



**JAMES A. BOHL JR.**  
Alderman, 5th District

January 10, 2011

To the Honorable, the Common Council

Honorable Members:

Common Council File 100742 contains the following recommendations:

Non renewal, based upon a second non appearance, of the Class "D" Bartender License of John F. Carter. (Committee vote: Ayes: 4 and Excused: 1).

Renewal with a warning letter, though the extension of premises should not be renewed due to amendment to the licensee's plan of operation to not permit consumption of beverages outside of the tavern buildings on the premise's exterior deck(s), based on neighborhood testimony, License Division staff testimony and the police report, of the Class "B" Tavern, Tavern Dance and Video Game Center license of Christina M. Elliott, agent for "Competitive Ventures, LLC" (Jerseys Sports Pub & Grill & 4014 Lounge), for the premises at 4014-24 S Howell Ave in the 14th aldermanic district. (Committee vote: Ayes: 2, Noe: 1, and Excused: 2)

Non renewal, based upon a second non appearance, of the Class "D" Bartender License of Lamont M. Allen. (Committee vote: Ayes: 3 and Excused: 2).

Non renewal, based upon a second non appearance, of the Class "D" Bartender License of Steven J. Bobot. (Committee vote: Ayes: 4 and Excused: 1).

Non renewal, based upon second non appearance, of the Class "D" Bartender License of Nikki I. Colletta. (Committee vote: Ayes: 4 and Excused: 1).

Non renewal, based upon second non appearance, of the Class "D" Bartender License of Adriana Gonzalez. (Committee vote: Ayes: 4 and Excused: 1).

Non renewal, based upon the second non appearance of the Class "D" Bartender License of Shuezeng Her. (Committee vote: Ayes: 4, and Excused: 1).

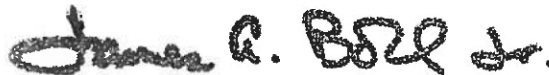
Non renewal, based upon third non appearance of the Class "D" Bartender License of Judith E. Palms. (Committee vote: Ayes: 4 and Excused: 1).

Non renewal based upon the second non appearance, of the Class "D" Bartender License of William T. Roberson, III. (Committee vote: Ayes: 4 and Excused: 1).

Non renewal, based upon the second non appearance, of the Class "D" Bartender License of Melissa S. Van Pietersom. (Committee vote: Ayes: 4 and Excused: 1).

These matters have been scheduled for a hearing before the full Common Council at its meeting on **Wednesday, January 19, 2010 at 9:00 A.M.** in the Common Council Chambers.

Respectfully,

A handwritten signature in black ink that reads "James A. Bohl, Jr." with a stylized, cursive script.

James A. Bohl, Jr., Chair  
Licenses Committee

cc: All Council Members  
Files 100742



www.milwaukee.gov

Office of the City Clerk

Ronald D. Leonhardt  
City Clerk

Jim Owczarski  
Deputy City Clerk

January 10, 2011

John F. Carter  
108 E Meinecke St  
Milwaukee, WI 53212

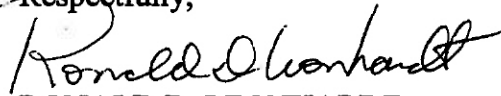
Dear Mr. Carter:

You are hereby notified that the Milwaukee Common Council will hold a hearing on January 19, 2011, 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 to consider the renewal of your Class "D" Bartender's license.

Attached you will find a copy of the Report of the Licenses Committee, which includes its Findings of Fact, Conclusions of Law and Recommendation, recommending non renewal of your license based upon second nonappearance. The recommendation is the result of a public hearing before the Committee held on January 5, 2011.

You may file written objections to the report of the Licenses Committee. Your written objections must be filed with the City Clerk by 4:45 p.m. on January 13, 2011 in Room 205 of City Hall. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting your written objections. You will be given approximately five minutes to present your oral argument.

Respectfully,

  
RONALD D. LEONHARDT  
City Clerk

Enclosure

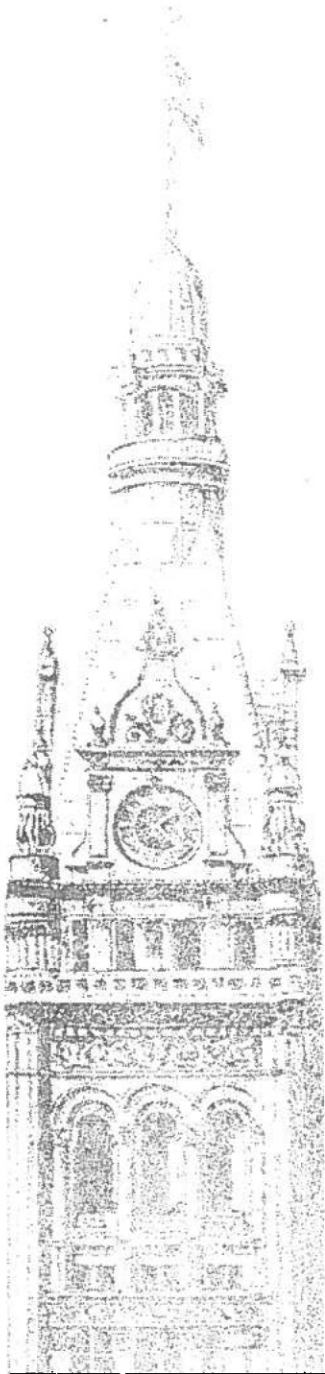


**JAMES A. BOHL JR.**  
Alderman, 5th District

**Date:** January 10, 2011  
**To:** All Members of the Milwaukee Common Council  
**From:** Licenses Committee  
**Re:** Report on the Renewal Application of the Class "D"  
Bartender License of John F. Carter

#### FINDINGS OF FACT

1. John F. Carter (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, December 31, 2010.
2. An application to renew said license was untimely filed with the Office of the City Clerk on March 13, 2008.
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, 2010, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On December 22, 2010 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 January 5, 2011, commencing at 1:30 p.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear and he was not represented by counsel. That was the applicant's second nonappearance.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:



- A. A notice of the hearing as well as a copy of the police report was sent to John F. Carter at 108 East Meinecke Street, Milwaukee, Wisconsin 53212 on December 22, 2010 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 108 East Meinecke Street, Milwaukee, Wisconsin 53212 is the address given by the Licensee 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 January 5, 2011.

#### 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 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based on the above facts found, the Committee concludes that the Licensee, John F. Carter 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 based upon a second nonappearance.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council should exercise its discretion to not renew the Class "D" Bartender license held by John F. Carter based upon a second nonappearance.

#### RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes and one (1) excused, recommends that the Class "D" Bartender License be denied based upon a second nonappearance.

Dated and signed at Milwaukee, Wisconsin this 10<sup>th</sup> day of January, 2011.

  
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JAMES A. BOHL, Jr., Chair  
Licenses Committee



www.milwaukee.gov

Office of the City Clerk

Ronald D. Leonhardt  
City Clerk

Jim Owczarski  
Deputy City Clerk

January 7, 2011

Christina M. Elliott, Agent  
Competitive Ventures, LLC  
2712 S 49th St  
Milwaukee, WI 53219

Arena Law Offices, LLC  
Atty. Andrew Arena  
1110 Old World Third St., Ste 515  
Milwaukee WI 53203-1117

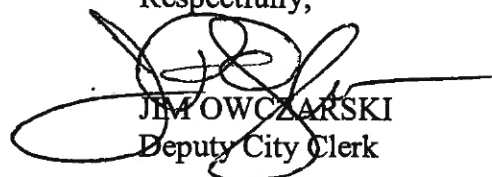
Dear Ms. Elliott & Atty. Arena:

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Attached you will find a copy of the Report of the Licenses Committee, which includes its Findings of Fact, Conclusions of Law and Recommendation, recommending renewal of your licenses with a warning letter and non renewal of the extension of premises due to an amendment to the licensee's plan of operation to not permit consumption of beverages outside of the tavern buildings on the premise's exterior deck(s), based on neighborhood testimony, License Division staff testimony and the police report. The recommendation is the result of a public hearing before the Committee held on January 5, 2011.

You may file written objections to the report of the Licenses Committee. Your written objections must be filed with the City Clerk by 4:45 p.m. on January 13, 2011 in Room 205 of City Hall. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting your written objections. You will be given approximately five minutes to present your oral argument.

Respectfully,



JIM OWCZARSKI  
Deputy City Clerk

Enclosure

City Hall • Room 205 • 200 East Wells Street • Milwaukee, WI 53202-3570 • Phone (414) 286-2221 • Fax (414) 286-3456

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