

CITY OF MILWAUKEE

Form CA-43

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Assistant City Attorneys

January 22, 2004

Judge Maxine A. White
Milwaukee County Courthouse
901 North Ninth Street
Milwaukee, WI 53233

Re: *Chavis v. City of Milwaukee, et al.*
Case No. 03-CV-011047

Dear Judge White:

This matter was scheduled for a status conference, and my motion to dismiss for the afternoon of January 22, 2004 at 1:30 p.m. When I arrived in your courtroom, your clerk advised me that Mr. Langford had called and indicated that he was in another trial and would appear later for purposes of establishing a new schedule.

I waited in your courtroom until slightly past 2:30 p.m., while there were closing arguments in a civil case. At slightly past 2:30 p.m., your clerk called me forward and indicated that she had been trying to reach Mr. Langford, and that she was unable to do so. Your clerk advised me that this matter would be scheduled at another time.

I wish to note for the record, that Mr. Langford did not call me at any time prior to January 22, 2004 or for that matter, on January 22, 2004, to indicate that he was otherwise consumed at the time scheduled for the status conference and the motion to dismiss in this matter.

I certainly wish to extend my personal thanks to your clerk for her efforts in trying to get through to Mr. Langford.

Please be advised that if this matter is scheduled for any time during the remainder of January or during the month of February 2004, I anticipate having special duties for and on behalf of the Adjutant General of the State of Wisconsin relative to a matter that I do not believe I am at liberty to discuss.

Honorable Maxine A. White

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January 22, 2004

I would appreciate it if Mr. Langford would call me so that we could establish a conference call with your clerk for an agreed upon date when this matter may next be heard.

Very truly yours,


BRUCE D. SCHRIMPF
Assistant City Attorney

BDS:wt:77096

c: Ronald E. Langford, Esq.
Ronald D. Leonhardt, City Clerk
Jim Copeland, License Division Manager
Alderman James A. Bohl, Jr., U&L Chairman
Linda Elmer, Council Staff Supervisor
Sgt. John Hogan, MPD License Investigation Unit



Police Department

Nannette H. Hegerty
Chief of Police

January 8, 2004

Alderman James Bohl
Chairman, Utilities and Licenses Committee
200 E. Wells St., Room 205
Milwaukee, WI 53202

RE: Class "B" Tavern License Application of Geninne Rice, Overtime Lounge, 4001 W. Fond du Lac Av.

Dear Alderman Bohl,

I wish to bring to the attention of the Utilities and Licenses Committee the following information regarding the application of Geninne Rice for a Class "B" Tavern license at the Overtime Lounge, located at 4001 W. Fond du Lac Avenue. Ms. Rice applied for this license on November 11, 2003, as a sole proprietor. On January 6, 2004, the Utilities and Licenses Committee recommended the application for approval, absent any significant police information or other objection. However, on January 7, 2004, a "tavern report" was received by the License Investigation Unit regarding an incident that occurred at this premise on December 30, 2003, in which officers found that the tavern was operating without a license, and that the previous licensee had not been involved in operating the tavern for several months after leasing the premises to someone else.

Regarding the incident of December 30, 2003, officers indicate in their report that a call was received at about 9:30p.m. that the tavern was operating without a license, and upon investigation found the tavern to be open for business with an individual identified as Dexter Carter tending bar. The tavern was licensed to an Eric Taylor and expired December 19, 2003. Officers contacted Mr. Taylor who related that he had been leasing the tavern to Dexter Carter and had not been involved in the business since July (2003). Mr. Taylor believed that Carter had obtained a license to operate the tavern. Mr. Carter related to officers that he was leasing the tavern and had applied for a tavern license for this location. Citations were issued to both Carter and Taylor, and the police closed the tavern.

On January 7, 2004, Sgt. John Hogan of the License Investigation Unit reviewed the "tavern report" regarding the December 30, 2003, incident and recalled a Class "B" tavern application for this location was heard by the Utilities and Licenses Committee the day before, but that Dexter Carter was not the applicant. Further investigation of Ms. Rice's application was commenced, and has so far revealed that Dexter Carter and Geninne Rice reside together, though their relationship is unknown. Dexter Carter has a conviction record that may render him unsuitable to be granted a liquor license. Ms. Rice provided a copy of the lease for the location