

CHAIR

- Licenses Committee

MEMBER

- Community and Economic Development Committee
- Steering and Rules Committee



TONY ZIELINSKI
ALDERMAN, 14TH DISTRICT

April 17, 2014

To the Honorable, the Common Council

Dear Members:

Re: Common Council File Numbers 131703, 131353

Attached are written objections to the following:

File number 131703, Substitute motion revoking the Class "B" Tavern and Public Entertainment licenses of Horacio M. Sanchez for the premises at 1586 South Pearl Street doing business as "El Rodeo" in the 12th aldermanic district.

File number 131353 Motion relating to the recommendations of the Licenses Committee relative to licenses, relating to a recommendation of renewal with a sixty day suspension of the Junk Dealer license of Reuben M Katz, agent for H&R Scrap Metals Co., Inc, for the premises located at 9000 W Fond Du Lac Ave ("H&R Scrap Metals Co") in the 2nd aldermanic district.

This matter will be heard by the full Council at its Tuesday, April 22, 2014 meeting. Pursuant to City Ordinances, a roll call vote will be taken to confirm that all members have read the attached statement and materials.

Respectfully,

A handwritten signature in black ink that reads "Tony Zielinski". The signature is written in a cursive style with a large, prominent "T" and "Z".

Tony Zielinski, Chair
Licenses Committee

cc: All Council Members
City Attorney's Office
Common Council/City Clerk – License Division
CCF 131703, 131353



Vincent J. Bobot

Attorney at Law
1919 West Henry Avenue
Milwaukee, WI 53221
(414) 430-1249
Facsimile: (414) 282-9522

CITY OF MILWAUKEE
2014 APR 16 AM 11:11
CITY CLERK'S OFFICE

City Clerk James R. Owczarski
City of Milwaukee, City Hall
200 E. Wells Street, Room 205
Milwaukee, WI 53202

Re: Horacio Sanchez
El Rodeo, 1586 S. Pearl Street

Dear City Clerk Owczarski:

I represented Horacio Sanchez d/b/a El Rodeo before the Licenses Committee. My client objects to the revocation of his liquor license for numerous reasons. On behalf of my client, I will be requesting to present an oral argument to the full Milwaukee Common Council on Tuesday, April 22, 2014 at 9:00 a.m.

Regarding the alleged findings of fact, my client objects to Item A being used as a basis for the license revocation. The shooting did not occur in El Rodeo nor was it connected to the operation of the business. In fact, the shooting occurred somewhere outside the business location and the suspect came from a different tavern.

Regarding Item C, my client inadvertently thought it was daylight savings time.

Regarding Item D and thereafter, there were no exotic dancers or drug trafficking at the licensed premises. Testimony was presented by a female customer that she placed a small amount of cocaine in a coat pocket. She was unaware that the coat belonged to my client. Mr. Sanchez did not admit to possessing the cocaine and he is contesting the charges in court. Mr. Sanchez has not been found guilty of any violations regarding this incident in a court of law. Additionally, Mr. Sanchez is contesting the allegations that he violated the terms and conditions of his liquor license in Milwaukee Municipal Court.

Finally, Mr. Sanchez has been in business for a substantial number of years. There was no testimony about any suspensions or adverse actions taken against him regarding the licensed premises, namely, El Rodeo. With such scant evidence, there is no justification for a revocation of my client's liquor license.

Very truly yours,


Vincent J. Bobot
Attorney at Law, State Bar No. 1020732

Ceella, Jessica

From: Michael Maistelman <msmmaistelmanlaw@gmail.com>
Sent: Wednesday, April 16, 2014 2:31 PM
To: Ceella, Jessica
Cc: Owczarski, Jim
Subject: Re: H & R Scrap Metals 9000 W Fond Du Lac Ave - Written Objections and Request to Address Common Council

Thank you, Mike

Attorney Mike Maistelman
Sent from my iPhone

On Apr 16, 2014, at 2:29 PM, "Ceella, Jessica" <Jessica.Ceella@milwaukee.gov> wrote:

I have reviewed the file and the submitted objection is sufficient for appearance on April 22nd.

Jessica Ceella
Staff Assistant
City Clerk's Office
200 E Wells St, Room 205
Milwaukee, WI 53202
414.286.2775

From: Owczarski, Jim
Sent: Wednesday, April 16, 2014 2:19 PM
To: Michael Maistelman
Cc: Ceella, Jessica
Subject: RE: H & R Scrap Metals 9000 W Fond Du Lac Ave - Written Objections and Request to Address Common Council

This message has been received by this office.

I want Ms. Ceella to double-check the record on this, but I believe this should be sufficient to permit your appearance.

Jim

Jim Owczarski, CMC
City Clerk
(414)-286-2998

<http://milwaukee.legistar.com>

<image001.png>

From: Michael Maistelman [<mailto:msmmaistelmanlaw@gmail.com>]

Sent: Wednesday, April 16, 2014 2:13 PM

To: Owczarski, Jim

Subject: H & R Scrap Metals 9000 W Fond Du Lac Ave - Written Objections and Request to Address Common Council

Dear City Clerk Owczarski,

Please be advised that I have been retained by the above-referenced entity to speak at the upcoming Common Council meeting.

Please consider this my clients written objections to the findings of fact and conclusions of law of the licensing committee.

Kindly acknowledge receipt of our written objections. Please also inform the undersigned if there's anything else we need to do to be heard before the Common Council next week.

Thank you very much for your attention to this matter.

Michael

Attorney Mike Maistelman

Sent from my iPhone

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