



CITY OF MILWAUKEE  
OFFICE OF THE CITY CLERK

Tuesday, May 05, 2015

COMMITTEE MEETING NOTICE

AD 04

DEHNE, Jacob E, Agent  
MKE TPC LLC  
1103 N Old World Third St

Milwaukee, WI 53203

You are requested to attend a hearing which is to be held in Room 301-B, Third Floor, City Hall on:

**Thursday, May 14, 2015 at 10:00 AM**

**Regarding:** Your Class B Tavern and Public Entertainment Premises License Renewal Applications as agent for "MKE TPC LLC" for "The Pub Club" at 1103 N Old World Third St.

There is a possibility that your application may be denied for one or more of the following reasons: The recommendation of the committee regarding the application shall be based on evidence presented at the hearing. Per MCO 85-4-4, unless otherwise specified in the code, probative evidence concerning non-renewal, suspension or revocation may include evidence of the following: failure of the applicant to meet municipal qualifications, pending charges against or the conviction of any felony, misdemeanor, municipal offense or other offense, the circumstances of which substantially relate to the circumstances of the particular licensed or permitted activity, by the applicant or by any employee or other agent of the applicant. If the activities of the applicant involve a licensed premises, whether the premises tends to facilitate a public or private nuisance or has been the source of congregations of persons which have resulted in any of the following: disturbance of the peace; illegal drug activity; public drunkenness; drinking in public; harassment of passers-by; gambling; prostitution; sale of stolen goods; public urination; theft; assaults; battery; acts of vandalism including graffiti, excessive littering, loitering, illegal parking, loud noise at times when the licensed premise is open for business; traffic violations; curfew violations; lewd conduct; display of materials harmful to minors, pursuant to s. 106-9.6; or any other factor which reasonably relates to the public health, safety and welfare, or failure to comply with the approved plan of operation. See attached police report or correspondence.

**Notice for applicants with warrants or unpaid fines:**

Proof of warrant satisfaction or payment of fines must be submitted at the hearing on the above date and time. Failure to comply with this requirement may result in a delay of the granting/denial of your application.

Failure to appear at this meeting may result in the denial of your license. Individual applicants must appear only in person or by an attorney. Corporate or Limited Liability applicants must appear only by the agent designated on the application or by an attorney. Partnership applicants must appear by a partner listed on the application or by an attorney. If you wish to do so and at your own expense, you may be accompanied by an attorney of your choosing to represent you at this hearing.

You will be given an opportunity to speak on behalf of the application and to respond and challenge any charges or reasons given for the denial. No petitions can be accepted by the committee, unless the people who signed the petition are present at the committee hearing and willing to testify. You may present witnesses under oath and you may also confront and cross-examine opposing witnesses under oath. If you have difficulty with the English language, you should bring an interpreter with you, at your expense, so that you can answer questions and participate in your hearing.

You may examine the application file at this office during regular business hours prior to the hearing date. Inquiries regarding this matter may be directed to the person whose signature appears below.

Limited parking for persons attending meetings in City Hall is available at reduced rates (5 hour limit) at the Milwaukee Center on the southwest corner of East Kilbourn and North Water Street. Parking tickets must be validated in the first floor information booth in City Hall.

PLEASE NOTE: Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aids. For additional information or to request this service, contact the Council Services Division ADA Coordinator at (414) 286-2998, Fax - (414) 286-3456, TDD - (414) 286-2025.

JIM OWCZARSKI, CITY CLERK

BY: \_\_\_\_\_

Jason Schunk  
License Division Manager

**If you have questions regarding this notice, please contact the License Division at (414) 286-2238.**

200 E. Wells Street, Room 105, City Hall, Milwaukee, WI 53202. [www.milwaukee.gov/license](http://www.milwaukee.gov/license)  
Phone: (414) 286-2238 Fax: (414) 286-3057 Email Address: [License@milwaukee.gov](mailto:License@milwaukee.gov)

MILWAUKEE POLICE DEPARTMENT  
LICENSE INVESTIGATION UNIT

CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS  
SYNOPSIS

DATE: 04/09/2015  
LICENSE TYPE: BTAVN  
NEW: X  
RENEWAL:

No. 207390  
Application Date: 04/09/2015  
Expiration Date:

License Location: 1103 N Old World Third St  
Business Name: The Pub

Aldermanic District: 04

Licensee/Applicant: Dehne, Jacob E  
(Last Name, First Name, MI)  
Date of Birth: 02/18/1977

Home Address: 6923 W Wisconsin Av  
City: Wauwatosa State: WI Zip Code: 53213  
Home Phone: (262) 893 - 5421

This report is written by Police Officer Gilbert Gwinn, assigned to the License Investigation Unit, Days.

The Milwaukee Police Department's investigation regarding this application revealed the following:

- The applicant's Wisconsin driver's license revealed the following convictions:

07/09/2008 Prohibited Alcohol Concentration Milwaukee County Circuit Court  
=====

- On 08/18/2011 at 1:20am a Milwaukee police officer was conducting a business check at 1103 N. Old World Third St. (Suite). During this check, the officer was informed that two subjects were fighting inside the business. These subjects continued to fight after being escorted from the business by employees. Both subjects were arrested and cited.
- On 12/02/2011 at 1:30am Milwaukee police became aware of a fight at 1101 N. Old World Third Street. Two customers were fighting inside the business and continued to fight until security intervened.

- =====
- On 05/04/2014 the applicant was cited in the City of Milwaukee at 322 W. State St for Sale of Alcohol to Underaged Person.

Charge: Sale Of Alcohol to Underaged Person  
Finding: Guilty  
Sentence: Fined \$90.00  
Date: 09/12/2014  
Case: 14041905

- 
4. On 05/03/2014 the applicant was cited at 1044 North Old World Third Street in the city of Milwaukee for Allow Underage Person on Premises.

Charge: Allow Underage Person on Premises  
Finding: Guilty  
Sentence: \$192.00 fine  
Date: 09/12/2014  
Case: 14041909

5. On 05/04/2014 the applicant was cited at 322 West State Street in the city of Milwaukee for Allow Underage Person on Premises and Sale of Alcohol to Underage Person.

Charge 1: Allow Underage Person on Premises  
2: Sale of Alcohol to Underage Person  
Finding 1: Guilty  
2: Guilty  
Sentence 1: \$192.00 fine  
2: \$90.00 fine  
Date: 09/12/2014  
Case 1: 14041904  
2: 14041907

6. On 05/04/2014 the applicant was cited at 1101 North Old World Third Street in the city of Milwaukee for Allow Underage Person on Premises.

Charge: Allow Underage Person on Premises  
Finding: Guilty  
Sentence: \$192.00 fine  
Date: 09/12/2014  
Case: 14041908

7. On 05/31/2014 the applicant was cited at 1044 North Old World Third Street in the city of Milwaukee for Sale of Alcohol to Underage Person.

Charge: Sale of Alcohol to Underage Person  
Finding: Guilty  
Sentence: \$90.00 fine  
Date: 09/12/2014  
Case: 14041906

8. On 02/19/2015 Milwaukee police conducted a licensed premise check at 1103 North Old World Third Street (Pub Club) and provided an employee, Steven Mick, with a packet of tavern related ordinances.

9. On 02/26/2015 a Milwaukee police aide, working in conjunction with Milwaukee police, was able to gain entry to 1103 North Old World Third Street (Pub Club). The police aide was then able to purchase a can of Pabst brand beer from the bartender. The applicant received citations for Allow Underage Person on Premises and Sale of Alcohol to Underage Person. Neither citation can be located in the city of Milwaukee Municipal Court Query System.

MILWAUKEE POLICE DEPARTMENT
REPORT OF INCIDENTS INVOLVING LICENSED PERSONS OR PREMISES

TO: Captain of Police Leslie THIELE

Business Name: The Pub Club
Address of Licensed Premises: 1101 N. Old World Third St
Business Phone: 414-270-9650
Type of License: Blavern

District: 1

[X] Violation / [ ] Incident # Date of Incident: 02/19/15

Licensee or Manager on premises at time of violation / Incident? [X] Yes [ ] No

Licensee cooperative? [X] Yes [ ] No (if no, explain in narrative section)

Licensee Notified by Officer: PO Christopher MARTIN

Date: 02/19/15 Time: 10:20P

Licensee or Agent's Name: DEHNE, Jacob E
Home Address: 6923 W. Wisconsin Av, Wauwatosa, W

Date of Birth: 02-18-77
Home Phone:

Co-Licensee Name:
Home Address:
Class S License Number:

Date of Birth:
Home Phone:

Bartender Name:
Home Address:
Class D License Number:

Date of Birth:
Home Phone:

Licensed Person / Public Pass. Vehicle, etc.:
Home Address:
Class D License Number:

Date of Birth:
Home Phone:

VIOLATION/INCIDENT - DESCRIBE FACTS AND CIRCUMSTANCES IN NARRATIVE SECTION

Name of Person Cited: Date of Birth:
Citation Number: Violation & Ord. / Statute No.: Court Date:
Name of Person Cited: Date of Birth:
Citation Number: Violation & Ord. / Statute No.: Court Date:
Name of Person Cited: Date of Birth:
Citation Number: Violation & Ord. / Statute No.: Court Date:
Name of Person Cited: Date of Birth:
Citation Number: Violation & Ord. / Statute No.: Court Date:
Name of Person Cited: Date of Birth:
Citation Number: Violation & Ord. / Statute No.: Court Date:

Investigating Officer: PO Christopher MARTIN

District / Bureau: 14

Date: 03/11/15

Handwritten signature of Capt. L. Thiele
Commanding Officer

Handwritten date: 03-31-15
Date

DISPOSITION - FOR LICENSING ONLY

Table with 5 columns: Citation No., Case Number, Disposition, Judge, Date. Includes handwritten entries for 'LICENSE INVESTIGATION UNIT' and 'Retained'.

By [Handwritten Signature]

PA-33E Narrative

This report was written by PO Christopher MARTIN, assigned to District One late power shift.

On Thursday, February 19, 2015 at 10:20P, I (MARTIN) conducted a tavern check at Pub Club, which was located at 1103 N Old World Third St. I handed Steven P MICK (W/M, 07/30/84) a packet of several tavern related ordinances that taverns are often found to be in violation of. I discussed the tavern's procedures to prevent these ordinances from being violated. I then offered MICK time to ask questions related to these ordinances or any other issues

MILWAUKEE POLICE DEPARTMENT  
REPORT OF INCIDENTS INVOLVING LICENSED PERSONS OR PREMISES

TO: Captain of Police Leslie THIELE

Business Name: The Pub Club  
Address of Licensed Premises: 1101 N. Old World Third St  
Business Phone: 414-270-9650 Type of License: Btavern

District: 1

Violation /  Incident # serving to und Date of Incident: 2/27/15

Licensee or Manager on premises at time of violation / incident?  Yes  No

Licensee cooperative?  Yes  No (if no, explain in narrative section)

Licensee Notified by Officer: Donald Krenzien Date: 3/7/15 Time: 600pm

Licensee or Agent's Name: DEHNE, Jacob E Date of Birth: 02-18-77  
Home Address: 6923 W. Wisconsin Av, Wauwatosa, W Home Phone:

Co-Licensee Name: Date of Birth:  
Home Address: Home Phone:  
Class S License Number:

Bartender Name: Date of Birth:  
Home Address: Home Phone:  
Class D License Number:

Licensed Person / Public Pass. Vehicle, etc.: Date of Birth:  
Home Address: Home Phone:  
Class D License Number:

**VIOLATION/INCIDENT - DESCRIBE FACTS AND CIRCUMSTANCES IN NARRATIVE SECTION**

Name of Person Cited: Jacob E Dehne Date of Birth: 2/18/77  
Citation Number: 6156872 1 Violation & Ord. / Statue No.: 90-18-1-A-1 Court Date:

Name of Person Cited: Jacob E Dehne Date of Birth: 2/18/77  
Citation Number: 6156878 0 Violation & Ord. / Statue No.: 90-19-1 Court Date:

Name of Person Cited: Date of Birth:  
Citation Number: Violation & Ord. / Statue No.: Court Date:

Name of Person Cited: Date of Birth:  
Citation Number: Violation & Ord. / Statue No.: Court Date:

Name of Person Cited: Date of Birth:  
Citation Number: Violation & Ord. / Statue No.: Court Date:

Investigating Officer: Donald Krenzien District / Bureau: 14 Date: 2/27/15  
*Donald Krenzien* *03-31-15*  
Commanding Officer Date

**DISPOSITION - FOR LICENSING ONLY**

Citation No.	Case Number	Disposition	Judge	Date
		LICENSE INVESTIGATION UNIT		
		Referred		

By *[Signature]*

This report is written by Police Officer Donald Krenzien, assigned District One, Late Power Shift.

On the evening of Thursday, February 26, 2015 through the morning of Friday, February 27, 2015 District One personnel performed an underage tavern enforcement initiative. The officers who participated in the operation were Police Officer Christopher Martin, assigned to District One, Police Officer Dorian Andress assigned to District 3, and myself. For the underage persons in this initiative we used one MPD police aide who work in the Police Administration Building. Police Aid Teresa Westfahl assigned to the Police Academy.

Prior to attempting any checks of licensed class B tavern establishments the police aide and plainclothesed police officer were given instructions. Westphal and Andress were told that they were not allowed to consume any intoxicating beverages. They could not lie if asked if they were underage, or show any form of documentation, which could be construed as identification. It was explained that they had to order a Miller Lite Beer, directly from a bartender behind a bar, then meet the plainclothes officer observing them with the alcoholic beverage for a photo in the tavern and then leave together. It was explained that at all times the plainclothes officer shadowing them would be in visual sight and observe the financial transaction for alcoholic beverages.

After this briefing Martin and I escorted P.O. Andress who was in plainclothes and P.A. Westfahl to multiple taverns located throughout the District One boundaries.

Westfahl and Andress attempted to gained entry to the class "B" licensed tavern, Pub Club located at 1103 N Old World Third St. Andress was challenged at the point of entry and she showed her Wisconsin states identification card proving she was of age, Westfahl stated she could not find hers. Westfahl was waived into Pub Club by the bouncer (Arab male, 5'3 to 5'4, wearing a white t-shirt and jeans). Once in side of the tavern Westfahl purchased a can of Pabst Blue Ribbon at the bar for \$4.00.

Westfahl was served at the bar by a white female approximately 5'3, 130lbs wearing a grey shirt and black shorts.

A photograph on CDR with Westfahl holding the alcoholic beverage is placed on inventory 15008029\_1.

I informed Jacob Dehne that they failed. Dehne was also notified that citations are pending.

Cad #150580175



Monday, May 04, 2015



# Notice of Public Hearing

---

DEHNE, Jacob E, Agent  
The Pub Club at 1103 N Old World Third St  
Class B Tavern and Public Entertainment Premises License Renewal Applications

**Thursday, May 14, 2015 at 10:00 AM**

To whom it may concern:

The above application has been made by the above named applicant(s). This requires approval from the Licenses Committee and the Common Council of the City of Milwaukee. The hearing before the Licenses Committee will take place on 5/14/2015 at 10:00 AM, in Room 301-B, Third Floor, City Hall. If you wish, you may provide testimony at the hearing regarding the request; see below for further information. You are not required to attend the hearing. Once the Licenses Committee makes its recommendation, this recommendation is forwarded to the full Common Council for approval at its next regularly scheduled hearing. Please review the information below and if you have further questions regarding this process, please contact the License Division at (414) 286-2238.

---

## Important details for those wishing to provide information for the Licenses Committee to consider when making its recommendation:

1. The license application is scheduled to be heard at the above time. Due to other hearings running longer than scheduled, you may have to wait some time to provide your testimony.
2. You must appear in person and testify as to matters that you have personally experienced or seen. (You cannot provide testimony for your neighbor, parent or anyone else; this is considered hearsay and cannot be considered by the committee.)
3. No letters or petitions can be accepted by the committee (unless the person who wrote the letter or the persons who signed the petition are present at the committee hearing and willing to testify).
4. Persons opposed to the license application are given the opportunity to testify first; supporters may testify after the opponents have finished.
5. When you are called to testify, you will be sworn in and asked to give your name, and address. (If your first and/or last names are uncommon please spell them.)
6. You may then provide testimony.
  - a. Include only information relating to the above license application.
  - b. Include only information you have personally witnessed or seen.
  - c. Provide concise and relevant information detailing how this business has affected or may affect the peaceful enjoyment of your neighborhood.
  - d. If by the time you have the opportunity to testify, the information you wish to share has already been provided to the committee, you may state that you agree with the previous testimony. Redundant or repetitive testimony will not assist the committee in making its recommendation.
7. After giving your testimony, the members of the Licenses Committee and the licensee may ask questions regarding the testimony you have given or other factors relating to the license application.
8. Business Competition is not a valid basis for denial or non-renewal of a license.  
**Please Note: If you have submitted an objection to the above application your objection cannot be considered by the committee unless you personally testify at the hearing.**











CURRENT RESIDENT 1141 N OLD WORLD 3RD ST 910 MILWAUKEE, WI 53203-1123  
CURRENT RESIDENT 1141 N OLD WORLD 3RD ST 911 MILWAUKEE, WI 53203-1123

**Total Records: 226**

**Radius: 250.0 feet and Center of Circle: 1103 N Old World Third ST**

# 2015-2016 Plan of Operation for 1103 N OLD WORLD THIRD ST

## 1. Litter and Noise

How are the grounds kept clean?  Sweep  Pressure Wash  Pick Up Litter  Other: \_\_\_\_\_

How often will grounds be cleaned?  Daily  Weekly  Other: \_\_\_\_\_

Grounds Cleaned By:  Licensee  Building Owner  Employees  Hired Maintenance  Other: \_\_\_\_\_

How are noise issues prevented and/or addressed?  Security  Manager approaches customer(s)  Call Police  
 Signs Posted  Other: \_\_\_\_\_

## 2. Smoking and Sanitation

Are there designated outdoor smoking areas?  No  Yes  
 If yes, describe the area(s) and provide location(s): outside front door

Number of Garbage Cans: Inside: 10 Locations: Behind bars / bathrooms / kitchen  
 Outside: 1 Locations: for smokers

Is a Crowd Control Barrier used?  No  Yes If yes, describe: \_\_\_\_\_

Describe sanitation facilities (restrooms): Mens - 3 urinal 2 toilets Women - 5 stalls

Provide name of solid waste contractor: Advance Disposal

## 3. Security

Are there parking spaces on the premises?  No  Yes If yes, number of spaces: \_\_\_\_\_ and describe security provisions: \_\_\_\_\_

Are there designated loading areas?  No  Yes If yes, describe security provisions \_\_\_\_\_

Do you have security personnel on the premise?  No  Yes If yes, how many? 5  
 AND What are their responsibilities? check IDs, clean, crowd control/help  
 What security equipment do they use? ID checking book / Security camera  
 List their licensing, certification or training credentials: none some senior safe

Are there security cameras?  No  Yes If yes, list all locations: over bars / on front door

Are searches and/or identification checks conducted upon entry?  No  Yes If yes, describe: door person checks all IDs

## 4. Percentage of Sales (must total 100%)

Alcohol 60 % Food Sales 40 % Entertainment \_\_\_\_\_ % Other \_\_\_\_\_ %

## 5. Businesses On The Premise (choose all that apply):

- |   |  |  |   |
|---|--|--|---|
| <input checked="" type="checkbox"/> Full Service Restaurant | <input type="checkbox"/> Cafe/Coffee Shop  | <input type="checkbox"/> Deli or Fast Food Rest. | <input type="checkbox"/> Private/Fraternal/Veterans' Club |
| <input checked="" type="checkbox"/> Night Club              | <input checked="" type="checkbox"/> Tavern | <input type="checkbox"/> Cocktail Lounge         | <input type="checkbox"/> Teen Club                        |
| <input type="checkbox"/> Bowling Alley                      | <input type="checkbox"/> Hotel             | <input type="checkbox"/> Banquet Hall            | <input type="checkbox"/> Sports Facility                  |
| <input type="checkbox"/> Liquor Store                       | <input type="checkbox"/> Corner Store      | <input type="checkbox"/> Supermarket             | <input type="checkbox"/> Convenience Store                |
| <input type="checkbox"/> Gas Station                        | <input type="checkbox"/> Other _____       |  |   |

## 6. Hours of Operation and Age Restriction

Are there any changes to the current hours of operation or age restriction?  No  Yes If yes, describe \_\_\_\_\_

**Please Note: If you will be open earlier or later than the hours listed on your current license for even one event or holiday (for example, St. Patrick's Day, Brewers Opening Day, etc.) during the license period, this must be reported and printed on your license.**  
 Your hours of operation and age restriction are listed on your current license.

## 7. Floor Plan

Are there any changes to the current floor plan?  No  Yes If yes, describe \_\_\_\_\_

AND submit a new floor plan with this application. Changes in floor plan include changing the location of tables, games, etc. within your current licensed premises. If your changes include adding any additional areas or square footage to your premises, or any renovations to the building will be done, a Permanent Extension of Premises application must be filed.

(1) CURRENT ENTERTAINMENT

The following types of entertainment have been approved for your current Public Entertainment Premises license: Instrumental Musicians, Comedy Acts, Disc Jockey, Dancing by Performer(s), Fashion Shows, Patron Contests, Patrons Dancing, Special Event Clothing and Art Models

(2) SELECT ANY TYPES OF ENTERTAINMENT THAT YOU ARE REQUESTING TO ADD \*No changes in entertainment shall take place until approved by the Common Council and a new license has been issued and posted on the premises.

Grid of checkboxes for entertainment types: Instrumental Musicians, Bands, Battle of the Bands, Comedy Acts, Disc Jockey, Magic Shows, Poetry Readings, Dancing by Performers, Jukebox, Wrestling, Patron Contests, Patrons Dancing, Adult Entertainment/Strippers/Erotic Dance, Karaoke, Bowling Alley, Pool Tables, Motion Pictures, Amusement Machines, Concerts, Theatrical Performances. Includes handwritten 'Other: Special event clothing and art models - same as previous year'.

(3) REMOVE ENTERTAINMENT

If applicable, list any entertainment you wish to remove:

(4) WILL PROMOTERS EVER BE USED FOR ANY OF THE ENTERTAINMENT?

Yes/No selection: [X] No [ ] Yes, describe:

(5) LEGAL CAPACITY OF PREMISES

283 (Call the Milwaukee Development Center at 414-286-8211 if you have questions.) Your legal capacity will determine the license fee for your Public Entertainment Premise License. If you would like to request that the license be approved with a lower capacity than that listed above, indicate lower capacity: . If approved, this lower capacity will print on your license and override the capacity listed on your Occupancy Permit.

(6) IDENTIFY IF SOUND AMPLIFICATION IS USED

Yes/No selection: [ ] No [X] Yes, describe: standard bar sound system

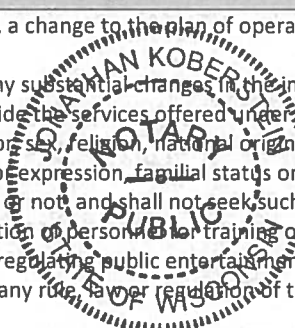
(7) DECLARATIONS, ACKNOWLEDGEMENTS, & DISCLOSURES

Read And Initial Each Item Confirming Your Understanding:

- 1. I understand that after the license has been issued, a change to the plan of operation will require a written request to change and approval from the Common Council.
2. I agree to inform the City Clerk within 10 days of any substantial changes in the information supplied in this application.
3. I understand that I shall not willfully refuse to provide the services offered under this license, or add charges or require deposits not required of the general public because of race, color, sex, religion, national origin or ancestry, age, handicap, lawful source of income, marital status, sexual orientation, gender identity of expression, familial status or the fact that a person is now or has been a member of the military service, whether dressed in uniform or not, and shall not seek such information as a condition of employment, or penalize any employee or discriminate in the selection of persons for training or promotion on the basis of such information.
4. I have knowledge of the City Ordinances currently regulating public entertainment, and understand that the license may be subject to suspension, non-renewal or revocation, if I violate any rule, law or regulation of the city of Milwaukee and State of Wisconsin.

(8) NOTARIZED SIGNATURES OF APPLICANTS

SUBSCRIBED AND SWORN TO BEFORE ME. This 9th day of April, 2015. Includes signature of Agent/Owner/Partner and Notary Public information.



\*Notary Seal must be affixed.



CITY OF MILWAUKEE  
OFFICE OF THE CITY CLERK

Wednesday, May 06, 2015

COMMITTEE MEETING NOTICE

AD 04

SPELLER, Jeffrey, Agent  
Boyle Fredrickson S.C.  
840 N Plankinton Av

Milwaukee, WI 53203

You are requested to attend a hearing which is to be held in Room 301-B, Third Floor, City Hall on:

**Thursday, May 14, 2015 at 10:00 AM**

**Regarding:** Your Loading Zone Permit Application for 60 Feet Between 7 AM and 6 PM as agent for "Boyle Fredrickson S.C." for "Boyle Fredrickson S.C." at 840 N Plankinton Av.

There is a possibility that your application may be denied for one or more of the following reasons: The recommendation of the committee regarding the application shall be based on evidence presented at the hearing. Per MCO 85-2.7-4, probative evidence concerning whether or not a new license should be granted may be presented on the following subjects: whether or not the applicant meets the municipal requirements, the appropriateness of the location and premises where the licensed premises is to be located and whether use of the premises for the purposes or activities permitted by the license would tend to facilitate a public or private nuisance or create undesirable neighborhood problems such as disorderly patrons, unreasonably loud noise, litter, and excessive traffic and parking congestion. Probative evidence relating to these matters may be taken from the plan of operation submitted with the license application, if any, but shall not include the content of any music. Evidence regarding the fitness of the location of the premises to be maintained as the principal place of business, including but not limited to whether there is an overconcentration of businesses of the type for which the license is sought; whether the proposal is consistent with any pertinent neighborhood business or development plans, or the location's proximity to areas where children are typically present. The applicant's record in operating similarly licensed premises; and whether or not the applicant has been charged with or convicted of any felony, misdemeanor, municipal offense or other offense, the circumstances of which substantially relate to the activity to be permitted by the license being applied for or any other factor which reasonably relates to the public health, safety or welfare may also be considered.

**Notice for applicants with warrants or unpaid fines:**

Proof of warrant satisfaction or payment of fines must be submitted at the hearing on the above date and time. Failure to comply with this requirement may result in a delay of the granting/denial of your application.

Failure to appear at this meeting may result in the denial of your license. Individual applicants must appear only in person or by an attorney. Corporate or Limited Liability applicants must appear only by the agent designated on the application or by an attorney. Partnership applicants must appear by a partner listed on the application or by an attorney. If you wish to do so and at your own expense, you may be accompanied by an attorney of your choosing to represent you at this hearing.

You will be given an opportunity to speak on behalf of the application and to respond and challenge any charges or reasons given for the denial. No petitions can be accepted by the committee, unless the people who signed the petition are present at the committee hearing and willing to testify. You may present witnesses under oath and you may also confront and cross-examine opposing witnesses under oath. If you have difficulty with the English language, you should bring an interpreter with you, at your expense, so that you can answer questions and participate in your hearing.

You may examine the application file at this office during regular business hours prior to the hearing date. Inquiries regarding this matter may be directed to the person whose signature appears below.

Limited parking for persons attending meetings in City Hall is available at reduced rates (5 hour limit) at the Milwaukee Center on the southwest corner of East Kilbourn and North Water Street. Parking tickets must be validated in the first floor information booth in City Hall.

PLEASE NOTE: Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aids. For additional information or to request this service, contact the Council Services Division ADA Coordinator at (414) 286-2998, Fax - (414) 286-3456, TDD - (414) 286-2025.

JIM OWCZARSKI, CITY CLERK

BY:

Jason Schunk  
License Division Manager

**If you have questions regarding this notice, please contact the License Division at (414) 286-2238.**

200 E. Wells Street, Room 105, City Hall, Milwaukee, WI 53202. [www.milwaukee.gov/license](http://www.milwaukee.gov/license)  
Phone: (414) 286-2238 Fax: (414) 286-3057 Email Address: [License@milwaukee.gov](mailto:License@milwaukee.gov)



March 11, 2015

City of Milwaukee License Division  
City Hall, Room 105  
200 E. Wells Street  
Milwaukee, WI 53202

Dear Ms. Wagner

We are appealing the denial of our application for a loading zone permit at 840 N. Plankinton Avenue. We have occupied this building since July 2007 and used the loading zone located in front of Renaissance Book Shop at 834 N. Plankinton Avenue that extended, at least by signage, to cover our building, for our daily deliveries, service calls, employee and client arrivals and departures. Benihana Restaurant located at 850 N. Plankinton Avenue also makes extensive use of this loading zone for their daily deliveries. As the Renaissance Book Shop has been closed by the city, the loading zone expired. It is important for vehicular and pedestrian safety for Benihana and us to have a designated, legal loading zone to support our operations. (See the accompanying statement from Benihana's General Manager).

Because of the restaurants proximity to the corner of Plankinton Avenue and Kilbourn Street and the presence of the bus stop on the southeast corner of the intersection, delivery and service vehicles cannot park in front of the restaurant. If there is no loading zone in front of our building, delivery and service vehicles will be forced to double-park. This will block at least one lane of traffic forcing northbound vehicles turning east onto Kilbourn Avenue to go around the service and delivery vehicles. Double parked larger vehicles, such as semi-trucks that frequently deliver supplies to Benihana, will, based on my personal observations, actually block both lanes forcing north-bound traffic (including buses) into the southbound lanes. As if this were not bad enough, there is a cross walk across the turn lane just north of where vehicles would have to double park. The presence of doubled-parked delivery trucks would create a blind spot for pedestrians and vehicles forced to go around the double-parked delivery trucks resulting in an extremely dangerous situation.

Regarding the availability of parking in the block in which the loading zone is requested, only three parallel spots will be affected. Ample parking already exists on the street and in surface and building lots on Plankinton Avenue and 2<sup>nd</sup> Street. Moreover, since our application only seeks to have the

loading zone active between 7 am and 6 pm, event and overnight parking remains available for those three spots.

In view of the above-described concerns, it is our opinion that traffic and safety concerns would be better served if we, Boyle Fredrickson S.C., are permitted to maintain a loading zone in front of our building.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Jeffrey Speller', written over a horizontal line.

Jeffrey Speller,  
Operations Manager

City of Milwaukee

To Whom It May Concern:

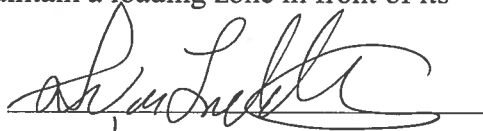
I am Sabah Liddawye, the General Manager of Benihana located at 850 N. Plankinton Ave, next to Boyle Fredrickson, S.C., which is located at 840 N. Plankinton Ave.

During my time at Benihana, there has always been a loading zone located in front of the building where Boyle Fredrickson has its offices. That has been important because we receive numerous deliveries every day and the delivery vehicles use that space.

Our restaurant is situated right at the corner of Kilbourn Avenue and Plankinton Avenue. There is a dedicated turning lane directly in front of our building to turn right onto Kilbourn Avenue. If delivery vehicles parked directly in front of our building, that lane would be blocked. Similarly, there is an alley directly to the south of our building. If delivery vehicles blocked that alley, it would cause problems with the people that use that alley for parking, city work and other things. Stated another way, there is no way for a loading zone to be placed directly in front of our building for delivery without causing traffic and other problems.

If there is no loading zone in front of Boyle Fredrickson's building, delivery vehicles delivering supplies to our restaurant will be forced to double park. This will block one lane of traffic forcing vehicles turning right onto Kilbourn Ave. to go around the delivery vehicles. Since there is a cross walk right where the turning lane begins, this will be very dangerous for our patrons and general pedestrians. This will also create additional traffic and pedestrian problems when both Boyle Fredrickson and Benihana are both receiving deliveries.

In view of these concerns, it is my opinion that it would be better for traffic, pedestrians and overall safety if Boyle Fredrickson is able to maintain a loading zone in front of its building.

  
3/10/15



**NEW LOADING ZONE APPLICATION**  
 OFFICE OF THE CITY CLERK LICENSE DIVISION  
 200 E. WELLS ST. ROOM 105, MILWAUKEE, WI 53202  
 (414) 286-2238 E-MAIL ADDRESS: LICENSE@MILWAUKEE.GOV  
 WWW.MILWAUKEE.GOV/LICENSE

2015 FEB 20 P 12: 16  
 Mail completed application and fee to the address listed above. Make checks payable to: City of Milwaukee.

[!] Applications submitted incomplete or without the appropriate fee or Disabled Loading Zone applications submitted without a Physician's Certification of Disability Statement will be returned.

A	Check (√) one box below to identify type of applicant, and then complete the required application sections.	
	<input type="checkbox"/> Individual or <input type="checkbox"/> Partnership (Complete Sections C, D & E) <input type="checkbox"/> Disabled Loading Zone Individual Applicant (Complete Sections B, D & E) <input checked="" type="checkbox"/> Corporation, Limited Liability Company (Complete Sections C, D & E) <input type="checkbox"/> Non Profit Organization (Complete Sections C, D & E)	
B	Full Legal Name of Disabled Loading Zone Individual Applicant:	Phone Number: (   )   )
	Address (include City, State, Zip Code):	
C	Full Legal Name of Contact Person (individual, partner, agent, member or officer): <i>JEFFREY SPELLER</i>	Contact Person's Phone Number: <i>(414) 225-6314</i>
	Contact Person's Address (include City, State, Zip Code): <i>840 N. PLANKINTON AVE, MILWAUKEE, WI 53203</i>	
	Full Name of Corporation, Limited Liability Company or Non Profit Organization (if applicable): <i>BOYLE FREDRICKSON S.C.</i>	Non Profit Organizations-List Tax Exempt Number:
	Business Name: <i>BOYLE FREDRICKSON S.C.</i>	Business Phone Number: <i>(414) 225-9755</i>
	Business Address (include City, State, Zip Code): <i>840 N. PLANKINTON AVE. MILWAUKEE, WI 53203</i>	
	Mailing Address (if different from business address):	
D	Location of Loading Zone (as provided by Traffic Engineering on reverse side of this application): <i>840 N. PLANKINTON AVE</i>	
	Reason(s) for Loading Zone (LOADING ZONES ARE NOT PARKING SPACES): <i>PROVIDE LOADING AREA FOR OUR DAILY DELIVERIES AND PASSENGER/CLIENT LOAD AREA.</i>	
E	The undersigned agrees to inform the City Clerk within ten days of any substantial changes in the information supplied in this application. The undersigned shall not willfully refuse to provide the services offered under this license, or add charges or require deposits not required of the general public because of race, color, sex, religion, national origin or ancestry, age, handicap, lawful source of income, marital status, sexual orientation, gender identity or expression, familial status or the fact that a person is now or has been a member of the military service, whether dressed in uniform or not; and not seek such information as a condition of employment, or penalize any employee or discriminate in the selection of personnel for training or promotion on the basis of such information.	
	I have knowledge of the City Ordinances currently regulating the license applied for herein, and say that I am the person named above and that all statements made in the foregoing application are true and correct.	
	_____ Signature of Applicant or Contact Person or Relative of Disabled Loading Zone Applicant	_____ Relationship to Disabled Loading Zone Applicant (Example: parent, spouse, guardian, etc.)
<b>Office Use Only:</b> Initials: <u>JE</u> Filed: <u>2-23-15</u> AD: <u>4</u> Type: <u>L2</u> #: <u>205193</u> Granted: _____    Issued: _____		

Office Use Only

Curb Space Area Footage: 60'

Location where signs are to be placed: 840 N. PLANKINTON AV.

Hours of Use: 7AM - 6PM

Traffic Engineering

- Regular Loading Zone \$275.00 \$550.00
- Loading Zone over 30 feet (\$275.00 per 30 feet) \_\_\_\_\_
- Disabled Loading Zone \$50.00 \_\_\_\_\_
- Non-profit Loading Zone \$275.00 \_\_\_\_\_
- Non-profit Loading Zone over 30 feet (\$275.00 per 30 feet) \_\_\_\_\_
- Parking Meter Removal \_\_\_\_\_ @ \$60.00 \_\_\_\_\_

Total Fee

\$550.00

Reviewed by Traffic Engineering

JOE HALVORSON

Alderpersion

To be completed by the Local Alderpersion:

- Recommend Approval
- Objection

Signature of Local Alderpersion

Check reason(s) for objection:

- The nature of land use in the block
- The availability of parking in the block
- The roadway geometrics in the block
- The hours of the day or night when use is necessary or most convenient
- The likely impact on the surrounding neighborhood
- In the case of a disabled loading zone, the validity of the disability claimed



CITY OF MILWAUKEE  
OFFICE OF THE CITY CLERK

Tuesday, May 05, 2015

COMMITTEE MEETING NOTICE

AD 04


WEISSGERBER, III, Hans, Agent  
HB Milwaukee Inc  
1101 N OLD WORLD THIRD St

Milwaukee, WI 53203

You are requested to attend a hearing which is to be held in Room 301-B, Third Floor, City Hall on:

**Thursday, May 14, 2015 at 10:00 AM**

**Regarding:** Your Class B Tavern and Public Entertainment Premises License Renewal Applications Removing 3 Amusement Machines as agent for "HB Milwaukee Inc" for "Old German Beer Hall" at 1009 N Old World Third St.

There is a possibility that  application may be denied for one or more of the following reasons: The recommendation of the committee regarding the application shall be based on evidence presented at the hearing. Per MCO 85-4-4, unless otherwise specified in the code, probative evidence concerning non-renewal, suspension or revocation may include evidence of the following: failure of the applicant to meet municipal qualifications, pending charges against or the conviction of any felony, misdemeanor, municipal offense or other offense, the circumstances of which substantially relate to the circumstances of the particular licensed or permitted activity, by the applicant or by any employee or other agent of the applicant. If the activities of the applicant involve a licensed premises, whether the premises tends to facilitate a public or private nuisance or has been the source of congregations of persons which have resulted in any of the following: disturbance of the peace; illegal drug activity; public drunkenness; drinking in public; harassment of passers-by; gambling; prostitution; sale of stolen goods; public urination; theft; assaults; battery; acts of vandalism including graffiti, excessive littering, loitering, illegal parking, loud noise at times when the licensed premise is open for business; traffic violations; curfew violations; lewd conduct; display of materials harmful to minors, pursuant to s. 106-9.6; or any other factor which reasonably relates to the public health, safety and welfare, or failure to comply with the approved plan of operation. See attached police report or correspondence.

**Notice for applicants with warrants or unpaid fines:**

Proof of warrant satisfaction or payment of fines must be submitted at the hearing on the above date and time. Failure to comply with this requirement may result in a delay of the granting/denial of your application.

Failure to appear at this meeting may result in the denial of your license. Individual applicants must appear only in person or by an attorney. Corporate or Limited Liability applicants must appear only by the agent designated on the application or by an attorney. Partnership applicants must appear by a partner listed on the application or by an attorney. If you wish to do so and at your own expense, you may be accompanied by an attorney of your choosing to represent you at this hearing.

You will be given an opportunity to speak on behalf of the application and to respond and challenge any charges or reasons given for the denial. No petitions can be accepted by the committee, unless the people who signed the petition are present at the committee hearing and willing to testify. You may present witnesses under oath and you may also confront and cross-examine opposing witnesses under oath. If you have difficulty with the English language, you should bring an interpreter with you, at your expense, so that you can answer questions and participate in your hearing.

You may examine the application file at this office during regular business hours prior to the hearing date. Inquiries regarding this matter may be directed to the person whose signature appears below.

Limited parking for persons attending meetings in City Hall is available at reduced rates (5 hour limit) at the Milwaukee Center on the southwest corner of East Kilbourn and North Water Street. Parking tickets must be validated in the first floor information booth in City Hall.

PLEASE NOTE: Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aids. For additional information or to request this service, contact the Council Services Division ADA Coordinator at (414) 286-2998, Fax - (414) 286-3456, TDD - (414) 286-2025.

JIM OWCZARSKI, CITY CLERK

BY:

Jason Schunk  
License Division Manager

MILWAUKEE POLICE DEPARTMENT  
LICENSING

CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS  
SYNOPSIS

DATE: 04/09/2015

LICENSE TYPE: Class B Tavern

NEW:

RENEWAL:

No. 207310

Application Date: 04/08/2015

License Location: 1009 North Old World Third Street

Business Name: Old German Beer Hall

Licensee/Applicant: Weissgerber, Hans  
(Last Name, First Name, MI)

Date of Birth: 12/27/1973

Home Address: 1228 East Juneau Avenue

City: Milwaukee

State: WI Zip Code: 53202

Home Phone: 414-899-6222

This report is written by Police Officer Gilbert Gwinn, assigned to the License Investigation Unit, Days.

The Milwaukee Police Department's investigation regarding this application revealed the following:

1. On 05/03/2014 a 19 year old Milwaukee police aide, working in conjunction with Milwaukee police, attempted to gain entry to Old German Beer Hall (1009 North Old World Third Street) but was denied when she could not produce proof she had attained the legal drinking age of 21.





This report is written by Sgt. David Ligas, District One, Late Power Shift, Sqd. 1413.

On the evening of Saturday May 3rd, 2014 through the morning of Sunday May 4th, 2014 District One personnel performed an underage tavern enforcement initiative. The officers who participated in the operation were officers Robert FERRELL, District One, Power Shift, Jennifer RAMOS, District One, Late Shift, Anthony KRUEGER, District One, Early Shift, and myself. For the underage persons in this initiative we used two MPD police aides who work in the Police Administration Building. They were P.A. Paige CARLONI, W/F 12-15-93, Sensitive Crimes Day Shift, and P.A. Kourtney HARTL, W/F 06-18-94, Central Booking Day Shift.

Prior to attempting any checks of licensed class B tavern establishments the police aides were given instructions. CARLONI and HARTL were told that they were not allowed to consume any intoxicating beverages. They could not lie if asked if they were underage, or show any form of documentation, which could be construed as identification. It was explained that they had to order a Miller Lite Beer, directly from a bartender behind a bar, then meet the plainclothes officer observing them with the alcoholic beverage for a photo in the tavern and then leave together. It was explained that at all times the plainclothes officer shadowing them would be in visual sight and observe the financial transaction for alcoholic beverages.

After this briefing I escorted P.O. Anthony Krueger who was in plainclothes and P.A. HARTL. While P.O. FERRELL escorted P.O. RAMOS in plainclothes, and P.A. CARLONI to multiple taverns located throughout the District One boundaries.

P.A. HARTL attempted to gain entry to the class "B" licensed tavern, Old German Beer Hall located at 1009 N. Old World Third St. P.A. HARTL was challenged at the point of entry and turned away when she couldn't prove she was of age.

Since there was no violation this tavern was not notified that this PA-33 was filed.

Koberstein, Jonathan

From: Schunk, Jason  
Sent: Tuesday, February 24, 2015 3:01 PM  
To: Koberstein, Jonathan  
Cc: Colella, Jessica  
Subject: FW: Hofbrau House Complaint

Jonathan,

Can you add to the file please?

REDACTED RECORD

From: Fowler, Natalie  
Sent: Tuesday, February 24, 2015 2:47 PM  
To: Schunk, Jason  
Subject: Hofbrau House Complaint

Hi Jason,

A constituent

called about the Hofbrau House.

This has been occurring for 5 years and the police referred him to our office. He stated that live music prohibits residents above from getting any rest, bartenders play the stereo too loudly after hours, bar games like Stump (using a tree stump, placing 4 nails in it, the last person to hit in their nail with an oversized hammer has to buy the other a drink or something along those lines).

Could you please add this complaint to the file and let me know when their license is up for renewal so the constituent can attend?

Kind regards,

Natalie

**Natalie Fowler**  
Legislative Assistant  
City of Milwaukee Common Council  
Alderman Robert Bauman | 4th District  
200 East Wells Street - Room 205 | Milwaukee, WI 53202  
(414) 286-2886 Office | (414) 286-3456 Fax  
[natalie.fowler@milwaukee.gov](mailto:natalie.fowler@milwaukee.gov) Email



Monday, May 04, 2015



# Notice of Public Hearing

---

WEISSGERBER, III, Hans, Agent  
Old German Beer Hall at 1009 N Old World Third St  
Class B Tavern and Public Entertainment Premises License Renewal Applications Removing 3  
Amusement Machines

**Thursday, May 14, 2015 at 10:00 AM**

To whom it may concern:

The above application has been made by the above named applicant(s). This requires approval from the Licenses Committee and the Common Council of the City of Milwaukee. The hearing before the Licenses Committee will take place on 5/14/2015 at 10:00 AM, in Room 301-B, Third Floor, City Hall. If you wish, you may provide testimony at the hearing regarding the request; see below for further information. You are not required to attend the hearing. Once the Licenses Committee makes its recommendation, this recommendation is forwarded to the full Common Council for approval at its next regularly scheduled hearing. Please review the information below and if you have further questions regarding this process, please contact the License Division at (414) 286-2238.

---

## Important details for those wishing to provide information for the Licenses Committee to consider when making its recommendation:

1. The license application is scheduled to be heard at the above time. Due to other hearings running longer than scheduled, you may have to wait some time to provide your testimony.
2. You must appear in person and testify as to matters that you have personally experienced or seen. (You cannot provide testimony for your neighbor, parent or anyone else; this is considered hearsay and cannot be considered by the committee.)
3. No letters or petitions can be accepted by the committee (unless the person who wrote the letter or the persons who signed the petition are present at the committee hearing and willing to testify).
4. Persons opposed to the license application are given the opportunity to testify first; supporters may testify after the opponents have finished.
5. When you are called to testify, you will be sworn in and asked to give your name, and address. (If your first and/or last names are uncommon please spell them.)
6. You may then provide testimony.
  - a. Include only information relating to the above license application.
  - b. Include only information you have personally witnessed or seen.
  - c. Provide concise and relevant information detailing how this business has affected or may affect the peaceful enjoyment of your neighborhood.
  - d. If by the time you have the opportunity to testify, the information you wish to share has already been provided to the committee, you may state that you agree with the previous testimony. Redundant or repetitive testimony will not assist the committee in making its recommendation.
7. After giving your testimony, the members of the Licenses Committee and the licensee may ask questions regarding the testimony you have given or other factors relating to the license application.
8. Business Competition is not a valid basis for denial or non-renewal of a license.  
**Please Note: If you have submitted an objection to the above application your objection cannot be considered by the committee unless you personally testify at the hearing.**

RESIDENT	MAIL ADDRESS	CITY AND ZIP CODE
CURRENT RESIDENT	1011 N OLD WORLD 3RD ST 1	MILWAUKEE, WI 53203-1317
CURRENT RESIDENT	1011 N OLD WORLD 3RD ST 2	MILWAUKEE, WI 53203-1317
CURRENT RESIDENT	1011 N OLD WORLD 3RD ST 3	MILWAUKEE, WI 53203-1317
CURRENT RESIDENT	1013 N OLD WORLD 3RD ST	MILWAUKEE, WI 53203-1301
CURRENT RESIDENT	1029 N OLD WORLD 3RD ST	MILWAUKEE, WI 53203-1301
CURRENT RESIDENT	1029 N OLD WORLD 3RD ST A	MILWAUKEE, WI 53203-1301
CURRENT RESIDENT	1029 N OLD WORLD 3RD ST B	MILWAUKEE, WI 53203-1301
CURRENT RESIDENT	1033 N OLD WORLD 3RD ST 301	MILWAUKEE, WI 53203-1301
CURRENT RESIDENT	1033 N OLD WORLD 3RD ST 302	MILWAUKEE, WI 53203-1301
CURRENT RESIDENT	1033 N OLD WORLD 3RD ST 401	MILWAUKEE, WI 53203-1301
CURRENT RESIDENT	1033 N OLD WORLD 3RD ST 402	MILWAUKEE, WI 53203-1301
CURRENT RESIDENT	1033 N OLD WORLD 3RD ST 501	MILWAUKEE, WI 53203-1301
CURRENT RESIDENT	322 W STATE ST 302	MILWAUKEE, WI 53203-1315

**Total Records: 14**

**Radius: 250.0 feet and Center of Circle: 1009 N Old World Third ST**

## 2015-2016 Plan of Operation for 1009 N OLD WORLD THIRD ST

### 1. Litter and Noise

How are the grounds kept clean?  Sweep  Pressure Wash  Pick Up Litter  Other: shovel

How often will grounds be cleaned?  Daily  Weekly  Other: hourly

Grounds Cleaned By:  Licensee  Building Owner  Employees  Hired Maintenance  Other: \_\_\_\_\_

How are noise issues prevented and/or addressed?  Security  Manager approaches customer(s)  Call Police  
 Signs Posted  Other: common sense

### 2. Smoking and Sanitation

Are there designated outdoor smoking areas?  No  Yes  
 If yes, describe the area(s) and provide location(s): sidewalk east of building

Number of Garbage Cans: Inside: 6 Locations: 2 in dining areas, 2 behind bar, 2 kitchen  
 Outside: 0 Locations: \_\_\_\_\_

Is a Crowd Control Barrier used?  No  Yes If yes, describe: \_\_\_\_\_

Describe sanitation facilities (restrooms): ladies room (2) commode, Mens 2 commode / 2 urinal

Provide name of solid waste contractor: Advanced Disposal

### 3. Security

Are there parking spaces on the premises?  No  Yes If yes, number of spaces: \_\_\_\_\_ and describe security provisions: \_\_\_\_\_

Are there designated loading areas?  No  Yes If yes, describe security provisions \_\_\_\_\_

Do you have security personnel on the premise?  No  Yes If yes, how many? 2  
 AND What are their responsibilities? ID check, Glassware loss control, guest service  
 What security equipment do they use? Blacklight - ID Book for fakes - common sense  
 List their licensing, certification or training credentials: N/A

Are there security cameras?  No  Yes If yes, list all locations: outside front door, front bar, back beer hall, base men

Are searches and/or identification checks conducted upon entry?  No  Yes If yes, describe: ID check at bar at all times and doors during high volume

### 4. Percentage of Sales (must total 100%)

Alcohol 70 %      Food Sales 30 %      Entertainment \_\_\_\_\_ %      Other \_\_\_\_\_ %

### 5. Businesses On The Premise (choose all that apply):

- |   |  |  |   |
|---|--|--|---|
| <input checked="" type="checkbox"/> Full Service Restaurant | <input type="checkbox"/> Cafe/Coffee Shop  | <input type="checkbox"/> Deli or Fast Food Rest. | <input type="checkbox"/> Private/Fraternal/Veterans' Club |
| <input type="checkbox"/> Night Club                         | <input checked="" type="checkbox"/> Tavern | <input type="checkbox"/> Cocktail Lounge         | <input type="checkbox"/> Teen Club                        |
| <input type="checkbox"/> Bowling Alley                      | <input type="checkbox"/> Hotel             | <input type="checkbox"/> Banquet Hall            | <input type="checkbox"/> Sports Facility                  |
| <input type="checkbox"/> Liquor Store                       | <input type="checkbox"/> Corner Store      | <input type="checkbox"/> Supermarket             | <input type="checkbox"/> Convenience Store                |
| <input type="checkbox"/> Gas Station                        | <input type="checkbox"/> Other _____       |  |   |

### 6. Hours of Operation and Age Restriction

Are there any changes to the current hours of operation or age restriction?  No  Yes If yes, describe \_\_\_\_\_

**Please Note:** If you will be open earlier or later than the hours listed on your current license for even one event or holiday (for example, St. Patrick's Day, Brewers Opening Day, etc.) during the license period, this must be reported and printed on your license. Your hours of operation and age restriction are listed on your current license.

### 7. Floor Plan

Are there any changes to the current floor plan?  No  Yes If yes, describe \_\_\_\_\_

AND submit a new floor plan with this application. Changes in floor plan include changing the location of tables, games, etc. within your current licensed premises. If your changes include adding any additional areas or square footage to your premises, or any renovations to the building will be done, a Permanent Extension of Premises application must be filed.

(1) CURRENT ENTERTAINMENT

The following types of entertainment have been approved for your current Public Entertainment Premises license: Instrumental Musicians, Bands, Disc Jockey, Patron Contests, Patrons Dancing, 3 Amusement Machines

(2) SELECT ANY TYPES OF ENTERTAINMENT THAT YOU ARE REQUESTING TO ADD \*No changes in entertainment shall take place until approved by the Common Council and a new license has been issued and posted on the premises.

Grid of checkboxes for entertainment types: Instrumental Musicians, Bands, Battle of the Bands, Comedy Acts, Disc Jockey, Magic Shows, Poetry Readings, Dancing by Performers, Jukebox, Wrestling, Patron Contests, Patrons Dancing, Adult Entertainment/ Strippers/Erotic Dance, Karaoke, Bowling Alley, Pool Tables, Motion Pictures, Amusement Machines, Concerts, Theatrical Performances. Includes fields for 'How many screens?' and 'Approx. # per year?'.

(3) REMOVE ENTERTAINMENT

If applicable, list any entertainment you wish to remove: 3 Amusement Machines

(4) WILL PROMOTERS EVER BE USED FOR ANY OF THE ENTERTAINMENT?

[X] No [ ] Yes, describe:

(5) LEGAL CAPACITY OF PREMISES

120 (Call the Milwaukee Development Center at 414-286-8211 if you have questions.) Your legal capacity will determine the license fee for your Public Entertainment Premise License. If you would like to request that the license be approved with a lower capacity than that listed above, indicate lower capacity. If approved, this lower capacity will print on your license and override the capacity listed on your Occupancy Permit.

(6) IDENTIFY IF SOUND AMPLIFICATION IS USED

[ ] No [X] Yes, describe: PA system for acoustic reinforcement

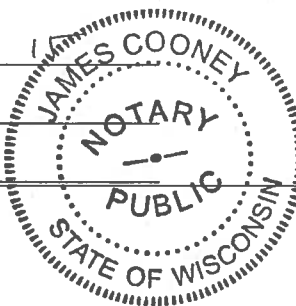
(7) DECLARATIONS, ACKNOWLEDGEMENTS, & DISCLOSURES

Read And Initial Each Item Confirming Your Understanding:

- 1 I understand that after the license has been issued, a change to the plan of operation will require a written request to change and approval from the Common Council.
2 I agree to inform the City Clerk within 10 days of any substantial changes in the information supplied in this application.
3 I understand that I shall not willfully refuse to provide the services offered under this license, or add charges or require deposits not required of the general public because of race, color, sex, religion, national origin or ancestry, age, handicap, lawful source of income, marital status, sexual orientation, gender identity or expression, familial status or the fact that a person is now or has been a member of the military service, whether dressed in uniform or not; and shall not seek such information as a condition of employment, or penalize any employee or discriminate in the selection of personnel for training or promotion on the basis of such information.
4 I have knowledge of the City Ordinances currently regulating public entertainment, and understand that the license may be subject to suspension, non-renewal or revocation, if I violate any rule, law or regulation of the city of Milwaukee and State of Wisconsin.

(8) NOTARIZED SIGNATURES OF APPLICANTS

SUBSCRIBED AND SWORN TO BEFORE ME. This 8 day of APRIL, 2017. Includes notary seal for James Cooney, Notary Public, State of Wisconsin, and signature of Agent/Owner/Partner.



Handwritten signature of Agent/Owner/Partner and additional signature for Additional Owner/Partner.



CITY OF MILWAUKEE  
OFFICE OF THE CITY CLERK

Tuesday, May 05, 2015

COMMITTEE MEETING NOTICE

AD 04

SAFINA, Giovanni, Agent  
TUTTO PROMOTIONS, LLC  
1033 N OLD WORLD THIRD ST

MILWAUKEE, WI 53203

You are requested to attend a hearing which is to be held in Room 301-B, Third Floor, City Hall on:

**Thursday, May 14, 2015 at 10:00 AM**

**Regarding:** Your Class B Tavern and Public Entertainment Premises License Renewal Applications With Change of Agent and Adding Comedy Acts and Magic Shows as agent for "TUTTO PROMOTIONS, LLC" for "Tutto / Notte" at 1033 N OLD WORLD THIRD St.

There is a possibility that your application may be denied for one or more of the following reasons: The recommendation of the committee regarding the application shall be based on evidence presented at the hearing. Per MCO 85-4-4, unless otherwise specified in the code, probative evidence concerning non-renewal, suspension or revocation may include evidence of the following: failure of the applicant to meet municipal qualifications, pending charges against or the conviction of any felony, misdemeanor, municipal offense or other offense, the circumstances of which substantially relate to the circumstances of the particular licensed or permitted activity, by the applicant or by any employee or other agent of the applicant. If the activities of the applicant involve a licensed premises, whether the premises tends to facilitate a public or private nuisance or has been the source of congregations of persons which have resulted in any of the following: disturbance of the peace; illegal drug activity; public drunkenness; drinking in public; harassment of passers-by; gambling; prostitution; sale of stolen goods; public urination; theft; assaults; battery; acts of vandalism including graffiti, excessive littering, loitering, illegal parking, loud noise at times when the licensed premise is open for business; traffic violations; curfew violations; lewd conduct; display of materials harmful to minors, pursuant to s. 106-9.6; or any other factor which reasonably relates to the public health, safety and welfare, or failure to comply with the approved plan of operation. See attached police report or correspondence.

**Notice for applicants with warrants or unpaid fines:**

Proof of warrant satisfaction or payment of fines must be submitted at the hearing on the above date and time. Failure to comply with this requirement may result in a delay of the granting/denial of your application.

Failure to appear at this meeting may result in the denial of your license. Individual applicants must appear only in person or by an attorney. Corporate or Limited Liability applicants must appear only by the agent designated on the application or by an attorney. Partnership applicants must appear by a partner listed on the application or by an attorney. If you wish to do so and at your own expense, you may be accompanied by an attorney of your choosing to represent you at this hearing.

You will be given an opportunity to speak on behalf of the application and to respond and challenge any charges or reasons given for the denial. No petitions can be accepted by the committee, unless the people who signed the petition are present at the committee hearing and willing to testify. You may present witnesses under oath and you may also confront and cross-examine opposing witnesses under oath. If you have difficulty with the English language, you should bring an interpreter with you, at your expense, so that you can answer questions and participate in your hearing.

You may examine the application file at this office during regular business hours prior to the hearing date. Inquiries regarding this matter may be directed to the person whose signature appears below.

Limited parking for persons attending meetings in City Hall is available at reduced rates (5 hour limit) at the Milwaukee Center on the southwest corner of East Kilbourn and North Water Street. Parking tickets must be validated in the first floor information booth in City Hall.

PLEASE NOTE: Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aids. For additional information or to request this service, contact the Council Services Division ADA Coordinator at (414) 286-2998, Fax - (414) 286-3456, TDD - (414) 286-2025.

JIM OWZARSKI, CITY CLERK

BY: \_\_\_\_\_

Jason Schunk  
License Division Manager

**If you have questions regarding this notice, please contact the License Division at (414) 286-2238.**

MILWAUKEE POLICE DEPARTMENT  
LICENSE INVESTIGATION UNIT

CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS  
SYNOPSIS

DATE: 04/08/2015

LICENSE TYPE: BTAVN

NEW:

RENEWAL: X

No. 207147

Application Date: 04/07/2015

Expiration Date:

License Location: 1033 N Old World Third St

Aldermanic District: 04

Business Name: Tutto

Licensee/Applicant: Safina, Salvatore G

(Last Name, First Name, MI)

Date of Birth: 07/27/1973

Home Address: 2925 Natures Bend

City: Kansasville

State: WI

Zip Code: 53139

Home Phone: (414) 236 - 1372

This report is written by Police Officer Gilbert Gwinn, assigned to the License Investigation Unit, Days.

The Milwaukee Police Department's investigation regarding this application revealed the following:

1. On 04/11/2007 at 12:00AM, the applicant was cited by City Of Milwaukee for Building Code Violations at 3025 N Richards Street.

Charge: Building Code Violations  
Finding: Further Proceedings – Milwaukee Municipal Court  
Sentence: UNKNOWN  
Date: 04/24/2008  
Case#: 07114616

2. On 07/10/2007 at 12:00AM, the applicant was cited by City Of Milwaukee for Building Code Violations at 114 W Center Street.

Charge: Building Code Violations  
Finding: Guilty – Milwaukee Municipal Court  
Sentence: \$320.00 penalty  
Date: 03/27/2008  
Case#: 08019345

=====



3. On 07/24/08 at 4:43 pm, Milwaukee police were working the Wisconsin Wins Tobacco Initiative and had a 16 year old enter 1033 N Old World Third Street in attempts to purchase a pack of cigarettes. The bartender Tammy McCubbin sold a pack of Marlboro Lights to the underage without asking for any ID. McCubbin was cited for Sale to Underage.

Charge: Sale of Cigarettes to Minor/Underage  
Finding: Guilty  
Sentence: Fined \$160.00  
Date: 09/17/08  
Case: 08099417

4. On 12/14/08 at 1:55 am, the applicant received a citation for Assault & Battery at 236 N Water Street.

Charge: Assault & Battery  
Finding: Dismissed without Prejudice  
Sentence:  
Date: 08/31/2009  
Case: 09018989

**The following applies to Donato Salvo who is listed as a corporate officer:**

5. On 12/14/08 at 1:55 am, Salvo received a citation for Vandalism at 236 N Water Street. There is a future court date of 05/29/09 at 1:30 pm set for Pre-Trial.

The vandalism citation issued to Donato Salvo was dismissed without prejudice 08/31/2009.

=====  
Items #4 and #5 updated dispositions added 03/31/2010.

6. On 02/05/1996 the applicant was charged in Racine County with Issue of Worthless Checks (<=\$1000.00) 943.24(1) and was later issued a citation for this offense.

Charge: Issue of Worthless Checks  
Finding: Guilty  
Sentence: Fine  
Date: 05/09/1996  
Case: 1996CM000268

7. On 12/14/2009 the applicant was cited in Adams County for Place, Use Hunt Wild Animals with Bait (<5 gallons).

Charge: Place, Use Hunt Wild Animals with Bait  
Finding: Guilty  
Sentence: Fine  
Date: 01/13/2010  
Case: 2009FO001456  
=====

8. On 04/03/10 at 1:45 am, Milwaukee police were dispatched to a Battery complaint that occurred at 1033 N OWT Street. Police were advised by security that a fight occurred inside the bar near the bathrooms with a female being injured. Investigation revealed a large fight did take place with a woman sustaining lacerations to her arm and back, which required 70 stitches to close. Police spoke with security officer Clarence Williams who stated he didn't know what started the fight and that it all happened so fast. Williams stated that he and other security personnel were trying to escort everyone out of the bar when he noticed an injured patron with a large laceration to her arm that was bleeding. He then took the patron to the back hallway, away from the people and called police. As police entered the club to check for the scene, they noticed there was no blood in the club area due to security cleaning it up. Officers observed no signs of a fight taking place inside the club. Police spoke with a friend of the victim who witnessed what occurred and took her statement about what occurred. She stated that her friend was kicked and punched by several females who were wearing high heels and stomping on her friend after she attempted to talk to someone she knew on the floor. Officers asked to view video surveillance of the fight but found that the cameras did not capture what occurred due to where the fight took place. After the fight, security made all patrons leave and closed the bar.

=====

9. On 11/28/2013 Milwaukee police were flagged down regarding a battery complaint at 1033 North Old World Third Street (Notte night club inside Tutto restaurant). Investigation revealed a fight had occurred inside the nightclub resulting in the female victim sustaining multiple injuries to her head. Milwaukee police incident report #133320011 filed.

=====

10. On 05/17/2014 Milwaukee police observed a fight at the rear of 1033 North Old World Third Street. Officers dispersed the altercation and arrested the primary aggressors. Investigation revealed the involved parties had been at Tutto (1033 North Old World Third Street) and were escorted out of the business by security when they began to fight. Three of the parties were cited.

11. On 11/02/2014, Milwaukee police were flagged down by a bouncer for Notte (1033 North Old World Third Street). Officers discovered several altercations between two groups of patrons. Additional officers were requested and a total of 12 squads responded. One subject was arrested for resisting an officer.

12. On 01/03/2015, Milwaukee police officers were monitoring Notte Night Lounge (1033 North Old World Third Street). While monitoring, officers became aware of a large crowd in front of the business and observed a subject bleeding from the mouth with blood on his shirt. This subject took off his shirt and ran from officers. This subject, and another subject who refused to comply with officers orders, were cited for disorderly conduct and resisting an officer.

13. On 01/24/2015, a citizen, Andrew Wagner, told Milwaukee police he wished to turn over a cell phone and a USB drive that contained photos and video of incidents that occurred outside of Notte (1033 North Old World Third Street). The video shows a large crowd of people acting in a disorderly manner in front of Notte (1033 North Old World Third Street) prompting a substantial police response. The images were copied to a CD-R which was placed on inventory with the Milwaukee police department.
14. On 03/15/2015, Milwaukee police were observing bar closings in the 1000 block of North Old World Third Street. The occupants of a vehicle parked in front of the unmarked squad car began arguing with a group of people on the sidewalk. One of the occupants exited the vehicle and started fighting with one of the people on the sidewalk. When officers intervened, neither subject would stop fighting. Both subjects were subsequently sprayed by officers with Oleoresin Capsicum (OC spray) and cited for disorderly conduct and resisting an officer. Officers observed both subjects exit Notte Night Lounge (1033 North Old World Third Street) at bar close.
15. On 03/22/2015, Milwaukee police were monitoring bar close at Notte (1033 North Old World Third Street). Officers became aware of a large group leaving Notte, one of the subjects appeared intoxicated and began fighting with others in the same group. Officers approached this group and were told that they were simply trying to get their friend to a car so they could go home. The group became agitated with police and security from the business, making threats. One of the members of the group, Jose Ortiz, punched a security guard in the face. Ortiz resisted officer's attempts to place him into custody and was sprayed with Oleoresin Capsicum (OC spray). Another subject from this group, Alvin Ortiz, attempted to assist Jose Ortiz and was cited for obstructing arrest. During this incident, another subject, Marchello Vasquez, from this same group struck an officer in the back of the head. Vasquez was taken into custody for resisting arrest and battery to police officer.
16. On 03/28/2015, Milwaukee police were monitoring bar close at Notte (1033 North Old World Third Street). Officers became aware of an altercation inside the business and discovered that security removed several patrons earlier in the evening. These patrons remained on the sidewalk outside of the business and verbally harassed security. At bar close, several patrons became involved in altercations of varying degrees while other patrons were trying to leave. The crowds eventually dispersed and no additional reports were filed.
17. On 04/02/2015, Milwaukee police responded to a property damage complaint 1033 North Old World Third Street (Notte Nite Lounge). Investigation revealed a subject threw a piece of asphalt through a window of the business. The business was closed at the time of this incident and no patrons or employees were present. Milwaukee police incident report #150920008 filed.
18. On 04/04/2015, at approximately 12:35am Milwaukee police were flagged down for a battery complaint at 1007 North Old World Third Street. While investigating, officers heard someone screaming in front of 1033 North Old World Third Street (Notte Nite Lounge). Officers discovered the subject in front of Notte, Stephen Roe who works as security for the business, had been shot in the right arm. The suspect in this shooting, Jamel Braylock, later told police he had been involved in a fight inside Notte earlier in the evening and security had escorted everyone outside. Braylock stated that once outside, the same group that he had been involved in the fight with approached him. Braylock retrieved a firearm from the glove-box of his car which he used to shoot Roe once in the arm. Additionally, on 04/04/2015 at 1:00am a shooting occurred at 2627 West Capital Drive. The victim's in the shooting, Lexus Evans and

Branden Crawley, were at Notte earlier in the evening with Jamel Braylock (the suspect in the earlier shooting) when they were all escorted from the business by security.

19. Regarding the initial battery complaint mentioned in item #18, officers discovered the victim in that offense, Andrew Smith, had left Notte Nite Lounge (1033 North Old World Third Street) after a large fight broke out inside the business. 3 subjects jumped Smith in the alley as he was walking to his vehicle. One of the subjects struck Smith in the face breaking his glasses and causing a laceration above his left eye. Smith received 1-4 stitches at Froedtert Hospital. Milwaukee police incident report #150940027 filed.

**Items 10-19 added as PREVIOUS PREMISE**

MILWAUKEE POLICE DEPARTMENT  
LICENSE INVESTIGATION UNIT

CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS  
SYNOPSIS

DATE: 04/08/2015  
LICENSE TYPE: BTAVN  
NEW:  
RENEWAL: X

No. 207147  
Application Date: 04/07/2015  
Expiration Date:

License Location: 1033 N Old World Third St  
Business Name: Tutto

Aldermanic District: 04

Licensee/Applicant: Safina, Salvatore G  
(Last Name, First Name, MI)  
Date of Birth: 07/27/1973

Home Address: 2925 Natures Bend  
City: Kansasville  
Home Phone: (414) 236 - 1372

State: WI Zip Code: 53139

This report is written by Police Officer Gilbert Gwinn, assigned to the License Investigation Unit, Days.

The Milwaukee Police Department's investigation regarding this application revealed the following:

1. On 04/11/2007 at 12:00AM, the applicant was cited by City Of Milwaukee for Building Code Violations at 3025 N Richards Street.

Charge: Building Code Violations  
Finding: Further Proceedings – Milwaukee Municipal Court  
Sentence: UNKNOWN  
Date: 04/24/2008  
Case#: 07114616

2. On 07/10/2007 at 12:00AM, the applicant was cited by City Of Milwaukee for Building Code Violations at 114 W Center Street.

Charge: Building Code Violations  
Finding: Guilty – Milwaukee Municipal Court  
Sentence: \$320.00 penalty  
Date: 03/27/2008  
Case#: 08019345

=====

3. On 07/24/08 at 4:43 pm, Milwaukee police were working the Wisconsin Wins Tobacco Initiative and had a 16 year old enter 1033 N Old World Third Street in attempts to purchase a pack of cigarettes. The bartender Tammy McCubbin sold a pack of Marlboro Lights to the underage without asking for any ID. McCubbin was cited for Sale to Underage.

Charge: Sale of Cigarettes to Minor/Underage  
Finding: Guilty  
Sentence: Fined \$160.00  
Date: 09/17/08  
Case: 08099417

4. On 12/14/08 at 1:55 am, the applicant received a citation for Assault & Battery at 236 N Water Street.

Charge: Assault & Battery  
Finding: Dismissed without Prejudice  
Sentence:  
Date: 08/31/2009  
Case: 09018989

**The following applies to Donato Salvo who is listed as a corporate officer:**

5. On 12/14/08 at 1:55 am, Salvo received a citation for Vandalism at 236 N Water Street. There is a future court date of 05/29/09 at 1:30 pm set for Pre-Trial.

The vandalism citation issued to Donato Salvo was dismissed without prejudice 08/31/2009.

=====

Items #4 and #5 updated dispositions added 03/31/2010.

6. On 02/05/1996 the applicant was charged in Racine County with Issue of Worthless Checks (<=\$1000.00) 943.24(1) and was later issued a citation for this offense.

Charge: Issue of Worthless Checks  
Finding: Guilty  
Sentence: Fine  
Date: 05/09/1996  
Case: 1996CM000268

7. On 12/14/2009 the applicant was cited in Adams County for Place, Use Hunt Wild Animals with Bait (<5 gallons).

Charge: Place, Use Hunt Wild Animals with Bait  
Finding: Guilty  
Sentence: Fine  
Date: 01/13/2010  
Case: 2009FO001456

=====

8. On 04/03/10 at 1:45 am, Milwaukee police were dispatched to a Battery complaint that occurred at 1033 N OWT Street. Police were advised by security that a fight occurred inside the bar near the bathrooms with a female being injured. Investigation revealed a large fight did take place with a woman sustaining lacerations to her arm and back, which required 70 stitches to close. Police spoke with security officer Clarence Williams who stated he didn't know what started the fight and that it all happened so fast. Williams stated that he and other security personnel were trying to escort everyone out of the bar when he noticed an injured patron with a large laceration to her arm that was bleeding. He then took the patron to the back hallway, away from the people and called police. As police entered the club to check for the scene, they noticed there was no blood in the club area due to security cleaning it up. Officers observed no signs of a fight taking place inside the club. Police spoke with a friend of the victim who witnessed what occurred and took her statement about what occurred. She stated that her friend was kicked and punched by several females who were wearing high heels and stomping on her friend after she attempted to talk to someone she knew on the floor. Officers asked to view video surveillance of the fight but found that the cameras did not capture what occurred due to where the fight took place. After the fight, security made all patrons leave and closed the bar.

=====

9. On 11/28/2013 Milwaukee police were flagged down regarding a battery complaint at 1033 North Old World Third Street (Notte night club inside Tutto restaurant). Investigation revealed a fight had occurred inside the nightclub resulting in the female victim sustaining multiple injuries to her head. Milwaukee police incident report #133320011 filed.

=====

10. On 05/17/2014 Milwaukee police observed a fight at the rear of 1033 North Old World Third Street. Officers dispersed the altercation and arrested the primary aggressors. Investigation revealed the involved parties had been at Tutto (1033 North Old World Third Street) and were escorted out of the business by security when they began to fight. Three of the parties were cited.

11. On 11/02/2014, Milwaukee police were flagged down by a bouncer for Notte (1033 North Old World Third Street). Officers discovered several altercations between two groups of patrons. Additional officers were requested and a total of 12 squads responded. One subject was arrested for resisting an officer.

12. On 01/03/2015, Milwaukee police officers were monitoring Notte Night Lounge (1033 North Old World Third Street). While monitoring, officers became aware of a large crowd in front of the business and observed a subject bleeding from the mouth with blood on his shirt. This subject took off his shirt and ran from officers. This subject, and another subject who refused to comply with officers orders, were cited for disorderly conduct and resisting an officer.

13. On 01/24/2015, a citizen, Andrew Wagner, told Milwaukee police he wished to turn over a cell phone and a USB drive that contained photos and video of incidents that occurred outside of Notte (1033 North Old World Third Street). The video shows a large crowd of people acting in a disorderly manner in front of Notte (1033 North Old World Third Street) prompting a substantial police response. The images were copied to a CD-R which was placed on inventory with the Milwaukee police department.
14. On 03/15/2015, Milwaukee police were observing bar closings in the 1000 block of North Old World Third Street. The occupants of a vehicle parked in front of the unmarked squad car began arguing with a group of people on the sidewalk. One of the occupants exited the vehicle and started fighting with one of the people on the sidewalk. When officers intervened, neither subject would stop fighting. Both subjects were subsequently sprayed by officers with Oleoresin Capsicum (OC spray) and cited for disorderly conduct and resisting an officer. Officers observed both subjects exit Notte Night Lounge (1033 North Old World Third Street) at bar close.
15. On 03/22/2015, Milwaukee police were monitoring bar close at Notte (1033 North Old World Third Street). Officers became aware of a large group leaving Notte, one of the subjects appeared intoxicated and began fighting with others in the same group. Officers approached this group and were told that they were simply trying to get their friend to a car so they could go home. The group became agitated with police and security from the business, making threats. One of the members of the group, Jose Ortiz, punched a security guard in the face. Ortiz resisted officer's attempts to place him into custody and was sprayed with Oleoresin Capsicum (OC spray). Another subject from this group, Alvin Ortiz, attempted to assist Jose Ortiz and was cited for obstructing arrest. During this incident, another subject, Marchello Vasquez, from this same group struck an officer in the back of the head. Vasquez was taken into custody for resisting arrest and battery to police officer.
16. On 03/28/2015, Milwaukee police were monitoring bar close at Notte (1033 North Old World Third Street). Officers became aware of an altercation inside the business and discovered that security removed several patrons earlier in the evening. These patrons remained on the sidewalk outside of the business and verbally harassed security. At bar close, several patrons became involved in altercations of varying degrees while other patrons were trying to leave. The crowds eventually dispersed and no additional reports were filed.
17. On 04/02/2015, Milwaukee police responded to a property damage complaint 1033 North Old World Third Street (Notte Nite Lounge). Investigation revealed a subject threw a piece of asphalt through a window of the business. The business was closed at the time of this incident and no patrons or employees were present. Milwaukee police incident report #150920008 filed.
18. On 04/04/2015, at approximately 12:35am Milwaukee police were flagged down for a battery complaint at 1007 North Old World Third Street. While investigating, officers heard someone screaming in front of 1033 North Old World Third Street (Notte Nite Lounge). Officers discovered the subject in front of Notte, Stephen Roe who works as security for the business, had been shot in the right arm. The suspect in this shooting, Jamel Braylock, later told police he had been involved in a fight inside Notte earlier in the evening and security had escorted everyone outside. Braylock stated that once outside, the same group that he had been involved in the fight with approached him. Braylock retrieved a firearm from the glove-box of his car which he used to shoot Roe once in the arm. Additionally, on 04/04/2015 at 1:00am a shooting occurred at 2627 West Capital Drive. The victim's in the shooting, Lexus Evans and



Branden Crawley, were at Notte earlier in the evening with Jamel Braylock (the suspect in the earlier shooting) when they were all escorted from the business by security.

19. Regarding the initial battery complaint mentioned in item #18, officers discovered the victim in that offense, Andrew Smith, had left Notte Nite Lounge (1033 North Old World Third Street) after a large fight broke out inside the business. 3 subjects jumped Smith in the alley as he was walking to his vehicle. One of the subjects struck Smith in the face breaking his glasses and causing a laceration above his left eye. Smith received 1-4 stitches at Froedtert Hospital. Milwaukee police incident report #150940027 filed.

MILWAUKEE POLICE DEPARTMENT
REPORT OF INCIDENTS INVOLVING LICENSED PERSONS OR PREMISES

TO: Captain of Police Leslie THIELE

Business Name: Tutto Promotions LLC
Address of Licensed Premises: 1033 N. Old World Third St
Business Phone: 414-291-5600

District: 1

Type of License: Btavern

Violation / X Incident # Fight Date of Incident: 05-17-2014

Licensee or Manager on premises at time of violation / Incident? X Yes No

Licensee cooperative? X Yes No (if no, explain in narrative section)

Licensee Notified by Officer: Officer LIMBERG Date: 5-17-14 Time: 0130

Licensee or Agent's Name: SAFINA, Salvatore G Date of Birth: 07-27-73
Home Address: 2925 Natures Bend, Kansasville, WI 53139 Home Phone:

Co-Licensee Name: Date of Birth:
Home Address: Home Phone:
Class S License Number:

Bartender Name: Date of Birth:
Home Address: Home Phone:
Class D License Number:

Licensed Person / Public Pass. Vehicle, etc.: Date of Birth:
Home Address: Home Phone:
Class D License Number:

VIOLATION/INCIDENT - DESCRIBE FACTS AND CIRCUMSTANCES IN NARRATIVE SECTION

Name of Person Cited: ARMON, Jekaris I Date of Birth: 10-22-89
Citation Number: 48928511235 Violation & Ord. / Statue No.: 106-1-1 Court Date: 7-11-14

Name of Person Cited: MALIK, Jahaani A Date of Birth: 01-28-92
Citation Number: 48928511236 Violation & Ord. / Statue No.: 106-1-1 Court Date: 7-11-14

Name of Person Cited: NETTERVILLE, Alicia D Date of Birth: 3-9-91
Citation Number: 48911911388 Violation & Ord. / Statue No.: 106-1-1 Court Date: 7-11-14

Name of Person Cited: Date of Birth:
Citation Number: Violation & Ord. / Statue No.: Court Date:

Name of Person Cited: Date of Birth:
Citation Number: Violation & Ord. / Statue No.: Court Date:

Investigating Officer: P.O. Corstan D. COURT District / Bureau: 14 Date: 5-18-14
[Signature] / [Signature] Date: 5-20-14
Commanding Officer

DISPOSITION - FOR LICENSING ONLY

Table with 5 columns: Citation No., Case Number, Disposition, Judge, Date. Multiple rows for recording dispositions.

This report is typed by P.O. Corstan D. COURT assigned to the First District – Late Power Shift. On 05-17-14 at around 1:22 am, Squad 1440, P.O.'s COURT and Joshua POST, along with Squad 1441, P.O.'s Jeremy GREENE and Jeremy LIMBERG, observed a fight behind 1033 N. Old World Third Street. Officers quickly dispersed the altercation, took the primary aggressors into custody and interviewed the security of "Tutto" who were helping break-up the altercation because the actors were inside their tavern earlier in the evening.

#### Security

Desmonda EASLEY, m/b 03-15-1962. 1820 W. Wells #414-306-2188

He stated that he was working at the back door when the incident occurred. He relayed that a group of females were escorted out of the tavern for arguing and starting to fight inside the club. Approximately 5-10 minutes later he heard arguing outside the rear door and observed the same group arguing in the parking lot at N. 4<sup>th</sup> Street and W. State Street. He radioed the bar manager about the females arguing in the parking lot and the bar manager (TAGLIAVIA) exited the rear door of the club and approached the females trying to get them to leave. The females then began fighting. EASLEY said a female and male were in a parked car and started fighting with several other females. Everyone fighting in the lot were the people kicked out of the club earlier. He stated that he got between the females that were fighting and they started attacking him. EASLEY was unable to get them to stop fighting and leave until officers arrived and arrested several of the females.

#### Bar Manager

Donato TAGLIAVIA m/w 03-10-1973 2420 Napa TRL, Waukesha, WI 53188. 517-0024. He said the back door security called him over a hand held radio telling him about a group of females were arguing in the parking lot behind the club. TAGLIAVIA, along with EASLEY, exited the rear doors of the club and attempted to get the females to leave. He stated he recognized the females as a group that was kicked out early for arguing and trying to fight inside the club.

MILWAUKEE POLICE DEPARTMENT  
REPORT OF INCIDENTS INVOLVING LICENSED PERSONS OR PREMISES

TO: Captain of Police Leslie THIELE

Business Name: Tutto Promotions LLC

Address of Licensed Premises: 1033 N Old World Third St

District: 1

Business Phone: 414-291-5600

Type of License: Class B Tavern

Violation /  Incident # Fight

Date of Incident: 11/

Licensee or Manager on premises at time of violation / Incident?  Yes  No

Licensee cooperative?  Yes  No (if no, explain in narrative section)

Licensee Notified by Officer: PO Christopher MARTIN

Date: 11/02/14

Time: 3:00A

Licensee or Agent's Name: Salvatore G SAFINA

Date of Birth: 07/27/73

Home Address: 1033 N Old World Third St

Home Phone: 414-236-1372

Co-Licensee Name:

Date of Birth:

Home Address:

Home Phone:

Class S License Number:

Bartender Name:

Date of Birth:

Home Address:

Home Phone:

Class D License Number:

Licensed Person / Public Pass. Vehicle, etc.:

Date of Birth:

Home Address:

Home Phone:

Class D License Number:

**VIOLATION/INCIDENT - DESCRIBE FACTS AND CIRCUMSTANCES IN NARRATIVE SECTION**

Name of Person Cited: Flores, Xavier

Date of Birth: 08/19/91

Citation Number: 48911911432

Violation & Ord. / Statue No.: 105-138-2

Court Date: 12/19/14

Name of Person Cited:

Date of Birth:

Citation Number:

Violation & Ord. / Statue No.:

Court Date:

Name of Person Cited:

Date of Birth:

Citation Number:

Violation & Ord. / Statue No.:

Court Date:

Name of Person Cited:

Date of Birth:

Citation Number:

Violation & Ord. / Statue No.:

Court Date:

Name of Person Cited:

Date of Birth:

Citation Number:

Violation & Ord. / Statue No.:

Court Date:

Investigating Officer: PO Christopher MARTIN

District / Bureau: 1

Date: 11/15/14

*Leslie Thiele*  
Commanding Officer

*12/29/14*  
Date

**DISPOSITION - FOR LICENSING ONLY**

Citation No.	Case Number	Disposition	Judge	Date

LICENSE INVESTIGATION UNIT

Received *12-30-14*

Referred

By *[Signature]*

This report is written by PO Christopher MARTIN, assigned to District 1, Power shift.

On Sunday, November 2, 2014 at 1:38A, Sq. 1420 ( PO Christopher MARTIN and Eric KOZLOWSKI) were flagged down by a bouncer (Darron D CHOMICKI, B/M, 02/11/70) at Notte located at 1033 N Old World Third St. for a Fight that occurred inside the tavern. CHOMICKI stated that they had a fight and they seperated the parties. One party was escorted out the front door and they were escorting the other party through the back door. We started to responded to the back door, when the other party was already out of the doors and started to run to the front. We started to run after that party, when several altercations started to break out between the two parties. We were unable to handle the situation, so we called for back up. It took a total of 12 squad cars (18 police officers, and 2 Sergeants who had to be pulled away from other bar areas) to respond in order to gain control of the crowd. During this incident Xavier FLORES (W/M, 08/19/91) was taken into custody for resisting an officer. After he refused officers commands to leave, and resisted there attempts to place him into custody. FLORES was conveyed to District 2 for processing.

The following squads were present in order to gain control of the situation:

Sq. 1420 (PO MARTIN and PO KOZLOWSKI)

Sq. 1447 (PO Steven ROUFUS and PO Mitchell ROSS)

Sq. 1430 (PO Joshua POST and PO Thomas FRANK)

Sq. 1330 (PO Alberto FIGUEROA)

Sq. 1442 (PO Xavier BENITEZ and PO Adam BRADLEY)

Sq. 1443 (PO Matthew ANDERSON and PO Joel PANNING)

Sq. 1448 (PO Daniel ZOLO and PO Joel O'BRIEN)

Sq. 1460 (PO Raymond BOGUST)

Sq. 1449 (PO Todd BOHLEN and PO Guadalupe Cervantes-Ramirez)

Sq. 1440 (PO Kory FONS and PO Corstain COURT)

Sq. 1411 (Sgt. Thomas ACKLEY)

Sq. 1413 (SGT. David LIGAS)

Several security Personnel from Notte also helped to gain control of the situation.

MILWAUKEE POLICE DEPARTMENT  
REPORT OF INCIDENTS INVOLVING LICENSED PERSONS OR PREMISES

TO: Captain of Police Leslie THIELE

Business Name: Tutto Promotions LLC

Address of Licensed Premises: 1033 N Old World Third St

District: 1

Business Phone: 414-291-5600

Type of License: Class B Tavern

Violation /  Incident # Flight

Date of Incident: 01/03/2015

Licensee or Manager on premises at time of violation / incident?  Yes  No

Licensee cooperative?  Yes  No (If no, explain in narrative section)

Licensee Notified by Officer: PO Christopher MARTIN

Date: 01/03/2015

Time: 3:00A

Licensee or Agent's Name: Salvatore G SAFINA

Date of Birth: 07/27/73

Home Address: 1033 N Old World Third St

Home Phone: 414-236-1372

Co-Licensee Name:

Date of Birth:

Home Address:

Home Phone:

Class S License Number:

Bartender Name:

Date of Birth:

Home Address:

Home Phone:

Class D License Number:

Licensed Person / Public Pass. Vehicle, etc.:

Date of Birth:

Home Address:

Home Phone:

Class D License Number:

**VIOLATION/INCIDENT - DESCRIBE FACTS AND CIRCUMSTANCES IN NARRATIVE SECTION**

Name of Person Cited: WILLIAMS, Delon L.

Date of Birth: 12/26/89

Citation Number: 48917311405

Violation & Ord. / Statue No.: 106-1-1

Court Date: 02/20/15

Name of Person Cited: WILLIAMS, Delon L.

Date of Birth: 06/21/89

Citation Number: 48917311406

Violation & Ord. / Statue No.: 105-138-2

Court Date: 02/20/15

Name of Person Cited: CALDWELL David T.

Date of Birth: 06/21/89

Citation Number: 48990511090

Violation & Ord. / Statue No.: 106-1-1

Court Date: 02/20/15

Name of Person Cited:

Date of Birth:

Citation Number:

Violation & Ord. / Statue No.:

Court Date:

Name of Person Cited:

Date of Birth:

Citation Number:

Violation & Ord. / Statue No.:

Court Date:

Investigating Officer: PO Christopher MARTIN

District / Bureau: 1

Date: 02/06/15

*AS AS*  
*Capo Dele Hrub*  
Commanding Officer

*02-10-2015*  
Date

**DISPOSITION - FOR LICENSING ONLY**

Citation No.	Case Number	Disposition	Judge	Date

LICENSE INVESTIGATION UNIT

Received *2-10-15*

Referred

By *S.M. B...*

This report is written by PO Christopher MARTIN, assigned to District 1, Power shift.

On Saturday, January 24, 2015, I spoke to Andrew J WAGNER (W/M, 04-04-78, 1029 N. Old World Third St., PH# 414-659-3739) who wanted to turn over cell phone video that he took of the incident that occurred on January 3rd, 2015 outside of Notte located at 1033 N Old World Third St. WAGNER also stated that he had several other items from different dates that he also wanted to turn over, which also occurred outside of Notte located at 1033 N Old World Third St. WAGNER turned over a USB drive that contained photos and video. WAGNER wished to have the USB drive returned. I downloaded the video and photos from the USB drive and placed it on INV#15004313. A copy of the CD-R will accompany this PA-33.

Brief Summary of the video:

The video shows a large crowd of people acting disorderly by yelling and fighting in front of Notte (1033 N Old World Third St.). It shows a large police response that required the road to be shut down, and several subjects that had to be taken into custody.





This report is written by PO Seth EDWARDS, assigned to District 1, Power shift.

On Saturday, January 3, 2015 at 2:05A, Sq 1420 (myself and PO Christopher MARTIN) were on a park and walk in the 1000 block of N. Old World Third St. We started to monitor Notte Night Lounge let out, which is located at 1033 N Old World Third St.

While monitoring the let out, we were attempting to disperse the large crowd that was gathering in front of Notte, when we observed a B/M later identified as David T. CALDWELL (B/M 06-02-1989) wearing a white tank top bleeding from his mouth and blood on the front of his tank top. I observed that CALDWELL was visibly upset and he stated someone inside Notte punched him in the mouth. I observed CALDWELL walk N/B on N Old World Third St., take off his shirt, and run W/B through 1041 N. Old World Third St. Mader's Restaurant parking lot. I observed CALDWELL jump MADERS' fence and run S/B through the alley behind Mader's in the 1000BLK between N. Old World Third St and N. 4Th St. PO MARTIN and I ran around the block going W/B on Highland Ave then S/B through the alley chasing after CALDWELL. CALDWELL then ran E/B between two buildings at 1033 N. Old World Third St. I continued S/B through the alley and then E/B through the alley in the direction CALDWELL ran. When I returned to the front of 1033 N. Old World Third, I observed a group of people confronting other officers (PO Paul BJORKQUIST and PO Joseph SERIO) and yelling "Why is he getting arrested!?" PO MARTIN, PO SERIO and I attempted to keep the crowd away from PO BJORKQUIST who was escorting CALDWELL to a squad car. While keeping the crowd away a B/F fell to the ground at which time PO Jeffrey PIERSON joined us. We continued to give lawful commands to individuals to "stay back". The B/F then got back to her feet and I saw PO MARTIN order another individual to stay back while placing his right hand on him pushing back to create distance. This individual was later identified as Delon L WILLIAMS (B/M 12-26-1989, 1711 W Grant St #4, (414) 232-8751) WILLIAMS approached officers again, failing to comply with PO MARTIN'S lawful order to stay back. PO MARTIN again ordered him to stay back while using his right hand to push WILLIAMS back to create distance. WILLIAMS again approached the group of officers and PO MARTIN again gave WILLIAMS a lawful order to stay back while using his right hand to push him back to create distance. At which time WILLIAMS took up a boxer's stance (clenching his fists and squaring his shoulders up) towards officers. PO MARTIN immediately conducted a pull - in - push - down decentralization and stabilized his right hand behind WILLIAMS back, at which time I stabilized his left hand behind his back. PO Gregory KUSPA controlled his head. I placed WILLIAMS into custody without further incident.

A wanted check of WILLIAMS revealed no wants

CALDWELL was also issued a citation.

WILLIAMS was then issued citations regarding this incident.

The following squads were present in order to gain control of the situation. It should be noted that several cars had to be pulled off other Code RED areas to respond to the situation.

Sq 1210 (Sgt John P. SHEERER)

Sq 1413 (Sgt David LIGAS)

Sq 1340 (PO James PITTMAN)

Sq 1441 (PO Jeremy GREENE and PO Jeremy LIMBURG)

Sq 1443 (PO Matthew ANDERSON and PO Matthew OMALIA)

Sq 1447 (PO Joseph SERIO and PO Paul BJORKQUIST)

Sq 1440 (PO Adam BRADLEY and PO Thomas KLINE)

Sq 1448 (PO Kory FONS and PO Gregory KUSPA)

Sq 1460 (PO Raymond BOGUST)

Sq 1461 (PO Albert FIGUEROA)

Sq 878 (PO Jeffery PIERSON)



This report was written by PO John Majerle, assigned to the Office of Community Outreach and Education, early power shift.

On March 15, 2015, at 2:22 am, Squad 1447 (PO Erik Nordstrum and I) were monitoring bar dismissal on N Old World Third St. We were in an unmarked squad car facing northbound in the 1000 block of N Old World Third St. I observed a red vehicle park about 30 feet in front of us facing northbound as well. The occupants of the vehicle were arguing with another group that was on the sidewalk on the east side of the street.

There were about 4 or 5 passengers in the vehicle. One of the passengers (Toledo), on the passenger's side, exited the vehicle and started a physical fight with one of the subjects (Davis) on the sidewalk. PO Nordstrum and I then pulled our squad car up to the altercation (1030 N Old World Third St).

PO Nordstrum was attempting to pull Davis away from the fight, but both Davis and Toledo were on the ground. Both Davis and Toledo had a tight grasp on the other's hair.

I then told each party to let each other go and neither party would let each other go. PO Nordstrum continued to attempt to get Davis away, with no success. I then informed PO Nordstrum that I was going to spray the subjects. I also yelled at Davis and Toledo that if they did not stop fighting, I would spray them. The two continued to fight. I sprayed Toledo for about 2 seconds, then sprayed Davis for about 2 seconds.

We were able to get the two subjects away from each other and call for additional squads to help disperse the crowd.

It should be noted that both PO Nordstrum and I observed both subjects coming out of Notte Night Lounge at bar close. Both subjects' friends stated that they were having verbal arguments inside Notte before they had left at Bar close.

Both subjects were given citations for Disorderly Conduct and Resisting an Officer.



On Sunday, March 22, 2015 at approximately 2:19am Police Officer Christopher Martin and I (Squad 1420) were monitoring bar close at Notte located 1033 N Old World 3<sup>rd</sup> Street when a disturbance started.

While monitoring the closing of Notte, a large group of Hispanic males started to leave Notte when one of the Hispanic males who was heavily intoxicated started to fight his friends. We approached them and the Hispanic males stated that they were just trying to get their friend to the car, so they could go home. We allowed the group to go through the private alley located next to 1031 N Old World 3<sup>rd</sup> Street which is monitored by Notte's security staff so they could get to the parking lot on the corner of Fourth Street and State Street. Once the group approached the parking lot I observed the highly intoxicated Hispanic male start to push his friends again, while I was standing in front of 1031 Old World 3<sup>rd</sup> Street P.O Martin and I along with several security members from Notte went to the alley near the parking lot in attempt to get the group to leave the area and go home. The group stated that they had to get to the parking lot near Old World Third Street and State Street at which time we told them to walk to their vehicle. They started to walk through the private driveway, when they became very agitated towards us (police) and towards the Notte security. Several people in the group stated words to the affect of if we didn't have our badges we would not act like how we were acting. They also stated that they we are going to whoop our (police) ass and the bouncers' ass. While walking one of the subjects later identified as Jose L Ortiz (W/M 05/18/88 1106A S. 34<sup>th</sup> St) all of sudden struck Notte security member later identified as Cecil Miller (B/M 02/11/81) with a closed right first. After striking Miller, Ortiz ran at which time another Notte security member identified as Deron D Choamicki (B/M 02/11/70) tripped him. I attempted to place Ortiz into custody with Choamicki assisting. I placed a handcuff on Ortiz's right hand, I then attempted to take control his left hand and place it into the handcuff, at this time Ortiz pulled his left arm away from me and then placed it under his body. I attempted to remove his arm from under his body at this time he tensed up, P.O. Martin administered a short burst of Oleoresin Capsicum (OC Spray) to Ortiz allowing me to place his left hand into the handcuff.

I had Ortiz in custody and ground stabilized while waiting for a squad car to report to my location, a subject later identified as Alvin J Ortiz (W/M 03/23/1989) approached Ortiz and I. Alvin came to his knees and grabbed Ortiz's left shoulder attempting to get Ortiz away from my control. Alvin turned and faced away from me as he was confronted by Notte's security at that time I took control of Alvin's belt with my left hand and pulled him to where I could maintain my ground stabilization of Ortiz and place handcuffs on Alvin, P.O. Jutiki X arrived on scene and assisted me in placing Alvin into custody. Alvin was cited for obstructing arrest and the citation number is 48909311139. Alvin was cited and released.

While administering OC spray Marchello J Vasquez (W/M 7/12/82) who was a member of the Hispanics leaving Notte struck PO Martin in the back of the head. PO Martin called 10-17 for additional squads. Vasquez was taken into custody at approximately 103 E State Street for battery to PO and resisting arrest.



This report is written by Donald Krenzien, assigned to District 1, late power shift part of Code Red on Old World 3rd Street.

On Saturday, March 28, 2015 at approximately 2:00am Police Officer Daniel Boeck and I (Squad 1420) were monitoring the bar close at Notte located 1033 N Old World 3rd Street when a disturbance started inside of the club.

Notte Security staff that was monitoring the door was called to assist security staff in the upstairs portion of the club for an altercation. Approximately four or five patrons were physically removed from the club by Notte security staff; after the patrons were removed they stayed on the sidewalk in front of 1033 N Old World 3rd Street and continued to threaten Notte's security staff while attempting to gain access back into Notte. While trying to manage the situation Notte's security staff flooded the entrance area with security guards in order to disperse the group. In the process tension between the Notte security staff and the crowd quickly escalated.

These actions caused verbal and physical disturbance at bar close while other patrons were trying to leave Notte. A crowd of approximately thirty to forty people engaged in the disturbance in various ways. I called for additional squads for back up at 1033 N Old World 3rd street.

A black male approximately 5'5 to 5'6 160 pounds that was removed from the club made complaints that a Notte bouncer choked him unconscious and let him lay on the floor of the club for five minutes until he regained consciousness. A black male approximately 6'1 to 6'2 200 pounds claimed he was pepper sprayed by Notte's security staff while inside the establishment during the incident while inside of the club however; both patrons were not interviewed because they left the scene before a police officer could interview them.

After the crowd dispersed I conducted follow up with Notte on the second floor of Notte. My investigation revealed that the group was removed because of a fight. In the process of removing the two previously stated black males a black female approximately 5'5 210 pounds struck a bouncer in the head with a glass at the top of the stair case leading from the main entrance to the upstairs club. While doing a quick canvass inside the club I observed the broken glass cup at the top of the staircase. There was no evidence of pepper spray being used and no other complaints of patrons coming into contact with pepper spray.

In total, 15 Police Officers and 2 Police Sergeants responded to this incident.





This report is being typed by PO Jeremy GREENE assigned to District One Power Shift.

**April 2, 2015**

**Property Damage 4/2/15 IR#150920008**

On Thursday, April 02, 2015 at approximately 1:14am, my partner PO Corstan COURT and I, PO Jeremy Greene, Squad 1440 were flagged down for a property damage complaint at 1033 N. Old World 3rd St "NOTTE NITE LOUNGE". I spoke with the complainant who was identified as Nicole M. ENEA, F/W, 01/21/82. ENEA stated that she was notified that the front window of the tavern had an object thrown through it, which caused the window to shatter. ENEA lives above the tavern and is also an employee of the tavern. The tavern was not open and there were no patrons or employees present at the time of the incident.

The window that was shattered faces east towards N. Old World 3rd St. Upon investigation, I observed the damaged window. The window appeared to be approximately 10ft x 10ft. The window had a significantly large hole in the center of it. Around the hole the rest of the glass was spider cracked. Upon entering the tavern I observed 1 piece of concrete and 1 piece of asphalt lying on the floor.

PO COURT and I spoke with the owner of the business who was identified as Salvatore G. SAFINA, M/W, 07/27/73. SAFINA arrived on-scene and immediately proceeded to review his surveillance video. Upon observing the video, PO COURT and I observed a light skinned b/m wearing a dark sweatshirt or jacket, and black pants walking south on the sidewalk in front of the tavern at approximately 1:09am. The subject stopped in front of the window to the tavern, at which time he threw an object through the window. On video, it appeared that the subject was recording his actions as he had a cell phone in his hand with the light illuminating the scene. The subject fled west down the alleyway after damaging the property.

SAFINA stated that the window was specially made and shipped from Colorado and cost approximately \$5,000. SAFINA stated that he would make a copy of the video. I took 9 photos of the scene and evidence at 1:24am. I filed a report regarding the incident **IR#150920008**.



This report is written by Police Officer Jeremy GREENE, assigned to District 1, late power shift.

**April 4, 2015**

**Shooting IR#150940012**

On Saturday, April 04, 2015 at approximately 12:35am, my partner PO Donald KRENZIEN and I, along with SGT. HONZELKA, were flagged down for a battery complaint in front of 1007 N. Old World 3<sup>rd</sup> St. Upon attempting to speak with the victim, we heard a subject screaming. We looked north up the sidewalk to where we heard the screaming and observed a b/m subject on the ground screaming, the subject appeared to be in front of the Notte Nite Lounge, located at 1033 N. Old World 3<sup>rd</sup> St. I also observed citizens on the sidewalk to be scattering away from the area.

PO KRENZIEN and I made our way towards the subject at which time we observed him to be screaming in pain and holding his right arm. The subject stated he had been shot. The subject was later identified as **Stephen J. ROE, m/b, 01/26/71** who I recognized as a Notte security guard. We were then informed by another security guard, who was later identified as **Deron D. CHOAMICKI, m/b, 02/11/70** that the suspect just fled East through the alley and entered the Journal Sentinel parking lot. PO KRENZIEN and I cleared the alley and then observed a B/M subject running south through the parking lot. PO KRENZIEN and I pursued the subject on foot and notified dispatch of the fleeing subject and his direction. PO Todd BOHLEN and PO KRENZIEN took the subject into custody at 1001 N. Old World 3<sup>rd</sup> St. The subject was identified as **Jamel L. BRAYLOCK, M/B, 02/28/92**. BRAYLOCK was in possession of a firearm.

**On Saturday April 04, 2015**, Detective Nathan BUTZ conducted a mirandized interview of BRAYLOCK. During the interview BRAYLOCK stated that he was a patron inside Notte Nite Lounge on the night of the incident. BRAYLOCK stated that he was in the tavern with his brother **Jihad S. Williamson, M/B, 03/24/94**, and his brother's friend "**Brandon**". BRAYLOCK stated that the tavern was very busy and while inside he bumped into another subject, who punched him in the face and a fight started. BRAYLOCK stated that security surrounded them and escorted everyone outside. BRAYLOCK stated that once outside the tavern he observed the group of subjects that he was involved in the fight with. BRAYLOCK stated that the subjects started coming towards him so he went to his vehicle and retrieved a firearm from the glove box, which he subsequently used to shoot **Stephen J. ROE, m/b, 01/26/71**, once in the right tricep.

ROE was conveyed to Froedtert hospital by Bell 417 and admitted at 1:32am with DR. Jacob Peterson as the admitting physician.

**April 4, 2015**

**Shooting (IR# 150940015)**

On Saturday, April 4, 2015 at approximately 1:00am a shooting occurred at 2627 West Capitol Drive. The victim's in the shooting were identified as Lexus D Evans (B/M 7/10/92) and Branden C Crawley (B/M 11-5-92). Evans stated that he was at Notte Nite Lounge with Crawley and Jamel L Braylock (B/M 2/28/92). Braylock and Jihad Williamson (B/M 3/24/94) who was the suspect in the shooting of Notte Nite Lounge security officer Steven J Roe (B/M 1/26/71)

Evans stated that there was a bar fight between Braylock and several other patrons at Notte. Evans stated that they all got involved in the fight because several people were jumping on Braylock. Evans stated that they were all removed from the establishment.

Crawley stated that they were at Notte Nite Lounge, prior to them going to the gas station located on W Capitol Drive and N 27<sup>th</sup> Street

Williamson is Braylock's brother.

Statement from Notte's General Manager Donny Safina:

On Saturday, April 5, 2015 at approximately 1:15am PO Donald KRENZIEN spoke to Donny Safina who is the General Manager of Notte and Tutto, Safina told me that Notte staff has decided to close Notte on Fridays and just operate as the restaurant until further notice. Safina also stated that they are going to look into changes for Saturday nights. Safina stated that when the club reopens on Friday nights they will look into changing music played and other changes marketed towards a different clientele. Safina also stated that he was looking into expanding Tutto's restaurant into the second floor.



This report is being typed by PO Jeremy GREENE assigned to District One Power Shift.

**April 4, 2015**

**Substantial Battery IR#150940027**

On Saturday, April 04, 2015 my partner PO Donald KRENZIEN and I were on a code red "Responsible Entertainment District Deployment" on N. Old World 3<sup>rd</sup> St to monitor taverns and crowds.

At approximately 12:35am, PO KRENZIEN, SGT. HONZELKA, and I were flagged down for a battery complaint in front of 1007 N. Old World 3<sup>rd</sup> St. The victim was later identified as Andrew C. SMITH, M/B, 12/08/88. SMITH had laceration above his left eye that was bleeding profusely. PO Austin LLANAS, squad 1340 took over the investigation.

On April 4, 2015 Detective Eric DRAGER spoke with SMITH regarding the substantial battery, due to the incident occurring in the same area and around the same time that a shooting occurred IR#150940012. SMITH stated that he was a patron inside Notte Nite Lounge on the night of the incident. SMITH stated that he left the tavern after a large fight broke out inside the tavern. SMITH stated that after he exited the tavern he was walking back to his vehicle when he was approached by 3 B/M subjects who jumped him in the alley between N. Old World 3<sup>rd</sup> St and N. 4<sup>th</sup> St. SMITH stated that he was struck in the face by one of the suspects, which caused his glasses to break and the laceration above his left eye. SMITH stated that the suspects then chased him east up the private alley, which is adjacent to Notte Nite Lounge and located on the south side of the tavern. SMITH stated that he flagged down a security guard that works for the tavern and pointed out the subjects that were chasing him. SMITH stated that the security guard started walking down the alley towards the suspects. SMITH stated that he then flagged down MPD officer's who in regards to the incident, at which time he heard a single gunshot come from the alley. SMITH was taken to Froedtert hospital where he was admitted at 1:26am and treated by DR. Matt TEWS. SMITH received 3-4 stitches to close his laceration.

Prior to the shooting Sgt Honzelka, PO KRENZIEN and I assisted Notte security disperse several subjects that were removed from Notte. One group of the subjects left northbound on Old World 3<sup>rd</sup> St, while the other group dispersed southbound on Old World 3<sup>rd</sup> Street.





This report is written by PO Seth EDWARDS, assigned to District 1, Power shift.

On Saturday, January 3, 2015 at 2:05A, Sq 1420 (myself and PO Christopher MARTIN) were on a park and walk in the 1000 block of N. Old World Third St. We started to monitor Notte Night Lounge let out, which is located at 1033 N Old World Third St.

While monitoring the let out, we were attempting to disperse the large crowd that was gathering in front of Notte, when we observed a B/M later identified as David T. CALDWELL (B/M 06-02-1989) wearing a white tank top bleeding from his mouth and blood on the front of his tank top. I observed that CALDWELL was visibly upset and he stated someone inside Notte punched him in the mouth. I observed CALDWELL walk N/B on N Old World Third St., take off his shirt, and run W/B through 1041 N. Old World Third St. Mader's Restaurant parking lot. I observed CALDWELL jump MADERS' fence and run S/B through the alley behind Mader's in the 1000BLK between N. Old World Third St and N. 4Th St. PO MARTIN and I ran around the block going W/B on Highland Ave then S/B through the alley chasing after CALDWELL. CALDWELL then ran E/B between two buildings at 1033 N. Old World Third St. I continued S/B through the alley and then E/B through the alley in the direction CALDWELL ran. When I returned to the front of 1033 N. Old World Third, I observed a group of people confronting other officers (PO Paul BJORKQUIST and PO Joseph SERIO) and yelling "Why is he getting arrested!?" PO MARTIN, PO SERIO and I attempted to keep the crowd away from PO BJORKQUIST who was escorting CALDWELL to a squad car. While keeping the crowd away a B/F fell to the ground at which time PO Jeffrey PIERSON joined us. We continued to give lawful commands to individuals to "stay back". The B/F then got back to her feet and I saw PO MARTIN order another individual to stay back while placing his right hand on him pushing back to create distance. This individual was later identified as Delon L WILLIAMS (B/M 12-26-1989, 1711 W Grant St #4, (414) 232-8751) WILLIAMS approached officers again, failing to comply with PO MARTIN'S lawful order to stay back. PO MARTIN again ordered him to stay back while using his right hand to push WILLIAMS back to create distance. WILLIAMS again approached the group of officers and PO MARTIN again gave WILLIAMS a lawful order to stay back while using his right hand to push him back to create distance. At which time WILLIAMS took up a boxer's stance (clenching his fists and squaring his shoulders up) towards officers. PO MARTIN immediately conducted a pull - in - push - down decentralization and stabilized his right hand behind WILLIAMS back, at which time I stabilized his left hand behind his back. PO Gregory KUSPA controlled his head. I placed WILLIAMS into custody without further incident.

A wanted check of WILLIAMS revealed no wants

CALDWELL was also issued a citation.

WILLIAMS was then issued citations regarding this incident.

The following squads were present in order to gain control of the situation. It should be noted that several cars had to be pulled off other Code RED areas to respond to the situation.

Sq 1210 (Sgt John P. SHEERER)

Sq 1413 (Sgt David LIGAS)

Sq 1340 (PO James PITTMAN)

Sq 1441 (PO Jeremy GREENE and PO Jeremy LIMBURG)

Sq 1443 (PO Matthew ANDERSON and PO Matthew OMALIA)

Sq 1447 (PO Joseph SERIO and PO Paul BJORKQUIST)

Sq 1440 (PO Adam BRADLEY and PO Thomas KLINE)

Sq 1448 (PO Kory FONS and PO Gregory KUSPA)

Sq 1460 (PO Raymond BOGUST)

Sq 1461 (PO Albert FIGUEROA)

Sq 878 (PO Jeffery PIERSON)



This report was written by PO John Majerle, assigned to the Office of Community Outreach and Education, early power shift.

On March 15, 2015, at 2:22 am, Squad 1447 (PO Erik Nordstrum and I) were monitoring bar dismissal on N Old World Third St. We were in an unmarked squad car facing northbound in the 1000 block of N Old World Third St. I observed a red vehicle park about 30 feet in front of us facing northbound as well. The occupants of the vehicle were arguing with another group that was on the sidewalk on the east side of the street.

There were about 4 or 5 passengers in the vehicle. One of the passengers (Toledo), on the passenger's side, exited the vehicle and started a physical fight with one of the subjects (Davis) on the sidewalk. PO Nordstrum and I then pulled our squad car up to the altercation (1030 N Old World Third St).

PO Nordstrum was attempting to pull Davis away from the fight, but both Davis and Toledo were on the ground. Both Davis and Toledo had a tight grasp on the other's hair.

I then told each party to let each other go and neither party would let each other go. PO Nordstrum continued to attempt to get Davis away, with no success. I then informed PO Nordstrum that I was going to spray the subjects. I also yelled at Davis and Toledo that if they did not stop fighting, I would spray them. The two continued to fight. I sprayed Toledo for about 2 seconds, then sprayed Davis for about 2 seconds.

We were able to get the two subjects away from each other and call for additional squads to help disperse the crowd.

It should be noted that both PO Nordstrum and I observed both subjects coming out of Notte Night Lounge at bar close. Both subjects' friends stated that they were having verbal arguments inside Notte before they had left at Bar close.

Both subjects were given citations for Disorderly Conduct and Resisting an Officer.



On Sunday, March 22, 2015 at approximately 2:19am Police Officer Christopher Martin and I (Squad 1420) were monitoring bar close at Notte located 1033 N Old World 3<sup>rd</sup> Street when a disturbance started.

While monitoring the closing of Notte, a large group of Hispanic males started to leave Notte when one of the Hispanic males who was heavily intoxicated started to fight his friends. We approached them and the Hispanic males stated that they were just trying to get their friend to the car, so they could go home. We allowed the group to go through the private alley located next to 1031 N Old World 3<sup>rd</sup> Street which is monitored by Notte's security staff so they could get to the parking lot on the corner of Fourth Street and State Street. Once the group approached the parking lot I observed the highly intoxicated Hispanic male start to push his friends again, while I was standing in front of 1031 Old World 3<sup>rd</sup> Street P.O Martin and I along with several security members from Notte went to the alley near the parking lot in attempt to get the group to leave the area and go home. The group stated that they had to get to the parking lot near Old World Third Street and State Street at which time we told them to walk to their vehicle. They started to walk through the private driveway, when they became very agitated towards us (police) and towards the Notte security. Several people in the group stated words to the affect of if we didn't have our badges we would not act like how we were acting. They also stated that they we are going to whoop our (police) ass and the bouncers' ass. While walking one of the subjects later identified as Jose L Ortiz (W/M 05/18/88 1106A S. 34<sup>th</sup> St) all of sudden struck Notte security member later identified as Cecil Miller (B/M 02/11/81) with a closed right first. After striking Miller, Ortiz ran at which time another Notte security member identified as Deron D Choamicki (B/M 02/11/70) tripped him. I attempted to place Ortiz into custody with Choamicki assisting. I placed a handcuff on Ortiz's right hand, I then attempted to take control his left hand and place it into the handcuff, at this time Ortiz pulled his left arm away from me and then placed it under his body. I attempted to remove his arm from under his body at this time he tensed up, P.O. Martin administered a short burst of Oleoresin Capsicum (OC Spray) to Ortiz allowing me to place his left hand into the handcuff.

I had Ortiz in custody and ground stabilized while waiting for a squad car to report to my location, a subject later identified as Alvin J Ortiz (W/M 03/23/1989) approached Ortiz and I. Alvin came to his knees and grabbed Ortiz's left shoulder attempting to get Ortiz away from my control. Alvin turned and faced away from me as he was confronted by Notte's security at that time I took control of Alvin's belt with my left hand and pulled him to where I could maintain my ground stabilization of Ortiz and place handcuffs on Alvin, P.O. Jutiki X arrived on scene and assisted me in placing Alvin into custody. Alvin was cited for obstructing arrest and the citation number is 48909311139. Alvin was cited and released.

While administering OC spray Marchello J Vasquez (W/M 7/12/82) who was a member of the Hispanics leaving Notte struck PO Martin in the back of the head. PO Martin called 10-17 for additional squads. Vasquez was taken into custody at approximately 103 E State Street for battery to PO and resisting arrest.



This report is written by Donald Krenzien, assigned to District 1, late power shift part of Code Red on Old World 3rd Street.

On Saturday, March 28, 2015 at approximately 2:00am Police Officer Daniel Boeck and I (Squad 1420) were monitoring the bar close at Notte located 1033 N Old World 3rd Street when a disturbance started inside of the club.

Notte Security staff that was monitoring the door was called to assist security staff in the upstairs portion of the club for an altercation. Approximately four or five patrons were physically removed from the club by Notte security staff; after the patrons were removed they stayed on the sidewalk in front of 1033 N Old World 3rd Street and continued to threaten Notte's security staff while attempting to gain access back into Notte. While trying to manage the situation Notte's security staff flooded the entrance area with security guards in order to disperse the group. In the process tension between the Notte security staff and the crowd quickly escalated.

These actions caused verbal and physical disturbance at bar close while other patrons were trying to leave Notte. A crowd of approximately thirty to forty people engaged in the disturbance in various ways. I called for additional squads for back up at 1033 N Old World 3rd street.

A black male approximately 5'5 to 5'6 160 pounds that was removed from the club made complaints that a Notte bouncer choked him unconscious and let him lay on the floor of the club for five minutes until he regained consciousness. A black male approximately 6'1 to 6'2 200 pounds claimed he was pepper sprayed by Notte's security staff while inside the establishment during the incident while inside of the club however; both patrons were not interviewed because they left the scene before a police officer could interview them.

After the crowd dispersed I conducted follow up with Notte on the second floor of Notte. My investigation revealed that the group was removed because of a fight. In the process of removing the two previously stated black males a black female approximately 5'5 210 pounds struck a bouncer in the head with a glass at the top of the stair case leading from the main entrance to the upstairs club. While doing a quick canvass inside the club I observed the broken glass cup at the top of the staircase. There was no evidence of pepper spray being used and no other complaints of patrons coming into contact with pepper spray.

In total, 15 Police Officers and 2 Police Sergeants responded to this incident.





This report is being typed by PO Jeremy GREENE assigned to District One Power Shift.

**April 2, 2015**

**Property Damage 4/2/15 IR#150920008**

On Thursday, April 02, 2015 at approximately 1:14am, my partner PO Corstan COURT and I, PO Jeremy Greene, Squad 1440 were flagged down for a property damage complaint at 1033 N. Old World 3rd St "NOTTE NITE LOUNGE". I spoke with the complainant who was identified as Nicole M. ENEA, F/W, 01/21/82. ENEA stated that she was notified that the front window of the tavern had an object thrown through it, which caused the window to shatter. ENEA lives above the tavern and is also an employee of the tavern. The tavern was not open and there were no patrons or employees present at the time of the incident.

The window that was shattered faces east towards N. Old World 3rd St. Upon investigation, I observed the damaged window. The window appeared to be approximately 10ft x 10ft. The window had a significantly large hole in the center of it. Around the hole the rest of the glass was spider cracked. Upon entering the tavern I observed 1 piece of concrete and 1 piece of asphalt lying on the floor.

PO COURT and I spoke with the owner of the business who was identified as Salvatore G. SAFINA, M/W, 07/27/73. SAFINA arrived on-scene and immediately proceeded to review his surveillance video. Upon observing the video, PO COURT and I observed a light skinned b/m wearing a dark sweatshirt or jacket, and black pants walking south on the sidewalk in front of the tavern at approximately 1:09am. The subject stopped in front of the window to the tavern, at which time he threw an object through the window. On video, it appeared that the subject was recording his actions as he had a cell phone in his hand with the light illuminating the scene. The subject fled west down the alleyway after damaging the property.

SAFINA stated that the window was specially made and shipped from Colorado and cost approximately \$5,000. SAFINA stated that he would make a copy of the video. I took 9 photos of the scene and evidence at 1:24am. I filed a report regarding the incident IR#150920008.



This report is written by Police Officer Jeremy GREENE, assigned to District I, late power shift.

**April 4, 2015**

**Shooting IR#150940012**

On Saturday, April 04, 2015 at approximately 12:35am, my partner PO Donald KRENZIEN and I, along with SGT. HONZELKA, were flagged down for a battery complaint in front of 1007 N. Old World 3<sup>rd</sup> St. Upon attempting to speak with the victim, we heard a subject screaming. We looked north up the sidewalk to where we heard the screaming and observed a b/m subject on the ground screaming, the subject appeared to be in front of the Notte Nite Lounge, located at 1033 N. Old World 3<sup>rd</sup> St. I also observed citizens on the sidewalk to be scattering away from the area.

PO KRENZIEN and I made our way towards the subject at which time we observed him to be screaming in pain and holding his right arm. The subject stated he had been shot. The subject was later identified as **Stephen J. ROE, m/b, 01/26/71** who I recognized as a Notte security guard. We were then informed by another security guard, who was later identified as **Deron D. CHOAMICKI, m/b, 02/11/70** that the suspect just fled East through the alley and entered the Journal Sentinel parking lot. PO KRENZIEN and I cleared the alley and then observed a B/M subject running south through the parking lot. PO KRENZIEN and I pursued the subject on foot and notified dispatch of the fleeing subject and his direction. PO Todd BOHLEN and PO KRENZIEN took the subject into custody at 1001 N. Old World 3<sup>rd</sup> St. The subject was identified as **Jamel L. BRAYLOCK, M/B, 02/28/92**. BRAYLOCK was in possession of a firearm.

**On Saturday April 04, 2015**, Detective Nathan BUTZ conducted a mirandized interview of BRAYLOCK. During the interview BRAYLOCK stated that he was a patron inside Notte Nite Lounge on the night of the incident. BRAYLOCK stated that he was in the tavern with his brother **Jihad S. Williamson, M/B, 03/24/94**, and his brother's friend "**Brandon**". BRAYLOCK stated that the tavern was very busy and while inside he bumped into another subject, who punched him in the face and a fight started. BRAYLOCK stated that security surrounded them and escorted everyone outside. BRAYLOCK stated that once outside the tavern he observed the group of subjects that he was involved in the fight with. BRAYLOCK stated that the subjects started coming towards him so he went to his vehicle and retrieved a firearm from the glove box, which he subsequently used to shoot **Stephen J. ROE, m/b, 01/26/71**, once in the right tricep.

ROE was conveyed to Froedtert hospital by Bell 417 and admitted at 1:32am with DR. Jacob Peterson as the admitting physician.

**April 4, 2015**

**Shooting (IR# 150940015)**

On Saturday, April 4, 2015 at approximately 1:00am a shooting occurred at 2627 West Capitol Drive. The victim's in the shooting were identified as Lexus D Evans (B/M 7/10/92) and Branden C Crawley (B/M 11-5-92). Evans stated that he was at Notte Nite Lounge with Crawley and Jamel L Braylock (B/M 2/28/92). Braylock and Jihad Williamson (B/M 3/24/94) who was the suspect in the shooting of Notte Nite Lounge security officer Steven J Roe (B/M 1/26/71)

Evans stated that there was a bar fight between Braylock and several other patrons at Notte. Evans stated that they all got involved in the fight because several people were jumping on Braylock. Evans stated that they were all removed from the establishment.

Crawley stated that they were at Notte Nite Lounge, prior to them going to the gas station located on W Capitol Drive and N 27<sup>th</sup> Street

Williamson is Braylock's brother.

Statement from Notte's General Manager Donny Safina:

On Saturday, April 5, 2015 at approximately 1:15am PO Donald KRENZIEN spoke to Donny Safina who is the General Manager of Notte and Tutto, Safina told me that Notte staff has decided to close Notte on Fridays and just operate as the restaurant until further notice. Safina also stated that they are going to look into changes for Saturday nights. Safina stated that when the club reopens on Friday nights they will look into changing music played and other changes marketed towards a different clientele. Safina also stated that he was looking into expanding Tutto's restaurant into the second floor.



This report is being typed by PO Jeremy GREENE assigned to District One Power Shift.

April 4, 2015

Substantial Battery IR#150940027

On Saturday, April 04, 2015 my partner PO Donald KRENZIEN and I were on a code red "Responsible Entertainment District Deployment" on N. Old World 3<sup>rd</sup> St to monitor taverns and crowds.

At approximately 12:35am, PO KRENZIEN, SGT. HONZELKA, and I were flagged down for a battery complaint in front of 1007 N. Old World 3<sup>rd</sup> St. The victim was later identified as Andrew C. SMITH, M/B, 12/08/88. SMITH had laceration above his left eye that was bleeding profusely. PO Austin LLANAS, squad 1340 took over the investigation.

On April 4, 2015 Detective Eric DRAGER spoke with SMITH regarding the substantial battery, due to the incident occurring in the same area and around the same time that a shooting occurred IR#150940012. SMITH stated that he was a patron inside Notte Nite Lounge on the night of the incident. SMITH stated that he left the tavern after a large fight broke out inside the tavern. SMITH stated that after he exited the tavern he was walking back to his vehicle when he was approached by 3 B/M subjects who jumped him in the alley between N. Old World 3<sup>rd</sup> St and N. 4<sup>th</sup> St. SMITH stated that he was struck in the face by one of the suspects, which caused his glasses to break and the laceration above his left eye. SMITH stated that the suspects then chased him east up the private alley, which is adjacent to Notte Nite Lounge and located on the south side of the tavern. SMITH stated that he flagged down a security guard that works for the tavern and pointed out the subjects that were chasing him. SMITH stated that the security guard started walking down the alley towards the suspects. SMITH stated that he then flagged down MPD officer's who in regards to the incident, at which time he heard a single gunshot come from the alley. SMITH was taken to Froedtert hospital where he was admitted at 1:26am and treated by DR. Matt TEWS. SMITH received 3-4 stitches to close his laceration.

Prior to the shooting Sgt Honzelka, PO KRENZIEN and I assisted Notte security disperse several subjects that were removed from Notte. One group of the subjects left northbound on Old World 3<sup>rd</sup> St, while the other group dispersed southbound on Old World 3<sup>rd</sup> Street.

Koberstein, Jonathan

From: License  
Sent: Monday, April 06, 2015 7:43 AM  
To: Koberstein, Jonathan  
Subject: FW: Nötte Nite Lounge/Tutto Restaurant

  
Jonathan Koberstein  
License Specialist III  
City Clerk's Office -- License Division  
City Hall Rm 105  
200 E Wells St  
Milwaukee, WI 53202  
(414)286-2238 Office  
(414)286-3057 Fax

**REDACTED RECORD**

From:  
Sent: Saturday, April 04, 2015 6:34 PM  
To: Bauman, Robert  
Cc: License; Kovac, Nik; Coggs, Milada; Puente, Robert; Ziehmski, Tony; Stamper III, Russell; Jeff Davis; Rebecca Stegall; Tom Erd; Petty Erd  
Subject: Nötte Nite Lounge/Tutto Restaurant

Ladies & Gentlemen of the License Committee,

As I have long suspected would happen, there was a shooting last night directly outside my home and directly related to Tutto Restaurant/Nötte Nite Lounge, 1033 N. Old World 3rd Street. Numerous neighborhood meetings, sit-down conversations with "interested" parties and other attempts at amicable resolution of repeated complaints have proven to be futile efforts.

Please consider this a formal complaint against the business and a request for a hearing when the license for this address is next up for renewal.

Attached are photographs from [redacted] last night. I have provided video of other incidents following the shooting to the Milwaukee Police Department and will be posting them, along with videos documenting the activities of preceding weeks, later this weekend.

This business has been given ample opportunity to rectify its behavior but has failed on all accounts. Further, a cursory glance of Tutto's business plan, included in their license application, includes a number of glaring omissions:

- 1) There is no mention anywhere in the plan of a nightclub being included in the premises
- 2) The hours of operation listed in the application do not represent the actual hours of operation (an argument which was used to close another establishment on the block)
- 3) The license clearly states that no promoters will be used as part of the operation, and a simple internet search reveals that there are several "promoters" who put on events at the nightclub.



Under the "Grounds for non-renewal" or "grounds for suspension or revocation" headings on the city of Milwaukee's tavern license website, this establishment is in blatant violation of the following parameters:

#### Grounds for Non-Renewal

*• Failure of the licensee to operate the premise in accordance with the floor plan and plan of operation submitted to the City as part of his or her license application.*

#### Grounds for Suspension or Revocation

*• Operation of the tavern in such a manner that it constitutes a nuisance or permitting conduct that has a substantial adverse effect on the health, safety or convenience and prosperity of the immediate neighborhood.*

*• Failure of the licensee to operate the premise in accordance with the floor plan and plan of operation submitted to the City as part of his or her license application.*

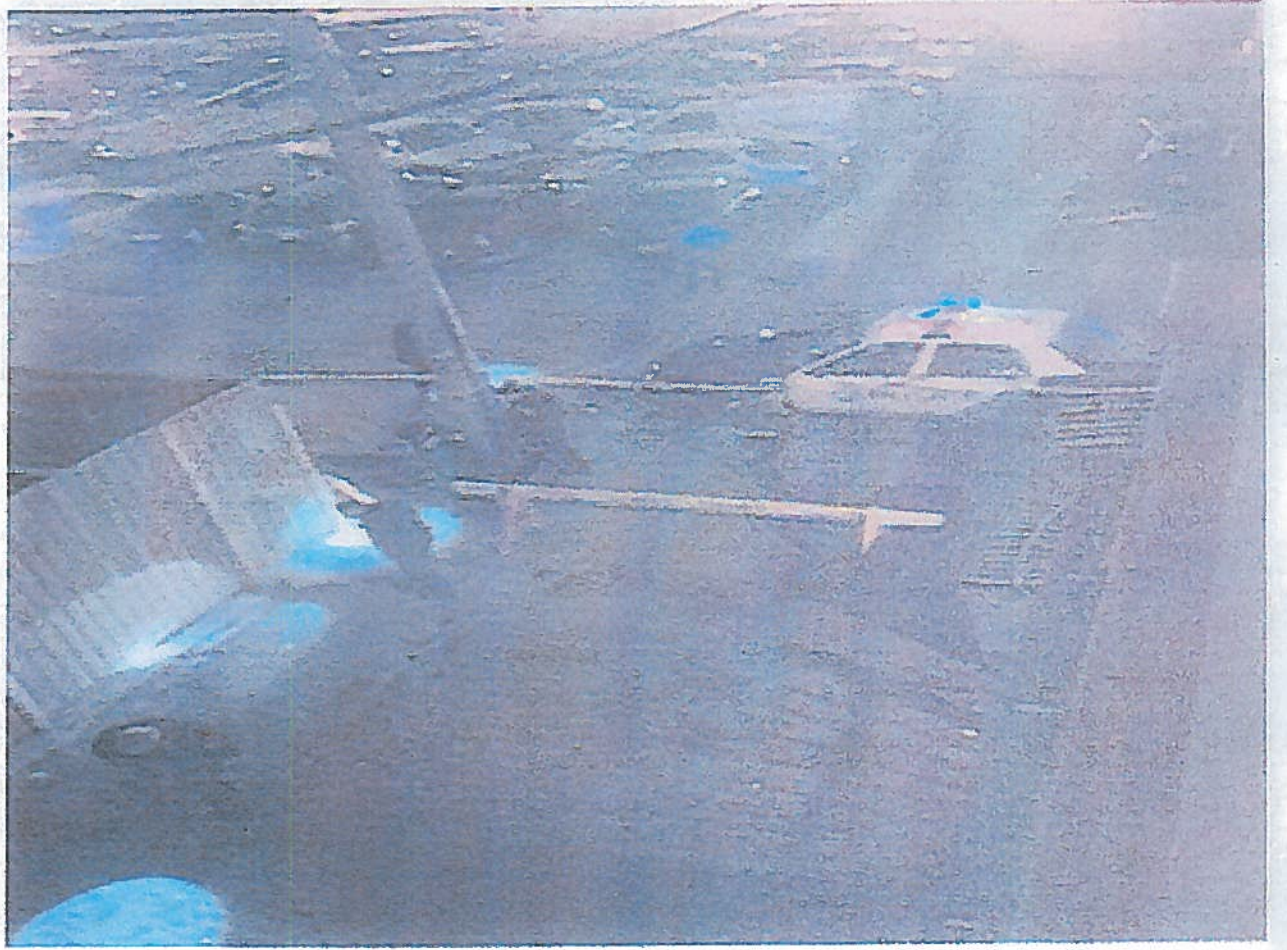
Additionally, in accordance with City of Milwaukee Ordinance 68-4-11, this establishment has violated items:

- g-1 Disturbance of the Peace
- g-3 Public drunkenness
- g-5 Harassment of passers-by
- g-9 Public Urination
- g-10 Theft
- g-11 Assaults
- g-12 Battery
- g-13 Acts of vandalism, including graffiti
- g-14 Excessive loitering
- g-15 Loitering
- g-16 Illegal Parking
- g-17 Loud noise at times when the licensed operation is in business
- g-18 Traffic violations
- g-20 Lewd Conduct

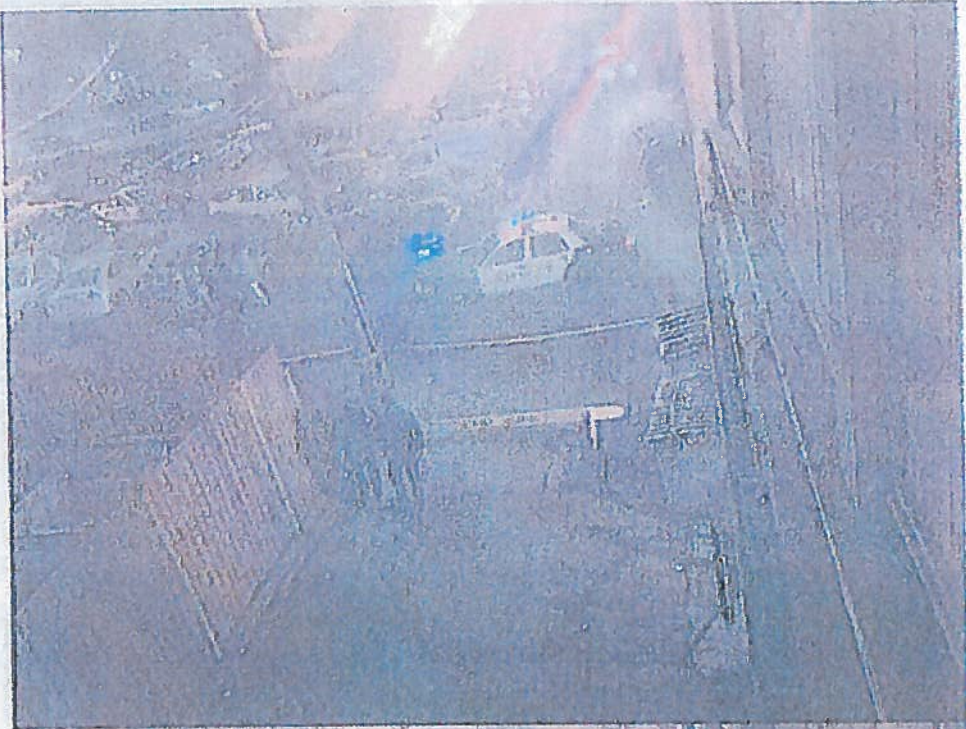
Too many times, my complaints about the worsening situation have been greeted with something along the lines of the "price one pays to live Downtown," but I wonder what the reaction would be, even in a city so desensitized by nightly gun violence, what the reaction would be if this were directly outside of your homes.

I will, in the coming days, prepare a more complete and detailed complaint, complete with documentation and notarized, for formal submission.

Regards,











Monday, May 04, 2015



# Notice of Public Hearing

---

SAFINA, Giovanni, Agent  
Tutto / Notte at 1033 N OLD WORLD THIRD St  
Class B Tavern and Public Entertainment Premises License Renewal Applications With Change of  
Agent and Adding Comedy Acts and Magic Shows

**Thursday, May 14, 2015 at 10:00 AM**

To whom it may concern:

The above application has been made by the above named applicant(s). This requires approval from the Licenses Committee and the Common Council of the City of Milwaukee. The hearing before the Licenses Committee will take place on 5/14/2015 at 10:00 AM, in Room 301-B, Third Floor, City Hall. If you wish, you may provide testimony at the hearing regarding the request; see below for further information. You are not required to attend the hearing. Once the Licenses Committee makes its recommendation, this recommendation is forwarded to the full Common Council for approval at its next regularly scheduled hearing. Please review the information below and if you have further questions regarding this process, please contact the License Division at (414) 286-2238.

---

## Important details for those wishing to provide information for the Licenses Committee to consider when making its recommendation:

1. The license application is scheduled to be heard at the above time. Due to other hearings running longer than scheduled, you may have to wait some time to provide your testimony.
2. You must appear in person and testify as to matters that you have personally experienced or seen. (You cannot provide testimony for your neighbor, parent or anyone else; this is considered hearsay and cannot be considered by the committee.)
3. No letters or petitions can be accepted by the committee (unless the person who wrote the letter or the persons who signed the petition are present at the committee hearing and willing to testify).
4. Persons opposed to the license application are given the opportunity to testify first; supporters may testify after the opponents have finished.
5. When you are called to testify, you will be sworn in and asked to give your name, and address. (If your first and/or last names are uncommon please spell them.)
6. You may then provide testimony.
  - a. Include only information relating to the above license application.
  - b. Include only information you have personally witnessed or seen.
  - c. Provide concise and relevant information detailing how this business has affected or may affect the peaceful enjoyment of your neighborhood.
  - d. If by the time you have the opportunity to testify, the information you wish to share has already been provided to the committee, you may state that you agree with the previous testimony. Redundant or repetitive testimony will not assist the committee in making its recommendation.
7. After giving your testimony, the members of the Licenses Committee and the licensee may ask questions regarding the testimony you have given or other factors relating to the license application.
8. Business Competition is not a valid basis for denial or non-renewal of a license.  
**Please Note: If you have submitted an objection to the above application your objection cannot be considered by the committee unless you personally testify at the hearing.**

RESIDENT	MAIL ADDRESS	CITY AND ZIP CODE
CURRENT RESIDENT	1011 N OLD WORLD 3RD ST 1	MILWAUKEE, WI 53203-1317
CURRENT RESIDENT	1011 N OLD WORLD 3RD ST 2	MILWAUKEE, WI 53203-1317
CURRENT RESIDENT	1011 N OLD WORLD 3RD ST 3	MILWAUKEE, WI 53203-1317
CURRENT RESIDENT	1013 N OLD WORLD 3RD ST	MILWAUKEE, WI 53203-1301
CURRENT RESIDENT	1029 N OLD WORLD 3RD ST	MILWAUKEE, WI 53203-1301
CURRENT RESIDENT	1029 N OLD WORLD 3RD ST A	MILWAUKEE, WI 53203-1301
CURRENT RESIDENT	1029 N OLD WORLD 3RD ST B	MILWAUKEE, WI 53203-1301
CURRENT RESIDENT	1033 N OLD WORLD 3RD ST 301	MILWAUKEE, WI 53203-1301
CURRENT RESIDENT	1033 N OLD WORLD 3RD ST 302	MILWAUKEE, WI 53203-1301
CURRENT RESIDENT	1033 N OLD WORLD 3RD ST 401	MILWAUKEE, WI 53203-1301
CURRENT RESIDENT	1033 N OLD WORLD 3RD ST 402	MILWAUKEE, WI 53203-1301
CURRENT RESIDENT	1033 N OLD WORLD 3RD ST 501	MILWAUKEE, WI 53203-1301
CURRENT RESIDENT	322 W STATE ST 302	MILWAUKEE, WI 53203-1315

**Total Records: 14**

**Radius: 250.0 feet and Center of Circle: 1033 N Old World Third ST**

City of Milwaukee:  
Before the City of Milwaukee Licenses Committee

---

IN THE MATTER OF the renewal application of Tutto Promotions, LLC, 1033 N Old World Third Street, for renewal of its Class B Tavern, Public Entertainment Premises and Food Dealer license.

---

**AFFIDAVIT OF GIOVANNI SAFINA**

---

STATE OF WISCONSIN    )  
  ) ss  
MILWAUKEE COUNTY    )

Giovanni Safina, on oath, states that:

1. I am the new registered agent for Tutto Promotions, LLC;
2. I have been in the restaurant and entertainment business in Milwaukee for over forty (40) years and formerly owned and operated the highly successful and nationally known Milwaukee Italian Restaurant *Giovanni's*.
3. I am changing the plan of operation of Tutto's to my highly successful restaurant Giovanni's. I will also be changing the name of the establishment from Tutto to Giovanni's. I anticipate this will occur in late summer or early fall 2015.
4. The current nightclub located on the second floor of the premises, known as Notte Nite Lounge, will be permanently closed on June 13, 2015.
5. The pending request to renew the existing public entertainment premises license for the second floor of the premises is hereby amended to eliminate disc jockeys and patron dancing, except incidental patron dancing in connection with ambient instrumental music described in Subparagraphs 6(c) and (d), below. The only entertainment that will take place on the second floor will be comedy performances and magic shows, under the name, Comedy Cafe, which will move from and operate at the premises at all times in a manner consistent with the existing Comedy Cafe business located at 615 East Brady Street. The Comedy Cafe at the premises will open on or about July 16, 2015
6. For as long as a Class B tavern license and a public entertainment premises license is in effect for the premises, Giovanni's and the Comedy Cafe shall never: (a) host events at the premises promoted by third parties; (b) permit disc jockeys or others who play recorded music upon patron request at the premises or which is intended to encourage patron dancing, provided that a juke box or other recorded music may be played for background ambiance only; (c) permit concerts or live music performances on the premises, provided that an acoustic guitar, piano or other unamplified ambient instrumental music may be performed by not more than four persons at any one time; (d) allow patron dancing (except incidental patron dancing associated with ambient instrumental music), performance dancing or any other type of dancing of any type at the premises; or (e) allow any other type of entertainment that is inconsistent with a high-end restaurant and first class comedy club.



7. As the agent for the above-referenced establishment I will be personally responsible for the day to day operation of both the comedy club and restaurant.
8. I will work with Alderman Bauman (or the current alderman for the district), the Westown Association and neighbors of the premises at all times to proactively address any existing problems or potential issues which may arise at the premises.
9. I agree that both the Class B tavern license and the public entertainment premises license for the premises may be revoked or not renewed if the businesses at the premises are operated in any way which materially deviates from the terms of this affidavit.

Dated this 14<sup>th</sup> day of May 2015.

*Giovanni Safina*  
Giovanni Safina  
Agent for Tutto Promotions, LLC dba Giovanni's  
Restaurant and Comedy Cafe.

Subscribed and sworn to before me  
this 14<sup>th</sup> day of May, 2015.

Notary Public, State of Wisconsin  
My commission expires on \_\_\_\_\_



*Giovanni's*  
AWARD WINNING  
ITALIAN RESTAURANT

A large, intricate decorative flourish consisting of multiple overlapping loops and scrolls, positioned below the main text.



## Giovanni's Coming Late Summer 2015

After spending years in Sicily, Giovanni is excited to announce he is coming out of retirement. Milwaukee can once again enjoy favorite classic Italian dishes cooked by Giovanni and his sons. Giovanni has been a restaurateur for over 40 years and with the help of his family he will again serve his famous veal, seafood and pasta dishes on Old World 3<sup>rd</sup> St. The new Giovanni's will be in an upscale environment with the feel of the past Milwaukee favorite establishment, bringing old traditions alive. Above the new Giovanni's will become the new home of Milwaukee's Comedy Café, bringing new entertainment to the already lively Old World 3<sup>rd</sup> St business district.

[www.giovanismilwaukee.com](http://www.giovanismilwaukee.com)

The Comedy Cafe has consistently been rated as one of the best comedy clubs in the country for almost three decades. Since opening their doors in 1988, they are known for featuring only THE funniest comedians to provide laughs to their audiences. What are now legendary performers such as Greg Giraldo, George Lopez, Larry the Cable Guy, Tommy Chong, Tim Allen, Louie CK, Ellen DeGeneres, Craig Robinson, Andrew Dice Clay, TJ Miller, and Billy Gardell (and many more) have graced the Comedy Café stage. They plan to continue providing Milwaukee with hilarious shows at their new location- 1033 North Old World 3<sup>rd</sup> Street- and are confident the close proximity to the 3<sup>rd</sup> Street restaurants and nightlife – and what will soon be the new stadium, will make catching a live comedy show an even more enjoyable experience!

## ANTIPASTI

### **Baked Mozzarella \$8.95**

Herb breaded mozzarella, baked and served over homemade pomodoro.

### **Crispy Aubergine \$10.95**

Sicilian crusted eggplant fried and dusted with parmigiano reggiano complimented with tomato and basil sugo

### **Bruschetta\$9.95**

Grilled Turano bread with Roma tomato, basil, garlic and caper relish topped with proscuitto.

### **Steamed mussels \$13.95**

## **Zuppa Del Giorno**

Giovanni's homemade soup of the day

## **Insalate e Luppe**

**Cesar salad Sm.\$6.95 Lg.\$11.95**

Chopped romaine, garlic crouton, parmesan crisp.

**Green Bean and Heirloom tomato Salad Sm. 7.95 Lg. 12.95**

Pickled red onion, red potato, basil and white vinaigrette

**Giovannis Italian Salad Sm.\$6.95 Lg.12.95**

Romaine lettuce, tomato, onions, artichoke hearts, pepperoncini, parmesan cheese and red wine vinaigrette.

**Insalata di Mare Sm.\$9.95 Lg.\$17.95**

Grilled octopus, calamari, king crab, scamponi shrimp, red onions, cherry tomatoes served over a bed of romaine lettuce.

Consuming raw or undercooked meat, fish and animal products may increase your risk for foodborne illness. Giovanni's is not responsible for steak cooked over medium well.

Pasta

**Tagliatelle \$18.95**

Grilled artichoke, mushroom, Alaskan king crab and white wine cream.

**Linguini and Clams \$19.95**

Fresh Cherry stone clams, creamy garlic and white wine sauce, Lemon Oil.

**Cattelloni \$15.95**

Veall Ragu, roasted parsnip, watercress, Parmigiano mousse.

**Black Chitarra \$21.95**

Calabrian chile, calamari, Crab, Scamponi, pomodoro fresco

Pesce

**Gioannis Scamponi \$21.95**

Jumbo shrimp marinated in white wine and fresh lemon juice topped with Italian herb crust.

**Shrimp Scampi \$21.95**

Sautéed in olive oil, white wine, fresh lemon, Vidalia onions and cherry tomatoes.

**Fish of the day 2 ways:**

Market Price \$

\* Baked vesuvio, tagliatelle with crispy garlic and Sicilian olive oil, Rapini

\*Grilled with roasted fingerling potato topped with pimento and black olive relish

Specialita della Casa

**Rosa Combination \$43.95**

Stuffed filet, two scamponi and tagliatelle-alfredo with Alaskan king crab.

**Sicilian Grilled Pork Chops \$23.95**

Two French cut pork chops, sautéed Calabrian peppers and roman potatoes.

**Speidini \$21.95**

Hand rolled tenderloin stuffed with Sicilian breadcrumbs and fresh mozzarella.

## Entrees

(Proudly serving Strauss Veal)

### Chicken Vesuvio \$17.95

Roasted Organic chicken breast, Sicilian herb crusted served over a bed of roasted fingerling potatoes, English peas and topped with lemon herb vinaigrette.

### Veal Cotoletta \$21.95

Breaded Veal cutlet seasoned with Italian herbs and spices sautéed in extra virgin olive oil and served with assorted vegetables.

### Parmesan

Lightly coated in Italian breadcrumbs, baked and topped with marinara sauce and mozzarella cheese.

*Chicken \$19.95 Veal \$25.95*

### Veal Piccata \$23.95

Veal medallions sautéed and finished with white wine and lemon caper reduction.

### Veal scalloppine \$23.95

Veal medallions sautéed with button mushrooms and topped with sweet Marsala reduction served over Papperdelle

### Filet Mignon \$31.95

Box Sicilian grilled or Grilled pan roasted mushroom truffle herb butter.

### Sicilian stuffed Filet \$34.95

Caramelized onion, Roma tomato, provolone cheese and prosciutto

### Frenched Bone in Ribeye \$33.95

Sicilian grilled or Charbroiled

Consuming raw or undercooked meat, fish and animal products may increase your risk for foodborne illness. Giovanni's is not responsible for steaks cooked over medium well.





May 5, 2015

To: Sal Safina  
The Comedy Café  
1033 N Old World 3rd St.  
Milwaukee, WI 53202

From: Flux Design  
811 E Vienna Ave  
Milwaukee, WI 53212

Re: Design Contract for Comedy Café

The following contract between Comedy Café and Flux Design, Ltd, upon signing, must be amended in writing and bear the signatures of authorized representatives for each organization. Flux Design will provide Comedy Café with conceptual designs to modify the look and feel of Notte, with the changes to be executed by a third party contractor. The estimated cost for this will be [REDACTED]. These sketches will include:

- Layout development re-using and re-purposing existing furniture
- Removal of bar
- Removal of DJ booth
- Extruded wall
- Elevated stand/platform
- Backdrop

Included in this design package are the following:

- Site Visits
- Site Measurements
- Research
- Conceptual Sketches
- Basic 3D Modeling
- Material Specifications
- 30 total hours

**Exclusions**

The budgetary parameters for the design phase herein do not include any items not listed in the above scope. Exclusions include interior design elements; technical drawings; fabrication; purchasing of any equipment, permits; fixtures, or materials; kitchen equipment specifications; exterior signage design; logo design/ideation; landscape design; and mechanical drawings. Additions or changes to the design phase will be treated as change orders and will billable as such. **Additions or changes to the project scope, including but not limited to additional drawings, renderings, meetings, and previously unscheduled consultations will be treated as change orders and will billable as such at \$65.00 per hour.**



**Rockstar Design / Info\* Milwaukee**

2266 N. Prospect Ave., Suite 209, Milwaukee, WI 53202

# Invoice

Date	Invoice #
------	-----------



**Payment Schedule**

The payment schedule requires 50% [redacted] upon contract and 50% ([redacted]) immediately upon completion. If the client does not maintain this payment schedule, Flux Design reserves the right to suspend or cease work on this project until payment has been received. Flux Design is not responsible for any affect of delinquent payment upon the project schedules. If the client chooses to process the payments through a bank or construction draw process then Flux Design will make its labor for processing draws and inspections billable at \$65.00 per hour.

**Responsibilities**

Flux Design, Ltd shall be responsible for the outlined elements in this contract, within the entailing budgetary parameters. Comedy Café shall be responsible for maintaining the payment schedule as specified herein. Flux Design is dedicated to quality craftsmanship and determined to maintain strong relationships with is clients. We look forward to working with you.

Thank you,  
Flux Design

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date first written above.

OWNER:

BY:

Print Name *SILVANO G. JAFINA*  
Print Title *MEMBER*

FLUX:  
Flux Design, Ltd.

BY:

Print Name  
Print Title



April 28, 2015

To: Sai Safina  
Tutto's  
1033 Old World 3<sup>rd</sup> St  
Milwaukee, WI 53203

From: Flux Design  
811 E Vienna Ave  
Milwaukee, WI 53212

Re: Design Contract for Tutto's

The following contract between Tutto's and Flux Design, Ltd, upon signing, must be amended in writing and bear the signatures of authorized representatives for each organization. Flux Design will provide Tutto's with conceptual designs to modify the look and feel of Tutto's, with the changes to be executed by a third party contractor. The estimated budget of the conceptual design for the space is projected to [REDACTED]. The sketches will include:

- Transforming the space from its current iteration into an upscale Italian-style restaurant, maximizing the use of the overall square footage available
- Revised layouts based on two-top and four-top tables, and a modification of the existing booths along the north wall into banquette seating
- Suggestions to create zones of compression
- Sketches to address current host stand
- A wall structure that incorporates an artistic structure to provide separation between the bar and the primary dining area
- Changes to the visibility in the front dining area to make it more comfortable to enter
- Sketches of NE corner with elevated seating and use of a piano
- A color scheme that is appropriate to the theme of upscale, classic Italian dining that also distinguishes itself from Tutto's, thus establishing a unique identity
- The dining area near kitchen will be modified into a private dining area
- Investigate the possibility of a doorway from the kitchen to the hallway
- Address the upper canopy over the bar area
- Modifications to the look of the back bar appropriate to the feeling and aesthetic of an upscale Italian restaurant
- The conceptual sketches will re-use and re-purpose as much existing furniture as possible, to mitigate the overall cost of the project

Included in this design phase are the following:

- Site Visits
- Site Measurements
- Conceptual Sketches
- Conceptual Layouts
- Material Specifications
- 3D Modeling
- 77 Total Hours of Design Time



**Exclusions**

The budgetary parameters for the design phase herein do not include any items not listed in the above scope. Exclusions include technical drawings; fabrication; purchasing of any equipment, fixtures, or materials; permits; review for permitting; logo ideation; exterior signage design; landscape design; and mechanical drawings. Additions or changes to the design phase will be treated as change orders and will billable as such. **Additions or changes to the project scope, including but not limited to additional drawings, renderings, meetings, and previously unscheduled consultations will be treated as change orders and will billable as such at \$65.00 per hour.**

**Payment Schedule**

The payment schedule requires 50% [redacted] upon contract and 50% [redacted] immediately upon completion. If the client does not maintain this payment schedule, Flux Design reserves the right to suspend or cease work on this project until payment has been received. Flux Design is not responsible for any affect of delinquent payment upon the project schedules. If the client chooses to process the payments through a bank or construction draw process then Flux Design will make its labor for processing draws and inspections billable at [redacted].

**Responsibilities**

Flux Design, Ltd shall be responsible for the outlined elements in this contract, within the entailing budgetary parameters. Tutto's shall be responsible for maintaining the payment schedule as specified herein. Flux Design is dedicated to quality craftsmanship and determined to maintain strong relationships with is clients. We look forward to working with you.

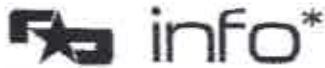
Thank you,  
Flux Design

# Giovanni's

RETURNING  
SUMMER 2015

GIOVANNISMILWAUKEE.COM





**Rockstar Design / Info\* Milwaukee**

2266 N. Prospect Ave., Suite 209, Milwaukee, WI 53202

Phone: 414-276-7625 Fax: 414-273-4675

**Invoice**

Date	Invoice #
5/1/2015	2986

Bill To:
<b>Tutto Promotions, Inc.</b> 1033 N. Old World Third St. Milwaukee, WI 53203

P.O. No.	Project #	Due Date	Terms
	04-02-04-15	5/16/2015	Net 15

Quantity	Description	Rate	Amount
1	Giovanni's Milwaukee Magazine Half Page Vertical Ad	135.00	135.00
2	Giovanni's Logo updated to vector format	125.00	250.00
	WI Sales Tax - Milwaukee County	5.60%	14.00

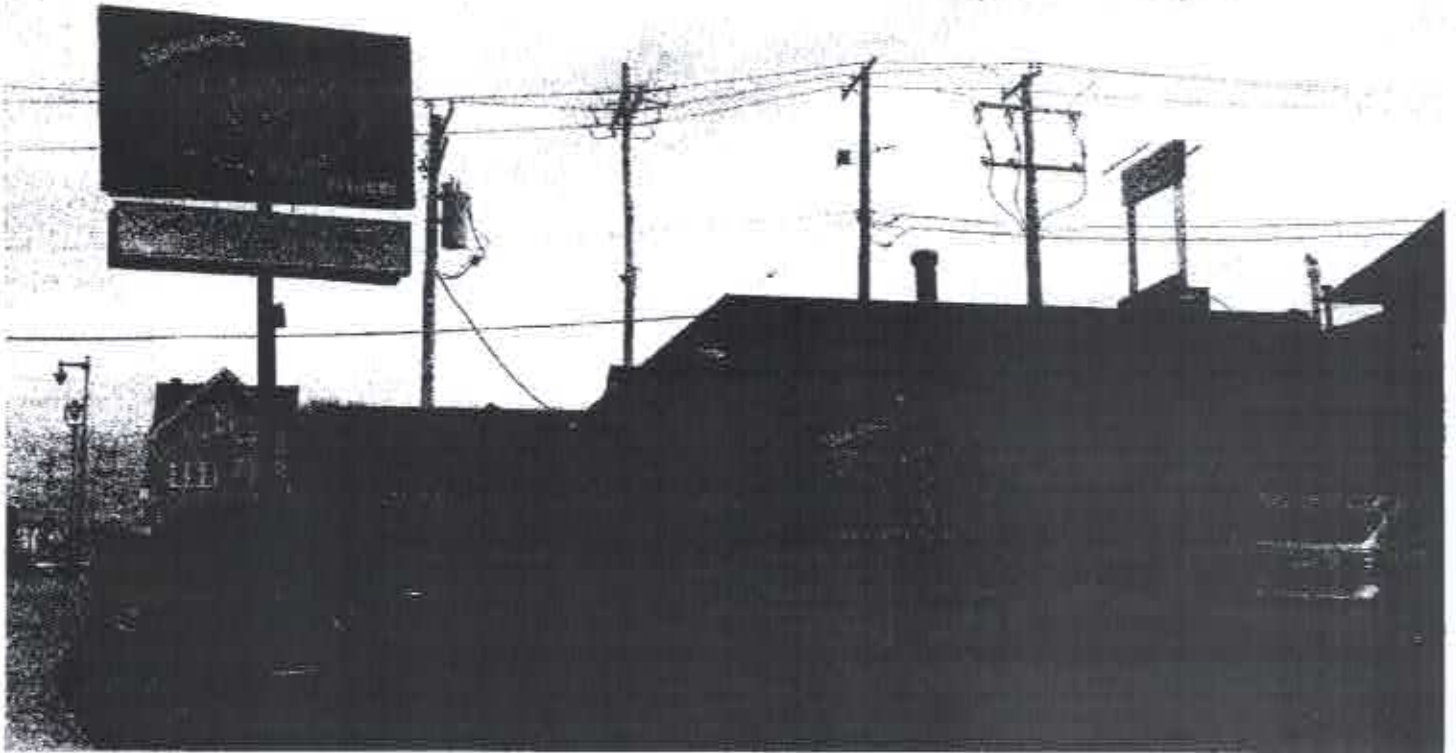
<b>Payments can be made ONLINE or by CHECK, CASH, or CREDIT CARD.</b>  Pay online at: <a href="https://ipn.intuit.com/32h7c79g">https://ipn.intuit.com/32h7c79g</a>  To Send a Credit Card Payment by Email, Fax or US Mail, Please Fill Out the Information Below.  Name on Card _____ Type of Card _____ CC# _____ CVV# _____ Exp. _____	<b>Total</b>	<b>\$399.00</b>
	<b>Payments/Credits</b>	<b>\$0.00</b>
	<b>Balance Due</b>	<b>\$399.00</b>

FOR  
LEASE

# FREESTANDING BUILDING

## WITH PARKING

1620 S. VAN BUREN STREET, SEATTLE, WA 98148



FOR MORE  
INFORMATION  
PLEASE CONTACT

**CJ Goldberg**  
Senior Associate  
+1 414 274 1658  
cj.goldberg@cbre.com

**John Kardelis**  
Vice President  
+1 414 274 1618  
john.kardelis@cbre.com

### FEATURES:

- Approximately 3,500 SF
- \$5,250 monthly + NNN
- \$18.00/SF NNN
- 2014 Taxes - \$25,980 (Appx. \$7.42 psf)
- Freestanding building located amongst some of the busiest apartment developments in SE WI. Over 750 units current being developed within blocks of this site.

### TRAFFIC COUNTS

Water Street	16,800 VPD
Brady Street	9,000 VPD
Van Buren	8,400 VPD



© 2015 CBRE, Inc. This information has been obtained from sources believed reliable. We have not verified it and make no guarantee, warranty or representation about it. Any projections, opinions, assumptions or estimates used are for example only and do not represent the current or future performance of the property. You and your advisors should conduct a careful, independent investigation of the property to determine to your satisfaction the suitability of the property for your needs.

# CBRE



**BROKER DISCLOSURE TO CUSTOMERS**

1 Prior to negotiating on your behalf the Broker must provide you the following disclosure statement:

2 **BROKER DISCLOSURE TO CUSTOMERS**

3 You are a customer of the broker. The broker is either an agent of another party in the transaction or a subagent of another broker  
4 who is the agent of another party in the transaction. The broker, or a salesperson acting on behalf of the broker, may provide  
5 brokerage services to you. Whenever the broker is providing brokerage services to you, the broker owes you, the customer, the  
6 following duties:

- 7 ■ The duty to provide brokerage services to you fairly and honestly.
- 8 ■ The duty to exercise reasonable skill and care in providing brokerage services to you.
- 9 ■ The duty to provide you with accurate information about market conditions within a reasonable time if you request it, unless  
10 disclosure of the information is prohibited by law.
- 11 ■ The duty to disclose to you in writing certain material adverse facts about a property, unless disclosure of the information is  
12 prohibited by law (See Lines 55-63).
- 13 ■ The duty to protect your confidentiality. Unless the law requires it, the broker will not disclose your confidential information or the  
14 confidential information of other parties (See Lines 22-39).
- 15 ■ The duty to safeguard trust funds and other property the broker holds.
- 16 ■ The duty, when negotiating, to present contract proposals in an objective and unbiased manner and disclose the advantages and  
17 disadvantages of the proposals.

18 Please review this information carefully. A broker or salesperson can answer your questions about brokerage services, but if you  
19 need legal advice, tax advice, or a professional home inspection, contact an attorney, tax advisor, or home inspector.

20 This disclosure is required by section 452.135 of the Wisconsin statutes and is for information only. It is a plain-language summary of  
21 a broker's duties to a customer under section 452.133 (1) of the Wisconsin statutes.

22 **CONFIDENTIALITY NOTICE TO CUSTOMERS**

23 BROKER WILL KEEP CONFIDENTIAL ANY INFORMATION GIVEN TO BROKER IN CONFIDENCE, OR ANY INFORMATION  
24 OBTAINED BY BROKER THAT HE OR SHE KNOWS A REASONABLE PERSON WOULD WANT TO BE KEPT CONFIDENTIAL,  
25 UNLESS THE INFORMATION MUST BE DISCLOSED BY LAW OR YOU AUTHORIZE THE BROKER TO DISCLOSE PARTICULAR  
26 INFORMATION. A BROKER SHALL CONTINUE TO KEEP THE INFORMATION CONFIDENTIAL AFTER BROKER IS NO LONGER  
27 PROVIDING BROKERAGE SERVICES TO YOU.

28 THE FOLLOWING INFORMATION IS REQUIRED TO BE DISCLOSED BY LAW:

- 29 1. MATERIAL ADVERSE FACTS, AS DEFINED IN SECTION 452.01 (5g) OF THE WISCONSIN STATUTES (SEE LINES 55-63).
- 30 2. ANY FACTS KNOWN BY THE BROKER THAT CONTRADICT ANY INFORMATION INCLUDED IN A WRITTEN INSPECTION  
31 REPORT ON THE PROPERTY OR REAL ESTATE THAT IS THE SUBJECT OF THE TRANSACTION
- 32 TO ENSURE THAT THE BROKER IS AWARE OF WHAT SPECIFIC INFORMATION YOU CONSIDER CONFIDENTIAL, YOU MAY LIST  
33 THAT INFORMATION BELOW (SEE LINES 35-36). AT A LATER TIME, YOU MAY ALSO PROVIDE THE BROKER WITH OTHER  
34 INFORMATION YOU CONSIDER TO BE CONFIDENTIAL.

35 **CONFIDENTIAL INFORMATION:** \_\_\_\_\_

36  
37 **NON-CONFIDENTIAL INFORMATION** (The following information may be disclosed by Broker): \_\_\_\_\_

38  
39 *(INSERT INFORMATION YOU AUTHORIZE THE BROKER TO DISCLOSE SUCH AS FINANCIAL QUALIFICATION INFORMATION.)*

40 **CONSENT TO TELEPHONE SOLICITATION**

41 I/We agree that the Broker and any affiliated settlement service providers (for example, a mortgage company or title company) may  
42 call our/my home or cell phone numbers regarding issues, goods and services related to the real estate transaction until I/we  
43 withdraw this consent in writing.

44 List Home/Cell Numbers: \_\_\_\_\_

45 **SEX OFFENDER REGISTRY**

46 Notice: You may obtain information about the sex offender registry and persons registered with the registry by contacting the  
47 Wisconsin Department of Corrections on the Internet at: <http://offender.doc.state.wi.us/public/> or by phone at 608-240-5830.

48 BY SIGNING AND DATING BELOW I/WE ACKNOWLEDGE RECEIPT OF A COPY OF THIS DISCLOSURE AND  
49 THAT CJ Goldberg/John Kardelis and CBRE  
50 Sales Associate ▲ Firm Name ▲ are working

51 as: (Owner's/Listing Broker's Agent) (Buyer's/Tenant's Agent or Buyer's Broker's Agent) **STRIKE ONE**

52 **SIGNING THIS FORM TO ACKNOWLEDGE RECEIPT DOES NOT CREATE ANY LEGAL OBLIGATIONS TO BROKER.**

53  
54 Signature ▲ Date ▲ Signature ▲ Date ▲

No representation is made as to the legal validity of any provision or the adequacy of any provision in any specific transaction.  
Copyright 2012 by Wisconsin REALTORS® Association. Drafted by Attorney Debra Peterson Conrad.

55 **DEFINITION OF MATERIAL ADVERSE FACTS**

56 A "material adverse fact" is defined in Wis. Stat. § 452.01(5g) as an adverse fact that a party indicates is of such significance, or that  
57 is generally recognized by a competent licensee as being of such significance to a reasonable party, that it affects or would affect  
58 the party's decision to enter into a contract or agreement concerning a transaction or affects or would affect the party's decision  
59 about the terms of such a contract or agreement. An "adverse fact" is defined in Wis. Stat. § 452.01(1e) as a condition or occurrence  
60 that a competent licensee generally recognizes will significantly and adversely affect the value of the property, significantly reduce  
61 the structural integrity of improvements to real estate, or present a significant health risk to occupants of the property; or information  
62 that indicates that a party to a transaction is not able to or does not intend to meet his or her obligations under a contract or  
63 agreement made concerning the transaction.

**Ceella, Jessica**

---

**From:** Michael Maistelman <mmaistelman@gmail.com>  
**Sent:** Monday, May 11, 2015 9:35 PM  
**To:** Bauman, Robert; Stacie Callies  
**Cc:** Ceella, Jessica  
**Subject:** New location info

<http://milwaukeescomedycafe.com/>



**We're Moving!**

**June 20th will be the final show  
at our Brady Street location**

**We will re-open July 16th at our new address:  
1033 Old World 3rd St.**

Milwaukee's

CON  
CA

Serving Lau

# 2015-2016 Plan of Operation for 1033 N OLD WORLD THIRD ST

## 1. Litter and Noise

How are the grounds kept clean?  Sweep  Pressure Wash  Pick Up Litter  Other: \_\_\_\_\_  
 How often will grounds be cleaned?  Daily  Weekly  Other: \_\_\_\_\_  
 Grounds Cleaned By:  Licensee  Building Owner  Employees  Hired Maintenance:  Other: \_\_\_\_\_  
 How are noise issues prevented and/or addressed?  Security  Manager approaches customer(s)  Call Police  
 Signs Posted  Other: \_\_\_\_\_

## 2. Smoking and Sanitation

Are there designated outdoor smoking areas?  No  Yes  
 If yes, describe the area(s) and provide location(s): OUTSIDE Front Door  
 Number of Garbage Cans: Inside: 21 Locations: BAR, KITCHEN, Bathrooms, SIGS + Halls  
 Outside: 16 Locations: ALL Front Door  
 Is a Crowd Control Barrier used?  No  Yes If yes, describe: Fencing + Sign of Speed End  
 Describe sanitation facilities (restrooms): 40: 2 First-Flr and 2 on second 3 Urinals, 9 toilets  
 Provide name of solid waste contractor: Waste Management

## 3. Security

Are there parking spaces on the premises?  No  Yes If yes, number of spaces: \_\_\_\_\_ and describe security provisions: \_\_\_\_\_  
 Are there designated loading areas?  No  Yes If yes, describe security provisions: Back Alley Security Cameras  
 Do you have security personnel on the premise?  No  Yes If yes, how many? 10  
 AND What are their responsibilities? Manage people, Check IDs, Control noise in and outside  
 What security equipment do they use? Flash Lights + Radios  
 List their licensing, certification or training credentials: All staff members go thru training prior to starting  
 Are there security cameras?  No  Yes If yes, list all locations: Front Door, Back Door, Hallways, KITCHEN BAR SIGS  
 Are searches and/or identification checks conducted upon entry?  No  Yes If yes, describe: Check IDs + Foot Prints

## 4. Percentage of Sales (must total 100%)

Alcohol 45 % Food Sales 55 % Entertainment — % Other — %

## 5. Businesses On The Premise (choose all that apply):

- |   |   |   |   |
|---|---|---|---|
| <input checked="" type="checkbox"/> Full Service Restaurant | <input type="checkbox"/> Cafe/Coffee Shop | <input type="checkbox"/> Deli or Fast Food Rest.    | <input type="checkbox"/> Private/Fraternal/Veterans' Club |
| <input checked="" type="checkbox"/> Night Club              | <input type="checkbox"/> Tavern           | <input checked="" type="checkbox"/> Cocktail Lounge | <input type="checkbox"/> Teen Club                        |
| <input type="checkbox"/> Bowling Alley                      | <input type="checkbox"/> Hotel            | <input checked="" type="checkbox"/> Banquet Hall    | <input type="checkbox"/> Sports Facility                  |
| <input type="checkbox"/> Liquor Store                       | <input type="checkbox"/> Corner Store     | <input checked="" type="checkbox"/> Supermarket     | <input type="checkbox"/> Convenience Store                |
| <input type="checkbox"/> Gas Station                        | <input type="checkbox"/> Other: _____     |   |   |

## 6. Hours of Operation and Age Restriction

Are there any changes to the current hours of operation or age restriction?  No  Yes If yes, describe: \_\_\_\_\_  
 Please Note: If you will be open earlier or later than the hours listed on your current license for even one event or holiday (for example, St. Patrick's Day, Brewers Opening Day, etc.) during the license period, this must be reported and printed on your license.  
 Your hours of operation and age restriction are listed on your current license.

## 7. Floor Plan

Are there any changes to the current floor plan?  No  Yes If yes, describe: \_\_\_\_\_  
 AND submit a new floor plan with this application. Changes in floor plan include changing the location of tables, games, etc. within your current licensed premises. If your changes include adding any additional areas or square footage to your premises, or any renovations to the building will be done, a Permanent Extension of Premises application must be filed.

**(1) CURRENT ENTERTAINMENT**

The following types of entertainment have been approved for your current Public Entertainment Premises license:  
Instrumental Musicians, Patrons Dancing, Karaoke, Disc Jockey

**(2) SELECT ANY TYPES OF ENTERTAINMENT THAT YOU ARE REQUESTING TO ADD** \*No changes in entertainment shall take place until approved by the Common Council and a new license has been issued and posted on the premises.

<input type="checkbox"/> Instrumental Musicians	<input type="checkbox"/> Bands	<input type="checkbox"/> Battle of the Bands	<input type="checkbox"/> Comedy Acts
<input checked="" type="checkbox"/> Disc Jockey	<input type="checkbox"/> Magic Shows	<input type="checkbox"/> Poetry Readings	<input type="checkbox"/> Dancing by Performers
<input type="checkbox"/> Jukebox	<input type="checkbox"/> Wrestling	<input type="checkbox"/> Patron Contests	<input checked="" type="checkbox"/> Patrons Dancing
<input type="checkbox"/> Adult Entertainment/ Strippers/Erotic Dance	<input checked="" type="checkbox"/> Karaoke	<input type="checkbox"/> Bowling Alley	<input type="checkbox"/> Pool Tables
<input type="checkbox"/> Motion Pictures	<input type="checkbox"/> Amusement Machines	How many? _____	How many? _____
How many screens? _____	How many? _____	<input type="checkbox"/> Concerts	<input type="checkbox"/> Theatrical Performances
<input type="checkbox"/> Other: _____		Approx. # per year? _____	Approx. # per year? _____

**(3) REMOVE ENTERTAINMENT**

If applicable, list any entertainment you wish to remove: \_\_\_\_\_

**(4) WILL PROMOTERS EVER BE USED FOR ANY OF THE ENTERTAINMENT?**

No  Yes, describe: \_\_\_\_\_

**(5) LEGAL CAPACITY OF PREMISES**

Call the Milwaukee Development Center at 414-286-8211 if you have questions. Your legal capacity will determine the license fee for your Public Entertainment Premise License. If you would like to request that the license be approved with a lower capacity than that listed above, indicate lower capacity \_\_\_\_\_ If approved, this lower capacity will print on your license and override the capacity listed on your Occupancy Permit.

**(6) IDENTIFY IF SOUND AMPLIFICATION IS USED**

No  Yes, describe: Amplified Sound

**(7) DECLARATIONS, ACKNOWLEDGEMENTS, & DISCLOSURES**

Read And Initial Each Item Confirming Your Understanding:

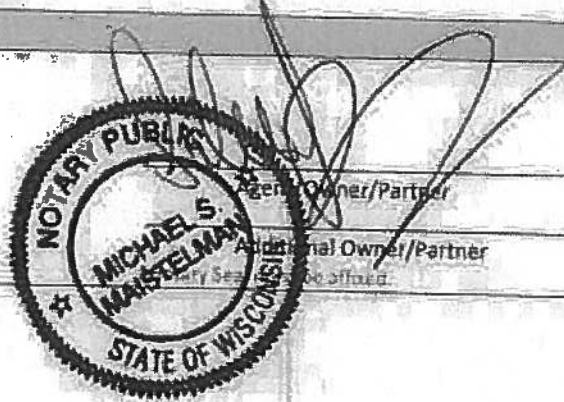
- SJS I understand that after the license has been issued, a change to the plan of operation will require a written request to change and approval from the Common Council.
- SJS I agree to inform the City Clerk within 10 days of any substantial changes in the information supplied in this application.
- SJS I understand that I shall not willfully refuse to provide the services offered under this license, or add charges or require deposits not required of the general public because of race, color, sex, religion, national origin or ancestry, age, handicap, lawful source of income, marital status, sexual orientation, gender identity or expression, familial status or the fact that a person is now or has been a member of the military service, whether dressed in uniform or not, and shall not seek such information as a condition of employment, or penalize any employee or discriminate in the selection of personnel for training or promotion on the basis of such information.
- SJS I have knowledge of the City Ordinances currently regulating public entertainment, and understand that the license may be subject to suspension, non-renewal or revocation, if I violate any rule, law or regulation of the city of Milwaukee and State of Wisconsin.

**(8) NOTARIZED SIGNATURES OF APPLICANTS**

SUBSCRIBED AND SWORN TO BEFORE ME

This 6 day of April, 2015

(Clerk/Notary Public)  
My Commission Expires permanant



Agent/Owner/Partner  
Additional Owner/Partner  
My Signature is hereby attested.