

STATE OF WISCONSIN
COUNTY

CIRCUIT COURT

MILWAUKEE

Mr. Entertainment, Inc. and
MICHAEL DESAUTEL
d/b/a "DADDIOS",

Plaintiff,

v.

Case No. 01-CV-010580
Code No. 30704

CITY OF MILWAUKEE,

Defendant.

AFFIDAVIT OF RONALD D. LEONHARDT

STATE OF WISCONSIN)
)ss.
MILWAUKEE COUNTY)

RONALD D. LEONHARDT, being first duly sworn on oath, deposes and states to the court as follows:

1. Your affiant is currently the City Clerk for the City of Milwaukee. Your affiant has served as the City Clerk for the City of Milwaukee since May, 1990. Your affiant is responsible for the care, custody and control of all records of the Milwaukee Common Council. Unless otherwise stated, this affidavit is made upon personal knowledge and information or personal knowledge refreshed from records and documents kept in the ordinary course of business of his office.

2. At the request of Assistant City Attorney Bruce D. Schrimpf, your affiant retrieved 25 letters sent to each member of the Milwaukee Common Council regarding the consideration by the Common Council of the recommendation of the Utilities and Licenses

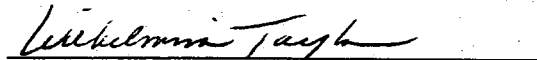
Committee of the matter of Michael F. DeSautel as agent for Mr. Entertainment, Inc. for the premises at 4177 South Howell Avenue in the City and County of Milwaukee, Wisconsin (Daddios) in the Thirteenth Aldermanic District, which letters were referred to by Alderman Jeffrey Pawlinski, during the Council's deliberation of this matter on November 6, 2001.

3. Annexed hereto and incorporated herein by reference as Group Exhibit 1 is a true and correct copy of a memorandum your affiant caused to be sent to Assistant City Attorney Bruce D. Schrimpf dated November 8, 2001. Attached to that memorandum is a true and correct copy of each of the letters of various individuals sent to members of the Milwaukee Common Council regarding its consideration of the matter of "Daddios."

Further your affiant sayeth naught.


RONALD D. LEONHARDT

Subscribed and sworn to before me
this 10th day of November, 2001.


Notary Public, State of Wisconsin
My Commission expires: 8/29/2004
47170



Office of the City Clerk

Ronald D. Leonhardt
City Clerk

Carolyn Hill Robertson
Deputy City Clerk

November 8, 2001

Michael DeSautel
4661 South 20th Street
Milwaukee, WI 53221

Andrew M. Arena, Esq.
Kopp, Arena & Bishop, S.C.
1110 N. Old World Third Street, Ste. 515
Milwaukee, WI 53203

Dear Messrs. and DeSautel and Arena:

This is to notify you that on October 16, 2001, the City's Utilities and Licenses Committee voted to recommend to the City's Common Council that your Class "B" Tavern and Tavern-related licenses for the premises located at 4177 South Howell Avenue ("Daddios") be renewed with a twenty (20) day suspension. The Committee made such a recommendation based upon the complaints of Susan Prothero, Craig Plain, Eugene Vlies, Shirley Chiaverotti, Agapito Cruz, and Janet, Gerald and Pamela Breitzman.

On October 24, 2001, you were sent a true and correct copy of the Findings of Fact, Conclusions of Law and Recommendations of the Utilities and Licenses Committee with respect to your renewal application for a Class "B" Tavern and Tavern-related licenses. You were further notified that the Milwaukee Common Council would consider the matter at its meeting of November 6, 2001, commencing at 9:30 a.m., in the Common Council chambers, on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin. You were advised of your right to file written objections and to appear personally or by counsel to address the Common Council. At that date, time and place you did appear and were represented by Attorney Andrew M. Arena, Kopp, Arena & Bishop, S.C., 1110 North Old World Third Street, Suite 515, Milwaukee, WI 53203. You had previously forwarded a letter, not objecting to the recommendation, but asking for an opportunity to respond to any complainant who filed written objections or spoke to the Common Council. There was one complainant, Mr. Craig Plain, one of the complainants, who appeared and requested revocation of this Class "B" Tavern license instead of a twenty (20) day suspension.

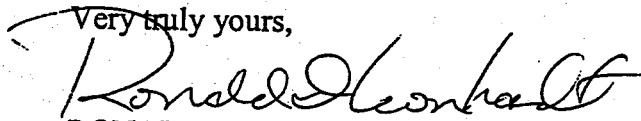
Following consideration of the report of the Utilities and Licenses Committee and the arguments of Mr. Plain and Mr. Arena, Alderman Pawlinski moved to amend the Committee recommendation from a twenty (20) day suspension to revocation. The Common Council adopted the amendment proffered by Alderman Pawlinski by a vote of twelve (12) Ayes and five (5) Noes. Also by a vote of twelve (12) Ayes and five (5) Noes, the Common Council voted to revoke your Class "B" Tavern and all tavern-related licenses.

Michael DeSautel

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You must cease all operations at 4177 South Howell Avenue in the City and County of Milwaukee, Wisconsin ("Daddios"), for which Class "B" Tavern and Tavern-related licenses are required upon service of this notice.

Very truly yours,



RONALD D. LEONHARDT

City Clerk

cc: License Division
MPD License Investigation Unit
City Attorney
File Copy
Susan Prothero
Craig Plain
Eugene Vlies
Agapito Cruz
Janet, Gerald and Pamela Breitzman
Shirley Chaverotti

46531