



JAMES A. BOHL JR.
Alderman, 5th District

November 14, 2003

To the Honorable, the Common Council

Dear Members:

Re: Common Council File 030593

Recommendation of non-renewal for the following Class "D" bartenders based upon non-appearance:

Jamie L. Brantly
Tyreese D. Evans
Corliss J. Hackett
Colleen S. Jecevicus
Alqasas Nur Najm
Amy L. Rock
Renee C. Seavers
Janechai Tongkumbunjong
Keith W. Van Vreede
Debra A. Ward

Recommendation of non-renewal of the Public Passenger Vehicle Driver's License application for Mood S. Eljamal based upon non-appearance.

Recommendation of renewal with a 10-day suspension for the following 2 Class "D" bartenders based upon police reports:

Louis Gawlowski
Rose A. Verhein-Kuhnke

Recommendation of renewal with a 15-day suspension based upon police report for the Class "D" bartender application of Pauline K. Tavernia

Recommendation of renewal with a 10-day suspension for the Class "B" Tavern license of Mirtha Romero-Perez for the premises at 625 S. 6th St. ("La Bachata Bar") in the 12th Aldermanic District based upon police report.

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Recommendation of renewal with a 60-day suspension of the Class "B" tavern and Tavern Amusement (Cabaret/Nite Club) licenses of Andrea N. Chavis for the premises at 6222 W. Fond du Lac Ave. ("Phoenix Bar & Grill") in the 2nd Aldermanic District based upon the police report.

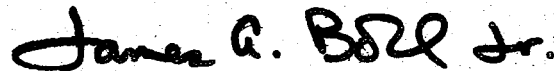
With regard to the item listed above, the Utilities and Licenses Committee held an evidentiary hearing on November 11, 2003.

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 Licensee.

These matters have been scheduled for a hearing before the full Common Council at its meeting on Tuesday, **November 25th, 2003** at 9:00 A.M. in the Common Council Chambers.

Respectfully,



James A. Bohl, Jr., Chair
Utilities & Licenses Committee

cc: City Attorney's Office
Common Council/City Clerk - License Division
Milwaukee Police Department- License Investigation Unit
All Council Members
File No. 030593



JAMES A. BOHL JR.
Alderman, 5th District

Date: November 13, 2003

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Jamie L. Brantly.

FINDINGS OF FACT

1. Jamie L. Brantly (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, 2003.
2. An application to renew said license was filed with the Office of the City Clerk on October 14, 2003.
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 15, 2003, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On October 29, 2003, 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 11, 2003, commencing at 9:15 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Jamie L. Brantly at 4110 South Herman Street, Milwaukee, WI 53207 on October 29, 2003 by U.S. prepaid first-class mail in an envelope bearing the return

address of the License Division. The address of 4110 South Herman Street, Milwaukee, WI 53207 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 11, 2003.

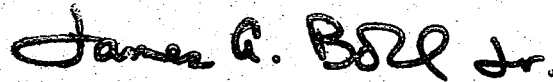
CONCLUSIONS OF LAW

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 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender license of Jamie L. Brantly not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 13th day of November, 2003.



JAMES A. BOHL, Jr., Chair
Utilities and Licenses Committee



JAMES A. BOHL JR.
Alderman, 5th District

Date: November 13, 2003

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Tyreese D. Evans

FINDINGS OF FACT

1. Tyreese D. Evans (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, 2003.
2. An application to renew said license was filed with the Office of the City Clerk on July 2, 2003.
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 July 3, 2003, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On October 29, 2003, 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 11, 2003, commencing at 9:15 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Tyreese D. Evans at 2132 North 45th Street, Milwaukee, WI 53208 on October 29, 2003 by U.S. prepaid first-class mail in an envelope bearing the

return address of the License Division. The address of 2132 North 45th Street, Milwaukee, WI 53208 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 11, 2003.

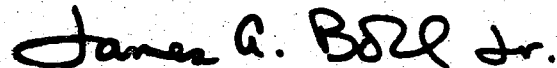
CONCLUSIONS OF LAW

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 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender license of Tyreese D. Evans not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 13th day of November, 2003.



JAMES A. BOHL, Jr., Chair
Utilities and Licenses Committee



JAMES A. BOHL JR.
Alderman, 5th District

Date: November 13, 2003

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Corliss J. Hackett

FINDINGS OF FACT

1. Corliss J. Hackett (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, 2003.
2. An application to renew said license was filed with the Office of the City Clerk on October 31, 2003.
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, 2003, 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 4, 2003, 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 11, 2003, commencing at 10:00 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Corliss J. Hackett at 6590 North Bourbon Street, Milwaukee, WI 53224 on October 29, 2003 by U.S. prepaid first-class mail in an envelope bearing the

return address of the License Division. The address of 6590 North Bourbon Street, Milwaukee, WI 53224 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 11, 2003.

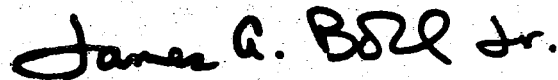
CONCLUSIONS OF LAW

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 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender license of Corliss J. Hackett not be renewed be cause of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 13th day of November, 2003.



JAMES A. BOHL, Jr., Chair
Utilities and Licenses Committee



JAMES A. BOHL JR.

Alderman, 5th District

Date: November 13, 2003

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Colleen S. Jecevicus

FINDINGS OF FACT

1. Colleen S. Jecevicus (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, 2003.
2. An application to renew said license was filed with the Office of the City Clerk on October 23, 2003.
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 23, 2003, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On October 29, 2003, 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 11, 2003, commencing at 9:15 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Colleen S. Jecevicus at 40901 Forest View, Wadsworth, IL 60083 on October 29, 2003 by U.S. prepaid first-class mail in an envelope bearing the

return address of the License Division. The address of 40901 Forest View, Wadsworth, IL 60083 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 11, 2003.

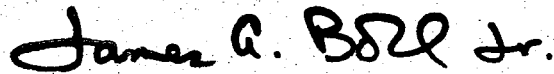
CONCLUSIONS OF LAW

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 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender license of Colleen S. Jecevicus not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 13th day of November, 2003.



JAMES A. BOHL, Jr., Chair
Utilities and Licenses Committee



JAMES A. BOHL JR.
Alderman, 5th District

Date: November 13, 2003

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Alqasas Nur Najm

FINDINGS OF FACT

1. Alqasas Nur Najm (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, 2003.
2. An application to renew said license was filed with the Office of the City Clerk on October 22, 2003.
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 23, 2003, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On October 29, 2003, 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 11, 2003, commencing at 9:00 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Alqasas Nur Najm at 3107 North 48th Street, No. 1, Milwaukee, WI 53216 on October 29, 2003 by U.S. prepaid first-class mail in an envelope bearing

the return address of the License Division. The address of 3107 North 48th Street, No. 1, Milwaukee, WI 53216 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 11, 2003.

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 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender license of Alqasas Nur Najm not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 13th day of November, 2003.

James A. Bohl Jr.

JAMES A. BOHL, Jr., Chair
Utilities and Licenses Committee



JAMES A. BOHL JR.
Alderman, 5th District

Date: November 13, 2003
To: All Members of the Milwaukee Common Council
From: Utilities and Licenses Committee
Re: Report on the Renewal Application of the Class "D" Bartender License of Amy L. Rock

FINDINGS OF FACT

1. Amy L. Rock (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, 2003.
2. An application to renew said license was filed with the Office of the City Clerk on October 14, 2003.
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 15, 2003, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On October 29, 2003, 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 11, 2003, commencing at 9:15 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Amy L. Rock at 6945 North 91st Street, Milwaukee, WI 53224 on October 29, 2003 by U.S. prepaid first-class mail in an envelope bearing the return

address of the License Division. The address of 6945 North 91st Street, Milwaukee, WI 53224 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 11, 2003.

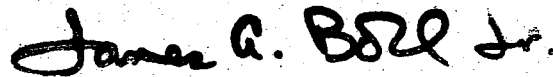
CONCLUSIONS OF LAW

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 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender license of Amy L. Rock not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 13th day of November, 2003.



JAMES A. BOHL, Jr., Chair
Utilities and Licenses Committee



JAMES A. BOHL JR.
Alderman, 5th District

Date: November 13, 2003

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Renee C. Seavers

FINDINGS OF FACT

1. Renee C. Seavers (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, 2003.
2. An application to renew said license was filed with the Office of the City Clerk on October 29, 2003.
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 30, 2003, 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 3, 2003, 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 11, 2003, commencing at 10:00 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Renee C. Seavers at 3306 North 77th Street, Milwaukee, WI 53222 on October 29, 2003 by U.S. prepaid first-class mail in an envelope bearing the return

address of the License Division. The address of 3306 North 77th Street, Milwaukee, WI 53222 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 11, 2003.

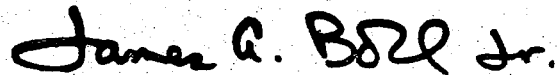
CONCLUSIONS OF LAW

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 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender license of Rene e C. Seavers not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 13th day of November, 2003.



JAMES A. BOHL, Jr., Chair
Utilities and Licenses Committee



JAMES A. BOHL JR.
Alderman, 5th District

Date: November 13, 2003

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Janechai Tongkumbunjong

FINDINGS OF FACT

1. Janechai Tongkumbunjong (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, 2003.
2. An application to renew said license was filed with the Office of the City Clerk on October 27, 2003.
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, 2003, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On October 29, 2003, 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 11, 2003, commencing at 10:00 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Janechai Tongkumbunjong at 5676 North 38th Street, Milwaukee, WI 53209 on October 29, 2003 by U.S. prepaid first-class mail in an envelope bearing

the return address of the License Division. The address of 5676 North 38th Street, Milwaukee, WI 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 11, 2003.

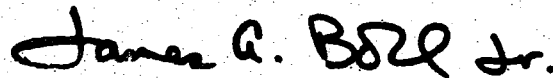
CONCLUSIONS OF LAW

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 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender license of Janechai Tongkumbunjong not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 13th day of November, 2003.



JAMES A. BOHL, Jr., Chair
Utilities and Licenses Committee



JAMES A. BOHL JR.

Alderman, 5th District

Date: November 13, 2003

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Keith W. Van Vreede

FINDINGS OF FACT

1. Keith W. Van Vreede (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, 2003.
2. An application to renew said license was filed with the Office of the City Clerk on October 14, 2003.
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 15, 2003, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On October 29, 2003, 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 11, 2003, commencing at 9:15 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Keith W. Van Vreede at 2942 North Murray Avenue, Milwaukee, WI 53211 on October 29, 2003 by U.S. prepaid first-class mail in an envelope bearing the

return address of the License Division. The address of 2942 North Murray Avenue Milwaukee, WI 53211 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 11, 2003.

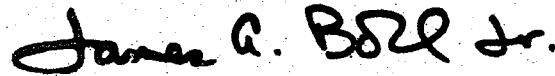
CONCLUSIONS OF LAW

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 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender license of Keith W. V an Vreede not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 13th day of November, 2003.



JAMES A. BOHL, Jr., Chair
Utilities and Licenses Committee



JAMES A. BOHL JR.

Alderman, 5th District

Date: November 13, 2003

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Debra A. Ward

FINDINGS OF FACT

1. Debra A. Ward (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, 2003.
2. An application to renew said license was filed with the Office of the City Clerk on October 15, 2003.
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, 2003, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On October 29, 2003, 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 11, 2003, commencing at 9:15 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Debra A. Ward at 2509 West Orchard Street, Milwaukee, WI 53204 on October 29, 2003 by U.S. prepaid first-class mail in an envelope bearing the return

address of the License Division. The address of 2509 West Orchard Street, Milwaukee, WI 53204 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 11, 2003.

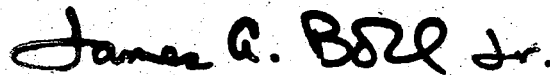
CONCLUSIONS OF LAW

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 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the Class "D" Bartender license of Debra A. Ward not be renewed because of non-appearance.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 13th day of November, 2003.



JAMES A. BOHL, Jr., Chair
Utilities and Licenses Committee



JAMES A. BOHL JR.
Alderman, 5th District

Date: November 13, 2003

To: All Members of the Milwaukee Common Council

From: The Utilities and Licenses Committee

Re: Report of the Renewal Application of Mood S. Eljamal for a Public Passenger Vehicle Driver renewal application.

FINDINGS OF FACT

1. Mood S. Eljamal (hereinafter the "Licensee") is the holder of a Public Passenger Vehicle Driver license. Said license expired at midnight, October 31, 2003.
2. An application to renew said license was filed with the Office of the City Clerk on October 22, 2003.
3. Pursuant to Chapter 100 of the Milwaukee Code of Ordinances and § 349.24 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. There was a Milwaukee Police Department objection dated October 23, 2003, which could form the basis for non-renewal or suspension of the license.
4. On October 29, 2003, the City Clerk's Office provided timely notice to the Licensees, pursuant to Chapter 100 of the Milwaukee Code of Ordinances of police objections that could form the basis for suspension or non-renewal of the license of the Licensee. The matter was scheduled for a hearing on the police objections on November 11, 2003 at 9:15 a.m. in Room 301B of the third floor of City Hall. At said date, time and place, the licensee did not appear nor was he represented by counsel.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing on the police department objection together with a copy of the objection was sent to Mood S. Eljamal at 5723 North 77th Street, Milwaukee, Wisconsin 53218 on October 29, 2003 by United States first-class prepaid mail in an envelope bearing the return address of the License Division. On the date set for hearing, November 11, 2003 at 9:15 a.m. in Room 301B, the licensee renewal applicant failed to

appear. He was not represented by counsel. The address of 5723 North 77th Street, Milwaukee, Wisconsin 53218 was the address listed by the applicant on his application as his address.

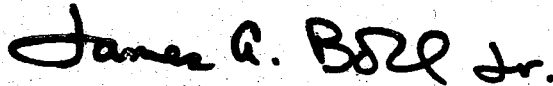
CONCLUSIONS OF LAW

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 100 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Mood S. Eljamal has not met the criteria of Chapter 100 of the Milwaukee Code of Ordinances to allow renewal of his Public Passenger Vehicle Driver license based upon non-appearance.

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) noes recommends that the Public Passenger Vehicle Driver license of Mood S. Eljamal not be renewed based on non-appearance.

Dated and signed at Milwaukee, Wisconsin this 13th day of November, 2003.



JAMES A. BOHL, Jr., Chair
Utilities and Licenses Committee

74764



JAMES A. BOHL JR.
Alderman, 5th District

Date: November 13, 2003

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Louis Gawlowski

FINDINGS OF FACT

1. Louis Gawlowski (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, 2003.
2. A timely application to renew said license was filed with the Office of the City Clerk on October 20, 2003.
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, 2003, the Milwaukee Police Department responded with a police report which could form the basis for non-renewal or suspension of said license.
4. On October 29, 2003, 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 11, 2003, commencing at 9:15 a.m. in Room 301B of City Hall. The licensee appeared and was represented by Attorney Harry Christon, 231 West Wisconsin Avenue, Milwaukee, WI 53203.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. On February 22, 2003 at 3:10 p.m. the applicant was cited for sale to underage at 616 West Wisconsin Avenue ("Avenue Liquors"). He was found guilty on June 27, 2003 and fined \$100 the Milwaukee Municipal Court.
- B. On May 16, 2003, the applicant sold a six-pack of Jack Daniels Coolers to an underage police aide under the direction of police officers. The police aide was not asked for identification. The applicant was cited for sale to underage and on September 12, 2003 was found guilty in Milwaukee Municipal Court and fined \$100.

CONCLUSIONS OF LAW

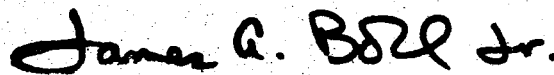
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee finds that the licensee, Louis Gawlowski, 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. The Committee finds the report of the Milwaukee Police Department to be true.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, the Committee recommends that the Class "D" Bartender license held by Louis Gawlowski be renewed with a ten (10) day suspension.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes to two (2) noes, recommends that the Class "D" Bartender License of Louis Gawlowski be renewed with a ten (10) day suspension.

Said suspension is to be in effect between midnight, December 31, 2003 through midnight, January 9, 2004.

Dated and signed at Milwaukee, Wisconsin this 13th day of November, 2003.



JAMES A. BOHL, Jr., Chair
Utilities and Licenses Committee



JAMES A. BOHL JR.
Alderman, 5th District

Date: November 13, 2003
To: All Members of the Milwaukee Common Council
From: Utilities and Licenses Committee
Re: Report on the Renewal Application of the Class "D" Bartender License of Rose A. Verhein-Kuhnke

FINDINGS OF FACT

1. Rose A. Verhein-Kuhnke (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, 2003.
2. A timely application to renew said license was filed with the Office of the City Clerk on October 30, 2003.
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, 2003, the Milwaukee Police Department responded with a police report which could form the basis for non-renewal or suspension of said license.
4. On November 4, 2003, 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 11, 2003, commencing at 10:00 a.m. in Room 301B of City Hall. The licensee appeared 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 11, 2003 at 10:40 p.m. an underage Milwaukee police aide entered the licensed premises at 2457 South Howell Avenue in the City and County of Milwaukee, Wisconsin ("DJ's Bar") at the direction of Milwaukee police

officers. The aide was able to purchase a fermented malt beverage from the bartender, Rose A. Verhein-Kuhnke. She was cited with sale to an underage person and found guilty on June 3, 2003 and fined \$150.

- B. On April 11, 2003 at 11:40 p.m. an underage Milwaukee police aide entered the licensed premises at 2457 South Howell Avenue in the City and County of Milwaukee, Wisconsin ("DJ's Bar") at the direction of Milwaukee police officers. The aide was able to purchase an alcoholic beverage from the bartender, Rose A. Verhein-Kuhnke. She was cited with sale to an underage person and found guilty on June 3, 2003 and was given a suspended sentence.
- C. The incidents described in items A and B involved different police aides at different times. Consequently, they were not part of the same incident.

CONCLUSIONS OF LAW

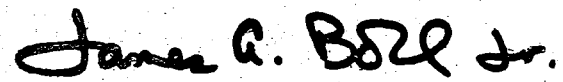
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the licensee, Rose A. Verhein-Kuhnke, 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 her Class "D" Bartender license without undergoing a ten (10) day suspension. The Committee finds the police report to be true.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, the Committee recommends that the full Common Council of the City of Milwaukee renew the Class "D" Bartender license held by Rose A. Verhein-Kuhnke with a ten (10) day suspension.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License of Rose A. Verhein-Kuhnke be renewed with a ten (10) day suspension.

Said suspension is to be in effect between midnight, December 31, 2003 through midnight January 9, 2004.

Dated and signed at Milwaukee, Wisconsin this 13th day of November, 2003.

A handwritten signature in black ink that reads "James A. BOHL Jr." in a cursive style.

JAMES A. BOHL, Jr., Chair
Utilities and Licenses Committee

74772



JAMES A. BOHL JR.
Alderman, 5th District

Date: November 13, 2003

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Pauline K. Tavernia

FINDINGS OF FACT

1. Pauline K. Tavernia (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, 2003.
2. A timely application to renew said license was filed with the Office of the City Clerk on October 24, 2003.
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, 2003, the Milwaukee Police Department responded with a police report which could form the basis for non-renewal or suspension of said license.
4. On October 29, 2003, 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 11, 2003, commencing at 9:15 a.m. in Room 301B of City Hall. The licensee appeared 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 September 5, 1989, the applicant was stopped and arrested by the St. Francis Police Department for operating an auto while intoxicated. She was

found guilty in the St. Francis Municipal Court on October 9, 1989 and fined with a 7 month driver's license suspension.

- B. On January 16, 1999 the applicant was stopped and arrested by the St. Francis Police Department for operating an auto while intoxicated. She was found guilty in the St. Francis Municipal Court on February 12, 1996 and had her driver's license suspended for 6 months.
- C. On August 31, 2003 the applicant was stopped and arrested by the Cudahy Police for operating an auto while intoxicated, third offense. That matter is currently pending and was set on November 3, 2003 for a pretrial conference.

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 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee finds that the licensee, Pauline K. Tavernia, 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 her Class "D" Bartender license without undergo ing a fifteen (15) day suspension. The Committee finds the police report to be true.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, the Committee recommends that the full Common Council of the City of Milwaukee renew the Class "D" Bartender license held by Pauline K. Tavernia with a fifteen (15) day suspension.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes to two (2) noes, recommends that the Class "D" Bartender License of Pauline K. Tavernia be renewed with a fifteen (15) day suspension.

Said suspension is to be in effect between midnight, December 31, 2003 through midnight January 14, 2004.

Dated and signed at Milwaukee, Wisconsin this 13th day of November, 2003.

James A. Bohl Jr.

JAMES A. BOHL, Jr., Chair
Utilities and Licenses Committee

74770



JAMES A. BOHL JR.
Alderman, 5th District

Date: November 14, 2003

To: All Members of the Milwaukee Common Council

From: The Utilities and Licenses Committee

Re: Report of the Renewal Application of Mirtha M. Romero-Perez for a Class "B" Tavern license for the premises located at 625 South 6th Street in the City and County of Milwaukee, Wisconsin ("La Bachata").

FINDINGS OF FACT

1. Mirtha M. Romero-Perez (hereinafter the "Licensee") operates a Class "B" Tavern business at 625 South 6th Street in the City and County of Milwaukee, Wisconsin ("La Bachata"). Said license expires at midnight, November 27, 2003.
2. An application to renew said license was filed with the Office of the City Clerk on August 21, 2003.
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. The Milwaukee Police Department responded with a report that could form the basis of non-renewal or suspension of this license. There were also neighborhood objections to loitering, littering, fights, shootings, loud music, loud noise, traffic problems, and conduct which is detrimental to the health, safety and welfare of the neighborhood.
4. On October 29, 2003, the City Clerk's Office provided notice to the Licensee, pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the police report that could form the basis for suspension or non-renewal of the licenses of the Licensee and the neighborhood objections. The matter was scheduled for a hearing on the police report and neighborhood objections on November 11, 2003 at 1:30 p.m. in Room 301B of the third floor of City Hall. At said date, time and place the licensee appeared at the hearing and was represented by Attorney Rodney Vargas, 1333 South 11th Street, P.O. Box 04343, Milwaukee, WI 53204-0343.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. On February 6, 2002, the applicant went to the District 2 police station complaining that her husband was allowing disorderly subjects into her tavern and that she warned him of this. On February 7, 2002 Milwaukee police conducted a license check at the licensed premises at 625 South 6th Street ("La Bachata"), Milwaukee, Wisconsin. Jesus Reynoso de la Cruz was the bartender. He did not have a Class "D" bartender's license. No other license person was on the premises. Mirtha Romero-Perez was charged with no responsible person upon a licensed premises (licensee responsibility) and found guilty on April 2, 2002 and fined \$339.00. The bartender, Jesus Reynoso de la Cruz was charged with Class "D" bartender's license required and found guilty on April 2, 2002 and fined \$339.00.
- B. On December 18, 2002, Milwaukee police went to the licensed premises at 625 South 6th Street ("La Bachata"), Milwaukee, Wisconsin to investigate a complaint of drug dealing. Upon their arrival they observed a female standing outside the tavern yelling "policia." When the officers entered the tavern, only a few feet behind the female, they observed her throw a wadded-up napkin to the floor which contained cocaine. The female was arrested for possession of a controlled substance-cocaine base.
- C. On November 11, 2002 at 11:30 p.m., Mirtha M. Romero-Perez was issued a Municipal Citation for presence of a minor prohibited and found guilty on March 28, 2003 and fined \$150.00.
- D. No neighbors testified in opposition to renewal of this license.

CONCLUSIONS OF LAW

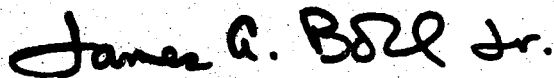
1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Mirtha M. Romero-Perez, has not met the criteria of Chapter 90 of the Milwaukee Code of Ordinances or Chapter 125 of the Wisconsin Statutes to allow renewal of her Class "B" Tavern license without undergoing a ten (10) day suspension. The Committee finds the police report to be true.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Utilities and Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to renew the Class "B" Tavern license of Mirtha M. Romero-Perez for the premises located at 625 South 6th Street Avenue with a ten (10) day suspension.

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) noes recommends that the Class "B" Tavern license of Mirtha M. Romero-Perez for the premises located at 625 South 6th Street with a ten (10) day suspension.

Said suspension is to be in effect from midnight, November 27, 2003 through midnight, December 6, 2004.

Dated and signed at Milwaukee, Wisconsin this 14th day of November, 2003.



JAMES A. BOHL, Jr., Chair
Utilities and Licenses Committee

74874



JAMES A. BOHL JR.
Alderman, 5th District

Date: November 13, 2003

To: All Members of the Milwaukee Common Council

From: The Utilities and Licenses Committee

Re: Report of the Renewal Application of Andrea N. Chavis, as agent for "Diamond Food & Beverages, Inc." for a Class "B" Tavern and Tavern Amusement (Cabaret/Nite Club) license for the premises located at 6222 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Phoenix Bar & Grill").

FINDINGS OF FACT

1. Andrea N. Chavis (hereinafter the "Licensee") is the agent for "Diamond Food & Beverages, Inc." doing business at 6222 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Phoenix Bar & Grill "). Said license expires at midnight, December 15, 2003.
2. An application to renew said license was filed with the Office of the City Clerk on October 15, 2003.
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. The Milwaukee Police Department responded with a report that could form the basis of non-renewal or suspension of this license on October 17, 2003.
4. On November 4, 2003, the City Clerk's Office provided notice to the Licensee, pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the police report that could form the basis for suspension or non-renewal of the licenses of the Licensee. The matter was scheduled for a hearing on the neighborhood objections on November 11, 2003 at 11:00 a.m. in Room 301B of the third floor of City Hall. At said date, time and place the licensee appeared at the hearing and was represented by Attorney Daniel Welytok, Whyte, Hirschboeck, Dudek, S.C., 111 East Wisconsin Avenue, Suite 2100, Milwaukee, WI 53202.
5. Based upon the sworn testimony heard and the evidence received at the hearing,

the Committee finds the following:

- A. The applicant was interviewed regarding the license application on November 5, 2001. The applicant stated she worked at the licensed premises for the prior three years. She stated at that time that she applied for a Class "D" Bartender license to work on the premises on October 30, 1998. She also stated at that time that she applied for a Class "B" Manager license for the premises on October 17, 2001. The same applicant also applied for a Class "B" Manager license to be the manager of "The Matrix" located at 352 East Capitol Drive in the City and County of Milwaukee, Wisconsin. The application for a Class "B" Manager's license for "The Matrix" was also filed on October 17, 2001. The applicant stated she works at the Phoenix during the days and evenings at "The Matrix."

Applicant also revealed to police officers that she worked as a bartender at "The Matrix" and was going to be the manager of that location as well. The applicant had been tending bar at "The Matrix" since February, 2001.

- B. On Saturday, April 28, 2001, at 1:40 a.m., officers of the Milwaukee Police Department were approached by security guards at licensed premises at 352 East Capitol Drive in the City and County of Milwaukee, Wisconsin ("The Matrix"). The security guards were having trouble with a customer. In the subsequent investigation, the police officers spoke with the licensed applicant, Andrea Chavis, who represented herself to the officers as the manager of "The Matrix." When asked if she had a Class "B" Manager's license, she replied, "Yes." When she was asked to produce the license she stated that she did not actually have it, but indicated it had been approved but not yet issued. The applicant was issued a citation for Class "B" Manager's license required. The case was heard on October 17, 2001 and she was found not guilty, October 17, 2001, being the same date she applied for a Class "B" Manager's license as manager of "The Matrix."
- C. On Sunday, October 21, 2001, vice control officers conducted an investigation regarding a complaint of "nude strippers" at the licensed premises at 6222 West Fond du Lac Avenue ("Diamond Inn"). The officers entered the premises undercover at 10:15 p.m. Prior to being allowed to enter they were verbally informed of a \$20 cover charge. No such cover charges were posted at the entry. One of the officers observed a female dancing in a sexually suggestive manner, that she was nude, with her breasts, buttocks, and genitalia fully exposed to the officer's view. The dancer inserted several objects into her vaginal cavity, including two beer bottles, rubber balls, and glow sticks. The officer observed at least two separate male patrons placing US currency into the vaginal cavity of the dancer. The undercover officers called for uniformed officers for the

purpose of conducting a license premises check. They spoke to a person who identified himself as the "manager", in the absence of the owner who was "out of town." The "manager" said that he was overseeing the day-to-day operations of the business. The manager was asked to produce a Class "B" Manager's license. This individual did not have such a license. The "manager" was on the premises and observed the dancer's performances. The manager did nothing to stop the performance. The bartender working at the bar was asked to see her bartender license. That individual did not have one. A sergeant on the scene located a quantity (2.42 grams) of cocaine powder, contained in film canister and a quantity (2.33 grams) of marijuana contained in a sandwich baggie. Both had been discarded on the floor of the tavern. The items were inventoried. In addition, the premises did not have a tavern amusement license allowing them to have cabaret performances or floor shows.

As a result of this incident, the following citations were issued:

1. Display of license, § 90-16 of the Milwaukee Code of Ordinances (bartender).
2. Prohibited performance or costume (dancer).
3. Prohibited performance or costume (manager's responsibility).
4. Class "B" manager's license required (acting manager).
5. Display of license/license required (licensee responsibility).
6. Display of license/license required (licensee responsibility).
7. Prohibited performance or costume (licensee responsibility).
8. Tavern charges to be posted (licensee responsibility).
9. Report of changes required (licensee).

The following disposition occurred as to the above citations:

1. Warrant issued regarding display of license (bartender).
2. Case dismissed as to prohibited performance or costume (dancer).
3. Guilty and fined \$824.00 on March 11, 2003, commitment issued for prohibited performance or costume (manager).
4. Case dismissed as to Class "B" Manager's license required.
5. Case dismissed (display of license/license required, licensee responsibility).
6. Guilty and fined \$339.00 on March 11, 2002 (display of license/license required, licensee responsibility).
7. Case dismissed March 11, 2002 (prohibited performance or costume, licensee responsibility).
8. Guilty and fined \$339.00 on March 11, 2002 (tavern charges to be posted, licensee responsibility).
9. Case dismissed on March 11, 2002 (report of changes required, licensee responsibility).

- D. On April 5, 2003, at 1:34 a.m., officers of the Milwaukee Police Department responded to a shooting at the licensed premises at 6222 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Phoenix Bar & Grill"). It was determined that two patrons who were at the club suffered gunshot wounds during an altercation. The licensee, Andrea Chavis, stated that she did not hear or see the shooting in that the incident happened outside of the club. The police investigation demonstrated that there were three substantial battery cutting victims at St. Joseph's Hospital as a result of that altercation and that it occurred inside the club. The two shooting victims were shot as they exited the club along the north exit.
- E. On June 14, 2003, at 10:00 p.m., a Milwaukee Police Department detective assigned to the Vice Control Division entered the licensed premises at 6222 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Phoenix Bar & Grill") to investigate a complaint of illegal strippers. The detective observed a female dancer on the stage clad in a small brassier and underpants. She was gyrating in front of a patron next to the stage and pulled down her brassier exposing both breasts entirely. The patrons placed a dollar bill between the dancer's exposed breasts and the dancer accepted the bill by clenching her breasts around it using her hands to push her breasts together. She did not have any covering on her breasts when doing this. When asked to talk to the owner, the doorman took the detective to James H. Harrison. Mr. Harrison talked to the detective. Mr. Harrison showed the detective a copy of the Milwaukee supplemental application for entertainment and the box marked "exotic dancers male and female strippers" was not marked. Mr. Harrison stated that Andrea Chavis is his stepdaughter. The detective stated to Mr. Harrison that "you own and control the tavern and take care of the day to day operations, but put the tavern license in your step daughters [sic] name because of your criminal record?" Mr. Harrison stated that he did not believe that was against the law. The detective was also taken into the VIP room where there were five females dancers who were using the room as a changing room.

Citations were issued to Ollie L. Harrison and James Harrison for certain performances and costumes prohibited and change in entertainment. As a result of a plea negotiation, a guilty adjudication was entered on certain performances and costumes prohibited and the change in entertainment citation was dismissed. On October 8, 2003, a guilty finding was entered and a fine of \$500 was imposed.

- F. On September 6, 2003 at 2:09 a.m., City of Milwaukee Police Officers were dispatched to 6249 West Fond du Lac Avenue for shots fired into a residence. An auto driving eastbound on Fond du Lac Avenue was struck through the driver's window, injuring the driver. While checking the area,

police found seven 9mm casings in the parking lot adjacent to the licensed premises at 6222 West Fond du Lac Avenue in the City and County of Milwaukee, Wisconsin ("Phoenix Bar & Grill").

- G. This licensed premises, specific with reference to Class "B" Manager's license required, prohibited costumes and performances, display of license, and tavern charges to be posted and reported was the subject of a warning letter issued by the Milwaukee Common Council on November 26, 2002. The committee has determined that the incidents of April 5, 2003 and June 14, 2003 indicate that the previous warning of the Common Council was not taken seriously by the operators of this premises.

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 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, Andrea N. Chavis, as agent for "Diamond Food & Beverages, Inc." at 6222 West Fond du Lac Avenue has not met the criteria of Chapter 90 of the Milwaukee Code of Ordinances or Chapter 125 of the Wisconsin Statutes to allow renewal of her Class "B" Tavern and Tavern Amusement (Cabaret/Nite Club) license without undergoing a sixty (60) day suspension. The Committee finds the police and report to be true.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Utilities and Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to renew the Class "B" Tavern and Tavern Amusement (Cabaret/Nite Club) license of Andrea N. Chavis, as agent for "Diamond Food & Beverages, Inc." for the premises located at 6222 West Fond du Lac Avenue with a sixty (60) day suspension.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes and two (2) noes recommends that the Class "B" Tavern and Tavern Amusement (Cabaret/Nite Club) license of Andrea N. Chavis, as agent for "Diamond Food & Beverages, Inc." for the premises located at 6222 West Fond du Lac Avenue with a sixty (60) day suspension.

Said suspension is to be in effect from midnight, December 15, 2003 through midnight, February 12, 2004.

Dated and signed at Milwaukee, Wisconsin this 13th day of November, 2003.

James A. Bohl Jr.

JAMES A. BOHL, Jr., Chair
Utilities and Licenses Committee

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