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CITY OF MILWAUKEE
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Office of the City Attorney



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2010 MAY 27 AM 8:02

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May 25, 2010

Ronald D. Leonhardt
City Clerk
City Hall, Room 205

James A. Bohl, Jr., Chair
Licenses Committee
City Hall, Room 205


Alderman Willie Hines, President
Milwaukee Common Council
City Hall, Room 205

Re: *Stojan Coralic, d/b/a The Brew House v. City of Milwaukee*
Case No. 10-CV-8007

Gentlemen:

Enclosed please find the order of the Honorable William Sosnay remanding this matter to the Common Council for further proceedings for the reasons indicated in the order.

Sincerely,


BRUCE D. SCHRIMPF
Assistant City Attorney

BDS:wt:158292

Enclosure

c: Maistelman & Associates (w/enclosure)

1078-2010-1390

STATE OF WISCONSIN

CIRCUIT COURT

MILWAUKEE COUNTY

STOJAN CORALIC
d/b/a THE BREW HOUSE,

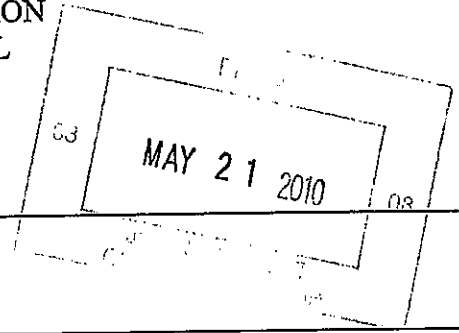
Plaintiff,

Case No. 10-CV-8007

v.

CITY OF MILWAUKEE, CITY OF MILWAUKEE COMMON
COUNCIL, CITY OF MILWAUKEE COMMON COUNCIL
LICENSES COMMITTEE,

Defendants.



ORDER

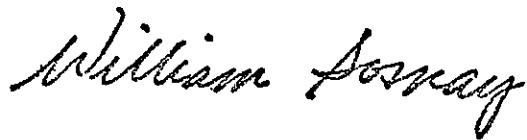
The above-captioned matter came on for hearing pursuant to the plaintiff filing a summons and a complaint and a motion for a temporary restraining order allowing the plaintiff's tavern to operate on after the expiration of its current Class "B" Tavern license, and the refusal of the Milwaukee Common Council to renew the same. The plaintiff appeared by Attorneys David Hal brooks and Matthew Lerner, Maistelman & Associates, 5027 West North Avenue, Milwaukee, WI 53208. The Court was able to obtain the presence of the Milwaukee City Attorney in the person of Assistant City Attorney Bruce D. Schrimpf, Room 800, City Hall, 200 East Wells Street, Milwaukee, Wisconsin 53202. During the proceedings it appeared that during the floor debate on this matter before the Common Council, the Chairman of the Licenses Committee did not correctly summarize the record of this location to the members of the Common Council.

COPY

Based upon the pleadings on file, and a Brief in Opposition filed by the City the
Court:

ORDERS

1. The request for temporary relief is held by the Court, without ruling, until further order of the Court.
2. The matter is returned to the Common Council for a rehearing allowing the licensee to correct the mistaken comments and to allow the Common Council to come to a decision on the renewal of the Class "B" Tavern and tavern related licenses of the licensee in light of the corrected record.
3. The Council is free to come to any judgment it wishes, warranted by the evidence before it, regarding the renewal of this license.
4. The Court shall retain jurisdiction of this case pending further action of the Milwaukee Common Council.



HON. WILLIAM SOSNAY
Circuit Court Judge