

In re the Class "B" Tavern License of:

DANIELLE S. JACKSON
for the licensed premises
known as Danielle's Lounge, located at
501 West North Avenue, Milwaukee, Wisconsin

SWORN CHARGES BY CHIEF OF POLICE FOR REVOCATION OF LICENSE

Pursuant to Wisconsin Statutes Section 125.12 and Section 90-12, Milwaukee Code of Ordinances, Chief of Police Edward Flynn, by Captain Edith Hudson, Commander of Police District Five, being first duly sworn and upon her oath, respectfully charges the following based upon review of official Milwaukee Police Department reports drafted in the ordinary course of business, review of documents received by Milwaukee Police District 5, and communication with other police and municipal officials.

1. That Danielle Simone Jackson (DOB 07/15/1972) (hereinafter, "Licensee") is the holder of a Class "B" tavern license for the licensed premises known as Danielle's Lounge located at 501 West North Avenue, Milwaukee, Wisconsin. The tavern is located in a building on the southwest corner of the intersection of West North Avenue and North 5th Street. The tavern's main entrance faces West North Avenue and there is a side exit in the middle of the building exiting towards North 5th Street.

2. On December 5, 2009 at approximately 1:19 a.m., three individuals, at least two of whom were former patrons of Danielle's Lounge, were shot after leaving the tavern on or near the sidewalk located adjacent to Danielle's Lounge during an altercation involving many individuals. Subsequent police investigation revealed blood located on the sidewalk near the bar and four .40 Smith & Wesson spent firearm casings located in front of the property immediately south of the tavern. While searching for evidence, police documented the presence of a camera surveillance system in the tavern which the licensee indicated was inoperable. Multiple witnesses were subsequently interviewed by police

3. Police interviewed gunshot wound victim Michael B. Moore, who stated that on the

night of the shooting, he and his girlfriend had seen a movie and had heard that Carters located at 501 W. North Avenue was reopening after being closed for several months. After the movie let out at approximately 11:30, Mr. Moore and his girlfriend went to the bar and noticed that it was fairly busy. Mr. Moore indicated that after he had arrived and was going to do some dancing after having a drink, he noticed a fight break out along the bar closer to the front door. Mr. Moore indicated he could hear glasses and bottles breaking and chairs being tipped over, at which time the bartender and the bouncers got involved with the people and the lights came on. The bartender and bouncer got a group of people who were fighting out the side door. At that point, Mr. Moore was told that they would also have to leave for the night. Mr. Moore indicated that he and his girlfriend walked towards North Avenue along the exterior of the bar and heard 3 or 4 shots go off, at which time he realized he had been shot.

4. Police interviewed gunshot wound victim Conrad J. Perkins at Mt. Sinai Hospital. Mr. Perkins told police that he was invited by a friend "Juan Juan" to meet him at the bar on 5th and North Avenue. Mr. Perkins found Juan Juan inside the bar and spent approximately 10-15 minutes there before walking outside. Mr. Perkins indicated to police that he realized he left his keys in his jacket inside the bar and that he went back in. However, an argument and fight had started up outside the bar involving approximately 20-30 people. While the fight was occurring, he heard about 5 or 6 gunshots, but did not see anyone with a gun or see who was firing the shots. Mr. Perkins indicated that Juan Juan helped him to his vehicle and delivered him to the hospital.

5. Police subsequently interviewed the individual known as "Juan Juan," who was later identified as 19-year-old Deron M. Parks (DOB 03/07/90). Mr. Parks indicated to police that he was at Danielle's Tavern located on 5th and North Avenue the night of the shooting, getting there at about 12 or 1 a.m. and that his friend arrived thereafter. Mr. Parks indicated to police that he and Mr. Perkins stayed a while and the two of them left. When they went outside, there was a bunch of people, approximately 30-40 people, fighting and that he heard a gunshot. He then observed that Mr. Perkins was shot and he took him to the hospital.

6. Police interviewed gunshot wound victim Robert D. Davis who indicated that at the time

of the shooting he was in the process of walking home from a friend's house and that he had heard arguing coming from the general direction where he observed numerous subjects on North 5th Street. He then heard several gunshots and he fell to the ground and realized he had been hit.

7. Police interviewed licensee Danielle S. Jackson at approximately 2:10 a.m. inside Danielle's Lounge. The licensee indicated to police that she had been leasing the bar for the past year, but that she had not been open and that the evening of 12/4/09, through the morning of 12/5/09, was her opening date. She indicated to police that she opened at 9:00 p.m. and that during this time, she had one bartender and one door person working. She identified the bartender as Tasha M. Weatherall and her door person as Justin Grant. The licensee indicated to police that she had a maximum capacity of 25 people and that at the busiest point of the evening she only had 15 patrons. The licensee reiterated she had not been open at all during the entire year that she had been leasing the property. The licensee indicated to police that prior to the shooting, the patrons that were in the bar were pretty much unknown to her and that there was no arguing and definitely no fighting inside the bar. The licensee indicated to police that at the time it was to close the bar, all the patrons left out the side door located on the east side of the business. At that time, she and her doorman, Justin Grant, left the business and locked the door. Thereafter, she heard 1 to 2 shots to the southeast of her and observed people running. The licensee indicated that she ran to her vehicle and started the vehicle up and ducked down. She indicated she heard 2 or 3 more shots, prompting her just to pull out as quickly as possible. The licensee again reiterated to the police that nothing had taken place inside the bar which precipitated the incident. The licensee indicated that the surveillance system which consisted of four apparently new cameras and a TV monitor were not in operation at the time that evening.

8. Milwaukee police interviewed the doorman, Justin Grant, who indicated that the evening of 12/4/09 was supposed to be his first night as the doorman at Danielle's Bar. He was scheduled to work from 9 p.m. until bar closing. He indicated to police that throughout that night there no more than 20-25 people within the bar and that he would not allow anyone under the age of 25 years to enter the bar. Mr. Grant indicated that the entire night was calm and that most of the people inside the bar were individuals

that knew Danielle. Mr. Grant indicated there were no problems and there was no one arguing and that at about 1:00 a.m., the morning of 12/5/09, Danielle called last call and everyone left the bar via the side door. Thereafter, Mr. Grant indicated there was a large group of people, totaling 10-15, to the east of the bar in the street and they were all cursing and yelling at one another. Thereafter, he heard 2 or 3 shots and observed people running. Thereafter, Mr. Grant ran westbound towards his car and he heard 2 or 3 more shots fired in rapid succession.

9. After other witnesses were interviewed, police again interviewed Justin M. Grant who then indicated to police that there had been a subject inside the bar near the time of closing who had been jumping around in the center of the bar using profane language and being disrespectful towards others. Mr. Grant indicated to police that the subject was "drunk" and that this individual had been in the bar earlier, had left and came back. Mr. Grant indicated that shortly after that individual was escorted out of the bar, Danielle had the occasion to call last call and that everyone in the bar left. After everyone had left, he did see 10 to 15 subjects in the street just to the east of the bar and that the above-described drunk individual was one of those individuals.

10. Upon information and belief, the licensee provided with her licensing application a Plan of Operation, revised 12/19/08. In this plan of operation, the licensee indicated that a security service would be employed. This plan of operation indicates that "Body Guard 1" Security Company will be in place inside and outside of the establishment.

11. Furthermore, upon information and belief, on April 21, 2009, the licensee appeared before the City of Milwaukee Licensing Committee regarding the above-referenced tavern license. During her presentation, the licensee indicated that four security guards would be employed: two armed guards outside the establishment and two armed guards inside the establishment. The licensee indicated that she would have adequate lighting and that security cameras would be installed inside and outside of the establishment and operating at all times.

12. The licensed premise is operated in such a manner that it constitutes a public nuisance and the conduct associated with the licensed premise has had a substantial adverse effect on the health,

safety and/or convenience and prosperity of the neighborhood.

BASED UPON the December 5, 2009 disorderly conduct, altercation and subsequent shooting involving patrons and former patrons at the above-referenced tavern; the licensee's subsequent misrepresentations to Milwaukee police investigating the shooting; and, the licensee's failure to provide adequate security and surveillance cameras contrary to her testimony before the Licensing Committee and her plan of operation;

THE CHIEF OF POLICE, by his designee, respectfully requests the immediate revocation of the Class "B" tavern license relative to the above-referenced licensee and licensed premise because the licensee has kept a disorderly and riotous house contrary to Wis. Stat. Sec. 125.12(2)(ag)2 and that the licensed premises is being operated in such a manner that it constitutes a public nuisance and that the misuse of the licensed premise unreasonably interferes with the good order of the City contrary to Section 90-12, Milwaukee Code of Ordinances.

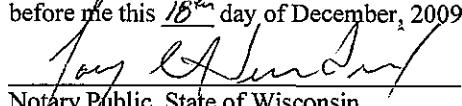
Dated at Milwaukee, Wisconsin this 18 day of December, 2009.

CHIEF OF POLICE EDWARD FLYNN, by



CAPTAIN EDITH HUDSON
Commander, Milwaukee Police District 5

The foregoing complaint seeking revocation of the Class "B" Tavern license was subscribed and sworn to before me this 18th day of December, 2009.



Notary Public, State of Wisconsin
My commission expires: 02-14-10

Drafted by:
ADAM B. STEPHENS
Assistant City Attorney
SBN: 1033108
1032-2009-3314:153034



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