



Office of the City Clerk

Ronald D. Leonhardt
City Clerk

Jim Owczarski
Deputy City Clerk

www.milwaukee.gov

September 13, 2007

Mohammad A. Abu-Ayyash
6501 South 18th Street
Milwaukee, WI 53221

Dear Mr. Abu-Ayyash:

You are hereby notified that the Milwaukee Common Council will hold a hearing on September 25, 2007 commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council Chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin 53202 to consider your Public Passenger Vehicle Driver renewal application.

Attached you will find a copy of the Report of the Public Safety Committee which includes their Findings of Fact, Conclusions of Law and Recommendation, recommending renewal of the Public Passenger Vehicle Driver license with a thirty (30) day suspension. The recommendation is the result of a public hearing before the Committee held on September 13, 2007 and a police report.

You may file a written objection to the report of the Public Safety Committee and shall have the opportunity to present arguments in writing supporting that objection to the Common Council. Any written objections to the Committee's report must be filed with the City Clerk by the close of the business day on Thursday, September 20, 2007, 4:45 p.m. for hearing by the Common Council. You or a legal representative may also appear at the Common Council meeting and request an opportunity to address the Common Council for approximately five (5) minutes to present an oral argument on your behalf.

Respectfully,



RONALD D. LEONHARDT
City Clerk

Enclosure

c: License Division
MPD License Investigation Unit
CC File: 070600

123512

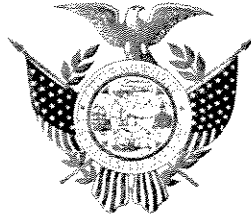
COMMITTEE ASSIGNMENTS

CHAIR

Public Safety Committee

MEMBER

Anti-Graffiti Policy Committee
Finance & Personnel Committee
Steering & Rules Committee



ROBERT G. DONOVAN

Alderman, 8th District

Date: September 13, 2007

To: All Members of the Milwaukee Common Council

From: The Public Safety Committee

Re: Report of the Renewal Application of Mohammad A. Abu-Ayyash for a Public Passenger Vehicle Driver License.

FINDINGS OF FACT

1. Mohammad A. Abu-Ayyash (hereinafter the "Licensee") is the holder of a Public Passenger Vehicle Driver license in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, October 31, 2007.
2. An application to renew said license was filed with the Office of the City Clerk on August 2, 2007.
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. The Milwaukee Police Department filed an objection to renewal of this license dated August 3, 2007. That objection could form the basis of non-renewal or suspension of this license.
4. On August 29, 2007, the City Clerk's Office provided timely notice to the Licensee, pursuant to Chapter 100 of the Milwaukee Code of Ordinances and § 349.24 of the Wisconsin Statutes of police objections 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 September 13, 2007 at 9:00 a.m. in Room 301-B of City Hall. At said date, time and place, the licensee did appear and admitted receipt of the notice and 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 May 2, 2006, the applicant was charged by Milwaukee County with prostitution-sexual gratification in violation of Wis. Stat. § 944.30 (2), a Class A Misdemeanor. On May 24, 2006 the applicant was found guilty and fined in the Circuit Court of Milwaukee County. The applicant was fined in Case No. 2006CM003150. At the time of this offense Mr. Abu-Ayyash was

driving his cab. A police decoy approached his cab and Mr. Abu-Ayyash requested sexual gratification.

- B. On January 17, 2007 a Milwaukee police officer was in the area of St. Luke's Hospital, 2900 West Oklahoma Avenue checking for taxicab regulation violations. That officer observed American United taxicab #300 pull up and drop off a fare. The applicant, Mr. Mohammad A. Abu-Ayyash was the driver. Mr. Abu-Ayyash did not have a safety checklist in the cab. Mr. Abu-Ayyash was cited for daily safety checklist required. He was found guilty in the Municipal Court of the City of Milwaukee on April 13, 2007 and fined \$50.00 in Case No. 07015283.

CONCLUSIONS OF LAW

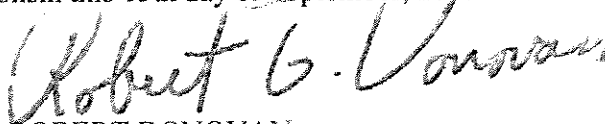
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 100 of the Milwaukee Code of Ordinances and § 349.24, Wisconsin Statutes.
2. Based upon the above facts found, the Committee concludes that the licensee, Mohammad A. Abu-Ayyash, has not met the criteria of Chapter 100 of the Milwaukee Code of Ordinances or § 349.24 of the Wisconsin Statutes to allow renewal of his Public Passenger Vehicle Driver license without undergoing a thirty (30) 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 Mohammad A. Abu-Ayyash with a thirty (30) day suspension based upon the police report.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes and one (1) no and one (1) abstention, recommends that the Public Passenger Vehicle Driver license of Mohammad A. Abu-Ayyash be renewed with a thirty (30) day suspension based upon the police report.

Said suspension is to be in effect between midnight October 31, 2007 through midnight November 30, 2007.

Dated and signed at Milwaukee, Wisconsin this 13th day of September, 2007.



ROBERT DONOVAN
Chairman, Public Safety Committee