

MILWAUKEE POLICE DEPARTMENT

REPORT OF INCIDENTS INVOLVING LICENSED PERSONS OR PREMISES

TO: Captain Heather WURTH

Business Name: Texas J's
Address of Licensed Premises: 813 S 1st St
Business Phone: 414-647-0130

District: 2

Type of License: Class B, PEP, Food

Violation / Incident # 160930087

Date of Incident: 04/02/16

Licensee or Manager on premises at time of violation / incident? Yes No

Licensee cooperative? Yes No (if no, explain in narrative section)

Licensee Notified by Officer: P.O. Efrain CORNEJO

Date: 04/02/16

Time: 5:40 PM

Licensee or Agent's Name: URBAN, John A
Home Address: 4935 Gunderson Rd, Waterford WI 53185

Date of Birth: 10/14/54
Home Phone: 414-202-2357

Co-Licensee Name:
Home Address:
Class S License Number:

Date of Birth:
Home Phone:

Bartender Name: GESKE, Lloyd H
Home Address: 1907 S 97th St West Allis, WI 532274
Class D License Number: 217527 / BMGR 196887

Date of Birth: 10/23/55
Home Phone: 414-839-6608

Licensed Person / Public Pass. Vehicle, etc.:
Home Address:
Class D License Number:

Date of Birth:
Home Phone:

VIOLATION/INCIDENT - DESCRIBE FACTS AND CIRCUMSTANCES IN NARRATIVE SECTION

Name of Person Cited:
Citation Number:

Violation & Ord. / Statue No.:

Date of Birth:
Court Date:

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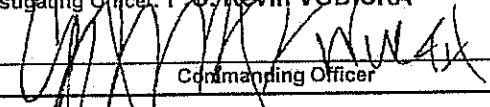
Violation & Ord. / Statue No.:

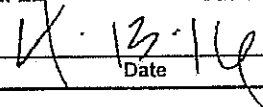
Date of Birth:
Court Date:

Investigating Officer: P.O. Kevin VODICKA

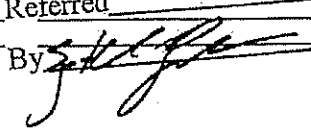
District / Bureau: 22

Date: 04/09/16


Commanding Officer


Date: 4-13-16

DISPOSITION - FOR LICENSING ONLY

Citation No.	Case Number	Disposition	Judge	Date
			LICENSE INVESTIGATION UNIT	
		Received		4-15-16
		Referred		
		By 		

PA-33E Narrative

This report is written by P.O. Kevin VODICKA assigned to District Two, Early Shift Community Prosecution Unit. On Saturday, April 2, 2016, Squad 2140 (P.O. Christopher BENITEZ and P.O. Juan LOPEZ) was dispatched to St. Francis Hospital to investigate a report of an Aggravated Battery that had occurred at Texas J's, 813 S 1st St, at or about 2:00am. The victim in this offense, Jeremy CALTEUX (M/W 05/19/89), it was later determined that CALTEUX suffered skull fractures, subdural hematomas, contusions, pain, and swelling. Due to the nature of CALTEUX'S injuries he was not able to provide a statement regarding the incident.

Officers later spoke with the a second victim, Jonathan J. RUTTER (M/W 10/06/89), who stated that he had gotten into an argument with a bartender at the premises when bouncers began to push him towards the door. RUTTER stated that the next thing he remembered was waking up injured (abrasions, bruising, redness, swelling, and bleeding) on the floor next to CALTEUX. RUTTER stated that he did not call for police and that no police or emergency services arrived at the premises prior to his leaving.

On 04/02/16, at 5:31pm, Squad 2266 (P.O. Guadalupe VELASQUEZ and P.O. Efrain CORNEJO) arrived at the premises in order to obtain video surveillance related to this incident. The day bartender, Lloyd H GESKE (M/W 10/23/55), stated he did not have access to the video and officers would have to return after 8:00 pm to speak to the manager Ryan URBAN and were unable to locate any evidence related to the incident.

On 04/02/16, at 8:30pm, Squad 2231 (P.O. Andrew GOLLUP and P.O. Julian NUNEZ) arrived at the premises and spoke with URBAN regarding the video. URBAN stated that he was unable to retrieve the video and the technician who was able to retrieve the video was not available. URBAN stated that he would review the video and provide any video relevant to the event on Monday, 04/04/16. URBAN did state that he had been present during the incident and that an intoxicated patron (RUTTER) was arguing and swearing at him regarding a credit card that a friend of RUTTER'S was in possession of. URBAN stated that as RUTTER was being escorted from the premises RUTTER attempted to strike him with a closed fist but missed. URBAN stated that staff physically controlled RUTTER until a fight broke out in the vestibule by the front door. URBAN stated that he lost sight of RUTTER and during the fight and soon after observed two subjects, RUTTER and CALTEUX, lying on the floor. URBAN stated both subjects then got up and continued fighting for another 1 to 2 minutes until all the patrons left and the premises was closed for the night. URBAN stated that neither he nor his employees fought with any of the subjects. Officers also interviewed a bouncer for the premises, Daniel KING (M/W 01/06/86), and a bartender, Anthony EBERHARDT who relayed a similar account of the incident.

On Sunday, 04/03/16, Milwaukee police officers drafted a search warrant to obtain video surveillance from the premises related to this incident. The warrant was signed and executed at 5:47 pm. Five (5) DVR systems and related power cords and remotes were seized as evidence. During the execution of the search warrant P.O. Aaron FRANTAL documented items seized as well as a second floor room (located adjacent to the dancer's dressing room area) where he observed two beds with sheets and blankets and at least two condom wrappers on the floor under or near the beds. The DVR systems were later transferred to the MPD ID Division in order to obtain the related video.

On Friday, April 08, 2016, at or about, 11:00 am, I was able to view the converted video files that were obtained by a search warrant. The video runs from the time stamp of 2:15:00 to 2:30:59 with a date of 04/02/16.

The following is a summary of the video:

The victims in this incident, Jeremy CALTEUX and Jonathan RUTTER, are observed inside of the premises with a group of friends. RUTTER is seen arguing with several employees (reportedly over a missing credit card). As RUTTER is being escorted out of the premises by three subjects (likely to be security for the premises) he breaks away from a one subject and swings wildly at another, missing him. RUTTE is then driven into the wall and a fight ensues between RUTTER and the three subjects. CALTEUX approaches the fight and

is stopped by an unknown subject who then strikes CALTEUX in the face, causing him to lose consciousness and fall into the vestibule door, resulting in a skull fracture. RUTTER then "squares up" to the subject who struck CALTEUX and is in turn struck in the head by one of the three original subjects, causing RUTTER to lose consciousness. As subjects inside of the premises argue with one another, a subject drags CALTEUX (still unconscious) toward the exit/entrance door. RUTTER (also seemingly unconscious) is then dragged toward the door and placed partially on top of CALTEUX.

The subject who struck CALTEUX exits the premises, no effort is made to detain the subject. Prior to leaving the subject is observed speaking with several subjects inside of the premises including subjects involved in the fight and who appear to be employees of the premises. The subject who dragged CALTEUX toward the front door appears to kick CALTEUX in the right side of his abdomen.

Two members of his party escort RUTTER out of the premises, as CALTEUX is still lying motionless on the floor.

A female subject appears to be kneeling near the left of CALTEUX'S head and leaning over him, reportedly performing a C.P.R.-like procedure, as the majority of the subjects in the premises return to the bar area. This appears to be the only instance where a subject who is possibly associated with the premises attempts to give any aid to the injured parties.

CALTEUX is eventually brought to his feet and escorted out of the premises. CALTEUX appears to be unconscious for approximately eight (8) minutes; at no point does anyone associated with the premises call for emergency services.

The remaining video depicts employees coming and going from the location as they perform closing duties.

At 7:24 pm, Milwaukee police officers and detectives conducted follow-up at the premises in an attempt to identify subjects involved in this incident. A bartender, Lloyd H GESKE (M/W 10/23/55), and a manager, Daniel M KING (M/W 01/06/86) Class B Manager's License # BMGR 196878, were present as well as a security guard, Angelo J QUILES (M/W 03/11/70) and the following dancers; Bernadette LOPEZ (F/W 06/30/81), Taylor ROBERTS (F/W 10/19/85), Katie M Sylvester (F/W 12/09/92), Sarah L MINER (F/W 12/09/92), Ashley A LARSON (F/W 08/10/93).

Detectives did interview all employees in an attempt to identify subjects involved in this incident. The investigation remains open.

Discs containing the video surveillance and photographs taken during the execution of the search warrant are attached.

MILWAUKEE POLICE DEPARTMENT
REPORT OF INCIDENTS INVOLVING LICENSED PERSONS OR PREMISES

110-053

TO: Captain Heather Wurth

Business Name: Texas Jay's
Address of Licensed Premises: 813 S 1st St
Business Phone: 414-647-0103

District: 2

Type of License: Class B

Violation / Incident # 160930087

Date of Incident: 04/02/16

Licensee or Manager on premises at time of violation / incident? Yes No

Licensee cooperative? Yes No (if no, explain in narrative section)

Licensee Notified by Officer: P.O. Efrain Cornejo

Date:
04/02/16

Time: 5:40 PM

Licensee or Agent's Name: John A Urban
Home Address: 4935 S Gunderson Rd Waterford, WI 53185

Date of Birth: 10/14/54
Home Phone: 414-202-2357

Co-Licensee Name:
Home Address:
Class S License Number:

Date of Birth:
Home Phone:

Bartender Name: Lloyd H Geske
Home Address: 1907 S 97th St West Allis WI 53227
Class D License Number: 217527

Date of Birth: 10/23/55
Home Phone: 414-839-6608

Licensed Person / Public Pass. Vehicle, etc.:
Home Address:
Class D License Number:

Date of Birth:
Home Phone:

VIOLATION/INCIDENT - DESCRIBE FACTS AND CIRCUMSTANCES IN NARRATIVE SECTION

Name of Person Cited:
Citation Number:

Violation & Ord. / Statue No.:

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Date of Birth:
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Name of Person Cited:
Citation Number:

Violation & Ord. / Statue No.:

Date of Birth:
Court Date:

Investigating Officer: P.O. Efrain Cornejo

District / Bureau: 22

Date: 04/02/16

P.O. EFRAIN CORNEJO
[Signature]
Commanding Officer

[Signature]
Date

DISPOSITION - FOR LICENSING ONLY

Citation No.	Case Number	Disposition	Judge	Date
			LICENSE INVESTIGATION UNIT	
			Received <i>[Signature]</i>	
			Referred	
			By <i>[Signature]</i>	

PA-33E Narrative

This report is written by P.O. Efrain Cornejo assigned to District Two, Early Shift CPU.

On Saturday, April 02, 2016, at 5:31PM, while on squad 2266, P.O. Guadalupe Velasquez and I, were instructed by Sgt. Marissa Gutmann-Gnadt to respond to 813 S 1st St (Texas Jay's) to retrieve video surveillance regarding a battery complaint at the location. Squad 2140, P.O. Juan Lopez and P.O. Christopher Benitez were the investigating squad for the battery complaint.

Officers responded to the location and spoke to Lloyd H Geske (W/M, 10/23/55.) Geske stated he was the day bartender/Manager. He stated he did not know if any incident occurred at the location. Geske stated he left the bar at 8:30 PM last night. He stated he did not have access to the video surveillance system but the manager Ryan Urban did. Geske stated Urban starts work around 8PM-9PM. I asked Geske to call Urban to check if he could respond at this time. Geske called and stated Urban would be able to come and allow officers to view the footage at 8PM. Geske had a valid manager's license and a bartender's license. Geske was cooperative.

Officers walked inside the premise. Officers did not observe any blood that would indicate a possible scene. It should be noted there was low lighting and officers had to use flashlights. This incident occurred in the early morning hours and several hours had past that the blood could have been cleaned already.

I informed the shift commander Sgt. Gutmann-Gnadt. Sgt. Gutmann-Gnadt stated she will assign a squad to respond at 8PM and instructed me to file a supplemental report and a PA-33.

I did not observe any license premise violations.

MILWAUKEE POLICE DEPARTMENT
REPORT OF INCIDENTS INVOLVING LICENSED PERSONS OR PREMISES

16-054

TO: Captain Heather WURTH

Business Name: Texas Jay's
Address of Licensed Premises: 813 S 1st St
Business Phone: 414-647-0103

District: 2

Type of License: Class B

Violation / Incident # 160930087

Date of Incident: 4-2-16

Licensee or Manager on premises at time of violation / incident? Yes No

Licensee cooperative? Yes No (if no, explain in narrative section)

Licensee Notified by Officer: P.O. Andrew GOLLUP

Date: 4-2-16

Time: 9:00pm

Licensee or Agent's Name: John A URBAN
Home Address: 4935 S Gunderson Rd, Waterford, WI 53185

Date of Birth: 10-14-54
Home Phone: 414-202-2357

Co-Licensee Name:
Home Address:
Class S License Number:

Date of Birth:
Home Phone:

Bartender Name: Anthony G EBERHARDT
Home Address: 3606 N 97th St, Milwaukee, WI 53222
Class D License Number: 217527

Date of Birth: 5-4-79
Home Phone: 262-617-0884

Licensed Person / Public Pass. Vehicle, etc.:
Home Address:
Class D License Number:

Date of Birth:
Home Phone:

VIOLATION/INCIDENT - DESCRIBE FACTS AND CIRCUMSTANCES IN NARRATIVE SECTION

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Date of Birth:
Court Date:

Name of Person Cited:
Citation Number: Violation & Ord. / Statue No.:

Date of Birth:
Court Date:

Investigating Officer: P.O. Andrew GOLLUP

District / Bureau: 22

Date: 4-2-16

[Handwritten signatures of P.O. Andrew Gollup and Captain Heather Wirth]

Commanding Officer

Date

DISPOSITION - FOR LICENSING ONLY

Citation No.	Case Number	Disposition	Judge	Date

LICENSE INVESTIGATION UNIT

Received *4-7-16*

Referred

By *[Signature]*

PA-33E Narrative

This report is written by P.O. Andrew GOLLUP, assigned to District Two, Early Shift.

On Saturday, 4-2-16 at 8:21pm, Squad 2231 (P.O. Julian NUNEZ and I), were instructed by Sgt. Marissa GUTMANN-GNADT to respond to Texas Jay's, 813 S 1st St, to retrieve video surveillance regarding a battery complaint at the location.

Upon arrival, we spoke with the manager, John A URBAN (w/m 10-14-54), who stated that he knew about a fight last night, but did not know how to work the surveillance video system. He stated that he could get an employee to upload the video to a USB drive and would provide it to police. The employee with access will be in on Monday, 4-4-16. URBAN refused repeated requests to allow officers to view the video for themselves and stated he would only provide the video on a USB drive.

P.O. NUNEZ and I walked inside the business to speak with employees that had been working during the incident. The employees were Anthony G EBERHARDT (w/m 5-4-79), Ryan J URBAN (w/m 5-13-85), and Daniel M KING (w/m 1-6-86). The employees were interviewed seperately but had similar versions of the incident. Based on their statement, it was determined that an unknown customer had started arguing with EBERHARDT about closing out his tab, which was already settled. The customer escalated the incident to a physical fight with URBAN and other customers. EBERHARDT stated that he physically restrained the customer to try to prevent Ryan from being hit. All employees denied being aggressive towards any customers and stated they did not do anything that would hurt anybody. The fight went into the street, and eventually all actors dispersed. It was later determined that because of this fight between customers, there was at least one person hospitalized with serious injuries.

End of report.

JGTA