

JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

December 10, 2004

To the Honorable, the Common Council

Dear Members:

Re: Common Council File 041108

Recommendation of renewal with a 15-day suspension, based on the police report, of the Public Passenger Vehicle Driver's license of Amjad Anwar.

Recommendation of nonrenewal, based on non-appearance and the police report, of the Public Passenger Vehicle Driver's license of Fnu Bhupinder.

Recommendation of nonrenewal, based on non-appearance and the police report, of the Public Passenger Vehicle Driver's license of James Trotter.

Recommendation of nonrenewal, based on non-appearance and the police report, of the Class "D" Bartender license of Jessica Polski.

Recommendation of nonrenewal, based on non-appearance and the police report, of the Class "D" Bartender license of Robert Richardson.

Recommendation of nonrenewal, based on non-appearance and the police report, of the Class "D" Bartender license of Scott Birkholz.

Recommendation of renewal with a 10-day suspension, based on the police report, of the Class "D" Bartender license of Daniel Harris (Committee vote: Ayes: 3, Noes: 2)

Recommendation of renewal with a 40-day suspension, based on the police report, of the Class "D" Bartender license of John Kabacinski.

Recommendation of nonrenewal, based on non-appearance and the police report, of the Class "D" Bartender license of Carlos Molina.

Recommendation of nonrenewal, based on non-appearance and the police report, of the Class "D" Bartender license of Scott Rasmussen

Recommendation of renewal with a 90-day suspension, based on the police report, of the Class "D" Bartender license of Scott Andrich.

Recommendation of nonrenewal, based on non-appearance and the police report, of the Class "D" Bartender license of Daniel Golumski.

Recommendation of renewal with a 90-day suspension, based on the police report, of the Class "D" Bartender license of Jose Gonzalez.

Recommendation of nonrenewal, based on non-appearance and the police report, of the Class "D" Bartender license of Dale Manlick.

Recommendation of nonrenewal, based on non-appearance and the police report, of the Class "D" Bartender license of Mark Ollenburg.

Recommendation of nonrenewal, based on non-appearance and the police report, of the Class "D" Bartender license of Timothy Melrose.

Recommendation of nonrenewal, based on non-appearance and the police report, of the Class "D" Bartender license of Donald Morris.

Recommendation of renewal with a 15-day suspension, based on the police report, of the Class "D" Bartender license of Shelly Naus. (Committee vote: Ayes: 3, Noes: 2)

Recommendation of nonrenewal, based on non-appearance and the police report, of the Class "D" Bartender license of Dennis Switalski.

Recommendation of renewal of the Class "B" Tavern license with a 15-day suspension, based on the police report, of Lyle McDowell for the premises located at 2901 N. 23rd St. ("Big V's Sports Lounge") in the 7th aldermanic district.

Recommendation of nonrenewal, based on the police report and neighborhood objections, of the Class "B" Tavern and Tavern Dance license of Alfredo Garcia for the premises located at 2239 S. 13th St. ("Club Galaxia") in the 12th aldermanic district.

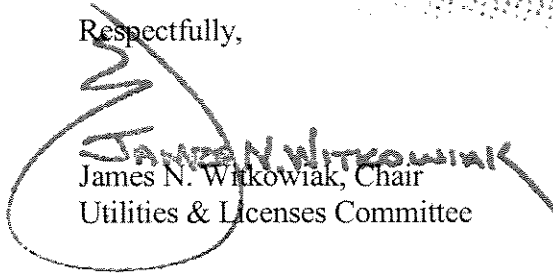
With regard to the items listed above, the Utilities and Licenses Committee held an evidentiary hearing on December 7th, 2004.

Pursuant to section 90-11, Milwaukee Code of Ordinances, and section 125.12(12), Wis. Stats., the Committee is transmitting a copy of its Report and Recommendations, regarding the above matters to your Honorable Body.

Pursuant to City Ordinances, prior to the time the Common Council acts on the Committee's Report, **a roll call vote will be taken** to confirm that all members present and voting have read the Committee's Report and any objections that have been filed by the Licensee.

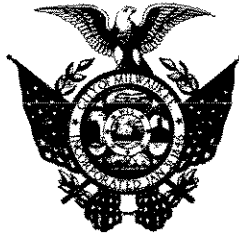
These matters have been scheduled for a hearing before the full Common Council at its meeting on Tuesday, **December 21, 2004** at 9:00 A.M. in the Common Council Chambers.

Respectfully,



JAMES N. WITKOWIAK
James N. Witkowiak, Chair
Utilities & Licenses Committee

cc: All Council Members
File No. 041108



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: December 9, 2004

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Public Passenger Vehicle Driver's License of Amjad Anwar.

FINDINGS OF FACT

1. Amjad Anwar (hereinafter the "Licensee") is the holder of a Public Passenger Vehicle Driver's License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, October 31, 2004.
2. An untimely application to renew said license was filed with the Office of the City Clerk on November 9, 2004.
3. Pursuant to Chapter 100 of the Milwaukee Code of Ordinances and Section 349 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On November 10, 2004, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 22, 2004, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 100 of the Milwaukee Code of Ordinances of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on December 7, 2004, commencing at 8:00 a.m. in Room 301B of City Hall. At said date, time and place, the licensee appeared and admitted receipt of the police report.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. On September 7, 2004 the Wisconsin Department of Transportation suspended the licensee's driver's license for a period of two months as a

result of the accumulation of points on his driving record. The licensee's convictions are as follows:

October 11, 2004	defective speedometer	2 point violation
September 20, 2004	defective speedometer	2 point violation
October 25, 2004	excessive speed	6 point violation
September 19, 2003	speeding	3 point violation
April 29, 2003	speeding	3 point violation

CONCLUSIONS OF LAW

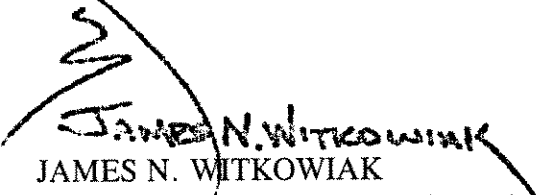
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter of the Wisconsin Statutes Sec. 349.24 and Chapter 100 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Amjad Anwar, 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 without undergoing a suspension of said license. 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 renew the Public Passenger Vehicle Driver's License held by Amjad Anwar with a fifteen (15) day suspension 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

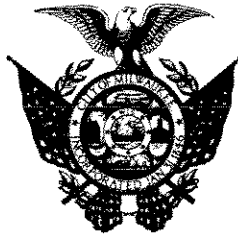
Based upon the Findings of Fact and Conclusions of Law stated above, the Committee by a vote of three (3) ayes and two (2) excused, recommends that the Public Passenger Vehicle Driver's License of Amjad Anwar be renewed with a fifteen (15) day suspension based upon the police report.

Said suspension is to be in effect between midnight, December 21, 2004 and midnight, January 5, 2005.

Dated and signed at Milwaukee, Wisconsin this 9th day of December, 2004.



JAMES N. WITKOWIAK
JAMES N. WITKOWIAK
Chair, Utilities and Licenses Committee



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: December 9, 2004

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 Phupinder 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 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 9th day of December, 2004.



JAMES N. WITKOWIAK

JAMES N. WITKOWIAK
Chair, Utilities and Licenses Committee



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: December 9, 2004

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report of the Renewal Application of James Trotter for a Public Passenger Vehicle Driver License.

FINDINGS OF FACT

1. James Trotter (hereinafter the "Licensee") is the holder of a Public Passenger Vehicle Driver License in the City and County of Milwaukee, Wisconsin. Said license expired at midnight, October 31, 2004.
2. An application to renew said license was untimely filed with the Office of the City Clerk on November 5, 2004.
3. Pursuant to Chapter 100 of the Milwaukee Code of Ordinances and Sec. 349.24 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On November 10, 2004, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 22, 2004, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on December 7, 2004, commencing at 8:00 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. Notice of the hearing as well as a copy of the police report was sent to James Trotter at 105 West Mitchell Street, Milwaukee, Wisconsin 53204 on November 22, 2004 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 105 West Mitchell Street, Milwaukee, Wisconsin 53204 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on December 7, 2004.
- B. The licensee was convicted of operating a taxi cab without a taxi cab permit on March 5, 2002. The applicant has not appeared in court to address that citation issued for November 8, 2001.

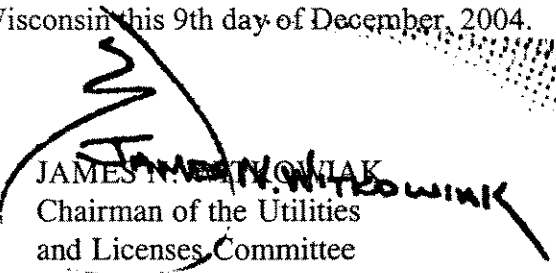
CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Sec. 349.24 of the Wisconsin Statutes and Chapter 100 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the license of James Trotter 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, and also notes the licensee failed to appear for his hearing on the police report.
3. The Utilities and Licenses Committee recommends that the full Common Council exercise its discretion not renew the Public Passenger Vehicle Driver's License held by James Trotter 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

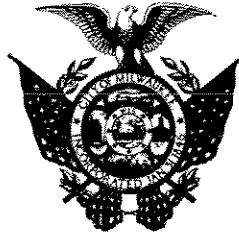
Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes and two (2) excused, recommends that the Public Passenger Vehicle Driver's License not be renewed based on non-appearance and the police report.

Dated and signed at Milwaukee, Wisconsin this 9th day of December, 2004.



JAMES N. WITKOWINSKI
Chairman of the Utilities
and Licenses Committee

88008



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: December 9, 2004

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Jessica J. Polski.

FINDINGS OF FACT

1. Jessica J. Polski (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2004.
2. An untimely application to renew said license was untimely filed with the Office of the City Clerk on November 18, 2004.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On November 19, 2004, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 29, 2004, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on December 7, 2004, commencing at 8:30 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Jessica J. Polski at 2672 C North Pierce Street, Milwaukee, Wisconsin

53212 on November 29, 2004 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 2672 C North Pierce Street, Milwaukee, Wisconsin 53212 is the address given by the applicant on her application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on December 7, 2004.

- B. On June 8, 2004 the licensee was convicted of sales to an underage person for an incident occurring on October 29, 2003. On August 23, 2004 a bench warrant was issued for the applicant.

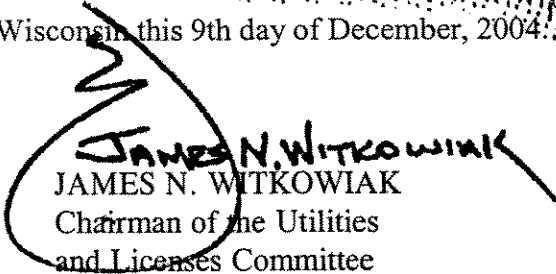
CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Jessica J. Polski, has not met the criteria of Chapter 125, Wis. Stats. or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of her Class "D" Bartender's license, re commends that the full Common Council of the City of Milwaukee exercise its discretion to deny renewal of the Class "D" Bartender's license held by Jessica J. Polski based upon her non-appearance and the danger that she represents to the health safety and welfare of the citizens of the City of Milwaukee by her conduct as evidenced in the police report. The Committee finds the police report to be true.
3. The Committee recommends that the full Common Council of the City of Milwaukee exercise its discretion to deny renewal of the Class "D" Bartender's license held by Jessica J. Polski based upon her non-appearance and the danger that she represents to the health safety and welfare of the citizens of the City of Milwaukee by her conduct as evidenced in the police report.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes and one (1) excused recommends that the Class "D" Bartender License not be renewed based on nonappearance and the police report.

Dated and signed at Milwaukee, Wisconsin, this 9th day of December, 2004.


JAMES N. WITKOWIAK
Chairman of the Utilities
and Licenses Committee

88007



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: December 9, 2004

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Robert P. Richardson.

FINDINGS OF FACT

1. Robert P. Richardson (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2004.
2. An application to renew said license was untimely filed with the Office of the City Clerk on November 15, 2004.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On November 17, 2004, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 30, 2004, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on December 7, 2004, commencing at 8:30 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Robert P. Richardson at 2819 A South Chase Avenue, Milwaukee,

Wisconsin 53207 on November 30, 2004 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 2810 A South Chase Avenue, Milwaukee, Wisconsin 53207 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on December 7, 2004.

- B. The licensee resisted and obstructed an officer on October 2, 2003 and was fined \$165.00 on that citation on November 25, 2003. On February 10, 2004 a bench warrant was issued on the matter.
- C. The licensee was cited for operating after suspension by the Greenfield Police Department. On September 24, 2004 a bench warrant was issued for failure to pay the forfeiture.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Robert P. Richardson, has not met the criteria of Wis. Stat. Chapter 125 or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender License held by the licensee because of the police report and nonappearance. The Committee finds the police report to be true.
3. The Committee recommends that the full Common Council exercise its discretion to not renew the Class "D" Bartender license held by Robert P. Richardson based upon nonappearance and the danger that his activities, as set forth in the police report, represent 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 four (4) ayes and one (1) excused recommends that the Class "D" Bartender License not be renewed based on non-appearance and the police report.

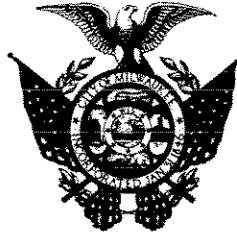
Dated and signed at Milwaukee, Wisconsin this 9th day of December, 2004.



JAMES N. WITKOWIAK

JAMES N. WITKOWIAK
Chairman of the Utilities
and Licenses Committee

88002



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: December 9, 2004

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Scott K. Birkholz.

FINDINGS OF FACT

1. Scott K. Birkholz (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2004.
2. An application to renew said license was untimely filed with the Office of the City Clerk on October 21, 2004.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On October 22, 2004, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 22, 2004, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on December 7, 2004, commencing at 9:15 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Scott K. Birkholz at 4058 County Trunk Q, Richfield, Wisconsin 53017 on

November 22, 2004 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 4058 County Trunk Q, Richfield, Wisconsin 53017 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on December 7, 2004.

- B. On December 12, 2001 the applicant was stopped and arrested for operating an auto while intoxicated. On October 20, 2003 he was found guilty of this charge in Washington County Circuit Court and fined \$936.00, sentenced to 25 days in jail and had his driver's license revoked for six months.
- C. On December 27, 2001 the applicant was stopped and arrested for operating an auto while intoxicated. On March 31, 2003 he was found guilty of this charge in Milwaukee County Circuit Court and fined \$642.00 and had his driver's license revoked for six months.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the licensee, Scott K. Birkholz, has not met the criteria of Chapter 125, Wis. Stats. Or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of his Class "D" Bartender license because of the police report that could form the basis of nonrenewal or suspension of this license and nonappearance. The Committee finds the police report to be true.
3. The Committee recommends that the full Common Council exercise its discretion to not renew the Class "D" Bartender license held by Scott K. Birkholz based upon nonappearance and the danger that his activities represent 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 five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License not be renewed based on non-appearance and the police report filed in this matter.

Dated and signed at Milwaukee, Wisconsin this 9th day of December, 2004.



JAMES N. WITKOWIAK

JAMES N. WITKOWIAK
Chairman of the Utilities
and Licenses Committee



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: December 9, 2004

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Daniel S. Harris.

FINDINGS OF FACT

1. Daniel S. Harris (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2004.
2. An untimely application to renew said license was filed with the Office of the City Clerk on November 22, 2004.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On November 23, 2004, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 29, 2004, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on December 7, 2004, commencing at 9:15 a.m. in Room 301B of City Hall. At said date, time and place, the licensee appeared and admitted receipt of the police report.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. On April 20, 2004 Daniel S. Harris was arrested in Milwaukee County for knowingly violating a domestic abuse order (misdemeanor) and found guilty on October 5, 2004. Mr. Harris was sentenced to the House of Correction for 90 days and put on probation for 12 months and on the same date Mr. Harris is required to attend batterer's and anger management classes.
- B. On August 10, 2004 at 1703 West Hopkins Street in the City and County of Milwaukee, Wisconsin Daniel S. Harris was issued a Milwaukee Municipal citation for immediate entry/police/local and state authorities and found guilty on October 22, 2004 and fined \$115.00.

CONCLUSIONS OF LAW

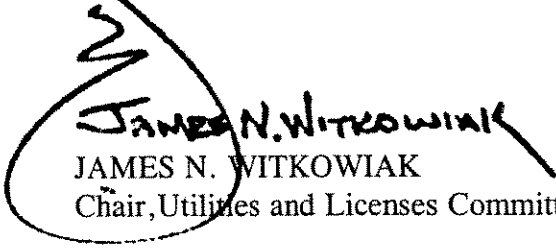
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the licensee, Daniel S. Harris, has not met the criteria of Chapter 125, Wis. Stats. or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of his Class "D" Bartender license without undergoing a ten (10) day suspension based upon the police report filed in this matter. The Committee finds the police report to be true.
3. The Committee recommends that the full Common Council exercise its discretion renew the Class "D" Bartender license held by Daniel S. Harris with a ten (10) day suspension based upon the danger that his activities represent 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 and two (2) noes, recommends that the Class "D" Bartender License of Daniel S. Harris be renewed with a ten (10) day suspension based on the police report.

Said suspension is to be in effect between midnight, December 31, 2004 and midnight, January 10, 2005.

Dated and signed at Milwaukee, Wisconsin this 9th day of December, 2004.


JAMES N. WITKOWIAK
JAMES N. WITKOWIAK
Chair, Utilities and Licenses Committee



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: December 9, 2004

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of John H. Kabacinski.

FINDINGS OF FACT

1. John H. Kabacinski (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2004.
2. An application to renew said license was untimely filed with the Office of the City Clerk on October 20, 2004.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On October 21, 2004, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 22, 2004, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on December 7, 2004, commencing at 9:15 a.m. in Room 301B of City Hall. At said date, time and place, the licensee appeared and admitted receipt of the police report.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. On September 27, 2004 at about 2:37 a.m. Milwaukee Police Department officers investigated a man with a gun complaint at the license premises at

111 West Howard Avenue in the City and County of Milwaukee, Wisconsin (Riccio's Tavern). The investigation revealed that the applicant had an argument with some patrons in the tavern, left, and later returned with a hunting rifle. The applicant became intoxicated. The officer arrested the applicant and the rifle was recovered. The applicant was charged with disorderly conduct while armed. He will plead guilty.

CONCLUSIONS OF LAW

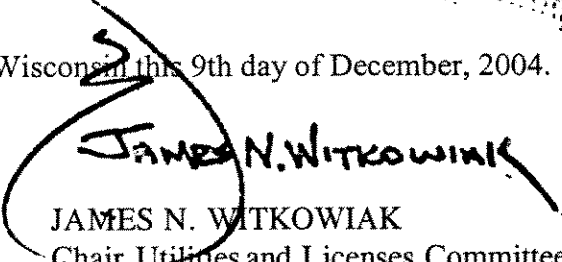
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the licensee, John H. Kabacinski, has not met the criteria of Chapter 125, Wis. Stats. or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by the licensee without undergoing a forty (40) day suspension of said license. The Committee finds the police report to be true.
3. The Committee recommends that the full Common Council of the City of Milwaukee exercise its discretion to renew the Class "D" Bartender license held by John H. Kabacinski with a forty (40) day suspension based upon the danger that his activities represent to the health, safety and welfare of the citizens of the City of Milwaukee by his conduct as evidenced by the police report.

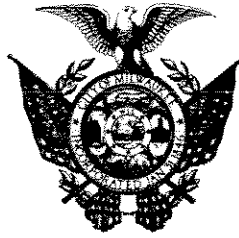
RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes and zero (0) noes, recommends that the Class "D" Bartender License be renewed with a forty (40) day suspension based on the police report.

Said suspension is to be in effect between midnight, December 31, 2004 and midnight, February 9, 2005.

Dated and signed at Milwaukee, Wisconsin this 9th day of December, 2004.


JAMES N. WITKOWIAK
Chair, Utilities and Licenses Committee



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: December 10, 2004

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Carlos A. Molina.

FINDINGS OF FACT

1. Carlos A. Molina (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2004.
2. An application to renew said license was untimely filed with the Office of the City Clerk on October 20, 2004.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On October 21, 2004, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 22, 2004, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on December 7, 2004, commencing at 9:15 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Carlos A. Molina at 2954 South 52nd Street, Milwaukee, Wisconsin 53219 on November 22, 2004 by U.S. prepaid first-class mail in an envelope bearing

the return address of the License Division. The address of 2954 South 52nd Street, Milwaukee, Wisconsin 53219 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on December 7, 2004.

- B. On June 4, 2004 the applicant was stopped and arrested for operating an auto while intoxicated. He was charged with operating an auto while intoxicated on September 8, 2004 in the Oak Creek Municipal Court and was fined and had a six month driver's license revocation imposed.

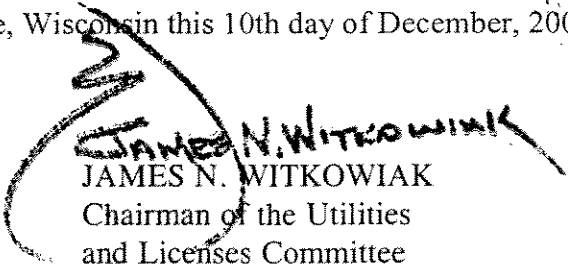
CONCLUSIONS OF LAW

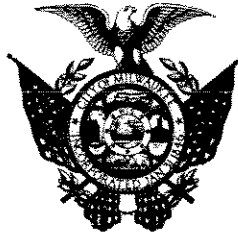
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the licensee, Carlos A. Molina, has not met the criteria of Chapter 125, Wis. Stats. or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by the licensee based upon the police report and nonappearance. The Committee finds the police report to be true.
3. The Committee recommends that the full Common Council of the City of Milwaukee exercise its discretion to deny renewal of the Class "D" Bartender license held by Carlos A. Molina based upon nonappearance and the danger that his activities represent to the health, safety and welfare of the citizens of the City of Milwaukee by his conduct as evidenced by the police report.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, the Class "D" Bartender License not be renewed based on nonappearance and the police report that could form the basis of nonrenewal or suspension of said license.

Dated and signed at Milwaukee, Wisconsin this 10th day of December, 2004.


JAMES N. WITKOWIAK
Chairman of the Utilities
and Licenses Committee



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: December 9, 2004

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Scott J. Rasmussen.

FINDINGS OF FACT

1. Scott J. Rasmussen (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2004.
2. An application to renew said license was untimely filed with the Office of the City Clerk on October 29, 2004.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On November 2, 2004, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 22, 2004, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on December 7, 2004, commencing at 9:15 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Scott J. Rasmussen at 123 South 71st Street, Milwaukee, Wisconsin 53214 on November 22, 2004 by U.S. prepaid first-class mail in an envelope bearing

the return address of the License Division. The address of 123 South 71st Street, Milwaukee, Wisconsin 53214 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on December 7, 2004.

- B. On September 23, 2003, the applicant was charged in Milwaukee County Circuit Court with five counts of possession of child pornography from a July 30, 2003 offense. The applicant was charged with five counts of possession of child pornography (felony) on May 17, 2004 and sentenced to 9 months in the House of Correction (consecutive) and five years probation.

CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the licensee, Scott J. Rasmussen, has not met the criteria of Chapter 125, Wis. Stats. or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by the licensee based upon the police report and nonappearance. The Committee finds the police report to be true.
3. The Committee recommends that the full Common Council of the City of Milwaukee exercise its discretion to deny renewal of the Class "D" Bartender license held by Scott J. Rasmussen based upon nonappearance and the danger that his activities represent to the health, safety and welfare of the citizens of the City of Milwaukee by his conduct as evidenced by the police report.

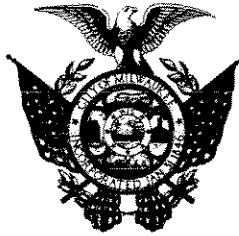
RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License not be renewed based on nonappearance and the police report.

Dated and signed at Milwaukee, Wisconsin this 9th day of December, 2004.


JAMES N. WITKOWIAK

Chair, Utilities and Licenses Committee



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: December 9, 2004

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Scott B. Andrich.

FINDINGS OF FACT

1. Scott B. Andrich (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2004.
2. An application to renew said license was filed with the Office of the City Clerk on November 1, 2004.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On November 2, 2004, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 22, 2004, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on December 7, 2004, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the licensee appeared and admitted receipt of the police report.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. On April 18, 2004, the applicant was stopped and arrested for operating an auto while intoxicated (3rd offense). On that occasion the licensee

consumed alcohol at his place of work. His previous convictions for operating an auto while intoxicated were in 1989 and 1992. As to the offense of April 18, 2004, the applicant was found guilty on October 21, 2003 and sentenced to 5 months in the House of Corrections and also has a 36 month suspension of his driver's license.

- B. The licensee has been a bartender for 16 years and is in treatment for alcoholism. Nonetheless, the licensee still occasionally consumes alcohol contrary to his plan of treatment.
- C. The licensee is allowed to consume alcohol at work.

CONCLUSIONS OF LAW

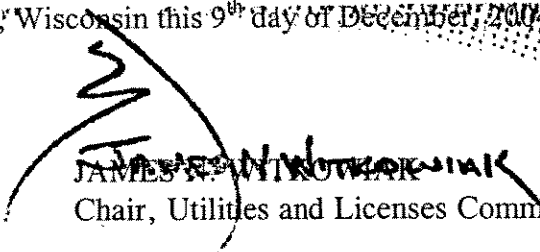
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the licensee, Scott B. Andrich, has not met the criteria of Chapter 125, Wis. Stats. or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by the licensee without undergoing a ninety (90) day suspension. The Committee finds the police report to be true.
3. The Committee recommends that the full Common Council of the City of Milwaukee exercise its discretion to renew with a ninety (90) day suspension the Class "D" Bartender license held by Scott B. Andrich based upon the danger that he represents to the health, safety and welfare of the citizens of the City of Milwaukee by his conduct as evidenced by the police report.

RECOMMENDATION

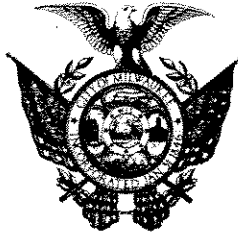
Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes and zero (0) noes, recommends that the Class "D" Bartender License be renewed with a ninety (90) day suspension based on the police report.

Said suspension is to be in effect between midnight, December 31, 2004 and midnight, March 31, 2005.

Dated and signed at Milwaukee, Wisconsin this 9th day of December, 2004



JAMES P. WOTKOWIAK
Chair, Utilities and Licenses Committee



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: December 10, 2004

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Daniel S. Golumski.

FINDINGS OF FACT

1. Daniel S. Golumski (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2004.
2. An application to renew said license was filed with the Office of the City Clerk on November 1, 2004.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On November 2, 2004, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 22, 2004, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on December 7, 2004, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Daniel S. Golumski at 5000 Willow Lane, South Milwaukee, Wisconsin 53172 on

November 22, 2004 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 5000 Willow Lane, South Milwaukee, Wisconsin 53172 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on December 7, 2004.

- B. On November 9, 1995 the applicant was stopped and arrested in Milwaukee County for operating an auto while intoxicated. On December 11, 1995 the applicant was found guilty of operating an auto while intoxicated, fined and had a 7 month driver's license revocation imposed.
- C. On October 5, 2000 the applicant was stopped and arrested by St. Francis police for operating an auto while intoxicated (2nd offense). On March 23, 2001 he was found guilty of that charge and fined \$1,163.00, and sentenced to 70 days in the House of Corrections and had an 18 month driver's license revocation imposed.
- D. On May 5, 2003 the applicant was stopped and arrested for operating an auto while intoxicated (3rd offense). On November 4, 2003 he was found guilty of that charge and sentenced to 4 months in the House of Corrections and a two year probation was imposed.

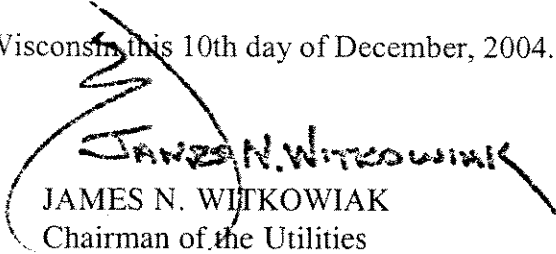
CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the licensee, Daniel S. Golumski, has not met the criteria of Chapter 125, Wis. Stats. or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by the licensee because of the police report. The Committee finds the police report to be true.
3. The Committee recommends that the full Common Council of the City of Milwaukee exercise its discretion to deny renewal of the Class "D" Bartender license held by Daniel S. Golumski based upon nonappearance and the danger that he represents to the health, safety and welfare of the citizens of the City of Milwaukee by his conduct as evidenced by the police report.

RECOMMENDATION

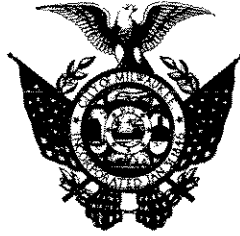
Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License not be renewed based on non-appearance and the police report.

Dated and signed at Milwaukee, Wisconsin, this 10th day of December, 2004.



JAMES N. WITKOWIAK
Chairman of the Utilities
and Licenses Committee

88071



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: December 9, 2004

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Jose Gonzalez.

FINDINGS OF FACT

1. Jose Gonzalez (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2004.
2. An application to renew said license was filed with the Office of the City Clerk on October 25, 2004.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On October 26, 2004, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 22, 2004, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on December 7, 2004, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the licensee appeared and admitted receipt of the police report.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. On January 20, 2004, the applicant was stopped and arrested for operating an auto while intoxicated (3rd offense). His previous convictions for operating an auto while intoxicated were on March 26, 1993 and November 17, 1997. As to the offense of January 20, 2004, the applicant was found guilty on April 29, 2004 and fined \$2,400.00 and sentenced to 5 months in the House of Corrections and also has a one year suspension placed on his driver's license.
- B. No episode of the applicant's conduct was work-related. At work the applicant is not allowed to consume alcohol. In June 2004, and just before confinement, the applicant consumed his last drink.

CONCLUSIONS OF LAW

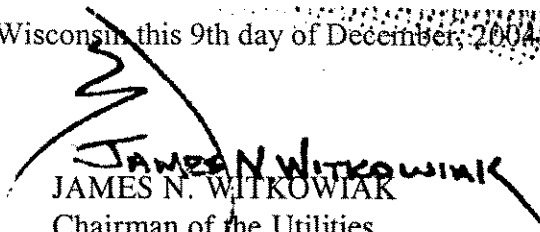
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the licensee, Jose Gonzalez, has not met the criteria of Chapter 125, Wis. Stats. or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by the licensee without undergoing a ninety (90) day suspension. The Committee finds the police report to be true.
3. The Committee recommends that the full Common Council of the City of Milwaukee exercise its discretion to deny renewal of the Class "D" Bartender license held by Jose Gonzalez based upon the danger that he represents to the health, safety and welfare of the citizens of the City of Milwaukee by his conduct as evidenced by the police report.

RECOMMENDATION

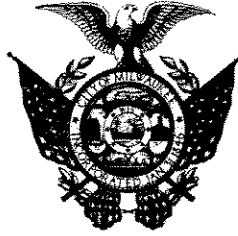
Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes and zero (0) noes, recommends that the Class "D" Bartender License be renewed with a ninety (90) day suspension based on the police report.

Said suspension is to be in effect between midnight, December 31, 2004 and midnight, March 31, 2005.

Dated and signed at Milwaukee, Wisconsin this 9th day of December, 2004.



JAMES N. WITKOWIAK
Chairman of the Utilities
and Licenses Committee



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: December 9, 2004

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Dale A. Manlick.

FINDINGS OF FACT

1. Dale A. Manlick (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2004.
2. An application to renew said license was filed with the Office of the City Clerk on October 27, 2004.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On October 28, 2004, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 22, 2004, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on December 7, 2004, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Dale A. Manlick at 5860 North 84th Street, Milwaukee, Wisconsin 53225 on

November 22, 2004 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 5860 North 84th Street, Milwaukee, Wisconsin 53225 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on December 7, 2004.

- B. On September 9, 2003 the applicant was stopped and arrested for operating an auto while intoxicated (OWI) (third offense). His previous OWI convictions were on September 18, 1991, June 14, 1996, and October 26, 1999. The applicant was found guilty of OWI (third offense) on April 18, 2004 in Waukesha County Circuit Court and sentenced to 40 days in jail, a two year driver license revocation and fined \$2,682.00.

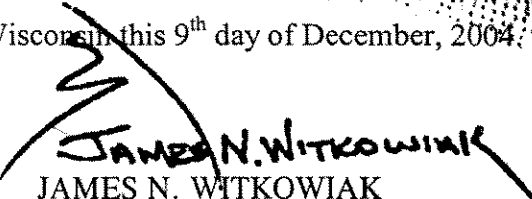
CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the licensee, Dale A. Manlick, has not met the criteria of Chapter 125, Wis. Stats. or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by the licensee because of the police report and nonappearance. The Committee finds the police report to be true.
3. The Committee recommends that the full Common Council of the City of Milwaukee exercise its discretion to deny renewal of the Class "D" Bartender license held by Dale A. Manlick based upon nonappearance and the danger that he represents to the health, safety and welfare of the citizens of the City of Milwaukee by his conduct as evidenced by the police report.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes, zero (0) noes, and one (1) excused recommends that the Class "D" Bartender License not be renewed based on nonappearance and the police report.

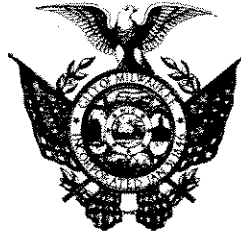
Dated and signed at Milwaukee, Wisconsin, this 9th day of December, 2004.



JAMES N. WITKOWIAK

JAMES N. WITKOWIAK
Chairman of the Utilities
and Licenses Committee

88045



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: December 10, 2004

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Mark A. Ollenburg.

FINDINGS OF FACT

1. Mark A. Ollenburg (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2004.
2. An application to renew said license was filed with the Office of the City Clerk on October 29, 2004.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On November 10, 2004, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 22, 2004, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on December 7, 2004, commencing at 9:30 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Mark A. Ollenburg at 8228 West Coldspring Road, Greenfield, Wisconsin 53220

on November 22, 2004 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 8228 West Coldspring Road, Greenfield, Wisconsin 53220 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on December 7, 2004.

- B. On May 8, 1990 the applicant was cited by Greenfield Police for retail theft. On June 6, 1990 the applicant was charged with retail theft in Greenfield Municipal Court and fined an unspecified amount.
- C. On July 6, 1991 the applicant was stopped and arrested in Milwaukee County for operating an auto while intoxicated. On September 30, 1991 he was found guilty of that charge and fined \$1,150.00 and sentenced to three days in the House of Correction. March 31, 2003 he was found guilty of this charge in Milwaukee County
- D. On October 30, 1991, the applicant was arrested by the Columbia County Sheriff's department for homicide by intoxicated use of a motor vehicle and reckless driving. The applicant was found guilty on September 11, 1992 of homicide by intoxicated use of a motor vehicle and reckless driving, great bodily harm and sentenced to 6 years probation and 5 years prison was stayed.
- E. On May 8, 1997 the applicant was stopped and arrested in Milwaukee County for operating while intoxicated. On November 4, 1997 he was found guilty of this offense and sentence to jail, fined and had his driver's license revoked for 3 years.
- F. On September 26, 1999 the applicant was stopped and arrested by State Fair police for operating an auto while intoxicated. He was found guilty of that offense on February 18, 2000 and fined \$2,000, sentenced to 12 months in the House of Corrections and had his driver's license revoked for 3 years.
- G. On June 28, 2004 the applicant was stopped and arrested for operating an auto while intoxicated (6th offense) (felony). He was found guilty of this offense on November 2, 2004 and is pending arraignment.

CONCLUSIONS OF LAW

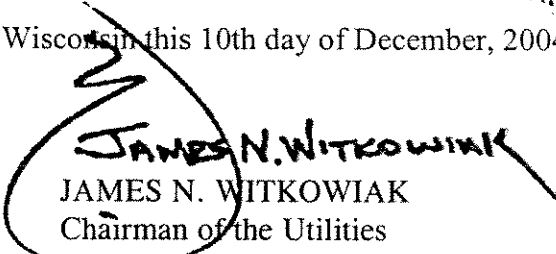
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.

2. Based upon the above facts found, the Committee recommends that the licensee, Mark A. Ollenburg, has not met the criteria of Chapter 125, Wis. Stats. or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by the licensee because of the police report that could form the basis of nonrenewal or suspension of this license and nonappearance. The Committee finds the police report to be true.
3. The Committee recommends that the full Common Council of the City of Milwaukee exercise its discretion to deny renewal of the Class "D" Bartender license held by Mark A. Ollenburg based upon nonappearance and the danger that he represents to the health, safety and welfare of the citizens of the City of Milwaukee by his conduct as evidenced by the police report.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of four (4) ayes and one (1) excused recommends that the Class "D" Bartender License not be renewed based on non-appearance and the police report.

Dated and signed at Milwaukee, Wisconsin this 10th day of December, 2004.


JAMES N. WITKOWIAK
Chairman of the Utilities
and Licenses Committee



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: December 9, 2004

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Timothy M. Melrose.

FINDINGS OF FACT

1. Timothy M. Melrose (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2004.
2. An application to renew said license was filed with the Office of the City Clerk on October 26, 2004.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On October 27, 2004, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 22, 2004, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on December 7, 2004, commencing at 9:45 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Timothy M. Melrose at 12522 North Emily Lane, Mequon, Wisconsin 53092

on November 22, 2004 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 12522 North Emily Lane, Mequon, Wisconsin 53092 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on December 7, 2004.

- B. On April 8, 2004 the applicant was stopped and arrested for operating an auto while intoxicated (OWI) and resisting an officer. He was found guilty of both charges on May 13, 2004. On the OWI charge he was fined \$787.50 plus a 6 month driver's license suspension. As to the resisting an officer charge, he was fined \$500.00.
- C. On June 5, 2004 the applicant was stopped and arrested for operating an auto while intoxicated (OWI) (second offense). This matter is pending further proceedings on November 1, 2004.

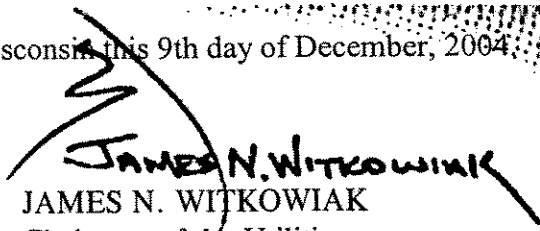
CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the licensee, Timothy M. Melrose, has not met the criteria of Chapter 125, Wis. Stats. or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by the licensee because of the police report that could form the basis for nonrenewal or suspension of this license and nonappearance. The Committee finds the police report to be true.
3. The Committee recommends that the full Common Council of the City of Milwaukee exercise its discretion to deny renewal of the Class "D" Bartender license held by Timothy M. Melrose based upon nonappearance and the danger that he represents to the health, safety and welfare of the citizens of the City of Milwaukee by his conduct as evidenced by the police report.

RECOMMENDATION

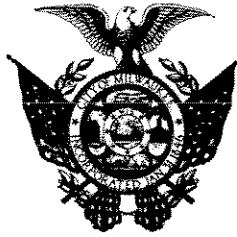
Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License not be renewed based on non-appearance and the police report.

Dated and signed at Milwaukee, Wisconsin this 9th day of December, 2004.



JAMES N. WITKOWIAK
JAMES N. WITKOWIAK
Chairman of the Utilities
and Licenses Committee

88049



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: December 9, 2004

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Donald R. Morris.

FINDINGS OF FACT

1. Donald R. Morris (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2004.
2. An application to renew said license was filed with the Office of the City Clerk on October 28, 2004.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On October 29, 2004, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 22, 2004, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on December 7, 2004, commencing at 9:45 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Donald R. Morris at 7665 West Hustis Street, Milwaukee, Wisconsin 53223 on November 22, 2004 by U.S. prepaid first-class mail in an envelope

bearing the return address of the License Division. The address of 7665 West Hustis Street, Milwaukee, Wisconsin 53223 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on December 7, 2004.

- B. On April 12, 2004 the applicant was stopped and arrested for operating an auto while intoxicated (OWI) (third offense). His previous OWI convictions were on June 19, 1997 and November 30, 1999. The applicant was found guilty of OWI (third offense) on October 27, 2004 in Washington County. The applicant is currently pending sentencing.

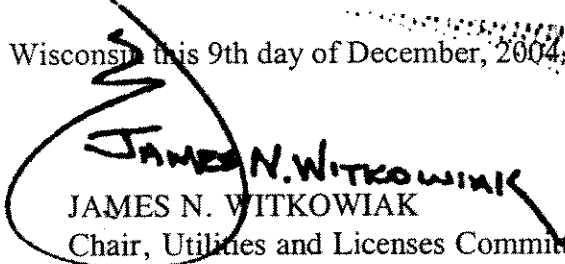
CONCLUSIONS OF LAW

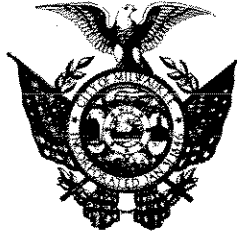
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the licensee, Donald R. Morris, has not met the criteria of Chapter 125, Wis. Stats. or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by the licensee because of the police report that could form the basis of nonrenewal or suspension of this license and nonappearance. The Committee finds the police report to be true.
3. The Committee recommends that the full Common Council of the City of Milwaukee exercise its discretion to deny renewal of the Class "D" Bartender license held by Donald R. Morris based upon nonappearance and the danger that he represent to the health, safety and welfare of the citizens of the City of Milwaukee by his conduct as evidenced by the police report.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License not be renewed based on nonappearance and the police report.

Dated and signed at Milwaukee, Wisconsin this 9th day of December, 2004


JAMES N. WITKOWIAK
Chair, Utilities and Licenses Committee



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: December 10, 2004

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Shelly A. Naus.

FINDINGS OF FACT

1. Shelly A. Naus (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2004.
2. An application to renew said license was filed with the Office of the City Clerk on October 26, 2004.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On October 26, 2004, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 22, 2004, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on December 7, 2004, commencing at 9:45 a.m. in Room 301B of City Hall. At said date, time and place, the licensee appeared and admitted receipt of the police report.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:

- A. On May 25, 2003 the applicant was stopped and arrested for operating an auto while intoxicated. The applicant has a previous operating an auto while intoxicated conviction in 2000. The applicant was charged and found guilty of operating an auto while intoxicated (2nd offense) on July 16, 2003 and sentenced to 40 days in the House of Corrections, fined \$874.00 and a 14 month driver's license revocation was imposed.
- B. The licensee checked herself into and was evaluated at Roger's Memorial Hospital. She was hospitalized for five weeks and has affirmatively dealt with this problem.

CONCLUSIONS OF LAW

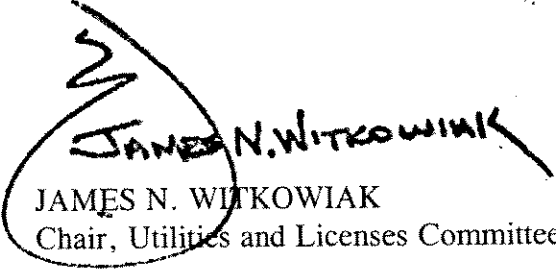
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the licensee, Shelly A. Naus, has not met the criteria of Chapter 125, Wis. Stats. or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by the licensee without undergoing a fifteen (15) day suspension. The Committee finds the police report to be true.
3. The Committee recommends that the full Common Council of the City of Milwaukee exercise its discretion to renew the Class "D" Bartender license held by Shelly A. Naus with a fifteen (15) day suspension based upon the danger that she represents to the health, safety and welfare of the citizens of the City of Milwaukee by her conduct as evidenced by the police report.

RECOMMENDATION

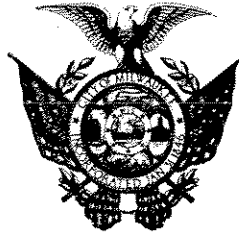
Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of three (3) ayes and two (2) noes, recommends that the Class "D" Bartender License be renewed with a fifteen (15) day suspension based on the police report.

Said suspension is to be in effect between midnight, December 31, 2004 and midnight, January 15, 2005.

Dated and signed at Milwaukee, Wisconsin this 10th day of December, 2004.

A handwritten signature in black ink, appearing to read "JAMES N. WITKOWIAK", is written over a circular stamp. The signature is stylized and slanted. The stamp is partially obscured by the signature.

JAMES N. WITKOWIAK
Chair, Utilities and Licenses Committee



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: December 10, 2004

To: All Members of the Milwaukee Common Council

From: Utilities and Licenses Committee

Re: Report on the Renewal Application of the Class "D" Bartender License of Dennis J. Switalski.

FINDINGS OF FACT

1. Dennis J. Switalski (hereinafter the "Licensee") is the holder of a Class "D" Bartender License in the City and County of Milwaukee, Wisconsin. Said license expires at midnight, December 31, 2004.
2. An application to renew said license was filed with the Office of the City Clerk on November 3, 2004.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. On November 3, 2004, the Milwaukee Police Department responded with a police report that could form a basis for non-renewal or suspension of said license.
4. On November 22, 2004, the City Clerk's Office provided timely notice to the Licensee pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of the report of the Milwaukee Police Department and included therewith a copy of the Milwaukee Police Department report. The matter was scheduled for a hearing on the Police Department report on December 7, 2004, commencing at 9:45 a.m. in Room 301B of City Hall. At said date, time and place, the licensee failed to appear.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. Notice of the hearing as well as a copy of the police report was sent to Dennis J. Switalski at 135 East Chateau Place, Whitefish Bay, Wisconsin

53217 on November 22, 2004 by U.S. prepaid first-class mail in an envelope bearing the return address of the License Division. The address of 135 East Chateau Place, Whitefish Bay, Wisconsin 53217 is the address given by the applicant on his application. The envelope was not returned to the License Division by the United States Postal Service. The licensee failed to appear at the hearing on December 7, 2004.

- B. The Milwaukee Police Department's investigation regarding this application revealed the following

On January 15, 2004, the applicant was stopped and arrested for operating an auto while intoxicated (3rd offense). His previous convictions for operating an auto while intoxicated were on April 1, 1998 and January 2, 2001. No further information is available. The applicant was charged with operating an auto while intoxicated (3rd offense) and found guilty on April 22, 2004. He was sentenced to 120 days in the House of Corrections, fined \$1,932.00 and had a 27 month revocation imposed on his driver's license.

CONCLUSIONS OF LAW

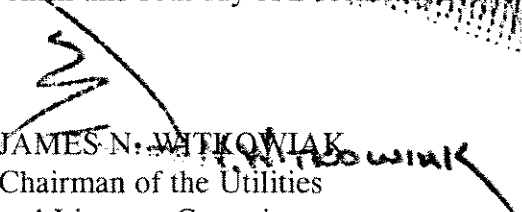
1. The Committee has jurisdiction to hold hearings and provide Findings of Fact, Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee recommends that the licensee, Dennis J. Switalski, has not met the criteria of Chapter 125, Wis. Stats. or Chapter 90 of the Milwaukee Code of Ordinances to allow renewal of the Class "D" Bartender license held by the licensee because of the police report that could form the basis for nonrenewal or suspension of this license and nonappearance. The Committee finds the police report to be true.
3. The Committee recommends that the full Common Council of the City of Milwaukee exercise its discretion to deny renewal of the Class "D" Bartender license held by Dennis J. Switalski based upon nonappearance and the danger that he represents to the health, safety and welfare of the citizens of the City of Milwaukee by his conduct as evidenced by the police report.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the

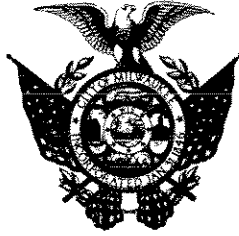
Committee, by a vote of five (5) ayes to zero (0) noes, recommends that the Class "D" Bartender License not be renewed based on nonappearance and the police report.

Dated and signed at Milwaukee, Wisconsin this 10th day of December, 2004.



JAMES N. WITKOWIAK
Chairman of the Utilities
and Licenses Committee

88042



JAMES N. WITKOWIAK
ALDERMAN, 12TH DISTRICT

Date: December 9, 2004

To: All Members of the Milwaukee Common Council

From: The Utilities and Licenses Committee

Re: Report of the Renewal application of Lyle A. McDowell for a Class "B" Tavern license for the premises located at 2901 North 23rd Street, in the City and County of Milwaukee, Wisconsin ("Big V's Sports Lounge").

FINDINGS OF FACT

1. Lyle A. McDowell (hereinafter the "Licensee") is the holder of a Class "B" Tavern license for the premises located at 2901 North 23rd Street in the City and County of Milwaukee, Wisconsin ("Big V's Sports Lounge"). Said license expires at midnight, October 13, 2004.
2. An application to renew said license was filed with the Office of the City Clerk on October 4, 2004.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. There was a Milwaukee Police Department report dated October 5, 2004, which could form the basis for nonrenewal or suspension of the license. There was also an objection due to a possible collusive agreement.
4. On October 27, 2004 and November 30, 2004, the City Clerk's Office provided timely notice to the Licensee, pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of police objections that could form the basis for suspension or nonrenewal of the license of the Licensee along with the neighborhood objections. A copy of the police report was included. The matter was scheduled for a hearing on the police objections on November 9, 2004 at 9:30 a.m. and on December 7, 2004 at 2:30 p.m. in Room 301B of the third floor of City Hall. At said date, time and place, the licensee appeared and admitted receipt of the notice and police report. The applicant was represented by Attorney Joseph Schubert, 788 North Jefferson, Suite 700, Milwaukee, WI 53202. On November 9, 2004 the matter was held to the call of the chair for details as to ownership interests.

5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
- A. On December 11, 2003 at 4:30 p.m., officers of the Milwaukee Police Department made a lawful inspection of the licensed premises at 2901 North 23rd Street in the City and County of Milwaukee, Wisconsin. Officers arrested Mr. Heath Wasserman who was in the bar for carrying a concealed weapon. An incident report was filed.
 - B. On March 28, 2004 at 2:46 a.m. officers of the Milwaukee Police Department responded to the licensed premises at 2901 North 23rd Street in the City and County of Milwaukee, Wisconsin ("Big V's Sports Lounge") regarding a shooting. The investigation revealed that a shooting occurred at the rear of the licensed premises. The shooting involved three patrons of the tavern. The applicant stated that no fight occurred inside the tavern nor was there a shooting inside the tavern, only that the actors had been in the tavern for a party. At hearing, the police department indicated that the tavern did not appear to be involved in the shooting.
 - C. On June 6, 2004 at about 1:37 a.m. unknown person(s) fired several shots into the licensed premises at 2901 North 23rd Street in the City and County of Milwaukee, Wisconsin ("Big V's Sports Lounge") striking a patron in the lower leg. The criminal investigation revealed that at 10:45 on June 5, 2004 two patrons began fighting, left the tavern, and began arguing with each other across the street from the tavern. The security person observing this did not call the police because he believed it was no longer the tavern's responsibility. About an hour later one of the patrons that had been involved in the argument returned to the front of the tavern yelling that he was looking [for the person he had argued with earlier]. This individual was heard to threaten to shoot at the tavern. At approximately 1:35 a.m. the son of the first participant in the fight, and an accomplice, approached the tavern armed with a handgun and shotgun and fired shots into the tavern. A passing squad observed the shooting and arrested one of the suspects.
 - D. On July 8, 2004, officers of the Milwaukee Police Department investigated a battery complaint occurring at the licensed premises at 2901 North 23rd Street in the City and County of Milwaukee, Wisconsin ("Big V's Sports Lounge"). The investigation revealed that at approximately 1:30 a.m. on July 9, 2004, the victim refused a man's advances. The man struck her in the mouth with a bottle cutting her upper lip. The applicant stated that the man whose name was "Mackie", had struck the woman but the applicant did not call the police.
 - E. On September 6, 2004 at approximately 1:28 a.m. officers of the Milwaukee Police Department were dispatched to a shooting at the licensed premises at 2901 North 23rd Street in the City and County of Milwaukee, Wisconsin ("Big V's Sports Lounge"). The criminal investigation revealed that at approximately 1:00 a.m. the subject was

denied entry into the bar because he refused to be searched. About 30 minutes later the subject was observed by a neighbor discharging a handgun at the premises. Two patrons suffered non-life threatening injuries. No arrest has been made regarding this matter.

- F. On November 26, 2004 at approximately 1:50 a.m., an individual had just left the licensed premises at 2901 North 23rd Street in the City and County of Milwaukee, Wisconsin ("Big V's Sports Lounge"). That individual was shot in the head as he entered his vehicle parked across the street. No further information is available. Regarding this matter, at hearing, the Committee was advised that the license for this premises expired on October 13, 2004. At hearing the Committee was advised that the Milwaukee Police Department had issued a citation to the applicant minutes before his hearing on December 7, 2004 regarding operating without a license on November 26, 2004.
- G. Regarding the incident of November 26, 2004, the applicant maintains that he was not open, but that rather he had a few family members present in the premises. However, the applicant did indicate that certain members the party whom the police department was able to identify were not, in fact, family members.
- H. An affidavit was filed in this proceeding from Lyle McDowell indicating that he is the sole and only owner of the location, and that testimony received on November 9, 2004 from his "partner" indicates that that individual is merely an employee and has no financial stake or ownership interest in the license premises.

CONCLUSIONS OF LAW

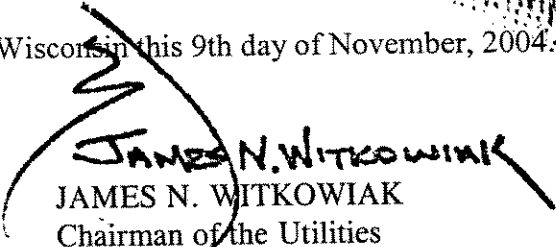
1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Lyle A. McDowell, for the licensed premises at 2901 North 23rd Street ("Big V's Sports Lounge") has not met the criteria of Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes to allow renewal of his Class "B" Tavern license without undergoing a fifteen (15) day suspension of said license. The Committee finds the police report to be true.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Utilities and Licenses Committee that the full Common Council of the City of Milwaukee should exercise its discretion to renew the Class "B" Tavern license of Lyle A. McDowell for the premises at 2901 North 23rd Street in the City and County of Milwaukee, Wisconsin ("Big V's Sports Lounge") with a fifteen (15) day suspension.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes and zero (0) noes recommends that the Class "B" Tavern license held by Lyle A. McDowell for the premises at 2901 North 23rd Street in the City and County of Milwaukee, Wisconsin ("Big V's Sports Lounge") be renewed with a fifteen (15) day suspension.

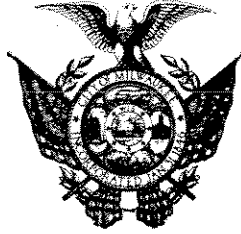
Said suspension is to be in effect from midnight, December 21, 2004 through midnight, January 5, 2005.

Dated and signed at Milwaukee, Wisconsin this 9th day of November, 2004:



JAMES N. WITKOWIAK
Chairman of the Utilities
and Licenses Committee

88114



JAMES N. WITKOWIAK

ALDERMAN, 12TH DISTRICT

Date: December 10, 2004

To: All Members of the Milwaukee Common Council

From: The Utilities and Licenses Committee

Re: Report of the Renewal Application of Alfredo Garcia, Agent for Almar Enterprises, Inc. 5471 South Honey Creek Drive, Greenfield, Wisconsin for a Class "B" Tavern license and Tavern Dance renewal application for the premises located at 2239 S. 13th Street, in the City and County of Milwaukee, Wisconsin ("Club Galaxia").

FINDINGS OF FACT

1. Alfredo Garcia (hereinafter the "Licensee") doing business at 2239 S. 13th Street in the City and County of Milwaukee, Wisconsin ("Club Galaxia "). Said license expires at midnight, December 17, 2004.
2. An application to renew said license was filed with the Office of the City Clerk on October 27, 2004.
3. Pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, the matter was referred to the Milwaukee Police Department for investigation. There was a Milwaukee Police Department report dated October 28, 2004, which could form the basis for non-renewal or suspension of the license. There were also neighborhood objections to loitering, littering, disturbing the peace, loud music, noise, cars screeching in the parking lot, traffic and parking problems, criminal activity and violence caused by patrons, vandalism, car break-ins, damage to private property (including bullet holes in residential properties), public urination, gun and knife related incidents, shootings, fights, allowing patrons to take open intoxicants off the license premises and conduct which is detrimental to the health, safety, and welfare of the neighborhood.
4. On November 3, 2004, the City Clerk's Office provided timely notice to the Licensee, pursuant to Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes of police objections that could form the basis for suspension or non-renewal of the license of the Licensee along with the

neighborhood objections. A copy of the police report was included. The matter was scheduled for a hearing on the police objections on November 9, 2004 at 3:30 p.m. in Room 301B of the third floor of City Hall. At said date, time and place, the licensee did not appear and was not represented by counsel. Based on the testimony of the neighbors and the police report and nonappearance, the Utilities and Licenses Committee recommended nonrenewal of the license. The matter was considered by the Milwaukee Common Council on November 23, 2004. At that time the licensee appeared and was represented by Attorney Narcisco L. Aleman, 925 East Wells Street, Suite 617, Milwaukee, WI 53202. Before the Common Council the license applicant requested an opportunity to actually appear and have the matter reheard by the Utilities and Licenses Committee. The licensee indicated he was in Mexico and for that reason did not appear. On November 23, 2004, by vote of fifteen (15) ayes and zero (0) noes the Common Council returned this matter to the Utilities and Licenses Committee for further proceedings.

5. On December 1, 2004, the City Clerk's Office again provided notice to the licensee of the report of the Milwaukee Police Department as well as the neighborhood objections, and also provided a copy of the transcript of the proceedings of November 9, 2004 and requested proof that the applicant was actually in Mexico between November 3, 2004 and November 11, 2004.
6. The matter was set for a hearing on the police department objections as well as the neighborhood objections for December 7, 2004 at 3:30 p.m. The licensee appeared and was represented by Attorney Narcisco L. Aleman.
 - A. Corporate officer Mari Garcia, on November 18, 1997, was warned for the possession of a Gambling Machine.
 - B. On Monday, March 9, 1998 at about 8:45 PM vice squad officers of the Milwaukee Police department found an illegal Cherry Master slot machine at the license premises of 1921 W. Mitchell Street, in the City and County of Milwaukee, Wisconsin ("El Presidente"). The husband of the licensee, Alfredo Garcia, was on the scene. He stated that one Heath Wassermann told him that every 20 points of credit on the machine was worth \$1.00. He was advised that this is how he was to pay off the customers. The machine was confiscated and both subjects were ordered into the district attorney's office. On March 13, 1998 the district attorney decided not to issue charges.
 - C. On Friday, November 27, 1998 at approximately 3:00 AM officers of the Milwaukee police department investigated a battery complaint at St. Francis Hospital. There were three victims who were involved in a fight at the licensed premises at 2201 W. Grant Street in the City and County of Milwaukee, Wisconsin ("Club Vaquero"). Two of the victims were hospitalized in serious condition with head injuries and one victim was treated and released with minor injuries. According to the bartender, Alfredo Garcia, the three injured people became violent with club security when they were

denied entrance to the tavern. A fight ensued, resulting in injuries to the three men. A criminal complaint was filed.

- D. On Saturday, December 26, 1998 at 1:43 AM officers of the Milwaukee police department were dispatched to a fight at the licensed premises at 2201 W. Grant Street in the City and County of Milwaukee, Wisconsin ("Club Vaquero"). The fight claim was found to be baseless. However, the officers were informed by three patrons that they were missing some property. Alfredo Garcia was on the scene. Criminal complaints were filed.
- E. On Sunday, January 31, 1999 at approximately 2:15 AM officers of the Milwaukee police department conducted a tavern check at the licensed premises of 2201 W. Grant Street in the City and County of Milwaukee, Wisconsin ("Club Vaquero"). On entering the tavern the officers found four underage persons, three of whom were consuming alcoholic beverages. One of the persons was a reported missing juvenile. The posted capacity was 120 persons and 142 persons were inside the premises. The licensee was not on the scene and the bar was being tended by her husband, Alfredo Garcia. The licensee was cited for Presence of Underage persons and Posting of Occupancy/Over Capacity. She was found guilty of both citations and fined \$345.00 on the Presence of Underage Persons and \$650.00 on the Posting of Occupancy/Over Capacity. Both guilty determinations and the fines were imposed on May 20, 1999.
- F. On Thursday, April 15, 1999 Alfredo Garcia went to 1135 S. 16th Street in the City and County of Milwaukee, Wisconsin and punched an individual in the face, accusing him of having an affair with his wife. Alfredo Garcia was cited for Assault and Battery on July 12, 1999, was found guilty and was fined \$330.00.
- G. On Tuesday, December 7, 1999 Alfredo Garcia filed a Renewal Alcohol Beverage license application on which he answered "No" to question #5(a) which asks, in part, if since filing the last application he has been convicted of any municipal ordinance violations. Because of item F, above, Alfredo Garcia was cited for Truth of Statements and Affidavits-Falsifying. On February 23, 2000 he was found guilty and fined \$350.00.
- H. On Sunday, March 19, 2000 at 12:21 AM officers of the Milwaukee Police Department were dispatched the licensed premises at 2239 S. 13th Street, in the City and County of Milwaukee, Wisconsin ("Club Galaxia") to check for minors. No violations were found but the officers observed the tavern to be quite crowded and no occupancy sign was posted. The officers issued a citation to Alfredo Garcia for Posting of Occupancy. The City Attorney's Office refused to issue the citation.

- I. On Saturday, August 19, 2000 at 1:35 AM officers of the Milwaukee police department conducted a tavern check at the license premises of 2239 S. 13th Street in the City and County of Milwaukee, Wisconsin ("Club Galaxia"). Two patrons were found to be underage and cited. The licensee, Alfredo Garcia, was on the premises and was also cited for Presence of Minor Prohibited. On October 10, 2000 he was found guilty and fined \$692.00.
- J. On Saturday, August 26, 2000 at 1:55 AM officers from the Milwaukee police department conducted a tavern check of the licensed premises at 1921 W. Mitchell Street of the City and County of Milwaukee, Wisconsin ("El Presidente"). They observed two patrons who were under the legal drinking age. Both were cited. The officers talked to Mr. Garcia, the husband of the licensee, who stated that the employee who was hired to check ID's did not show up for work. Mr. Alfredo Garcia was also cited for Underage Upon a Class "B" Premises, Licensee Responsibility. On October 19, 2000 he was found guilty and fined \$336.00.
- K. On Sunday, April 28, 2002 officers were dispatched to the licensed premises of 2239 S. 13th Street in the City and County of Milwaukee, Wisconsin ("Club Galaxia") regarding a shooting. The investigation revealed that a security guard had been shot after refusing to allow a patron to enter the bar who did not meet the dress code. The doorman was treated for a gun shot wound to the abdomen. The actor was charged with first degree recklessly endangering safety and an incident report was filed.
- L. On Sunday, November 23, 2003 officers of the Milwaukee police department conducted a premises check at the licensed premise of 2239 S. 13th Street in the City and County of Milwaukee, Wisconsin ("Club Galaxia"). The officers observed three females that appeared to be underage. The officers requested to see their ID's and none could produce any ID. All three stated that they were told by the bouncer that they were of legal age. The girls, in fact, were determined to be 16, 20 and 14 years of age. The licensee, Alfredo Garcia, was on the scene and was cited for Underaged Persons upon a Class "B" premises. He was found guilty and fined \$1,062.00. A bench warrant was issued regarding this matter.
- M. On Tuesday, December 16, 2003 officers of the Milwaukee Police Department were dispatched to the license premises of 1921 W. Mitchell Street in the City and County of Milwaukee, Wisconsin ("El Presidente"). They were dispatched to the tavern regarding a "suspect down" which was later upgraded to a "substantial battery." The victim had had her hair grabbed, and was punched in the face. A suspect threw a glass and struck the victim in the head causing a laceration which required stitches. The victim and suspect were acquaintances. The victim was with her sister, both of them were underage, and unaccompanied by an adult or guardian. The owner was contacted by the bartender and called to the scene. Alfredo Garcia arrived on

the scene, and his wife is the licensee. He was advised of the violations, and issued citations for Presence of Minor Prohibited (2 counts). He was found guilty and fined \$254.00 on February 4, 2004. Two bench warrants have been issued regarding those citations.

- N. On Saturday, July 24, 2004 officers of the Milwaukee Police department conducted a premises check at the license premises of 2239 S. 13th Street in the City and County of Milwaukee, Wisconsin ("Club Galaxia") regarding information received from an informant that gang members were allowed to enter and remain upon the premises and were also allowed to bring guns into the tavern. Upon entering the premises the officers observed 2 underage female and 1 male patron who were issued citations. The officers also arrested a male for Possession of Cocaine with intent to deliver. That individual ran into the men's restroom after observing the uniformed police officers. While checking the premises, officers recovered a .22 caliber Ruger model 1022, with a 25 round banana magazine, on the counter of the main bar. The Ruger was loaded. Also recovered were nine 9mm cartridges which were next to the security monitor and which were placed on inventory. The officers spoke to the "manager", one Eduardo Garcia, and asked if he knew anyone in the bar that had guns. He related that there were two guns that had been confiscated from patrons and that they were located in the safe in the security room. He said he did not have a key or combination to the room. He said he would call his brother, the licensee. While waiting for the licensee, three other underage patrons were discovered and cited. Other patrons were cited for Disorderly Conduct, Obstructing and arrested on open warrants. Officers also recovered a Crown Royal felt bag next to the DJ booth, which contained \$400.00 in cash and two clear sandwich bags containing Cocaine. Total weight of the Cocaine was 13.12 grams. The Cocaine was packaged in several corner cut baggies. Ownership was not determined and the material was placed on inventory. When the licensee arrived, he was questioned regarding the safe and whether he had confiscated any guns. He stated he did not have any guns in the safe and does not have the key or combination of the safe. The licensee advised the Committee that he stated to the officers that they could take the safe. As a result the safe was confiscated. After being inventoried it was opened. It contained one .22 caliber pistol, a pellet gun along with 9 mm cartridge magazines, jewelry and videotapes. The items were placed on inventory. The Manager, Eduardo T. Garcia, was cited for Presence of Minors Prohibited. On September 21, 2004 he was found guilty and fined \$1,770.00.
- O. On Monday, September 20, 2004 the applicant and his wife, Mari E. Garcia were both issued citations for fire prevention and enforcement for the premises 2239 S. 13th Street ("Club Galaxia"). Both matters were set for November 11, 2004.

- P. On Friday, October 8, 2004 two men entered the license premises of 2239 S. 13th Street in the City and County of Milwaukee, Wisconsin ("Club Galaxia") and fought with the individual who was checking their ID's. When the owner tried to remove the men from the premises, one of the men brandished a gun and shot the doorman in the pelvic region, leaving him in critical condition. Both suspects were arrested. At hearing, the licensee stated that he himself had a gun pointed at his face by one of the actors. The licensee also claimed that October 8, 2004 was a Wednesday and that most of the incidents occurring in the police report actually occurred on Wednesdays. In fact, October 8, 2004 was a Friday. The citations issued on October 20, 2004 were dismissed in Municipal Court.
- Q. On October 20, 2004 officers of the Milwaukee Police Department conducted a routine tavern check of the license premises of 2239 S. 13th Street in the City and County of Milwaukee, Wisconsin ("Club Galaxia") and found that the licenses were not properly displayed as required by ordinances, and that two pool tables were without the required permits. Citations were issued to the licensee for Display of License and Pool and Billiard Permit required.
- R. On Monday, November 1, 2004 at approximately 10:00 PM officers conducted a check of the premises as a follow up to the incident of October 20, 2004 and found the premises to be open for business. Two subjects were playing pool and another subject was behind the bar. The bartender stated that the owner opened the bar but left to attend a meeting and that no one was put in charge and they were primarily to do the cleaning. None of the individuals present had a valid bartender's license and the two individuals playing pool stated they were employees of the bar, but no employee records could be produced. The individual tending the bar was cited for Class "D" License Required and arrested on a warrant for Possession of a Controlled Substance-Cocaine and a municipal warrant for Harassing and Obscene Phone Calls. One of the other individuals was arrested for Traffic Warrants. Officers then conducted a search of the bar area and recovered the loaded 40 caliber pistol in an area near the bar accessible to the public and a loaded weapon magazine from an unlocked closet. Officers also observed the rear emergency exit to be obstructed and that the licenses were not properly posted. As the officers conducted their investigation, an individual entered the bar and told the officers he thought the bar was open for business. The licensee was issued citations for Safe Egress from Entrance Doors, Class "D" License Required (licensee responsibility) and Display of License. This matter is pending review in the City Attorney's Office on December 21, 2004. At hearing, the licensee advised the Committee that this occurred on a Monday and that he is not opened on Mondays, but that the individuals who were in the tavern at the time were, in fact, cleaning people.
- S. A check with the Milwaukee police department warrant files reveals open warrants for Alfredo Garcia for Presence of Minors on a Class "B" Premises,

Fire Prevention Enforcement, and Violation; of Placard. A letter notifying the applicant of the open warrants was sent.

- T. The applicant testified that he could not appear at the Utilities and Licenses Committee meeting of November 9, 2004 because his wife's mother was ill in Mexico and as a result they had to travel to Mexico. Rather than flying, Mr. and Mrs. Garcia drove to Mexico, a trip that took 48 hours each way. There are no records of the trip as the entire trip, including restaurant and gasoline charges, were paid for in cash.
- U. Adjoining neighbors to these premises have witnessed on three to four occasions actual shootings of patrons of the licensed premises by other patrons.
- V. Adjoining neighbors have observed patrons at closing time occupy parking lots and throw after hour's parties from their cars which are noisy and disruptive.
- W. Adjoining neighbors have observed patrons leaving the premises with open bottles of beer which are then strewn about the neighborhood and about the parking lots.
- X. Adjoining neighbors have observed patrons on a regular basis, (every Saturday night) engage in racing around the parking lot and squealing tires with their cars. This has caused disruption of the neighbors.
- Y. Adjoining neighbors have observed fights occurring in the premises on a regular basis.
- Z. Adjoining neighbors have observed on one occasion, a gang taking baseball bats and beating on an SUV that was leaving one of the parking lots which then crashed into another vehicle.
- AA. Adjoining neighbors testified that on at least one occasion patrons from the premises fired shots into an adjoining home where the children of one of the witnesses were sleeping, and that the bullets were lodged into the ceiling of the room in which the witness's children were sleeping.
- BB. Adjoining neighbors noted that patrons of the premises illegally use and without authorization, parking lots of adjoining businesses for the parking of the vehicles of the patrons of this establishment.
- CC. Another neighbor complains that his garbage cart had been struck a few years ago by a patron driving recklessly from this premises. That same neighbor testified that he does not feel safe living within 150 feet of this premises to go to sleep before 2:30 a.m., when most of the patrons leave.

DD. A former security agent for this location testified that not all of the reckless driving occurs from patrons of this premises, but occasionally involves patrons of Tres Hermanos and a package good store and grocery store located across the street. However, those stores (with the exception of Tres Hermanos) close at 9:00 p.m., and the incidents related by the neighbors are consistent with the hours of operation of Club Galaxia. The former security agent testified that he is a friend of the licensee.

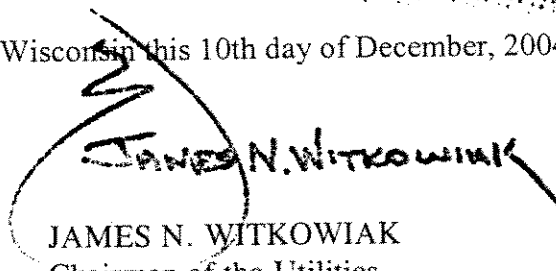
CONCLUSIONS OF LAW

1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapter 125 of the Wisconsin Statutes and Chapter 90 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the licensee, Alfred Garcia Agent for Almar Enterprises, Inc. for the licensed premises at 2239 S. 13th Street ("Club Galaxia") has not met the criteria of Chapter 90 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes to allow renewal of his Class "B" Tavern and Tavern Dance license. The Committee finds the police report and neighborhood objections to be true.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Utilities and Licenses Committee that the full Common Council of the City of Milwaukee should exercise its discretion to not renew the Class "B" Tavern and Tavern Dance license for the premises at 2239 S. 13th Street in the City and County of Milwaukee, Wisconsin ("Club Galaxia").

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of five (5) ayes and zero (0) noes recommends that the Class "B" Tavern and Tavern Dance license held by Alfred Garcia for the premises at 2239 S. 13th Street in the City and County of Milwaukee, Wisconsin ("Club Galaxia") not be renewed.

Dated and signed at Milwaukee, Wisconsin this 10th day of December, 2004.



JAMES N. WITKOWIAK
Chairman of the Utilities
and Licenses Committee