



Office of the City Clerk

Ronald D. Leonhardt
City Clerk

Carolyn Hill Robertson
Deputy City Clerk

March 28, 2005

FNU Bhupinder
4639 West Rice Street
Milwaukee, WI 53216

Dear Mr. Bhupinder:

You are hereby notified that the Milwaukee Common Council will hold a hearing on April 12, 2005 commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council Chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin 53202 to consider your Public Passenger Vehicle Driver's License renewal application.

Attached you will find a copy of the Report of the Utilities and Licenses Committee which includes their Findings of Fact, Conclusions of Law and Recommendation, recommending nonrenewal of the Public Passenger Vehicle Driver's License renewal application. The recommendation is the result of a public hearing before the Committee held on December 7, 2004, a police report that could form the basis of nonrenewal or suspension of said license and your nonappearance. This was the second opportunity afforded to you to appear and you failed to appear.

You may file a written objection to the Report of the Utilities and Licenses Committee and shall have the opportunity to present arguments in writing supporting that objection to the Common Council. Any written objections to the Committee's Report must be filed with the City Clerk at least two (2) days prior to the above-mentioned date set for hearing by the Common Council. You or a legal representative may also appear at the Common Council meeting and request an opportunity to address the Common Council for approximately five (5) minutes to present an oral argument on your own behalf.

Respectfully,

RONALD D. LEONHARDT
City Clerk

Enclosure

c: License Division
CCF 041636



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: March 28, 2005

To: All Members of the Milwaukee Common Council

From: The Utilities and Licenses Committee

Re: Report of the Renewal Application of FNU Bhupinder for a Public Passenger Vehicle Driver License.

FINDINGS OF FACT

1. FNU Bhupinder (hereinafter the "Licensee") is the holder of a Public Passenger Vehicle Driver license in the City and County of Milwaukee, Wisconsin. Said license expired on October 31, 2004.
2. An untimely application to renew said license was filed with the Office of the City Clerk on September 9, 2004.
3. Pursuant to Chapter 100 of the Milwaukee Code of Ordinances and § 349.24 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. The Milwaukee Police Department filed an objection to renewal of this license dated October 13, 2004. That objection could form the basis of non-renewal or suspension of this license.

On October 27, the City Clerk's Office provided notice to the Licensee, pursuant to Chapter 100 of the Milwaukee Code of Ordinances and § 349.24 of the Wisconsin Statutes of police objections that could form the basis for suspension or non-renewal of the license of the licensee and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the police report on November 9, 2004 at 8:15 a.m. in Room 301B of City Hall. At said date, time and place, the licensee did not appear nor was he represented by counsel. Mr. Bhupinder requested that the matter be rescheduled.

The matter was rescheduled for a second hearing on December 7, 2004 at 8:00 a.m. At that date and time the applicant again failed to appear.

5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. Notice was sent to Fnu Bhupinder at 4639 West Rice Street, Milwaukee, WI 53216 along with a copy of the police report on November 22, 2004 in an envelope which was sent by U.S. first-class prepaid mail in an envelope bearing the return address of the License Division, 200 East Wells Street, Room 105, Milwaukee, WI 53202. The address of 4639 West Rice Street, Milwaukee, WI 53216 was the address given by the applicant on his renewal application. The notice included a copy of the police report. The licensee failed to appear at the hearing and the envelope containing the notice and police report was not returned to the License Division by the U.S. Postal Service.
- B. On April 29, 2004, the Wisconsin Department of Transportation suspended the applicant's driver's license for a period of two months as a result of the accumulation of points on his driver's record.

The applicant's convictions are as follows (by conviction date):

May 12, 2000 violation of restriction	3 point violation
August 7, 2003 imprudent speed	8 point violation
April 14, 2004 imprudent speed	4 point violation
June 3, 2004 defective speedometer	2 point violation

CONCLUSIONS OF LAW

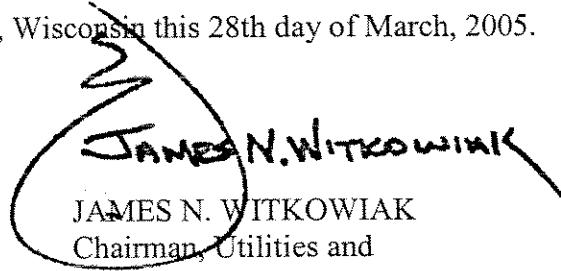
1. The Committee has jurisdiction to hold hearings and make Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 100 of the Milwaukee Code of Ordinances and § 349.24, Wisconsin Statutes.
2. Based upon the above facts found, the Committee concludes that the licensee, FNU Bhupinder has not met the criteria of Wis. Stat. Sec. 349.24 or Chapter 100 of the Milwaukee Code of Ordinances to allow renewal of the Public Passenger Vehicle Driver's License held by the licensee. The Committee finds the police report that could form the basis of nonrenewal or suspension of this license to be true.
3. The Utilities and Licenses Committee recommends that the full Common Council exercise its discretion to not renew the Public Passenger Vehicle Driver's License held by FNU Bhupinder based upon the danger the activities of the licensee represents to the health, safety and welfare of the citizens of the City of Milwaukee.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes, zero (0) noes and two (2) excused,

recommends that the Public Passenger Vehicle Driver license of FNU Bhupinder not be renewed based on nonappearance and the police objection.

Dated and signed at Milwaukee, Wisconsin this 28th day of March, 2005.


JAMES N. WITKOWIAK
Chairman, Utilities and
Licenses Committee

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