSON, leaves from his seated area of the bar and engage in a fight with the unknown male patrons. Suspect retrieved a handgun from his person then discharge the firearm striking Frederick JACKSON upon his chest. JACKSON immediately falls supine to the ground. Soon thereafter, patrons are observe hastily and frantically running from the tavern. Unknown suspect is then observed engaged in a verbal altercation with a patron that was observed on the floor. Patron appeared to be pleading with the suspect. Suspect is observed placing the handgun back into his jacket. Patron then flee from the tavern.

Afterwards, Andre HOLLY is observed entering the east entrance door. HOLLY and the suspect is observed conversing momentarily. Andre HOLLY and suspect are observed moving hastily towards the west entrance door. HOLLY brandishes a firearm from his waist. HOLLY and suspect exits through the west entrance door

and observed in the south parking lot. It is unknown the circumstances that inspired outside in the parking lot at this time. However, HOLLY and the suspect are observed surrounding a dark colored vehicle, possible Cadillac, by the entrance of the parking lot. HOLLY and the suspect re-enters the tavern. Moments later, HOLLY hands his firearm to the suspect. Suspect exits through the west entrance door, enters his vehicle, then flee from the scene.

Synopsis concluded.

This incident was depicted on the following cameras:

Camera labeled "Parking Lot"- This camera is located on the exterior of the building, affixed on the south side. The camera is approximately 15 feet from ground to affixed point. Aforementioned camera face southbound and oversee the south parking lot. This camera is depicted in black and white.

Camera labeled "Bartender"- This camera is mounted on the east wall. The camera is approximately 7 1/2 feet from floor to affixed point. It shall be noted that the ceiling is approximately 8 feet from floor to ceiling. The camera face westbound and oversee the bar and partially the patron stool area. This camera is depicted in black and white.

Camera labeled "Seating Area"- This camera is mounted on the west wall, above the window. The camera is approximately 7 1/2 feet from floor to affixed point. The camera face eastbound and oversee the lounge area. This camera is in color.

Camera labeled "Bar"- This camera is mounted on the west wall. The camera is approximately 7 1/2 feet from floor to ceiling. Aforementioned camera face eastbound and oversee the west side of the bar. This camera is in black and white.

Succeeding this investigation, Andre HOLLY was summarily arrested for Probation Violation (knowingly and intentionally admittance to consuming alcohol, violation of a stipulation of his probation). HOLLY was subsequently conveyed to Central Booking by Squad 4330, P.O. Bradley BAKER.

It shall be also noted that there were two identified underage patrons in the tavern during this incident. These patrons were identified as Nasia B. MARTIN B/F, 06-12-96 (20) address of 1605 Dover Drive; Waukesha, WI 53186, cell phone# 510-7502; and Jamiah S HOLT B/F, 03-15-96 address of 2101 W. Neil Pl; Milwaukee, WI 53209, cell phone# 262-613-8519.

Furthermore, the owner, Brett HENNING, was cooperative and forthcoming with information regarding this investigation.

Supplemental report concluded.

This report is written by P.O. Tracey Geniesse assigned to District four, Day shift. On Friday, 1/13/17 at 1:45pm, we had a meeting with the owner of Bretts Farmhouse. Present for this meeting was Captain Andra Williams, P.O. Carrie Resnick, myself and Brett Henning. The meeting took place inside Captain Williams office at District Four.

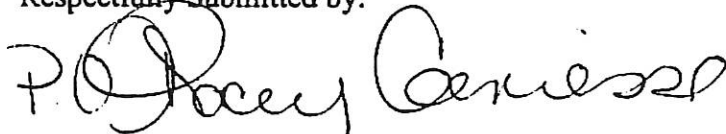
Captain Williams asked Henning, what security measures he has in place at this time. Henning stated he currently has a video surveillance system in place. Currently there are a total of eight cameras, interior and some exterior, but that is it. Henning stated his tavern is similar to "Cheers". It is a very family orientated place and most of the customers know each other. Henning stated he hates guns, and his regular customers know this, and he does not allow guns inside the tavern. Captain Williams asked "How do you handle a fight in the bar?" Henning stated "I'll get in between them before it escalates. We don't have the problems other taverns do. During the day, the average age is anywhere from 40-70 years of age. The music we play is 95.7 (Oldies). The evening age range is from 30-40 years of age. The evening music is 98.3 (R&B). On the weekends there might be a crowd of 50-60 patrons.

Henning stated, I've been here for 28 years and this was horrible. I don't want anything like this to ever happen again.

Captain Williams stated, we need to keep an open line of communication. If there is ever a moment he is feeling uncomfortable with the crowd, he can call into the District and request for a squad to respond and conduct a tavern check or a walk through.

The following were recommendations made by District Four: Have security at the door, during weekend hours. Use a security wand to make sure no weapons make it into the tavern. Post No Firearms allowed signs, on the exterior doors.

Respectfully Submitted by:

A handwritten signature in black ink, appearing to read "P.O. Tracey Geniesse". The signature is written in a cursive, somewhat stylized font.

P.O. Tracey Geniesse 014168

PA-33E Narrative

This narrative was written by PO Mohammad NOURI, ps# 024046, District 4, Late. On Tuesday, July 5th, 2017, Squad 4340 (PO WHITERS and I) were dispatched to a fight at 7424 N 60th St (Brett's Farm house). Upon arrival, I spoke to the owner Brett A HENNING (W/M, 12/11/58), who stated there were 3 B/Fs fighting in the far end of the parking lot. HENNING stated a fight did not occur inside of the tavern. HENNING was very cooperative. The premise was within capacity.

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Modus Operandi

Gang Act?	Gang Name	Crime Code(s)
No	NONE	WEAPONS VIOLATIONS

Supplement

This Endangering Safety By Use Of Dangerous Weapon (ESBUODW), supplemental report, was submitted by P.O. Martinez MOORE PS# 015951 assigned to District 4, Day Shift.

On Friday, October 13, 2017, at 12:15 P.M., Squad 4169, P.O. Christopher SHORTS, and I, Squad 4170, conducted follow-up at location of 7424 N. 60th St, Brett's Farmhouse, regarding an ESBUODW investigation.

Upon our arrival, I was allowed access to the camera system by the owner, identified as Brett A HENNING W/M, 12-11-58 address of 7224 N. 60th St; Milwaukee, WI 53223, cell phone# 418-1455. The camera system was located in the basement of the tavern. HENNING'S camera system was identified as a LTS digital camera system. The LTS digital camera system records in exact time, however is absent of sound. Due to the recording being recorded during the hours of darkness, the camera system depicts the ESBUODW in black and white. It shall be noted that due to the black and white depiction of the video, colors are distorted/ absent.

Synopsis of Initial Incident

On Sunday, October 1, 2015, at approximately 1:25 A.M., two unknown black males discharged their respective firearms, into the air, in the parking lot of Brett's Farmhouse. Brett's Farmhouse is located at 7424 N. 60th St. The venue of Brett's Farmhouse is located in the City and County of Milwaukee. The suspects (2) were described as following:

Suspect #1, described as a B/M, approximately 5'11", shoulder length black dread locks, wearing a black hooded sweatshirt and blue jean pants. Suspect #1 discharged an automatic assault rifle.

Suspect #2, described as a B/M, approximately 5'8", thin built, wearing a gray tee shirt and blue jeans. Suspect #2 was armed with a black handgun.

After the aforementioned suspects discharged their respective firearms, Suspect #1 fled the scene, southbound, in a silver or gray, 4 dr, Chrysler 300. Soon thereafter, Suspect #2 fled the scene, southbound, on N. 60th St, in a Mercury Grand Marquis.

In proximity to the shots fired (moments thereafter), Squad 4466, P.O. Jesse MATTSON, observed a Mercury Grand Marquis, traveling southbound on N. 60th St., disregard an official red light, at the intersection of N. 60th St and W. Good Hope Rd. Afterwards, P.O. MATTSON attempted a traffic stop of the Mercury Grand Marquis, in the alley of 6000 W Spokane St. Contemporaneously to the traffic stop, P.O. MATTSON observed a silver Chrysler 300, 4 door, unknown registration plate, approach W. Spokane St, at a high rate of speed, then locked it's brakes to stop on N. 60th Street. The operator of the Chrysler 300 then positioned his vehicle behind P.O. MATTSON'S squad car. While P.O. MATTSON attempted to reposition his squad car, both the Mercury Grand Marquis, and the Chrysler 300 fled from the traffic stop. Preceding the vehicles fleeing, P.O. MATTSON was able to obtain the plate number of [REDACTED] to the Mercury Grand Marquis, by illuminating it with his flashlight. Aforesaid plate number was registered to a 1998 Mercury Grand Marquis LX, 4dr, light green, vin# [REDACTED]. The Mercury Grand Marquis is registered to a [REDACTED] dot address of [REDACTED] Milwaukee, WI 53222. [REDACTED] physical characteristics, in accordance with DOT and Bureau of Identification, is 5'11", 210, medium brown complected, black dread locks protruding past his shoulders, and a 2-inch goatee. Due to [REDACTED] physical characteristics, facial features, dread locks protruding past his shoulders, and the registered owner of aforementioned Mercury Grand Marquis, my investigation revealed that [REDACTED]. The synopsis to this aforementioned initial investigation is concluded.

LTS digital video depiction of incident

Camera #5- video#20171001010113- documented commencement time of 1:01:10 A.M.-
(Camera #5 overlooks the west side of the parking lot. Camera 5 is mounted on the southwest side of the building, approximately 15 feet from the ground, and face southbound)

observed Suspect #1, described as a B/M, 5'4" to 5'6", 130 to 140, slender built, wearing a hooded sweatshirt with the hood up (further video evidence depicts Suspect #1 with braids or dread locks protruding past his shoulders),

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grayish tee shirt underneath hooded sweatshirt, and black or dark jean pants. Suspect #1 was accompanied by [REDACTED] was observed wearing a baggie long sleeve shirt, with the sleeves pulled up towards his elbows, and baggie pants. As previously stated, colors are distorted due to the video being black and white, due to the cover of darkness [REDACTED] and Suspect #1 are observed walking southbound, through the parking lot, towards [REDACTED] vehicle. [REDACTED] vehicle was parked diagonally, facing southwest. [REDACTED] vehicle (Mercury Grand Marquis) can be observed with after market rims described as 24" bright chrome rims, deep dish, with low profile tires. Suspect #1 and [REDACTED] are observed hugging then conversing.

Camera #5- video#20171001010307- documented commencement time of 1:03:58 A.M.;

observed a B/F, possibly mid 20's, 5'2 to 5'4", 160 to 180, stocky built, wearing a waist length jacket, light colored jeans, with a purse draped over her right shoulder. For report purposes, this person will be identified as Female #1. Female #1 is observed walking towards [REDACTED] and Suspect #1. All three subjects are observed conversing alongside the driver's side of [REDACTED] car. [REDACTED] is observed flailing his arms on several occasions during the conversation.

Camera #5- video#20171001010533- documented commencement time of 1:05:37 A.M.;

observed a B/F, possibly mid 20's, 5'4" to 5'7", 160 to 180, stocky built, shoulder length hair, black waist length jacket, white shirt protruding from underneath black jacket, yoga-style pants, tan calf length boots. For report purposes, this person will be identified as Female #2. Female #2 is observed approaching aforementioned subjects and began to converse with them.

Camera #5- video#20171001010618- documented commencement time of 1:06:42 A.M.;

All four subjects are observed in a group hug. Afterwards, [REDACTED] walks up the ramp, towards the patio. Suspect #1 walks towards a Chrysler 300, opens the driver's side door, then places an unknown object in his right pocket. Suspect #1 and Female #2 then walked up the ramp towards the patio.

Camera #5- video#20171001010844- documented commencement time 1:09:15 A.M.;

Suspect #1 observed walking down the ramp. Suspect #1 is followed by a B/F, 5'0" to 5'2", possibly mid to late 20's, 250 to 300, heavy built, braids to middle of her back, multi-colored shirt with designs, blue jean pants. For report purposes this person will be identified as Female #3. Female #3 is observed walking towards the rear of Suspect #1's Chrysler 300. The Chrysler 300 is observed diagonally parked, facing northwest, on the north side of the parking lot, approximately 10 feet south of the west entrance door to the tavern. At approximately 1:09:40 A.M., Suspect #1 is observed pushing Female #3 by the trunk of the Chrysler 300. Afterwards, an argument appears to ensue between Female #3 and Suspect #1. [REDACTED] is observed conversing with both subjects. Suspect #1 is then observed entering the driver's seat of the Chrysler 300, moments later the vehicle's lights began to flicker on and off. Female #3 walks from the passenger's door of the Chrysler 300, to the rear of the vehicle, then suddenly slam the trunk close.

Moments later, [REDACTED] Suspect #1, and all three females appeared to be agitated, based on the flailing of arms and exaggerated movement. Suspect #1 is observed pushing, and grabbing the hair of Female #3. [REDACTED] is observed arguing with Female #1, and momentarily they began to push each other. Suspect #1 is observed forcibly, and continuously pushing Female #3. Female #1 and Female #2 are observed attempting to defuse the heightened physical altercation between Suspect #1 and Female #3. During this altercation, [REDACTED] entered his vehicle (Mercury Grand Marquis), then observed leaving the parking lot, southbound on N. 60th St. Soon thereafter, Suspect #1 is observed striking Female #3 with a closed hand atop her head, then pulled Female #3 braids. This incident is observed by the trunk of Suspect #1 Chrysler 300. Suspect #1 is observed continuously and forcibly pulling Female #3 hair. Female #1 and Female #2 are attempting to separate the two.

After Suspect #1 and Female #3 were separated, Suspect #1 began tussling with Female #1, by the driver's side of his Chrysler 300. Suspect #1 is observed violently pushing female #1 against a parked conversion van with chrome rims and horizontal stripes (white in color). Moments later, [REDACTED] returned in his vehicle, parked it on the eastside of the parking lot, then walked towards the aforementioned subjects, and continued to engage in an argument.

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Suspect #1 is observed grabbing Female #3 (heavy built female with braids) hair, forcibly escorting her to the passenger's side of his Chrysler 300, then pushed her head into the passenger's side window. Female #3 then enters the vehicle through the passenger's side front door. [REDACTED] began to converse with Suspect #1 at the trunk of his vehicle. Female #1 and Female #2 began conversing in the rear of the conversion van (shall be noted the conversion van had horizontal stripes).

At approximately 1:20:50, Suspect #1 enters his Chrysler 300 then began conducting a backing maneuver. [REDACTED] is observed walking up the ramp. Suspect #1 stops the vehicle, a couple feet west of a sewer drainage cover. Suspect #1 and Female #3 then egress from the vehicle then walk towards the trunk of the car. Suspect #1 then forces Female #3 back into the passenger's side front seat. Suspect #1 is then observed striking Female #3 repeatedly.

While Suspect #1 was assaulting Female #3, a citizen, described as a B/M, possibly mid 20's, 5'10 to 6'0", 150 to 170, slender built, wearing a sleeveless tee shirt, and blue jean pants, enters the parking lot, then parked his vehicle (mid size dark, 4dr, unknown make or model), diagonally, in the middle of the parking lot. Aforementioned male citizen appeared to engage in a verbal altercation with Suspect #1. The verbal altercation between the male citizen, and Suspect #1, appeared to stem from his observation of Suspect #1 battering Female #3.

Afterwards, [REDACTED] is observed walking down the ramp then engaged in a temporary verbal altercation with the aforementioned unknown male citizen. During the verbal altercation, [REDACTED] is observed with a black handgun in his right hand. The handgun was initially facing towards the ground. After [REDACTED] argued with the unknown male citizen, [REDACTED] was observed pushing Female #2, who was standing close by. Afterwards, [REDACTED] raised the handgun in an approximate 90 degree angle, then discharged it multiple times. Contemporaneous to [REDACTED] discharging his firearm, Suspect #1 retrieved an assault rifle from the trunk of his Chrysler 300 then also discharged the automatic assault rifle in an approximate 45 to 90 degree angle.

Suspect #1 then placed the assault rifle back in the trunk of his Chrysler 300. Suspect #1 and Female #3, enters the Chrysler 300, then exit the lot, southbound on N. 60th St. [REDACTED] is observed entering his car, then drove towards the patio before coming to an abrupt stop. [REDACTED] then opened his trunk then appeared to place an unknown object in the trunk of his car, possibly the handgun. Afterwards, [REDACTED] motions his arms towards the sky then entered into the driver's seat of his vehicle. Female #1 and Female #2 appeared to have entered the white conversion van (with chrome rims) then began conducting a backing maneuver. [REDACTED] then maneuvered his vehicle around the conversation van. [REDACTED] is then observed traveling southbound on N. 60th St., the conversation van followed closely behind.

Video depiction of this incident is concluded.

End of Report.