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Office of the City Clerk

Ronald D. Leonhardt
City Clerk

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Deputy City Clerk

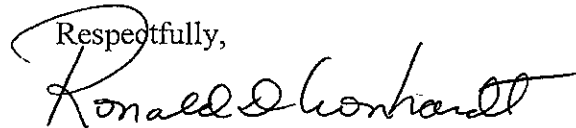
October 22, 2008

Darren Quinn
2725 West Highland Boulevard, No. 308
Milwaukee, WI 53208

Dear Mr. Quinn:

Attached you will find a corrected Findings of Fact noting that your Public Passenger Vehicle driver's license was recommended for renewal with a suspension for 10 days based upon the police report. Although the suspension was noted, at one point, the Findings had the word "denial" in them. This was not correct – the recommendation was solely for a suspension. All other parts of the letter remain correct, including the fact that you may file written objections and speak before the Common Council if you do so.

Respectfully,


RONALD D. LEONHARDT
City Clerk

COMMITTEE ASSIGNMENTS

CHAIR

Public Safety Committee

MEMBER

Anti-Graffiti Policy Committee

Finance & Personnel Committee

Steering & Rules Committee



ROBERT G. DONOVAN

Alderman, 8th District

CORRECTED 10/22/08

Date: October 22, 2008

To: All Members of the Milwaukee Common Council

From: The Public Safety Committee

Re: Report of the Renewal Application of Darren Quinn for a Public Passenger Vehicle Driver License.

FINDINGS OF FACT

1. Darren Quinn (hereinafter the "Licensee") is the holder of a Public Passenger Vehicle Driver license in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, October 31, 2008.
2. An application to renew said license was filed with the Office of the City Clerk on September 15, 2008.
3. Pursuant to Chapter 100 of the Milwaukee Code of Ordinances and Wis. Stat. § 349.24, the matter was referred to the Milwaukee Police Department for investigation. The Milwaukee Police Department filed a police report dated September 16, 2008, that could form the basis of non-renewal or suspension of this license.
4. On October 2, 2008, the City Clerk's Office provided timely notice to the Licensee, pursuant to Chapter 100 of the Milwaukee Code of Ordinances and Wis. Stat. § 349.24 of a police report that could form the basis for suspension or non-renewal of the license of the licensee and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the police report on October 16, 2008 at 9:00 a.m. in Room 301B of City Hall. At said date, time and place, the licensee appeared and admitted receipt of the notice and police report.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. On February 21, 2005 the licensee was arrested in Milwaukee County for criminal damage to property. He was found guilty in the Circuit Court of Milwaukee County and was sentenced to ninety (90) days in the House of Correction, which as stayed and a probation of one year was imposed with restitution on August 24, 2005.
- B. On March 15, 2008 the licensee was cited by an officer of the Milwaukee Police Department for loitering and soliciting a prostitute. He was found guilty on June 20, 2008 in Milwaukee Municipal Court and forfeited \$676, which is currently in collection.
- C. At hearing, the licensee attempted to explain how he had a spat with his then-fiancee regarding an affair with his fiancee's sister, and happened to see an old friend by the name of "Pinky," who had fallen asleep in his car at the time the officer noticed these events. The licensee explained that when the matter was in pre-trial in the Municipal Court he mailed a not guilty plea because he had been absent from his employer for two days in the same month, and that if he would be absent a third day he would be fired. The licensee further testified that he moved during the time that the Municipal Court would have mailed the notice of the trial, and for that reason notice of the trial may not have gotten to him.
- D. On the occasion of his arrest for soliciting a prostitute, "Pinky" was also arrested. Despite the matter going into collection, the licensee stated to the Committee that when he received the notice of the hearing for his Public Passenger Vehicle License, it caused him to remember that he wanted to reopen the matter, and now would do so.

CONCLUSIONS OF LAW

- 1. The Committee has jurisdiction to hold hearings and provide 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 and Wis. Stat. § 349.24 Statutes.
- 2. Based upon the above facts found, the Committee concludes that the licensee, Darren Quinn, has not met the criteria of Chapter 100 of the Milwaukee Code of Ordinances or Wis. Stat. § 349.24 to allow renewal of his Public Passenger Vehicle Driver license without undergoing a ten (10) day suspension of said license based upon the police report.
- 3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Public Safety Committee that the full Common Council of the City of Milwaukee should exercise its judgment to renew

the Public Passenger Vehicle Driver license held by Darren Quinn with a ten (10) day suspension based upon the police report on file in this matter.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of two (2) ayes, one (1) noe, one (1) abstention, and one (1) excused, recommends that the Public Passenger Vehicle Driver license of Darren Quinn be renewed with a 10-day suspension based upon the police report.

Said suspension is to be in force from 12:01 a.m. November 1, 2008 through midnight November 10, 2008.

Dated and signed at Milwaukee, Wisconsin this 22nd day of October, 2008.


ROBERT DONOVAN
Chairman, Public Safety Committee