



CITY OF MILWAUKEE
OFFICE OF THE CITY CLERK

Thursday, September 15, 2022

COMMITTEE MEETING NOTICE

AD 05

SHAH, Upesh C, Agent
Rima Corporation USA
9717 W Appleton Av
Milwaukee, WI 53225

You are requested to attend a hearing which is to be held in Council Chambers, Third Floor, City Hall on:

Tuesday, September 20, 2022 at 08:45 AM

Regarding: Your Hotel/Motel License Renewal Application as agent for "Rima Corporation USA" for "Port Motel" at 9717 W Appleton Av.

There is a possibility that your application may be denied for one or more of the following reasons: The recommendation of the committee regarding the application shall be based on evidence presented at the hearing. Per MCO 85-4-4, unless otherwise specified in the code, probative evidence concerning non-renewal, suspension or revocation may include evidence of the following: failure of the applicant to meet municipal qualifications, pending charges against or the conviction of any felony, misdemeanor, municipal offense or other offense, the circumstances of which substantially relate to the circumstances of the particular licensed or permitted activity, by the applicant or by any employee or other agent of the applicant. If the activities of the applicant involve a licensed premises, whether the premises tends to facilitate a public or private nuisance or has been the source of congregations of persons which have resulted in any of the following: disturbance of the peace; illegal drug activity; public drunkenness; drinking in public; harassment of passers-by; gambling; prostitution; sale of stolen goods; public urination; theft; assaults; battery; acts of vandalism including graffiti, excessive littering, loitering, illegal parking, loud noise at times when the licensed premise is open for business; traffic violations; curfew violations; lewd conduct; display of materials harmful to minors, pursuant to s. 106-9.6; or any other factor which reasonably relates to the public health, safety and welfare, or failure to comply with the approved plan of operation. See attached police report or correspondence.

Notice for applicants with warrants or unpaid fines:

Proof of warrant satisfaction or payment of fines must be submitted at the hearing on the above date and time. Failure to comply with this requirement may result in a delay of the granting/denial of your application.

Failure to appear at this meeting may result in the denial of your license. Individual applicants must appear only in person or by an attorney. Corporate or Limited Liability applicants must appear only by the agent designated on the application or by an attorney. Partnership applicants must appear by a partner listed on the application or by an attorney. If you wish to do so and at your own expense, you may be accompanied by an attorney of your choosing to represent you at this hearing.

You will be given an opportunity to speak on behalf of the application and to respond and challenge any charges or reasons given for the denial. No petitions can be accepted by the committee, unless the people who signed the petition are present at the committee hearing and willing to testify. You may present witnesses under oath and you may also confront and cross-examine opposing witnesses under oath. If you have difficulty with the English language, you should bring an interpreter with you, at your expense, so that you can answer questions and participate in your hearing.

You may examine the application file at this office during regular business hours prior to the hearing date. Inquiries regarding this matter may be directed to the person whose signature appears below.

Limited parking for persons attending meetings in City Hall is available at reduced rates (5 hour limit) at the Milwaukee Center on the southwest corner of East Kilbourn and North Water Street. Parking tickets must be validated in the first floor information booth in City Hall.

PLEASE NOTE: Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aids. For additional information or to request this service, contact the Council Services Division ADA Coordinator at (414) 286-2998, Fax - (414) 286-3456, TDD - (414) 286-2025.

JIM OWCZARSKI, CITY CLERK

BY: _____

Jim Cooney
License Division Manager

If you have questions regarding this notice, please contact the License Division at (414) 286-2238.

200 E. Wells Street, Room 105, City Hall, Milwaukee, WI 53202. www.milwaukee.gov/license
Phone: (414) 286-2238 Fax: (414) 286-3057 Email Address: License@milwaukee.gov

Cooney, Jim

From: Sarah Canty <Sarah.Canty@cmshgiveshope.com>
Sent: Wednesday, September 14, 2022 5:18 PM
To: vir shah
Cc: Amanda Maria Rodriguez; Dodd, Nikiya; Cooney, Jim; License; Michael Maistelman; Rima Upesh Shah; Upesh Shah; Amy Molinski; Cassidy Nehs
Subject: Re: NARCAN - Port Motel 9717 W Appleton Ave
Categories: Red category

Some people who received this message don't often get email from sarah.canty@cmshgiveshope.com. [Learn why this is important](#)

Hello Vir,

So happy to hear that you and your family are interested in training. I am currently in communication with one of our peer supports Amy to see how we can best support you. She or i will get back to you ASAP.

Thank you,



Sarah Canty MSAT, LCP-IT,
SAC-IT
Preferred Pronouns:
She/Her/Hers
Counselor
Community Medical Services
2814 S 108th Street
West Allis, WI 53227

P: 414-885-3525 F: 262-643-4617

From: vir shah <virshah1993@gmail.com>
Sent: Wednesday, September 14, 2022 12:45 PM
To: Sarah Canty <Sarah.Canty@cmshgiveshope.com>
Cc: Amanda Maria Rodriguez <Amanda.Rodriguez@cmshgiveshope.com>; Dodd Nikiya <ald05@milwaukee.gov>; James Cooney <jim.cooney@milwaukee.gov>; License Department <License@milwaukee.gov>; Michael Maistelman <msm@maistelmanlaw.com>; Rima Upesh Shah <Shahrima518@gmail.com>; Upesh Shah <Nimisha822@yahoo.com>
Subject: Re: NARCAN - Port Motel 9717 W Appleton Ave

Hi All,

Michael, I appreciate you connecting us and we will be sure to purchase NARCAN to keep on-site at the property.

Sarah, my family and I appreciate you helping us receive NARCAN training. Please let me know what date and times work best for you all. We are available anytime this week if you are available.

Thanks,

Vir Shah

847-769-5630

On Wed, Sep 14, 2022 at 10:31 AM Sarah Canty <Sarah.Canty@msgiveshope.com> wrote:

Hello,

Thank you for connecting us. We would be more than happy to provide Narcan training. Any of our counselor here can provide the training and information. I have copied our Community Programs and Integration Manager as well for additional support.

Thank you,



Sarah Canty MSAT, LCP-IT,
SAC-IT
Preferred Pronouns:
She/Her/Hers
Counselor
Community Medical Services
2814 S 108th Street
West Allis, WI 53227

P: 414-885-3525 F: 262-643-4617

From: Michael Maistelman <msm@maistelmanlaw.com>

Sent: Wednesday, September 14, 2022 10:19 AM

To: Vir Shah <Virshah1993@gmail.com>; Rima Upesh Shah <Shahrima518@gmail.com>; Upesh Shah <Nimisha822@yahoo.com>

Cc: Dodd Nikiya <ald05@milwaukee.gov>; James Cooney <jim.cooney@milwaukee.gov>; License Department <License@Milwaukee.gov>; Sarah Canty <Sarah.Canty@msgiveshope.com>

Subject: NARCAN - Port Motel 9717 W Appleton Ave

Good morning Shah Family,

I hope you are well.

Please go to CVS and purchase NARCAN so you will have it at your motel if anyone needs it because they have overdosed?

Please also contact Sarah Canty at Community Medical Services, 414-885-3525 (I've also copied her on this email) and set up a time for her or one of her colleagues to be able to train you in how to use NARCAN.
<https://communitymedicalservices.org/>

I just spoke with Sarah and she is expecting your call.

Thank you and please let me know if you have any questions.

Michael

Attorney Michael S. Maistelman
He/Him

Maistelman & Associates, LLC
8989 N Port Washington Rd ~ Suite 207
Milwaukee, WI 53217
414-908-4254
414-447-0232 (fax)
414-333-9700 (cell)
msm@maistelmanlaw.com
<http://www.maistelmanlaw.com>

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IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or matter addressed in this communication (or in any attachment).

MILWAUKEE POLICE DEPARTMENT LICENSING

CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS SYNOPSIS

DATE: 08/02/22

LICENSE TYPE: HOTEL/MOTEL

NEW:

RENEWAL:

No. 338193

Application Date: 05/23/22

License Location: 9717 W. Appleton Avenue

Business Name: Port Motel

Licensee/Applicant: Shah, Upesh C.
(Last Name, First Name, MI)

Date of Birth: 06/18/1961

Home Address: 9719 West Appleton Avenue

City: Milwaukee

State: WI **Zip Code:** 53225

Home Phone: 414-431-1123

This report is written by Police Officer Corstan D. COURT, assigned to the License Investigation Unit, Days.

The Milwaukee Police Department's investigation regarding this application revealed the following:

1. On 04/24/19 at 4:26pm, Milwaukee Police were dispatched to 9717 W. Appleton Avenue for a battery D.V. complaint. Investigation revealed that a Battery-Domestic Violence took place and the hotel had a valid license.

=====

2. On 11/23/21 at 2:47am, Milwaukee Police were dispatched to 9717 W. Appleton Avenue for an overdose compliant. Investigation revealed that the Milwaukee Fire Department had revived a subject who was overdosing with Narcan. The subject stated that he took "2 hits" from his glass pipe, found on the bed next to him, and that he had overdosed once or twice before. The subject refused any further medical and was driven home by his girlfriend who had called 911. The subject was issued a citation for possession of drug paraphernalia.
3. On 12/23/21 at 4:32pm, Milwaukee Police were dispatched to 9717 W. Appleton Avenue for a trouble with subject compliant. Investigation revealed that a guest had the front desk call police because he had been battered by the person he was staying with. When police interviewed the subject, he stated that he did not wish to press charges but police were unable to wake up the other party who was laying on the bed. The Milwaukee Fire Department was called and the subject was conveyed to the hospital for treatment. The applicant said he did

call the police to report the disruption and was able to provide police with a copy of the subjects Drivers license.

4. On 01/13/22 at 5:30pm, Milwaukee Police were dispatched to 9717 W. Appleton Avenue for an overdose compliant. Investigation revealed that the Milwaukee Fire Department had revived a subject who was overdosing with Narcan. The subject stated that he took one Percocet and the only thing he remembers is returning to the room. The girlfriend said that the subject began acting strange and fell to the floor, so she started throwing water on him and called police. The subject refused medical.
5. On 04/30/22 at 4:20pm, Milwaukee Police were dispatched to 9717 W. Appleton Avenue for an overdose compliant. Investigation revealed that the Milwaukee Fire Department had revived a subject who was overdosing with Narcan. The subject stated that he did not take drugs and the caller had left before police arrival.
6. On 06/15/22 at 5:06am, Milwaukee Police were dispatched to 9717 W. Appleton Avenue for a shooting compliant. Investigation revealed that there was no shooting at the establishment but two subjects were taken into custody for outstanding warrants. One of the subjects had NARCAN administered to them because they were overdosing while in the officers squad.
7. On 07/26/22 at 10:48am, Milwaukee Police performed a CPTED at 9717 W. Appleton Avenue. Suggestions made to the applicant were; put lighting on the rear of the building, place "No Loitering" signs on the exterior of the building, clean up garbage daily, request CAD calls made to the property from the Open Records Division, and fill out a standing complaint form to have on file at the Fourth District. The applicant was very cooperative.

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:213270018

OtherEvent #: 22-LP-0676

Incident

9717 W APPLETON AV MILWAUKEE, WISCONSIN 53225

Incident Date/Time:: 11/23/2021 02:36:58
CAD Number:: 213270167
District:: 4
Beat:: 430
Reporting Area:: 779

Business Agent (1)

SHAH, UPESH C

Person Involvement: (Must choose Agent
AGENT from drop down):
DOB:: 06/18/1961
Sex:: MALE
Race:: WHITE
Phone 1 Number:: (414)-431-1123
Phone 1 Type:: Phone
Address:: 9717 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53225

Licensed Premise Data (1)

PORT MOTEL

Address:: 9717 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53225
Licensee Notification Was Made:: No
Business Was Cited For Violation:: No
Licensee was cooperative: (if not explain in narrative): No
Licensee or Manager was on premises at time of violation/incident:: No

Narrative (1)

LICENSE PREMISE REPORT

Eissens, Alex W 027392

08/17/2022

This report is written by PO EISSENS, assigned to District 4, Late shift.

On Tuesday, November 11/23/21 at 2:47 AM, Squad 4330 (PO REED and I) responded to 9717 W. Appleton Ave #6 (Port Motel) for an overdose call. It should be noted that both officers were in full duty uniform, equipped with AXON body-worn cameras ACTIVATED while operating a marked Milwaukee

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:213270018

OtherEvent #: 22-LP-0676

Police Department vehicle.

Upon arrival, officers arrived on scene with MFD Engine 4, Med 16 of Green shift with Lt. McCarthy who stated that they had administered 1mg of Narcan to the victim later identified as Steven R. ANSELL (M/W 05-01-95). It should be noted that officers observed in plain view on the bed, an opaque, glass pipe approximately 9cm in length with black and brown burn marks.

Upon regaining consciousness, ANSELL stated that he had purchased what he believed to be crack/cocaine "several hours before." ANSELL would not disclose whom he purchased the crack cocaine from, only that he took "2 hits."

After having his vital signs checked, ANSELL declined further medical services and stated that he would have his girlfriend Abigail R. RAKOWSKI (F/W 02-20-95) drive him. ANSELL stated that he had overdosed "once or twice before."

Officers spoke to RAKOWSKI who stated that she did not know who ANSELL purchased the crack cocaine from. RAKOWSKI stated that she had observed ANSELL conscious and "talkative.." 10 minutes prior to calling 911 at approximately 2:20 A.M. Officers placed the pipe under MPD Inventory. ANSELL was issued citation number 0681X4FB2P for drug paraphernalia was placed under MPD inventory 21045537.

At the time of police response the business agent, Upesh C SHAH, was not present or notified. See business agent tab for more details on SHAH.

Officer (2)

| | | |
|---------------------------|-------------------------------|---------------------|
| Reporting Officer: | Eissens, Alex W (027392) | 11/23/2021 02:47:01 |
| Section: (Work Location): | 43 | |
| Approving Officer: | Velasquez, Guadalupe (018673) | 08/18/2022 12:31:49 |
| Section: (Work Location): | 04 | |

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #: 213570150

OtherEvent #: 22-LP-0678

Incident

9717 W APPLETON AV MILWAUKEE, WISCONSIN 53225

Incident Date/Time:: 12/23/2021 16:32:00
CAD Number:: 213571246
District:: 4
Beat:: 430
Reporting Area:: 779

Business Agent (1)

SHAH, UPESH C

Person Involvement: (Must choose Agent
AGENT from drop down):
DOB:: 06/18/1961
Sex:: MALE
Race:: WHITE
Phone 1 Number:: (414)-431-1123
Phone 1 Type:: Phone
Address:: 9717 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53225

Licensed Persons Involved (1)

SHAH, UPESH C

Person Involvement:: Agent
DOB:: 06/18/1961
Sex:: MALE
Race:: WHITE
Address:: 9717 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53225

Licensed Premise Data (1)

PORT MOTEL

Phone 1 Number:: (414)-466-4728
Phone 1 Type:: Phone
Address:: 9717 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53225
License Type:: Hotel/Motel
Licensee Notification Was Made:: Yes
Licensee Notified Date/Time:: 07/26/2022 10:00:00
Business Was Cited For Violation:: No

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:213570150

OtherEvent #: 22-LP-0678

Licensee was cooperative: (If not explain in narrative): Yes

Licensee or Manager was on premises at time of violation/incident:: No

Narrative (1)

INITIAL INVESTIGATION

Thomas-Baldwin, Shirley 030929

08/18/2022

This report is written by P.O Shirley Thomas-Baldwin assigned to District 4, Early Power Shift. On December 23,2021 at approximately 5:35 P.M., while in full duty uniform, equipped with an Axon body-worn camera activated, and in a marked squad, my partner P.O. Larray Johnson and I were dispatched to Trouble With Subject Complaint (Later determined to be a Sick and Injury Complaint), located at 9717 W Appleton Ave room #5 in the City and County of Milwaukee. Squad 4213 SGT., Kevin PANFIL, also was informed.

Upon arrival, on 12/23/21 at approximately 5:45 P.M., I observed the listed location to be at the Port Motel. I observed a male and female (later identified as Gary BEAMON (m/b,08/21/59) and Karrisa M. WALKER (F/B,09/14/91), inside of Room #5. The window curtains were open in room 5. I observed WALKER lying face down on the floor inside the room and BEAMON on the bed appearing to be sleep inside the room. My partner and I then knocked on the window and the door in an attempt to check the subjects welfare. After several attempt to get the subjects attention, BEAMON eventually woke up. BEAMON was observed to be slightly incoherent and confused at police presence. Once BEAMON was fully aware of police presence he explained to police he requested the front desk staff to call police because WALKER had battered him because she was intoxicated. BEAMON stated WALKER was now sleep and everything was ok. BEAMON stated he no longer desired police services as he stated several times WALKER was ok. I then went to check the welfare of WALKER. WALKER was observe breathing but unconscious and numb to officers touch. I observed several pill bottoms (Acetaminophen, Cyclobenzaprine, Ibuprofen and Lidocaine patches) open and lying on the floor inside the motel room. I observed a liter of Paul Masson and several empty beer cans lying inside the room. Officers then alerted Dispatch the need for medical for WALKER.

BEAMON stated he and WALKER are only "drinking buddies" and met a couple days ago at St. Benedict the Moor Shelter. BEAMON stated he and WALKER are not in an intimate relationship and are only associates. BEAMON stated he did not wish to pursue any criminal charges against WALKER at this time. BEAMON stated he did not battered BEAMON during their altercation.

Milwaukee Fire Department (MFD) Engine 4 Blue shift and Med 16 arrived on scene at approximately 6:02 PM. MFD administrated Narcan on WALKER however, WALKER still remained unconscious. At approximately 6:21 PM., MED 16 transported WALKER to St. Joseph Hospital to be further medically treated. Walker was admitted to Ascension SE Wisconsin St. Joseph Hospital at 7:20 PM., in the medical Care of Doctor Adar. At this time Medical Staff advised Police they believed WALKER had overdosed with unknown drugs.

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:213570150

OtherEvent #: 22-LP-0678

P.O JOHNSON spoke to WALKER's sister Darrisa F. WALKER (f/b,3-3-94) and advised her of the above listed incident. Darrisa stated her sister have been using unknown drugs for approximately 1 year. Darrisa stated her sister "hides" the truth a lot and she is unaware of any known medical conditions WALKER may have.

I spoke to the owner Upesh SHAH (06/18/61) who was located on scene inside the Port Motel main office area. Upesh advised police he called to report an unknown black female being disruptive in the motel lobby. Upesh stated there was also a verbal altercation that took place inside room number 5 between the same unknown female and BEAMON. Upesh was able to provide police a copy of BEAMON Wisconsin driver's license.

End of Report.

Officer (2)

| | | |
|---------------------------|----------------------------------|---------------------|
| Reporting Officer: | Thomas-Baldwin, Shirley (030929) | 08/18/2022 08:57:00 |
| Section: (Work Location): | 42 | |
| Approving Officer: | Panfil, Kevin M (015123) | 08/18/2022 09:57:51 |
| Section: (Work Location): | 21 | |

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:220130168

OtherEvent #: 22-LP-0681

Incident

9717 W APPLETON AV MILWAUKEE, WISCONSIN 53225

Incident Date/Time:: 01/13/2022 17:30:00
CAD Number:: 220131679
District:: 4
Beat:: 430
Reporting Area:: 779

Business Agent (1)

SHAH, UPESH C

Person Involvement: (Must choose Agent (License Holder)
AGENT from drop down):
DOB:: 06/18/1961
Sex:: MALE
Race:: WHITE
Phone 1 Number:: (414)-431-1123
Phone 1 Type:: Phone
Address:: 9717 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53225

Licensed Persons Involved (1)

SHAH, UPESH C

Person Involvement:: Agent (License Holder)
DOB:: 06/18/1961
Sex:: MALE
Race:: WHITE
Address:: 9717 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53225

Licensed Premise Data (1)

PORT MOTEL

Phone 1 Number:: (414)-431-1123
Address:: 9717 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53225
License Type:: Hotel/Motel
Licensee Notification Was Made:: No
Business Was Cited For Violation:: No
Licensee was cooperative: (If not explain in narrative): No

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:220130168

OtherEvent #: 22-LP-0681

Licensee or Manager was on premises at time of violation/incident: No

Narrative (1)

INITIAL INVESTIGATION

Turnch, Brent 031314

08/18/2022

This report is written by P.O. Brent TURNCH, assigned to District Four, Late Power Shift, Squad 4440.

On Thursday, January 13th, 2022, at approximately 8:37 P.M., while in full duty uniform, equipped with an Axon body-worn camera activated, and in a marked squad, my partner, P.O. Jacob AWOLOA, and I, were dispatched to an Overdose Complaint at Port Hotel located at 9717 W Appleton Ave., #3 in the City and County of Milwaukee.

Upon arrival at approximately 8:41 P.M., officers met the Milwaukee Fire Department (MFD) Captain PONDER, Green Shift. Captain PONDER stated that they were dispatched to the above location regarding an Overdose. The subject, later identified as Marcus D FORD (M/B, 11-12-79), was unconscious and not breathing when (MFD) initially arrived. (MFD) administered Naloxone (Narcan) unknown amount intravenous into FORD's left arm.

Once the Narcan was administered, FORD regained consciousness and began to breathe.

INTERVIEW OF THE VICTIM MARCUS D FORD:

Officers interviewed FORD, who stated that at approximately 5:00 P.M., he and his girlfriend Ashley M FORD F/W, 09-27-86) checked into the Port Motel. FORD stated that they exited the motel and returned at approximately 7:30 P.M.

FORD did not state where they went but stated that he took one Percocet 30mg through nasal between 5:00 P.M - 7:00 P.M. FORD stated that he only remembers returning to the motel room and taking a shower.

MFD and officers advised FORD to go to the hospital however he refused.

End of statement.

INTERVIEW OF THE GIRLFRIEND ASHLEY M FORD:

ASHLEY stated that after returning to the motel, FORD sat on the bed and asked for a cigarette. ASHLEY stated suddenly, FORD began to act strange and not alert. ASHLEY

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:220130168

OtherEvent #: 22-LP-0681

stated that she attempted to get FORD's attention however, he appeared frozen. ASHLEY stated she tried to get FORD to walk to the bathroom, but she could not get him to walk.

ASHLEY stated that FORD fell onto the floor, and she got a bucket of water from the bathroom and splashed it onto him. Ashley stated that after splashing water onto FORD, he remained unresponsive.

ASHLEY stated that she contacted 9-1-1 and splashed water onto FORD again in an effort for him to regain consciousness.

End of report.

| Officer (2) | | |
|---------------------------|--------------------------|---------------------|
| Reporting Officer: | Turnch, Brent (031314) | 01/13/2022 21:05:00 |
| Section: (Work Location): | 42 | |
| Approving Officer: | Nunez, Julian G (018435) | 08/19/2022 09:17:17 |
| Section: (Work Location): | 42 | |

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:221200102

OtherEvent #: 22-LP-0698

Incident

9717 W APPLETON AV Apt #9 MILWAUKEE, WISCONSIN 53225

Incident Date/Time:: 04/30/2022 16:20:00
CAD Number:: 221201065
District:: 4
Beat:: 430
Reporting Area:: 779

Business Agent (1)

SHAH, UPESH C

Person Involvement: (Must choose Agent
AGENT from drop down):
DOB:: 06/18/1961
Sex:: MALE
Race:: WHITE
Phone 1 Number:: (414)-431-1123
Phone 1 Type:: Phone
Address:: 9717 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53225

Licensed Premise Data (1)

PORT MOTEL

Phone 1 Number:: (414)-466-4728
Phone 1 Type:: Phone
Address:: 9717 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53225
Licensee Notification Was Made:: No
Business Was Cited For Violation:: No
Licensee was cooperative: (If not explain in narrative): No
Licensee or Manager was on premises at time of violation/incident:: No

Narrative (1)

INITIAL INVESTIGATION

Horst, Seth W 029430

08/25/2022

This report is written by P.O. Jesse SAENPHONPHAKDEE, assigned to District four, Early Shift, Squad 4230 with P.O. Seth HORST.

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:221200102

OtherEvent #: 22-LP-0698

On Saturday April 30, 2022 at approximately 4:30 PM, P.O. HORST and I were dispatched to 9717 W Appleton Av #9 which is located in the City and County of Milwaukee, WI for a overdose complaint.

On arrival, officers met with Milwaukee Fire Department Engine 4, green shift, Captain Mack DONALD who was with the subject, Mario T. ROBERTS (B/M, 03/16/87). MFD stated ROBERTS was in the room unconscious and not breathing. MFD stated they administered 2mg of narcan to ROBERTS which he then became alert.

ROBERTS was suspected to be overdosing on an unknown drug, possibly heroin due to the CAD comments given by the caller who was not on scene. ROBERTS was adamant that he has not taken any drugs and advised officers he did not know what happened or who called for medical attention.

On scene, ROBERTS was arrested for a Milwaukee Police Department suspect alert, Case # 21-079-0018. ROBERTS was then conveyed by Bell Ambulance 419 to Froedtert Hospital for medical attention.

ROBERTS was admitted into emergency room #41 at 5:18 PM and evaluated by Doctor Johnathan RUBIN.

ROBERTS was then conveyed to District Four for booking and processing.

Officers did not speak with licensed person or business agent at time.

End of report.

Officer (2)

| | | |
|---------------------------|-------------------------------|---------------------|
| Reporting Officer: | Horst, Seth W (029430) | 08/25/2022 15:43:00 |
| Section: (Work Location): | 42 | |
| Approving Officer: | Velasquez, Guadalupe (018673) | 08/26/2022 12:00:08 |
| Section: (Work Location): | 04 | |

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:221660214

OtherEvent #: 22-LP-0706

Incident

9717 W APPLETON AV MILWAUKEE, WISCONSIN 53225

Incident Date/Time:: 06/15/2022 05:06:00
CAD Number:: 221660288
District:: 4
Beat:: 430
Reporting Area:: 779

Business Agent (1)

SHAH, UPESH C

Person Involvement: (Must choose Agent
AGENT from drop down):
DOB:: 06/18/1961
Sex:: MALE
Race:: WHITE
Phone 1 Number:: (414)-431-1123
Phone 1 Type:: Home
Address:: 9717 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53225

Licensed Premise Data (1)

PORT MOTEL

Address:: 9717 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53225
License Type:: Hotel/Motel
Licensee Notification Was Made:: No
Business Was Cited For Violation:: No
Licensee was cooperative: (If not
explain in narrative): No
Licensee or Manager was on
premises at time of
violation/incident:: No

Narrative (1)

LICENSE PREMISE REPORT

Sloans, Kareem D 029014

08/28/2022

This report is being written by P.O. SLOANS, assigned to District 4, Late Shift.

On Wednesday, June 15th, 2022 while in full duty uniform, wearing an AXON body worn camera, driving a marked squad, assigned to Squad 4322 (P.O. MATIAS and I) were dispatched at 5:08am to the location

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:221660214

OtherEvent #: 22-LP-0706

of 9717 W Appleton Avenue (Port Motel) for a Shooting complaint which is located in the City and County of Milwaukee in the State of Wisconsin.

Upon arrival at 5:13 am officers came into contact with Mario T. ROBERTS (B/M, 03/16/1987) and Karen A. MCDERMOTT (W/F, 05/17/1989) who were the subjects that were involved in the incident that did not turn out to be a shooting. Upon querying the subjects' name it was found that both subjects had warrants and both subjects were taken into custody.

After placing subjects into custody, MCDERMOTT then began having an overdose in the officers' squad vehicle. Narcan was administered by 4390 (P.O. RAVELY). Upon MCDERMOTT coming back to consciousness she stated that she had taken drugs in the motel before officers' arrival.

At the time of police response the business agent, Upseh C. SHAH was present and notified of the incident.

End of Report.

Officer (2)

| | | |
|---------------------------|---------------------------|---------------------|
| Reporting Officer: | Sloans, Kareem D (029014) | 08/17/2022 07:01:00 |
| Section: (Work Location): | 43 | |
| Approving Officer: | Graczyk, Paul F (017575) | 08/28/2022 23:47:19 |
| Section: (Work Location): | 43 | |

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:221660214

OtherEvent #: 22-LP-0701

Incident

9717 W APPLETON AV Apt #10 MILWAUKEE, WISCONSIN 53225

Incident Date/Time:: 06/15/2022 05:06:00
CAD Number:: 221660288
District:: 4
Beat:: 430
Reporting Area:: 779

Business Agent (1)

SHAH, UPESH C

Person Involvement: (Must choose Agent
AGENT from drop down):
DOB:: 06/18/1961
Sex:: MALE
Race:: WHITE
Phone 1 Number:: (414)-431-1123
Phone 1 Type:: Phone
Address:: 9717 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53225

Licensed Premise Data (1)

Port Motel

Address:: 9717 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53225
License Type:: Hotel/Motel
Licensee Notification Was Made:: Yes
Business Was Cited For Violation:: No
Licensee was cooperative: (If not explain in narrative): No
Licensee or Manager was on premises at time of violation/incident:: No

Narrative (1)

License Premise Report

08/26/2022

This report is being written P.O Peter JERVING, assigned to District 4 Late Shift, on squad 4373 with P.O. Andrew KELLER.

On Wednesday June 15, 2022 at approximately 5:08am I responded to a "Shooting" call for service at the

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:221660214

OtherEvent #: 22-LP-0701

location of 9717 W. Appleton Av. #10(Port Motel) I which is located in the City and County of Milwaukee.

Upon arrival and during the investigation, it was determined that this was not a shooting. I made contact with **Karen A. MCDERMOTT (W/F, 05/17/1989)** who stated that no was shot and she was about to have sex with her boyfriend. MCDERMOTT stated that she was scared when police arrived at the location and that is why she did not answer her door. MCDERMOTT originally stated that her name was **Samantha R. SPOKE (W/F, 09/13/1988)** MCDERMOTT was identified by P.O. Justin RAVELY (squad 4390) from a previous incident of an overdose.

MCDERMOTT's boyfriend was subsequently identified as **Mario T. Roberts(B/M, 03/16/1987)**.

A wanted check of MCDERMOTT revealed that she had a Waukesha County Sheriffs warrant. MCDERMOTT was taken into custody and placed in the rear passenger compartment of our marked MPD squad car. While MCDERMOTT was in the rear passenger compartment, she became unresponsive to officers speaking with her. I opened the back door and MCDERMOTT still was unresponsive but was breathing. I started to administer sternum rubs to get MCDERMOTT to respond to officers. After several sternum runs, MCDERMOTT continued to be unresponsive to officers. I took MCDERMOTT out of the rear passenger compartment of the squad car and laid her on the ground to administer more sternum rubs or if needed chest compressions.

MCDERMOTT continued to be unresponsive from the sternum rubs. MCDERMOTT was taken out of handcuffs and placed on her side in an attempt to get her to breathe easier. MCDERMOTT was administered 4mg of narcan inter nasally and MCDERMOTT did not respond much to the narcan.

I continued to perform sternum runs on MCDERMOTT and she would respond a slightly but then would become unresponsive again. P.O. KELLER administered a second dose of 4mg of Narcan internasally. MCDERMOTT became more responsive and was able to speak with officers after the second dose of Narcan.

MFD med 16 arrived on scene and started to check MCDERMOTT's vital signs. MCDERMOTT was a lot more responsive after the second dose of Narcan. Med 16 conveyed MCDERMOTT to St. Joseph's Hospital.

MCDERMOTT was admitted at St. Joseph's Hospital at approximately 6:16am and was treated by Dr. GRACE.

While in custody, Waukesha PD was notified of the active warrant. Waukesha PD stated that they will not be coming to sit with MCDERMOTT at the hospital. P.O. KELLER issued MCDERMOTT a citation for obstruction due to her not being forthcoming about her information upon police contact.

MCDERMOTT was released at the hospital.

END OF REPORT.

Officer (1)

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:221660214

OtherEvent #: 22-LP-0701

Approving Officer:

Graczyk, Paul F (017575)

06/16/2022 03:37:15

Section: (Work Location): 43

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:222070075

OtherEvent #: 22-LP-0606

Incident

9717 W APPLETON AV MILWAUKEE, WISCONSIN 53225

Incident Date/Time:: 07/26/2022 10:48:44
CAD Number:: 222070615
District:: 4
Beat:: 430
Reporting Area:: 779

Business Agent (1)

SHAH, UPESH C

Person Involvement: (Must choose Agent
AGENT from drop down):
DOB:: 06/18/1961
Sex:: MALE
Race:: WHITE
Phone 1 Number:: (414)-431-1123
Phone 1 Type:: Main
Address:: 9717 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53225

Licensed Premise Data (1)

PORT MOTEL

Phone 1 Number:: (414)-466-4728
Phone 1 Type:: Phone
Address:: 9717 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53225
License Type:: Hotel/Motel
Licensee Notification Was Made:: Yes
Licensee Notified Date/Time:: 07/26/2022 10:00:00
Business Was Cited For Violation:: No
Licensee was cooperative: (if not explain in narrative): Yes
Licensee or Manager was on premises at time of violation/incident:: No

Narrative (1)

MEETING

Geniesse, Tracey D 014168

07/26/2022

This report is written by P.O. Tracey Geniesse assigned to District Four, Day Shift on squad 4164 along

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:222070075

OtherEvent #: 22-LP-0606

with P.O. Carrie Resnick.

We attended a meeting upon the request of Attorney Michael Maistelman, to conduct a CPTED survey at the property.

Present for this meeting was the agent: Mr. Shah, his wife, Shah, Minisha V, their daughter: Shah, Ima U and Attorney Michael Maistelman.

Mr. Shah stated this is a 12 unit motel, they have two long term customers at this location. They will rent rooms hourly, but will charge for the full 24 hour stay. They have an up and running camera system and stated the lighting on the exterior is bright. As we walked the property, I made the following suggestions, put some lighting on the rear of the building, place no loitering signs on the exterior of the building and fill out standing complainant form and send it back to District Four. Clean up garbage daily, so the property does not attract criminal behavior and request CAD calls made to the property from Open Records.

I also provided information for our monthly Crime and Safety meetings. I asked that they keep an open line of communication to District Four.

They were all very cooperative and will consider the recommendations we offered.

Officer (2)

| | | |
|---------------------------|-----------------------------|---------------------|
| Reporting Officer: | Geniesse, Tracey D (014168) | 07/26/2022 13:20:00 |
| Section: (Work Location): | 41 | |
| Approving Officer: | Mcaleer, Lucas M (016263) | 07/27/2022 06:47:00 |
| Section: (Work Location): | 41 | |



Office of the City Clerk

Jim Owczarski
City Clerk
jowcza@milwaukee.gov

Dana J. Zelazny
Deputy City Clerk
d.zelazny@milwaukee.gov

July 22, 2022

SHAH, Upesh C, Agent
Rima Corporation USA
9717 W Appleton Av
Milwaukee, WI 53225

Atty. Michael Maistelman
Maistelman & Associates, LLC
8989 N Port Washington Rd Suite 221
Bayside, WI 53217

Dear Mr. Shah:

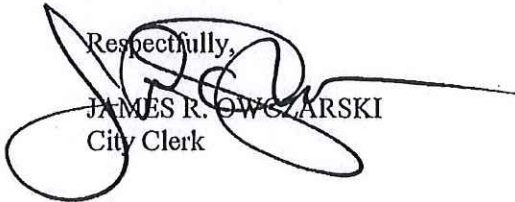
You are hereby notified that the Milwaukee Common Council will hold a hearing on Thursday, July 28, 2022, commencing at 9:00 a.m., or as soon thereafter as this matter may be heard, in the Common Council chambers on the third floor of City Hall, 200 East Wells Street, Milwaukee, Wisconsin to consider whether to renew, renew with a suspension between 10 and 90 days, or not renew your Hotel/Motel license for the premises located at 9717 W Appleton Av. ("Port Motel ")

Attached you will find a copy of the Report of the Licenses Committee, which includes its Findings of Fact, Conclusions of Law, and Recommendation, recommending nonrenewal of the Hotel/Motel license based on the applicant and public testimony. This recommendation is the result of a public hearing before the Committee held on Tuesday, July 19, 2022.

Please be advised that the Common Council will determine whether to renew, renew with a suspension between 10 and 90 days, or not renew the Hotel/Motel license based upon the Findings of Fact contained within the Licenses Committee report.

You may file a written response to the report of the Licenses Committee. The written response must be filed with the City Clerk by 4:45 p.m. on Friday, July 22, 2022 in Room 205 of City Hall. If you wish to file your objections via e-mail, they must be sent to both jowcza@milwaukee.gov and stasst5@milwaukee.gov. Within 24 hours, you will be sent an e-mail notification that your objections were received. If you do not receive this notification, please contact City Clerk Jim Owczarski at (414) 286-2998. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting the written objections. You will be given approximately five minutes to present the oral argument.

Respectfully,


JAMES R. OWCZARSKI
City Clerk

City Hall • Room 205 • 200 E. Wells St. • Milwaukee, WI 53202
Phone (414) 286-2221 • Fax (414) 286-3456 • milwaukee.gov/cityclerk

Member: International Institute of Municipal Clerks





Office of the City Clerk

Jim Owczarski
City Clerk
jowcza@milwaukee.gov

Dana J. Zelazny
Deputy City Clerk
d.zelazny@milwaukee.gov

July 22, 2022

Atty. Michael Maistelman
Maistelman & Associates, LLC
8989 N Port Washington Rd Suite 221
Bayside, WI 53217

SHAH, Upesh C, Agent
Rima Corporation USA
9717 W Appleton Av
Milwaukee, WI 53225

Dear Atty. Maistelman:

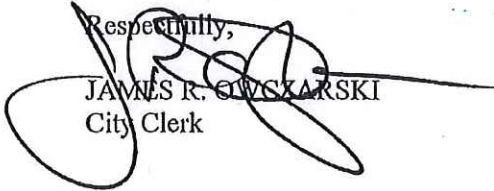
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Attached you will find a copy of the Report of the Licenses Committee, which includes its Findings of Fact, Conclusions of Law, and Recommendation, recommending nonrenewal of the Hotel/Motel license based on the applicant and public testimony. This recommendation is the result of a public hearing before the Committee held on Tuesday, July 19, 2022.

Please be advised that the Common Council will determine whether to renew, renew with a suspension between 10 and 90 days, or not renew the Hotel/Motel license based upon the Findings of Fact contained within the Licenses Committee report.

You may file a written response to the report of the Licenses Committee. The written response must be filed with the City Clerk by 4:45 p.m. on Friday, July 22, 2022 in Room 205 of City Hall. If you wish to file your objections via e-mail, they must be sent to both jowcza@milwaukee.gov and stasst5@milwaukee.gov. Within 24 hours, you will be sent an e-mail notification that your objections were received. If you do not receive this notification, please contact City Clerk Jim Owczarski at (414) 286-2998. If you file written objections, you or a legal representative may then also appear at the Common Council to make oral arguments supporting the written objections. You will be given approximately five minutes to present the oral argument.

Respectfully,


JAMES R. OWCZARSKI
City Clerk



COMMITTEE ASSIGNMENTS

CHAIR

- Licenses Committee

VICE CHAIR

- Zoning, Neighborhoods and Development



MILELE A. COGGS
ALDERWOMAN, 6TH DISTRICT

MEMBER

- Finance and Personnel Committee
- Library Board
- Neighborhood Improvement Development Corporation Board
- Special Joint Committee on the Redevelopment of Abandoned and Foreclosed Homes
- Steering and Rules Committee
- Wisconsin Center District Board

Date: July 22, 2022

To: All Members of the Milwaukee Common Council

From: Licenses Committee

Re: Report of the Renewal Application of Upesh Shah, Agent for Rima Corporation USA for a Hotel/Motel License located at 9717 West Appleton Avenue in the City and County of Milwaukee, Wisconsin ("Port Motel").

FINDINGS OF FACT

1. Upesh Shah (hereinafter the "Licensee") is the holder of Hotel/Motel license for the Hotel/Motel located at 9717 West Appleton Avenue in the City and County of Milwaukee, Wisconsin ("Port Motel"). Said license expires at midnight on July 27, 2022.
2. An application to renew said license was filed with the Office of the City Clerk on May 23, 2022.
3. Pursuant to Chapter 85 of the Milwaukee Code of Ordinances and Chapter 125 of the Wisconsin Statutes, this matter was referred to Milwaukee Police Department for investigation.
4. On July 5, 2022 the City Clerk provided timely notice to the Licensee pursuant to Chapters 85 and 275 of the Milwaukee Code of Ordinances of the neighborhood objections. The matter was scheduled for a hearing on the objections on July 19, 2022, commencing at approximately 9:20 a.m. in Room 301B of the third floor of City Hall. At that date and time, the Licensee appeared with counsel, Attorney Michael Maistelman at the hearing, and admitted receipt of the notice of hearing.
5. Based upon the sworn testimony heard and the evidence received at the hearing, the Committee finds the following:
 - A. The Licensee was present along with Attorney Michael Maistelman.

Individuals also present:



- B. Lydia Hernandez said that her daughter died on the premises due to a drug overdose on April 26, 2021 and that this establishment is the site of crimes like drug and human trafficking and that she does not know why there is no police report about her daughter's death but that she is opposed to renewal.
- C. Cathy Taylor said that this establishment has been a nuisance and that it was her niece who passed away in that motel and that she is in objection.
- D. Whitney Miranda said that she stayed at the hotel after the passing of her cousin just to observe and that she saw drug transactions and that the establishment is not safe because people come and go and they are loitering around with no security on the premises. She also took issue with the physical upkeep of the establishment.
- E. Attorney Maistelman asked Miranda when she stayed there and if she called police to report her observations.
- F. Miranda said that she stayed one or two months after her cousin's passing. She further said that she did not call the police and that she was there to observe what the hotel was about and that she saw a room next to the check in area full of ladies.

Individuals also present:

- G. Alderwoman Dodd said that she wanted to give the condolences to Mrs. Hernandez and that she is concerned about why this item is not on the police report and asked if there is a record of the call.
- H. Sgt. Velasquez said that there is a call for service for a drug overdose on April 26, 2021.
- I. Mr. Cooney said that the incident is not shown on the last year report either.
- J. Alderman Spiker asked Attorney Maistelman if his client acknowledges that the overdose happened at the hotel.
- K. The Licensee said that yes, it happened.
- L. Alderman Spiker asked if the staff reported the incident.
- M. The Licensee said that it was another guest who reported it.
- N. Alderwoman Coggs said that human and drug trafficking are common issues for hotels in the City and asked the Licensee what has been done about it.



- O. Attorney Maistelman said that they do not take cash as a form of payment, that a state ID is required, licenses plates are checked and a quick CCAP check is conducted.
- P. Alderwoman Coggs said that a training is recommended for the staff to be aware of any suspicious activity and how to address it.
- Q. Alderman Spiker agreed that a training is needed and advised the Licensee to get in touch with other hotels to check what are they are doing.
- R. Beer Shah – the Licensee’s son - said that they are trying to implement a “do not rent” list of people not allowed in the hotel and that they are sharing this list with other hotels in the area in order to set up a network to address this issue.
- S. Alderman Spiker asked if there has been any other drug overdose case.
- T. Beer Shah said that it never happened before and that the person who died never showed signs of being in trouble.
- U. Alderwoman Dodd said that she is still concerned about the fact that the Licensee did not call the police and that the Licensee knew that this family was going to show up at the hearing without doing any outreach. She added that it is concerning that the Licensee does not know if the police showed up and that based on the information that we are getting at this Committee, the Licensee has not shown signs on even reaching out to the family.
- V. Attorney Maistelman said that the problem is that we do not have a police report and that he cannot put up a plan to defend his client without it. He also stated that nothing has happened within the last year and that the Committee should discipline everyone with the same criteria as other hotel licenses that have experienced the same situations or worse.
- W. Alderwoman Dodd said that she appreciates that Attorney Maistelman tried to make a case for his client and that the difference is that a mother who lost a child in front of the Committee instead of the police report and that if this item would have shown up on last year police report, there would have been disciplinary action.
- X. Alderwoman Dodd moved nonrenewal based on the Licensee and public testimony. (Prevailed 3-1).



CONCLUSIONS OF LAW

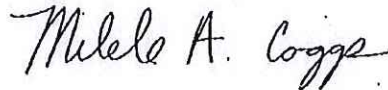
1. The Committee has jurisdiction to hold hearings and provided Findings of Fact and Conclusions of Law and a Recommendation to the full Common Council pursuant to Chapters 85 and 275 of the Milwaukee Code of Ordinances.
2. Based upon the above facts found, the Committee concludes that the Licensee, Upesh Shah who holds a Hotel/Motel License for the premises located 9717 West Appleton Avenue in the City and County of Milwaukee, Wisconsin ("Port Motel") has not met the criteria of Chapters 85 and 275 of the Milwaukee Code of Ordinances, to renew the Hotel/Motel License. The Committee finds the aldermanic and public testimony as stated above to be true as stated above.
3. In order to protect the health, safety and welfare of the citizens of the City of Milwaukee, it is the recommendation of the Licenses Committee that the full Common Council of the City of Milwaukee should exercise its judgment to not renew the Hotel/Motel License held by Upesh Shah for the premises located at 9717 West Appleton Avenue ("Port Motel"). The Committee based its recommendation on the Aldermanic and public testimony.

RECOMMENDATION

Based upon the Findings of Fact and Conclusions of Law stated above, the Committee, by a vote of **three (3) ayes, zero (0) noes, one (1) excused, and one (1) abstaining** recommends that the Hotel/Motel license of Upesh Shah for the premises located 9717 West Appleton Avenue in the City and County of Milwaukee, Wisconsin ("Port Motel") not be renewed based on the aldermanic and public testimony.

Said nonrenewal is effective July 28, 2022.

Dated and signed at Milwaukee, Wisconsin this 22 day of July, 2022.



MILELE A. COGGS
Chairman, Licenses Committee

/281042



Cox, Andrew

From: Cooney, Jim
Sent: Tuesday, July 26, 2022 11:05 AM
To: Cox, Andrew
Cc: Byrd, Yashica; Martin, Faviola
Subject: FW: Port Motel 9717 W. Appleton Ave - Additional Objections to Findings of Fact/Conclusions of Law
Attachments: RE IMMEDIATE ATTENTION REQUESTED SHAH Upesh C Agent for Rima Corporation USA HotelMotel License Renewal Application for Port Motel at 9717 W Appleton Av Expires 7272022.pdf; Affidavit of Port Motel.pdf
Follow Up Flag: Follow up
Flag Status: Flagged

Can you add these to the file? The hard copy is in the adverse action file in the back.

Jim Cooney
License Division Manager
City Clerk-License Division
200 E Wells St #105
414-286-2365
www.milwaukee.gov/license



From: Michael Maistelman <msm@maistelmanlaw.com>
Sent: Tuesday, July 26, 2022 9:43 AM
To: Melendez-Hagedorn, Yadira <Y.Melendez-Hagedorn@milwaukee.gov>
Cc: Cooney, Jim <Jim.Cooney@milwaukee.gov>; Owczarski, Jim <jowcza@milwaukee.gov>; McNally, John <jomcna@milwaukee.gov>; Upesh Shah <Nimisha822@yahoo.com>; Rima Upesh Shah <Shahrma518@gmail.com>; Vir Shah <Virshah1993@gmail.com>
Subject: Port Motel 9717 W. Appleton Ave - Additional Objections to Findings of Fact/Conclusions of Law

Yadira,

Below are additional Objections to the Findings of Fact/Conclusions of Law.

Based on my conversations with Jim Cooney, ACA, Jack McNally, and Alderwoman Dodd, this matter will not be taken up by the Common Council on 7/28/22 but will be scheduled before the Licensing Committee on 7/28/22 and will be sent back to the License Committee.

Additionally, because the License will expire on or about 7/28/22, the City has agreed to issue my client a provisional license.

Please respond immediately if any of the above is not accurate.

Dear Common Council Members,

I am addressing the License Committee's July 14, 2022, recommendation for you not to renew the hotel/motel license of Port Motel located at 9717 W. Appleton Ave.

You should not accept the License Committee's recommendation for the following reasons.

(1) The Committee did not provide the Licensee with any police reports, yet the majority of the discussions at the Committee revolved around what took place on or about April 26, 2021. Because the April 26, 2021 overdose ("OD") took place 15 months ago, my client's recollection was not as accurate, and he did not have the benefit of refreshing his recollection by using the police reports. We are not sure why the Committee deprived the Licensee of those police reports as the Licensee was able to obtain those police reports on his own within 36 hours after the Committee hearing by simply doing a public records check with the Milwaukee Police Department ("MPD"). This failure of the Committee deprived the Licensee of his due process rights.

(2) The Committee has always taken the position of progressive discipline. Yet, only two hearings before Licensee's hearing was the hearing of the SJP Motel, LLC, located at 7012 W. Appleton Ave, only a few blocks from the Licensee's location. The police report in the SJP Motel, LLC meeting had one overdose resulting in one death, one overdose resulting in hospitalization, and one incident of a robbery with a gun. Despite these significant incidents, the Committee unanimously voted to recommend renewing SJP Motel, LLC's License with only a warning letter.

As far back as the License Department has records, the Licensee's License has had his License renewed on the consent agenda, except at the July 14, 2020 hearing, in which after the Committee hearing, the Committee voted to recommend renewing Licensee's License. See the attached email from Jim Cooney, the License Division Manager.

Based upon these facts, the Committee's recommendation to non-renew Licensee's License was arbitrary, capricious, and inconsistent with its policy of progressive discipline nor with its earlier recommendation for SJP Motel, LLC, whose record was much more significant.

(3) Licensee does not speak English well. His daughter was present during the April 26, 2021, OD bit, not at the July 14, 2022, License hearing. Licensee's daughter was not aware that her presence would be needed at the Committee to respond to the Committee's questions because, among other things, there were no police reports provided to Licensee regarding the April 26, 2021, OD. As the Committee could not base their recommendation not to renew Licensee's License, the Committee only relied upon the testimony of three witnesses. They did not have first-hand knowledge of many of the statements they made. Based upon the failure of the Licensee to respond to specific questions from the License Committee, the License Committee, based upon the three witness testimony, voted to non-renew the License. Attached hereto and incorporated herein is Licensee's daughter's affidavit. The affidavit answers the questions of the Committee.

(4) Licensee cannot be responsible for the fentanyl epidemic that is occurring throughout Milwaukee and the country. In Milwaukee alone. See <https://www.wpr.org/milwaukee-county-sees-record-number-drug-overdose-deaths-2021> <https://www.jsonline.com/story/communities/west/news/wauwatosa/2022/03/22/milwaukee-county-drug-overdose-dashboard-track-time-location-demographic-information/7073430001/>

If the City non-renews the licenses of all establishments where drug overdoses have taken place, many, many establishments would not be open.

For the foregoing reasons Licensee requests that you not follow the recommendation of the License Committee and provide discipline commensurate with the above facts.

Thank you,

Michael

Attorney Michael S. Maistelman
He/Him
Maistelman & Associates, LLC
8989 N Port Washington Rd ~ Suite 207
Milwaukee, WI 53217
414-908-4254
414-447-0232 (fax)
414-333-9700 (cell)
msm@maistelmanlaw.com
<http://www.maistelmanlaw.com>

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IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or matter addressed in this communication (or in any attachment).

From: Cooney, Jim Jim.Cooney@milwaukee.gov &
Subject: RE: IMMEDIATE ATTENTION REQUESTED - SHAH, Upesh C, Agent for "Rima Corporation USA", Hotel/Motel License Renewal Application for "Port Motel" at 9717 W Appleton Av. (Expires 7/27/2022)
Date: July 19, 2022 at 3:42 PM
To: Michael Maistelman msm@maistelmanlaw.com
Cc: Vince Bobot vincentjbobot@gmail.com, Upesh Shah Nimisha822@yahoo.com, Vir Shah Virshah1993@gmail.com, 8e9d1873a+matter1428784382@maildrop.clio.com, McNally, John jomcna@milwaukee.gov



Attorney Maistelman,

This was scheduled before the Licenses Committee 7/14/2020 based on the attached police report, it was recommended for approval. There is no other discipline since we took the license over from DNS in 2015.

Please let me know if you need anything else.

Jim

Jim Cooney
License Division Manager
City of Milwaukee License Division
200 E Wells St #105
Milwaukee, WI 53202
414-286-2238

From: Michael Maistelman <msm@maistelmanlaw.com>
Sent: Tuesday, July 19, 2022 3:05 PM
To: Cooney, Jim <Jim.Cooney@milwaukee.gov>
Cc: Vince Bobot <vincentjbobot@gmail.com>; Upesh Shah <Nimisha822@yahoo.com>; Vir Shah <Virshah1993@gmail.com>; 8e9d1873a+matter1428784382@maildrop.clio.com; McNally, John <jomcna@milwaukee.gov>
Subject: IMMEDIATE ATTENTION REQUESTED - SHAH, Upesh C, Agent for "Rima Corporation USA", Hotel/Motel License Renewal Application for "Port Motel" at 9717 W Appleton Av. (Expires 7/27/2022)

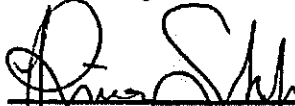
Jim,

As you know, the License Committee today voted to recommend a non-renewal for the above license.

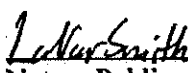
I know you are still in the license hearing, but Jack told me we must file our objections for this matter by this Friday, and we are preparing our objections now.

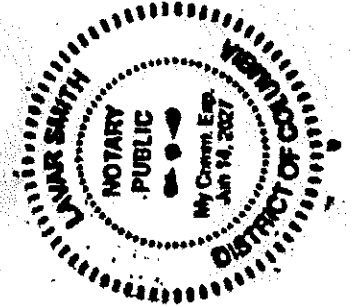
Could you please send me the last five years of the licensing files for this matter as soon as

16. Should I have been at the July 19, 2022, license hearing, I would have testified to the above.


Rina Upesh Shah

Subscribed and sworn to before me
this 21 day of July 2022.


Notary Public



Maistelman and Associates LLC
8989 North Port Washington Road
Suite 207
Milwaukee, WI 53217
(414) 908-4254
(414) 447-0232 (Fax)

Cox, Andrew

From: Cooney, Jim
Sent: Tuesday, July 26, 2022 12:17 PM
To: Cox, Andrew
Cc: Byrd, Yashica; Martin, Faviola
Subject: FW: Port Motel - Port Motel - 9717 W. Appleton Ave Re: Information from today's meeting

Please add this too.

From: Michael Maistelman <msm@maistelmanlaw.com>
Sent: Tuesday, July 26, 2022 12:16 PM
To: Geniesse, Tracey <tgenie@milwaukee.gov>; Resnick, Carrie <csheld@milwaukee.gov>
Cc: Rima Upesh Shah <shahrima518@gmail.com>; Vir Shah <Virshah1993@gmail.com>; Upesh Shah <Nimisha822@yahoo.com>; Dodd, Nikiya <ALD05@milwaukee.gov>; Cooney, Jim <Jim.Cooney@milwaukee.gov>; McNally, John <jomcna@milwaukee.gov>
Subject: Port Motel - Port Motel - 9717 W. Appleton Ave Re: Information from today's meeting

Good afternoon PO Geniesse and PO Resnick,

Thank you very much for meeting with my clients and me this morning.

Thank you for the attached and for providing advice on what my clients can do to improve the health, safety, and welfare of everyone at the motel.

As we discussed, my client would do the following:

- (1) They will not charge hourly rates, although, as we mentioned, we charge everyone a full night rate.
- (2) They will periodically do open records requests to obtain calls for service at the motel.
- (3) They will attend, as practical, the monthly MPD Crime and Safety Meetings, including tonight's meeting.
- (4) They will post "No Trespassing" signs. I believe you were going to get us the forms for this.
- (5) Whenever any issues arise that are not of an urgent matter, they will call the non-emergency number (414-933-4444) to report the same.
- (6) They will increase the lighting in the areas you suggested.

Did I leaving anything out?

Thank you again for taking the time to meet with us.

Michael

On Jul 26, 2022, at 12:05 PM, Geniesse, Tracey <tgenie@milwaukee.gov> wrote:

Hello,

It was a pleasure to meet you all this morning.
Attached is the information I spoke of.
Hope you all have a great rest of your day!

P.O. Tracey Geniesse
Community Liaison Officer
District Four
6929 W. Silver Spring DR.
414-935-7373

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--
Attorney Michael S. Maistelman
He/Him
Maistelman & Associates, LLC
8989 N Port Washington Rd ~ Suite 207
Milwaukee, WI 53217
414-908-4254
414-447-0232 (fax)
414-333-9700 (cell)
msm@maistelmanlaw.com
<http://www.maistelmanlaw.com>

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IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or matter addressed in this communication (or in any attachment).

Cox, Andrew

From: Cooney, Jim
Sent: Tuesday, July 26, 2022 4:50 PM
To: Cox, Andrew
Subject: FW: Port Motel - Port Motel - 9717 W. Appleton Ave Re: Information from today's meeting

Please add

From: Geniesse, Tracey <tgenie@milwaukee.gov>
Sent: Tuesday, July 26, 2022 2:19 PM
To: Michael Maistelman <msm@maistelmanlaw.com>; Resnick, Carrie <csheld@milwaukee.gov>
Cc: Rima Upesh Shah <shahrima518@gmail.com>; Vir Shah <Virshah1993@gmail.com>; Upesh Shah <Nimisha822@yahoo.com>; Dodd, Nikiya <ALD05@milwaukee.gov>; Cooney, Jim <Jim.Cooney@milwaukee.gov>; McNally, John <jomcna@milwaukee.gov>
Subject: Re: Port Motel - Port Motel - 9717 W. Appleton Ave Re: Information from today's meeting

Hi Michael,

Thank you for the information. Looking forward to working with you all.

P.O. Tracey Geniesse
Community Liaison Officer
District Four
6929 W. Silver Spring DR.
414-935-7373

From: Michael Maistelman <msm@maistelmanlaw.com>
Sent: Tuesday, July 26, 2022 12:15 PM
To: Geniesse, Tracey <tgenie@milwaukee.gov>; Resnick, Carrie <csheld@milwaukee.gov>
Cc: Rima Upesh Shah <shahrima518@gmail.com>; Vir Shah <Virshah1993@gmail.com>; Upesh Shah <Nimisha822@yahoo.com>; Dodd, Nikiya <ALD05@milwaukee.gov>; Cooney, Jim <Jim.Cooney@milwaukee.gov>; McNally, John <jomcna@milwaukee.gov>
Subject: Port Motel - Port Motel - 9717 W. Appleton Ave Re: Information from today's meeting

You don't often get email from msm@maistelmanlaw.com. [Learn why this is important](#)

Good afternoon PO Geniesse and PO Resnick,

Thank you very much for meeting with my clients and me this morning.

Thank you for the attached and for providing advice on what my clients can do to improve the health, safety, and welfare of everyone at the motel.

As we discussed, my client would do the following:

- (1) They will not charge hourly rates, although, as we mentioned, we charge everyone a full night rate.
- (2) They will periodically do open records requests to obtain calls for service at the motel.

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- (6) They will increase the lighting in the areas you suggested.

Did I leaving anything out?

Thank you again for taking the time to meet with us.

Michael

On Jul 26, 2022, at 12:05 PM, Geniesse, Tracey <tgenie@milwaukee.gov> wrote:

Hello,

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Community Liaison Officer
District Four
6929 W. Silver Spring DR.
414-935-7373

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--

Attorney Michael S. Maistelman
He/Him
Maistelman & Associates, LLC
8989 N Port Washington Rd ~ Suite 207
Milwaukee, WI 53217
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414-447-0232 (fax)
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msm@maistelmanlaw.com
<http://www.maistelmanlaw.com>

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used, and cannot be used, for the purpose of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or matter addressed in this communication (or in any attachment).

Cox, Andrew

From: Cooney, Jim
Sent: Tuesday, July 26, 2022 5:02 PM
To: Cox, Andrew
Cc: Byrd, Yashica; Martin, Faviola
Subject: FW: Port Motel - Port Motel - 9717 W. Appleton Ave Re: Information from today's meeting

Follow Up Flag: Follow up
Flag Status: Flagged

Please add

From: Michael Maistelman <mism@maistelmanlaw.com>
Sent: Tuesday, July 26, 2022 12:19 PM
To: Melendez-Hagedorn, Yadira <Y.Melendez-Hagedorn@milwaukee.gov>; Owczarski, Jim <jowcza@milwaukee.gov>
Cc: McNally, John <jomcna@milwaukee.gov>; Cooney, Jim <Jim.Cooney@milwaukee.gov>; Rima Upesh Shah <Shahrma518@gmail.com>; Upesh Shah <Nimisha822@yahoo.com>; Vir Shah <Virshah1993@gmail.com>
Subject: Fwd: Port Motel - Port Motel - 9717 W. Appleton Ave Re: Information from today's meeting

Good afternoon Yadira,

Could you also add this to our objections to the Findings of Fact and Conclusions of Law, which I supplemented earlier today?

Thank you,

Michael

Begin forwarded message:

From: Michael Maistelman <mism@maistelmanlaw.com>
Subject: Port Motel - Port Motel - 9717 W. Appleton Ave Re: Information from today's meeting
Date: July 26, 2022 at 12:15:53 PM CDT
To: "Geniesse, Tracey" <tgenie@milwaukee.gov>, cresni@milwaukee.gov
Cc: Rima Upesh Shah <shahrma518@gmail.com>, Vir Shah <Virshah1993@gmail.com>, Upesh Shah <Nimisha822@yahoo.com>, Dodd Nikiya <ald05@milwaukee.gov>, James Cooney <jim.cooney@milwaukee.gov>, Jack McNally <jomcna@milwaukee.gov>

Good afternoon PO Geniesse and PO Resnick,

Thank you very much for meeting with my clients and me this morning.

Thank you for the attached and for providing advice on what my clients can do to improve the health, safety, and welfare of everyone at the motel.

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- (5) Whenever any issues arise that are not of an urgent matter, they will call the non-emergency number (414-933-4444) to report the same.
- (6) They will increase the lighting in the areas you suggested.

Did I leaving anything out?

Thank you again for taking the time to meet with us.

Michael

On Jul 26, 2022, at 12:05 PM, Geniesse, Tracey <tgenie@milwaukee.gov> wrote:

Hello,

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Attached is the information I spoke of.
Hope you all have a great rest of your day!

P.O. Tracey Geniesse
Community-Liaison Officer
District Four
6929 W. Silver Spring DR.
414-935-7373

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--
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Cox, Andrew

From: Cooney, Jim
Sent: Tuesday, July 26, 2022 5:02 PM
To: Cox, Andrew
Cc: Byrd, Yashica; Martin, Faviola
Subject: FW: Port Motel 9717 W Appleton Ave
Attachments: Scan Jul 18, 2022 at 12.49 PM.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Please add.

Jim Cooney
License Division Manager
City Clerk-License Division
200 E Wells St #105
414-286-2238
www.milwaukee.gov/license



From: Michael S Maistelman <msm@maistelmanlaw.com>
Sent: Tuesday, July 26, 2022 12:23 PM
To: Melendez-Hagedorn, Yadira <Y.Melendez-Hagedorn@milwaukee.gov>; Owczarski, Jim <jowcza@milwaukee.gov>
Cc: Cooney, Jim <Jim.Cooney@milwaukee.gov>
Subject: Port Motel 9717 W Appleton Ave

Hi again Yadira,

Could you also add this to our objection to the findings of fact and conclusions of law re the above matter?

Thank you,

Mike

Attorney Michael S Maistelman
Sent from my iPhone



CITY OF MILWAUKEE
OFFICE OF THE CITY CLERK

Tuesday, July 05, 2022

COMMITTEE MEETING NOTICE

AD 10

PATEL, Gary S, Agent
SJP Motel, LLC
7012 W Appleton Av
Milwaukee, WI 53216

You are requested to attend a virtual hearing to be held on:

Tuesday, July 19, 2022 at 09:05 AM

Regarding: Your Hotel/Motel License Renewal Application as agent for "SJP Motel, LLC" for "Capitol Manor Motel" at 7012 W Appleton Av.

This meeting will be held via GoToMeeting. Please see the enclosed best practices document for further instructions. The access code is <https://meet.goto.com/935616013>. If you wish to call in, please call +1 (872) 240-3311 and use Access Code: 935-616-013.

There is a possibility that your application may be denied for one or more of the following reasons: The recommendation of the committee regarding the application shall be based on evidence presented at the hearing. Per MCO 85-4-4, unless otherwise specified in the code, probative evidence concerning non-renewal, suspension or revocation may include evidence of the following: failure of the applicant to meet municipal qualifications, pending charges against or the conviction of any felony, misdemeanor, municipal offense or other offense, the circumstances of which substantially relate to the circumstances of the particular licensed or permitted activity, by the applicant or by any employee or other agent of the applicant. If the activities of the applicant involve a licensed premises, whether the premises tends to facilitate a public or private nuisance or has been the source of congregations of persons which have resulted in any of the following: disturbance of the peace; illegal drug activity; public drunkenness; drinking in public; harassment of passers-by; gambling; prostitution; sale of stolen goods; public urination; theft; assaults; battery; acts of vandalism including graffiti, excessive littering, loitering, illegal parking, loud noise at times when the licensed premise is open for business; traffic violations; curfew violations; lewd conduct; display of materials harmful to minors, pursuant to s. 106-9.6; or any other factor which reasonably relates to the public health, safety and welfare, or failure to comply with the approved plan of operation. See attached police report or correspondence.

Notice for applicants with warrants or unpaid fines: Proof of warrant satisfaction or payment of fines must be submitted at the hearing on the above date and time. Failure to comply with this requirement may result in a delay of the granting/denial of your application.

Failure to attend this meeting may result in the denial of your license. Individual applicants and partnership applicants must attend or attend by an attorney. The agent or attorney for corporate or limited liability applicants must attend. If you wish to do so and at your own expense, you may be accompanied by an attorney of your choosing to represent you at this hearing.

You will be given an opportunity to speak on behalf of the application and to respond and challenge any charges or reasons given for the denial. No petitions can be accepted by the committee, unless the people who signed the petition attend the virtual hearing and are willing to testify. You may present witnesses under oath and you may also confront and cross-examine opposing witnesses under oath. If you have difficulty with the English language, you should request an interpreter attend the meeting with you, at your expense, so that you can answer questions and participate in your hearing.

PLEASE NOTE: Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aids. For additional information or to request this service, contact the Council Services Division ADA Coordinator at (414) 286-2998, Fax - (414) 286-3456, TDD - (414) 286-2025

JIM OWCZARSKI, CITY CLERK

BY:

Jim Cooney
License Division Manager

h 333-9700

If you have questions regarding this meeting, please contact the staff assistant, Yadira Melendez at (414) 286-2775 or stas5@milwaukee.gov

Virtual Meeting Best Practices

Joining the Meeting

There are three ways to participate virtually:

- Download the GoToMeeting app prior to the meeting. Enter the access code to participate.
- Go to <https://www.gotomeeting.com/meeting/join-meeting> and enter the access code to participate.
- Call in on your phone using the provided phone number and access code.

Tip: Sign in 10 minutes prior to the time your hearing is scheduled. Keep your phone or microphone muted until your hearing time.

Participating in the Meeting

When your item is called:

- Turn on your camera and microphone (if applicable).
- Confirm with the meeting organizer that you can be seen and/or heard.
- After confirmation is made you should mute your microphone or telephone.
- Leave your camera on or off if you desire, depending on if you want to be seen.
- If you wish to be heard during the meeting, unmute your device. When you are finished talking, mute your device again. Treat it like raising or lowering your hand.
- Make sure all background devices are off. Do not attempt to listen to the broadcast or livestream on another device. This will cause feedback, distortion and reverberation for all participants.
- Make sure to speak clearly into the mic on your device.
- If you are going to appear on camera, try to frame and light yourself properly. Avoid lighted or flat backgrounds. Find a quiet and undisturbed place to present yourself during your hearing.

MILWAUKEE POLICE DEPARTMENT LICENSING

CRIMINAL RECORD/ORDINANCE VIOLATION/INCIDENTS SYNOPSIS

DATE: 06/21/2022
LICENSE TYPE: HOTEL
NEW:
RENEWAL:

No. 339513
Application Date: 06/21/2022

License Location: 7012 W. Appleton Avenue
Business Name: Capitol Manor Hotel

Licensee/Applicant: Patel, Gary S
(Last Name, First Name, MI)
Date of Birth: 06/01/76

Home Address: 7012 W. Appleton Av
City: Milwaukee State: WI Zip Code: 53216
Home Phone: 414-232-9751

This report is written by Police Officer David NOVAK, assigned to the License Investigation Unit, Days.

The Milwaukee Police Department's investigation regarding this application revealed the following:

1. The applicant was convicted of OWI Causing Injury on 04/13/11. He was sentenced to 70 days local jail and his license was revoked for 18 months.
2. On 07/17/17 the applicant was charged with OWI (2nd) and Operate Firearm While Intoxicated in Waukesha County Circuit Court. He was sentenced to 45 days local jail, and his license was revoked for 16 months.

Charge 1: OWI (2nd)
 2: Carrying Concealed Weapon
 Finding 1: Guilty
 2: Dismissed but Read In
 Sentence: 45 days jail; Driver's License revoked 16 months
 Date: 07/17/07
 Case: 2017CM000484

-
3. On 02/14/20 the applicant was arrested in Milwaukee County for Operating While Intoxicated (3rd).
-

4. On 02/15/21 at 3:22pm Milwaukee Police were dispatched to 7012 W. Appleton Ave for a Dead On Entry Investigation. Officers spoke with Milwaukee Fire medical who stated that the victim was Pulseless Non Breathing (PNB) MFD stated that the victim was located with half his body laying in the shower. A detective from the Criminal Investigation Bureau arrived at the location and took over the investigation. The manger was cooperative with the investigation. The manger assisted with information such as the victim's name, time frame, vehicle information, as well as video of the incident.
-

5. On 11/28/2021 at 9:30pm officers were dispatched to Capitol Manor Motel, 7012 W. Appleton Av. for an Armed Robbery. The officers interviewed the tenant, who was robbed at gun point in her room. The applicant was on scene and cooperative with officers.
6. On 01/27/2022 at 1:09pm officers were dispatched to Capitol Manor Motel, 7012 W. Appleton Av. for a Dead on Entry. The officer spoke with the applicant, who stated a housekeeper found a subject deceased in one of the rooms. The applicant was cooperative and allowed officers to view video of the subject checking in and entering his room.
7. On 04/27/2022at 9:25am officers were dispatched to an Overdose at Capitol Manor, 7012 W. Appleton Av. The officers located MFD treating a patient for a drug overdose. The subject was revived and transported to the hospital for treatment. The officers spoke with the applicant, who provided information about the victim's check in date and vehicles. The officers did not locate an evidence of drug use.

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:213320166

OtherEvent #: 22-LP-0011

Incident

7012 W APPLETON AV MILWAUKEE, WISCONSIN 53216

Incident Date/Time:: 11/28/2021 21:30:00
CAD Number:: 213321782
District:: 7
Beat:: 740
Reporting Area:: 1969

Business Agent (1)

PATEL, GHANSHAYAM SHIVA

Person Involvement: (Must choose Agent
AGENT from drop down):
DOB:: 06/01/1976
Sex:: MALE
Race:: ASIAN
Phone 1 Number:: (414)-232-9751
Phone 1 Type:: Phone
Address:: 7012 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53216

Licensed Premise Data (1)

CAPITAL MANOR

Phone 1 Number:: (414)-639-7040
Address:: 7012 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53216
License Type:: Hotel/Motel
Licensee Notification Was Made:: Yes
Licensee Notified Date/Time:: 11/28/2021 22:00:00
Business Was Cited For Violation:: No
Licensee was cooperative: (If not Yes
explain in narrative):
Licensee or Manager was on Yes
premises at time of
violation/incident::

Narrative (1)

INITIAL INVESTIGATION

Young, Vashaun T 031979

01/02/2022

This report is being written by P.O. Vashaun YOUNG assigned to District 7, Early Shift.

Case #:213320166

OtherEvent #: 22-LP-0011

On Sunday, November 28, 2021 at approximately 9:30 PM, I along with my partner P.O. Juwon MADLOCK of squad (7252) were dispatched to Capital Manor Motel located at 7012 W. Appleton Ave in the City and County of Milwaukee for Armed Robbery Complaint.

On scene it was discovered a tenant of the motel was robbed at gunpoint while inside of her room.

I made contact with the owner of Motel while on scene who was very corporative and allowed officers to review video surveillance which captured the Incident. License #0000508.

End of report.

Officer (5)

| | | |
|---------------------------|-------------------------------|---------------------|
| Reporting Officer: | Young, Vashaun T (031979) | 12/30/2021 17:56:00 |
| Section: (Work Location): | 72 | |
| Approving Officer: | Pugely, Steven J (022632) | 12/30/2021 19:48:56 |
| Section: (Work Location): | 72 | |
| Approving Officer: | Velasquez, Guadalupe (018673) | 12/31/2021 06:05:17 |
| Section: (Work Location): | 04 | |
| Approving Officer: | Velasquez, Guadalupe (018673) | 01/03/2022 12:46:55 |
| Section: (Work Location): | 04 | |
| Approving Officer: | Velasquez, Guadalupe (018673) | 01/03/2022 12:50:50 |
| Section: (Work Location): | 04 | |

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:220270084

OtherEvent #: 22-LP-0122

Incident

7012 W APPLETON AV Apt #3 MILWAUKEE, WISCONSIN 53216

Incident Date/Time:: 01/27/2022 13:09:00
CAD Number:: 220270998
District:: 7
Beat:: 740
Reporting Area:: 1969

Business Agent (1)

PATEL, GARY S

Person Involvement: (Must choose Agent
AGENT from drop down):
DOB:: 06/01/1976
Sex:: MALE
Race:: ASIAN
Phone 1 Number:: (414)-461-8050
Phone 1 Type:: Phone
Address:: 7012 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53216

Licensed Premise Data (1)

CAPITOL MANOR MOTEL

Address:: 7012 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53216
License Type:: Hotel/Motel
Licensee Notification Was Made:: Yes
Licensee Notified Date/Time:: 01/27/2022 13:09:00
Business Was Cited For Violation:: No
Licensee was cooperative: (If not explain in narrative): Yes
Licensee or Manager was on premises at time of violation/incident:: No

Narrative (1)

INITIAL INVESTIGATION

Pavlik, Douglas J 024615

01/28/2022

This report is written by P.O. Douglas PAVLIK, assigned to District 7, Early Power Shift.

On 1/27/2022 at approximately 1:13PM, P.O. Chandler and I (Squad 7269) and P.O. Angel GALLEGOS

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #: 220270084

OtherEvent #: 22-LP-0122

(Squad 7248) were dispatched to a Dead On Entry Complaint at the address of 7012 W. Appleton Ave. #3 (Capitol Manor Motel) which is in the City and County of Milwaukee. The caller/cleaning staff at the motel had located the victim later identified as Frederick L. DAVIS (B/M 05/04/1969) naked on the bed inside the motel room deceased. DAVIS was also located in the room with alcohol on the table and a crack pipe laying on the floor. P.O. CHANDLER spoke to the owner GARY S PATEL (W/M 06/01/1976) regarding when and what time DAVIS checked in. PATEL stated DAVIS checked in the room on 1/26/2022 at 4:19PM.

P.O. GALLEGOS watched the surveillance video which showed DAVIS check in and a female inside a white Pontiac in the passenger seat. P.O. GALLEGOS stated DAVIS then went inside room #3 with the female. P.O. GALLEGOS stated the female is observed at 7:06PM leaving the room by herself and driving off in the white Pontiac.

There was blood coming from DAVIS's mouth but no sign of blunt force trauma.

There was no cell phone or car keys located inside the motel room.

CIB didn't respond out to the scene.

The ME's office arrived and picked up DAVIS's body.

ME Jenny made next of kin notice to DAVIS's wife.

Hotel/Motel- HM-0000432- Expires 7/18/2021.

Certificate of occupancy issued June 27, 2006 #718378.

P.O. GALLEGOS and CSO DALTON were able to recover footage of the victim going into his motel room.

PATEL was cooperative with squads while on scene.

Officer (3)

| | | |
|---------------------------|-------------------------------|---------------------|
| Reporting Officer: | Pavlik, Douglas J (024615) | 01/28/2022 16:54:00 |
| Section: (Work Location): | 72 | |
| Approving Officer: | Lopez, Juan A (010979) | 01/28/2022 23:25:54 |
| Section: (Work Location): | 72 | |
| Approving Officer: | Velasquez, Guadalupe (018673) | 01/31/2022 14:47:16 |
| Section: (Work Location): | 04 | |

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #: 221170061

OtherEvent #: 22-LP-0391

Incident

7012 W APPLETON AV Apt ##5 MILWAUKEE, WISCONSIN 53216

Incident Date/Time:: 04/27/2022 09:25:00
CAD Number:: 221170601
District:: 7
Beat:: 740
Reporting Area:: 1969

Business Agent (1)

PATEL, GHANSHAYAM SHIVA

Person Involvement: (Must choose Agent
AGENT from drop down): Agent
DOB:: 08/01/1976
Sex:: MALE
Race:: ASIAN
Phone 1 Number:: (414)-232-9751
Phone 1 Type:: Phone
Address:: 7012 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53216

Licensed Persons Involved (1)

PATEL, GARY S

Person Involvement:: Agent (License Holder)
DOB:: 06/01/1976
Sex:: MALE
Race:: ASIAN
Address:: 7012 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53216

Licensed Premise Data (1)

Capitol Manor Motel

Address:: 7012 W APPLETON AV
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53216
License Type:: Hotel/Motel
Licensee Notification Was Made:: No
Licensee Notified Date/Time:: 04/27/2022 10:20:00
Business Was Cited For Violation:: No
Licensee was cooperative: (if not Yes
explain in narrative):

Case #:221170061

OtherEvent #: 22-LP-0391

Licensee or Manager was on premises at time of violation/incident:: No

Narrative (1)

INITIAL INVESTIGATION

Luna, Xavier O 017587

04/28/2022

This report is submitted by P.O. X.LUNA assigned to District Seven Day Shift. On Wed. 4/27/22 I (squad 7122) was dispatched to 7012 W. Appleton Ave. Room#5 (CAPITOL MANOR MOTEL), which is in the City and County of Milwaukee, for an overdose complaint.

Upon arrival I observed MFD with the victim, later identified as Timothy M. COPENING b/m 1/30/71. MFD Captain J. FRANZ informed me that he administered 5 doses of Narcan to COPENING. I observed that COPENING was awake but still very much under the influence of whatever illegal narcotics he put in his system.

I looked around the room but did not observe any illegal narcotics or drug paraphernalia of any kind in the room. MFD was able to move COPENING to the Med Unit. During this time I asked Captain J. FRANZ if he observed any illegal narcotics in the room upon their arrival. FRANZ informed me that they did not observe anything, but that there was a white female at the location upon their arrival.

FRANZ informed me that she stated she did not know COPENING, but yet was gathering clothing, that appeared to belong to COPENING, and placing it outside next to the door. I went into the parking lot and onto the sidewalk searching for the female but did not observe her anywhere on the premises or in the immediate area.

I spoke with the owner of the motel, identified as Gary S. PATEL w/m 6/1/76. I asked PATEL if he had any information on the person that checked into Room #5. PATEL informed me that COPENING checked into the room approximately 2 days ago as a single occupant. PATEL stated he did see a white female that was hanging around the room, but she did not check in with COPENING. PATEL stated he noticed this morning that MFD and the Police were at Room#5 and figured something happened. I informed PATEL that COPENING had used some illegal drugs and that it would probably be in his best interest not to rent a room to COPENING again in the future.

COPENING was conveyed to St. Joseph's Hospital by MFD MED UNIT#16 where COPENING was admitted at 10:09 am and treated by Doctor Jason STASZKO. I was informed that at this time it was unknown what illegal narcotics COPENING took but that COPENING was in no immediate danger of dying from the illegal narcotics. I was also informed it would be several hours before COPENING would be in any condition to make any statements as to what he took.

Officer (2)

Reporting Officer:

Luna, Xavler O (017587)

04/28/2022 07:38:00

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:221170061

OtherEvent #: 22-LP-0391

Section: (Work Location): 71

Approving Officer: Morrison, Denmark O (015314)

04/28/2022 12:52:59

Section: (Work Location): 71

Cox, Andrew

From: Cooney, Jim
Sent: Wednesday, July 27, 2022 8:18 AM
To: Cox, Andrew
Cc: Byrd, Yashica; Martin, Faviola
Subject: FW: Port Motel - 9717 W Appleton Ave
Attachments: 211160210.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Can you add this too?

From: Michael Maistelman <msm@maistelmanlaw.com>
Sent: Wednesday, July 20, 2022 1:25 PM
To: McNally, John <jomcna@milwaukee.gov>; Dodd, Nikiya <ALD05@milwaukee.gov>
Cc: Cooney, Jim <Jim.Cooney@milwaukee.gov>; Owczarski, Jim <jowcza@milwaukee.gov>; Upesh Shah <Nimisha822@yahoo.com>; Vir Shah <Virshah1993@gmail.com>
Subject: Fwd: Port Motel - 9717 W Appleton Ave

Jack and Alderwoman Dodd.

Alderwoman Dodd, I just got off the phone with ACA McNally and this email confirms Jack and my conversation.

As I stated, **there are** police reports from the overdose that took place on April 26, 2021, despite LIU reporting to the Committee that there were no reports. (See attached)

As you will see, and as MPD told me on the phone, there are additional reports regarding this overdose that MPD cannot release because it is an active investigation.

I am also asking MPD for other records that they might have, when they have come to the Motel, which should show that my clients have always cooperated with MPD.

I have also requested records from the Milwaukee Fire Department regarding this overdose to shed light on what transpired on April 26, 2022.

As I also stated, I met with the entire family this morning at the hotel to discuss the facts surrounding the overdose.

The licensee's wife and daughter also live at the motel and they provided me with additional information about the overdose, that they had first hand knowledge of, but that the licensee did not, that would have answered many of the questions that the Committee had.

I will be preparing an affidavit documenting this.

Lastly, as I mentioned my client has three long term tenants, some of which have lived at the motel continuously for almost 20 years. As we discussed and agreed, state statute would govern how and when these tenant's could be removed which could conflict with whatever decision the CC makes.

I am also copying Jim O and Jim Cooney.

Thanks,

Mike

Begin forwarded message:

From: "Records, Open" <mpdopenrecords@milwaukee.gov>
Subject: Re: Port Motel - 9717 W Appleton Ave
Date: July 19, 2022 at 2:54:14 PM CDT
To: Michael Maistelman <msm@maistelmanlaw.com>

Michael, I got your voicemail as well. I tried calling back but it keeps going to voicemail so I assume you are busy. This is still an open case. I hope this will suffice for now. I'm including the CAD and the initial report. If you will need more, let me know and I'll dig deeper into it.

Please see attached PDF file of the report you have requested (ORS ref# 2215905).

The records that the Milwaukee Police Department (MPD) Open Record Section (ORS) believes to be responsive records to your request are attached. With the transmission of these records to you, the records custodian will consider your request closed. Since this is an email fulfillment, there is no fee.

Sergeant Jason Kotarak
Open Records Section
Milwaukee Police Department

From: Michael Maistelman <msm@maistelmanlaw.com>
Sent: Tuesday, July 19, 2022 12:09 PM
To: Records, Open <mpdopenrecords@milwaukee.gov>
Cc: Upesh Shah <Nimisha822@yahoo.com>; Vir Shah <Virshah1993@gmail.com>; Vince Bobot <vincentibobot@gmail.com>
Subject: Port Motel - 9717 W Appleton Ave

Good afternoon Sgt. Kotarak,

I hope you are doing well.

I was wondering if you had any police reports for the above address.

There was an overdose at that motel on or about April 26, 2021.

Thank you so much,

Mike

--
Attorney Michael S. Maistelman
He/Him
Maistelman & Associates, LLC
8989 N Port Washington Rd ~ Suite 207
Milwaukee, WI 53217
414-908-4254
414-447-0232 (fax)
414-333-9700 (cell)
msm@maistelmanlaw.com

<http://www.maistelmanlaw.com>

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--
Attorney Michael S. Maistelman
He/Him
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Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:211160210

OtherEvent #: 21-SI-1413

Incident

9717 W APPLETON AV Apt #4 53225

Reported to Police Date/Time:: 04/26/2021 20:59:00
Incident Start Date/Time: (From): 04/26/2021 20:58:00
CAD Number:: 211162317
PDMP Form Completed: (If Applicable): No
District:: 4
Beat:: 430
Reporting Area:: 779

Sick/Injured/Deceased Person (1)

CHEEKS, LYMARITA I (CHEEKS,LYMARITA I)

Person Involvement:: OVERDOSE
DOB:: ██████████
Age:: 27
Sex:: FEMALE
Race:: BLACK/AFRICAN AMERICAN
Ethnicity:: NOT HISPANIC/LATINO
Height:: 0
Weight:: 0
Eye Color:: Brown
Hair Color:: Black
Driver License/ID Number::
Person is an Organ Donor:: UNKNOWN
Address:: 3806 N 77TH ST
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53222
Phone 1 Number:: ██████████
Phone 1 Type:: Phone
Engine, Truck, Ladder, Med Unit Numbers:: ENG 4, MED 16
Highest Ranking MFD Supervisor:: LT MCCARTY
MFD Shift:: Green
Transported By:: MED 16
Transported To:: FROEDTERT
Treating Physician:: DR LUKENS
Hospital Admit Date/Time:: 04/26/2021 21:46:00

Persons Involved (3)

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:211160210

OtherEvent #: 21-SI-1413

HERNANDEZ, LYDIA M (HERNANDEZ,LYDIA)

Person Involvement:: INTERVIEW
DOB:: ██████████
Age:: 55
Sex:: FEMALE
Race:: WHITE
Ethnicity:: HISPANIC/LATINO
Height:: 507
Weight:: 220
Eye Color:: Brown
Hair Color:: Brown
Driver License/ID Number:: ██████████
DL/ID State of Issue:: WISCONSIN
Address:: 3806 N 77TH ST
City:: MILWAUKEE
State:: WISCONSIN
Zip Code:: 53222
Phone 1 Number:: ██████████
Phone 1 Type:: Phone

STEWART, TYRESE S

Person Involvement:: REPORTING PERSON
DOB:: ██████████
Age:: 21
Sex:: MALE
Race:: BLACK/AFRICAN AMERICAN
Height:: 507
Weight:: 120
Eye Color:: Brown
Hair Color:: Black
Driver License/ID Number::
Address:: 1210 N BADGER AV
City:: APPLETON
State:: WISCONSIN
Zip Code:: 54915
Phone 1 Number:: ██████████
Phone 1 Type:: Phone

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:211160210

WRIGHT, DESTINY VICTORIA

Person Involvement:: INTERVIEW
DOB:: [REDACTED]
Age:: 27
Sex:: FEMALE
Race:: BLACK/AFRICAN AMERICAN
Ethnicity:: NOT HISPANIC/LATINO
Height:: 503
Weight:: 190
Eye Color:: Brown
Hair Color:: Black
SSN:: [REDACTED]
Driver License/ID Number::
Address:: 2150 N 55TH ST
City:: Milwaukee
State:: WISCONSIN
Zip Code:: 53208
Phone 1 Number:: [REDACTED]
Phone 1 Type:: Phone

Narrative (1)

OVERDOSE

Horst, Seth W 029430 [REDACTED]

This report was written by P.O. Seth HORST, assigned to District 4, Early Shift.

On Monday, April 26th, 2021, at approximately 9:08 p.m., Squad 4231 (P.O. Seth HORST and P.O. Jesse SAENPHONPHAKDEE) were dispatched to the Port Motel at 9717 W Appleton Av, located in the City and County of Milwaukee, Wisconsin for an Overdose Complaint. This investigation was completed by uniformed officers, operating a marked squad, with body worn cameras activated.

This investigation was monitored by Sgt Jermel WILDER (Squad 4411), who was on scene during this incident.

This location is a multi-unit Motel with a single room containing a table, bed and television, with a bathroom on the other side from the entrance. This incident occurred in unit #4, which is located on the south side of W Appleton Av facing eastbound. This unit is 4 doors from the lobby of the motel.

Upon arrival, we met with MFD who advised that the patient they were treating was not breathing and did not have a pulse. MFD advised she was pulse-less and not breathing at the time of their arrival. MFD then advised the subject did have a pulse but was not breathing on her own.

I met with the caller on scene, Tyrese S STEWART (m/b [REDACTED]) who stated that he is from Appleton, WI and came down this weekend to see his family and friends. STEWART advised that earlier today, he came to 9717 W Appleton Av, Unit #4, to meet with his friend Lymarita I CHEEKS (f/b [REDACTED]), who was

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:211160210

OtherEvent #: 21-SI-1413

staying in the hotel. STEWART stated he did not know where CHEEKS's primary address is and believed she was staying her full time. STEWART advised that on Monday, April 26th, 2021, at approximately 8:58 p.m., Tyrese S STEWART (m/b [REDACTED]) was sleeping in the bed at the Port Hotel, located at 9717 W Appleton Av, woke up and immediately observed his friend, Lymarita I CHEEKS (f/b [REDACTED]) laying down on the floor in the bathroom of the hotel room. STEWART stated that he attempted to wake CHEEKS up by shaking her, but was not breathing and did not have a pulse. STEWART stated he attempted to provide life saving action as the dispatcher informed him what to do, but could not move her because she was in the door frame of the bathroom.

I met with Destiny V WRIGHT (f/b [REDACTED]) who was also on scene, standing outside of unit #4. WRIGHT stated that she had been called by STEWART and was there to see if her friend was okay. WRIGHT stated she had no knowledge of what occurred.

STEWART stated he went to take a nap when CHEEKS was showering and getting ready at approximately 7:00 p.m. STEWART stated he did not observe any drugs and did not see CHEEKS use any drugs before he went to sleep. STEWART also denied using drugs himself.

STEWART stated that CHEEKS is known to use Heroin, Xanax and Percocet recreationally but did not see any in the room. Officers did not observe or locate any drugs or drug paraphernalia in the room while on scene. It should be noted that the cause of CHEEKS loss of consciousness is unknown at this time pending lab results.

MFD Engine 4, Med 16, Green Shift led by LT MCCARTY provided medical attention to CHEEKS and transported her to Froedtert. MFD advised that CHEEKS was not breathing on her own but did have a pulse. My partner, P.O.SAENPHONPHAKDEE rode with Med 16 to Froedtert where CHEEKS was admitted to the Trauma Unit at 9:46 p.m and treated by Dr. LUKENS.

Officers attempted to locate CHEEKS phone on scene, but could not be located by officers. When asked, STEWART and CHEEKS's mother, Lydia M. HERNANDEZ (f/w [REDACTED]), who arrived on scene after receiving a phone call, both stated they did not have the phone and did not know where the phone was. HERNANDEZ was advised to contact officers if she does locate the phone.

As of this time, CHEEKS is in the Trauma room of Froedtert and is still not breathing on her own, but does have a pulse. CHEEKS is currently on a ventilator.

An Incident Notification was created by myself and reviewed by Lt Raymond BRATCHETT. Lt BRATCHETT advised this investigation is ours to handle and to write a Sick/Injured report.

End of report.

Officer (2)

Reporting Officer:

Section: (Work Location):

42

Approving Officer:

Hunter, Gregory D (014172)

04/27/2021 00:46:44

Milwaukee Police Department

749 W. State Street Milwaukee, WI 53233

414-933-4444

Case #:211160210

OtherEvent #: 21-SI-1413

Section: (Work Location): 42

Detailed History for Police Call #211162317 As of 7/19/2022 14:27:59

Output for:

Priority:1 Type:1846 - OVERDOSE

Location:PORT MOTEL #4,MKE at 9717 W APPLETON AV #4,MKE

LocCross:btwn W SHERIDAN AV and W SILVER SPRING DR

| | | | |
|------------------|---------------------|------|--------|
| Created: | 04/26/2021 20:59:29 | PD26 | 031645 |
| Entered: | 04/26/2021 21:00:21 | PD26 | 031645 |
| Dispatch: | 04/26/2021 21:08:50 | PD03 | 028583 |
| Enroute: | 04/26/2021 21:08:50 | PD03 | 028583 |
| Onscene: | 04/26/2021 21:15:21 | M019 | 029430 |
| Closed: | 04/26/2021 23:49:50 | PD05 | 015088 |

IC: PrimeUnit:4231 Dispo:C8 Type:1846 - OVERDOSE

Agency:MWPD DAREA:D4 Squad Area:430 RptDist:779

Case #:IR211160210 **Detail**

20:59:29 CREATE **Location:PORT MOTEL #4,MKE Type:1846 Name:KYREE STEWART DAREA:D4 RptDist:779 TypeDesc:OVERDOSE LocDesc:at 9717 W APPLETON AV #4,MKE LocCross:btwn W SHERIDAN AV and W SILVER SPRING DR Priority:1 Response:IPO Agency:MWPD LocType:C Contact?:EITHER Call/InPerson**

20:59:29 ALI **E911Phne:920/515-1146 E911Pilot:414/511-0042 E911Add:9910 W CARMEN - S AVE,MKE E911Subs:T-MOBILE USA E911Src:WPH2 AliLong:-88.034198 AliLatitude:43.118591**

20:59:29 ALIGEO **GeoLong:-88.034198 GeoLat:43.118591**

20:59:29 ALIGEO **GeoLong:-88.034198 GeoLat:43.118591 ClosestAdd:9739 W APPLETON AV AddDesc:100 ft SW ClosestInt:W APPLETON AV / W SHERIDAN AV InterDesc:280 ft W**

21:00:21 ENTRY **Comment:FEMALE SUBJ NOT WAKING UP// OVERDOSING**

21:00:21 -PREMIS **Comment:OCC**

21:00:27 SELECT

21:00:29 INFO **Priority:1 Comment:CLLR HYSTERICAL**

21:00:41 INFO **Priority:1 Comment:UNK WHAT DRUG// CLLR ON LINE WITH MFD**

21:00:56 INFO **Priority:1 Comment:WHEN ASKED IF SUBJ IS OVERDOSING FROM TC, CLLR STS "I THINK SO"**

21:01:14 INFO **Phone:(920) 515-1146 Priority:1 Comment:CLLR WOKE UP AND FRIEND IS ON THE FLOOR NO HEART BEAT 27YOA**

21:01:28 INFO **Priority:1 Comment:MFD AD CLLR**

21:01:28 SUBJ **S#:1 Sex:F Age:27 Misc:NO PULSE FELT OR HEARTBEAT**

21:01:43 MISC **Comment:BC TG4**

21:01:43 HOLD

21:01:56 INFO **Priority:1 Comment:NTFD 7472 ECO LEAD SP**

21:02:04 NOMORE

21:02:42 INFO **Priority:1 Comment:CLLR STS SUBJ SLUMPED OVER ON FLOOR BUT TOO HEAVY TO LAY HER DOWN// MFD RESPONDING**

21:03:23 INFO **Priority:1 Comment:TOOK XANAX AND PERKISSET// UNK AMOUNT// POSS TOOK 30 MINS**

21:03:41 SELECT

21:04:11 INFO **Location:9717 W APPLETON AV,MKE Name:FIRE 5 LocCross:btwn W SHERIDAN AV and W SILVER SPRING DR Priority:1 Contact?:EITHER Call/InPerson Language?:English Comment:ADVISED CALLER OF #4**

21:06:10 NOTIFY **Notified:7472 ECOL SP Comment:EXPIRED, NR FROM 4411 OR 4211**

21:08:43 SELECT

21:08:50 DISPER **4231** Operator:029430 028811 OperNames:HORST,SETH W SAENPHONPH,JESSE S
 21:08:50 -PRIU **4231**
 21:08:50 -HOLD
 21:09:06 BACKER **4411** UnitID:4231 Location:PORT MOTEL #4,MKE Operator:017480 OperNames:WILDER,
 JERMEL R Comment:COMING FROM DISTANCE
 21:12:16 INFO Location:9717 W APPLETON AV #4,MKE Name:MFD SUPV #3 LocCross:btwn W
 SHERIDAN AV and W SILVER SPRING DR Priority:1 Contact?:EITHER Call/InPerson
 Comment:MFD REQUESTING SQD TO RESPOND TO LOCATION
 21:15:21 *ONSCN **4231**
 21:18:14 MISC **4231** Comment:SUBJ IS BF 27YO, MFD STILL DOING CPR
 21:19:18 MISC **4231** Comment:SUBJ NOW HAS PULSE
 21:21:38 ONSCN **4411**
 21:50:00 BACKER **4231W** UnitID:4231 Location:PORT MOTEL #4,MKE
 21:50:01 CHGLOC **4231W** Location:FROEDTERT MEMORIAL LUTHERAN HOSPITAL,MKE
 Comment:TRAUMA RM A , OFFICER S
 21:50:03 ONSCN **4231W**
 21:53:35 CONTCT **4231 4231W 4411** ContactTime:30
 21:58:29 *RFT **4231** Comment:INQUIRY QPER,HERNANDEZ,LYDIA,M,F,U,03061966,,,,,
 21:59:08 *RFT **4231** Comment:INQUIRY QPER,CHEEKS,LYMARITA,I,F,B,05201993,,,,,
 22:03:21 *RFT **4231** Comment:INQUIRY QPER,STEWART,TYRESE,S,M,B,05041999,,,,,
 22:06:20 LOGM **4231** Message:012104270306005175 MessageType:Text Received:04/26/2021 22:06:13
 Comment:REQ IR#
 22:06:23 CASE **4231** Incident#:IR211160210 Comment:029430
 22:26:10 CONTCT **4231 4231W 4411** ContactTime:45 Comment:PER 4411
 22:49:24 *CHGLOC **4231** Location:FROEDTERT MEMORIAL HOSPITAL Comment:MEET UP WITH
 PARTNER
 23:04:14 *ONSCN **4231**
 23:09:43 CLEAR **4411**
 23:09:48 CONTCT **4231** ContactTime:10 Comment:PER 4411
 23:11:52 SCDOFF **4231W**
 23:11:55 CLEAR **4231W**
 23:19:58 CONTCT **4231** ContactTime:30
 23:49:50 CLEAR **4231** Dispo:C8 DispoLevel:0
 23:49:50 -CLEAR
 23:49:50 CLOSE
 [06/07/2022]
 18:17:25 XREF Service:P Call:#221581381 Type:CC Agency:MWPD
 18:17:26 -PREMIS Comment:OCC
 [06/09/2022]
 15:45:02 XREF Service:P Call:#221601104 Type:FU Agency:MWPD
 15:45:05 -PREMIS Comment:OCC

CONTACT INFO:

| Name | Phone | RPaddr | Contact? | Language? | Resolved? | Satisfied? |
|---------------|----------------|--------|----------------------|-----------|-----------|------------|
| KYREE STEWART | | | EITHER Call/InPerson | | | |
| | (920) 515-1146 | | | | | |
| FIRE 5 | | | EITHER Call/InPerson | English | | |
| MFD SUPV #3 | | | EITHER Call/InPerson | | | |

Cox, Andrew

From: Cooney, Jim
Sent: Wednesday, July 27, 2022 8:18 AM
To: Cox, Andrew
Cc: Martin, Faviola
Subject: FW: Port Motel 9717 W Appleton Ave

Follow Up Flag: Follow up
Flag Status: Flagged

And, can you add this?

From: Michael S Maistelman <msm@maistelmanlaw.com>
Sent: Wednesday, July 20, 2022 4:47 PM
To: Owczarski, Jim <jowcza@milwaukee.gov>; McNally, John <jomcna@milwaukee.gov>; Melendez-Hagedorn, Yadira <Y.Melendez-Hagedorn@milwaukee.gov>
Cc: Cooney, Jim <Jim.Cooney@milwaukee.gov>; Shah Upesh <Nimisha822@yahoo.com>; Shah Vir <Virshah1993@gmail.com>
Subject: Port Motel 9717 W Appleton Ave

Good afternoon Jim O, Yadira and Jack,

Please consider this my client's formal objection to the License Committees 7/19/22 recommendation to not renew my clients motel license and my request to appear before the Common Council to speak on this objection.

I understand based on a conversation that I had with Jack yesterday that my client has until 4:45pm on 7/22/22 to file any written objections to appear before the CC.

I still have not received the findings of fact.

Typically the time frame to file objections is closer to the Common Council meeting which in this case I believe is 7/28/22.

As i have done in the past under similar circumstances I respectfully request permission to file our supplemental objections on or before 7/26/2022.

Please confirm your receipt of this email and if my proposal is acceptable.

Thank you,

Michael

Attorney Michael S Maistelman

Sent from my iPhone

Martin, Faviola

From: Venus, Danielle
Sent: Monday, August 30, 2021 1:50 PM
To: License
Cc: ... Dodd, Nikiya
Subject: FW: 5th Aldermanic District Complaint / Port Motel Located At 9717 West Appleton Avenue

Categories: FM working on

Good afternoon,

Could we please have the correspondence below added to file for the Port Hotel at 9717 W Appleton Ave. This is in the 5th Aldermanic district.

Thanks,

Danielle

From: ✓
Sent: Tuesday, August 24, 2021 3:20 PM
To: Rainey, Khalif <Khalif.Rainey@milwaukee.gov>
Subject: Port Motel

REDACTED RECORD

You don't often get email from.

August 24, 2021

Milwaukee Common Council
200 E. Wells St. # 205
Milwaukee, WI 53202

Alderman Khalif J. Rainey,

The reason for my email is to share my recent story with you. On April 26, 2021 my daughter passed away of an Fentanyl overdose at the Port Motel on 9717 W. Appleton Ave. (I believe that you are the alderman for this location/district). My reasoning for extending myself to you and as I done with Senior Councilman Cavalier Johnson who has not extended himself to me other than send me the a packet of the 2018-2022 of what has been propsoed to help the City of Milwaukee. I did not ask for a packet of no sort. What I want is for the common council board and you listen to me and what I asked that can help our community that is hurting bad with Drugs, Alcohol, Racism, Gambling, Homelessness , social equility, Hunger, Police injustice/killing. and I can go all day on these issues. But what I would like to see in my case / my story is that the Port Motel is closed down as it has been a nausens to our community that is in your district.

- Sex Trafficking

- Prostitution
- Child Sexual Assaults
- Deaths
- Drug Overdoses Deaths
- Drug activities

How long are we as a community and you are going to allow these two cent motels to stay open and allow these activities to happen time after time for so many years? How can I help you and the common council clean up our communitis from business owners making money off the disadvantage to make themselves rich and not give back in any positive way to our community.

I found these large cases that happened at Port Motel 9717 W. Appleton Ave Milwaukee WI 53225

- 2008 Craigslist Child Sex ads leads to arrest
 - 15 Year old young lady were she prostituted and earned \$1500.00
- 2021 Two California men are facing federal drugs charges
 - Two men carrying a trunk load of **Fentanyl**

I am sure theres more I need to back as far as 1990 some how find archives of all the deaths and crimes at this motel.

Please help our community find a common ground to a better city.

You can reach me at () or email _____

Thank you,

REDACTED RECORD



HOTEL & MOTEL LICENSE SUPPLEMENTAL RENEWAL APPLICATION

Office of the City Clerk License Division
200 E. Wells St. Room 105, Milwaukee, WI 53202
(414) 286-2238 e-mail address: license@milwaukee.gov www.milwaukee.gov/license

Legal Entity Name: Rima Corporation USA

Premises Address: 9717 W APPLETON AV

MILWAUKEE COUNTY REPRESENTATIVE

Is the applicant (sole proprietor, partners, or agent of Corp/LLC) a resident of Milwaukee County? Yes No
If NO, a local representative (natural person) residing in Milwaukee County must be appointed.
Provide the person's name and street address. P.O. Boxes are not acceptable.

Name of Person: UPESH SHAM.

Street Address (including city and zip code):
9717 W. Appleton Ave Milwaukee WI 53225

PLAN OF OPERATION & FLOOR PLAN

Describe your plans to train employees to recognize and report guest or resident behaviors that are indicative of human trafficking at the premises.

Rooms = 12

Are there any changes to your current plan of operation or floor plan*? No Yes If yes, describe: _____

*If there are changes to the floor plan, a new floor plan must be submitted with this renewal application. A sample plan can be found online at www.milwaukee.gov/licenses under License Forms and Related Information.

HOURS OF OPERATION

Are there any changes to the current hours of operation?
 NO YES If Yes, describe changes: _____
Hours of operation are listed on your current license.

SIGNATURE

[Signature]
Signature of Sole Proprietor; a Partner; or if a Corporation or LLC, the Agent must sign