



Office of the City Clerk

Jim Owczarski
City Clerk
jowcza@milwaukee.gov

Richard G. Pfaff
Deputy City Clerk
rpfaff@milwaukee.gov

July 28, 2016

John Urban
813 S 1st St
Milwaukee, WI 53204

Atty. David Halbrooks
2924 E Linwood Ave
Milwaukee, WI 53211

Dear Mr. Urban:

This is to notify you that your Class B Tavern, Food Dealer, and Public Entertainment Premises licenses for the premises located at 813 S 1st St ("Texas J's") will be suspended for ninety (90) days. Said suspension is to be in effect from 12:01 a.m. July 29, 2016 until 11:59 p.m. October 26, 2016.

Respectfully,

RICHARD G. PFAFF
Deputy City Clerk

Encl: court order





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OFFICE OF THE ^{Fax} CLERK
WISCONSIN COURT OF APPEALS

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DISTRICT I

July 27, 2016

To:

Hon. Richard J. Sankovitz
 Circuit Court Judge
 Safety Building
 821 W. State St.
 Milwaukee, WI 53233

La Keisha Wright Butler
 City of Milwaukee Attorney's Office
 200 E. Wells St., Suite 800
 Milwaukee, WI 53202-3551

John Barrett
 Clerk of Circuit Court
 Room G-8
 901 N. 9th Street
 Milwaukee, WI 53233

David R. Halbrooks
 2924 E. Linnwood Avenue
 Milwaukee, WI 53211-3407

You are hereby notified that the Court has entered the following opinion and order:

2016AP1330-LV

LeCabaret, Inc. v. City of Milwaukee (L.C. # 2016CV4532)

Before Curley, P.J., Kessler and Brash, JJ.

LeCabaret, Inc., d/b/a Texas Jay's, by Attorney David R. Halbrooks, petitions for leave to appeal a non-final order of the circuit court dated June 28, 2016, denying a motion for a temporary injunction that would prevent a ninety-day license suspension from taking effect while Texas Jay's seeks judicial review of the suspension decision. The City of Milwaukee, by Attorney La Keisha W. Butler, has filed a response, opposing the petition. Upon review of the petition, response, and the circuit court order, this court concludes that the petition fails to satisfy the criteria for permissive appeal. *See* WIS. STAT. § 808.03(2) (2013-14); *State v. Webb*, 160 Wis. 2d 622, 632, 467 N.W.2d 108 (1991).

Additionally, by order dated July 7, 2016, we stayed implementation of the circuit court's June 28 order pending further order of this court. *See* WIS. STAT. RULE 809.52 (2013-14). As the petition for leave to appeal has now been resolved, the stay is lifted.

IT IS ORDERED that the petition for leave to appeal is denied with \$50 costs awarded to respondents.

IT IS FURTHER ORDERED that the stay imposed by this court on July 7, 2016, is hereby lifted and no longer in effect.

Diane M. Fremgen
 Clerk of Court of Appeals