



3. That the same entity, agent, and location held a combination Class B intoxicating liquor and fermented malt beverage license for the period running from June 19, 2020, to June 30, 2021.
4. That on August 30, 2021, Attorney Patrick Ross appeared with and for Lonnie Bald, Edward Bomback, and “The Spot,” stipulated that “The Spot” had been served a copy of the summons and complaint, and denied the material allegations in the complaint.
5. That on September 16, 2021, the amended complaint was sent to Attorney Ross, who accepted service for “The Spot,” Edward Bomback, and Lonnie Bald.
6. That on October 4, 2021, “The Spot,” Edward Bomback, and Lonnie Bald appeared by Attorney Ross. Attorney Ross stipulated to service of the amended complaint and denied the material allegations set forth in the document.
7. That on October 4<sup>th</sup>, 2021, the License and Health Committee heard testimony from Officer Scott Poklasny, Officer Anthony Wagner, Officer Jeffrey Dufek, Officer Jacob Kaye, Audrey Bomback, Edward Bomback, and Lonnie Bald as to the allegation in the amended complaint.
8. That the Committee finds the witness testimony regarding incidents at “The Spot” and the video surveillance evidence presented at the October 4<sup>th</sup> hearing to be an accurate and credible representation of the violations that took place at “The Spot” as alleged in the amended complaint.

**CONCLUSIONS OF LAW:**

1. That E. Bomback and L. Bald, doing business as “The Spot” was properly served at least three (3) days before the time at which the licensee was commanded to appear and service was accomplished in the manner provided under Wis. Stat. Ch. § 801 for service in civil actions in circuit court.

2. That based upon the reliable video evidence and credible testimony offered at the hearing on October 4, 2021, the Committee determined that “The Spot” has been operated in a manner that constitutes a disorderly or riotous, indecent or improper house contrary to Wisconsin Statute § 125.12(2)(ag)2. This conclusion forms a sufficient basis to revoke the 2021-2022 Class B” intoxicating liquor license, Class “B” fermented malt beverage license, and Public Entertainment Permit, under license number 2021-132, for the premises located at 6424-26 W. Greenfield Avenue, in the City of West Allis, State of Wisconsin.

**RECOMMENDATION:**

Therefore, the License and Health Committee recommends to the Common Council of the City of West Allis that the 2021-2022 Class B” intoxicating liquor license, Class “B” fermented malt beverage license, and Public Entertainment Permit, under license number 2021-132, for the premises located at 6424-26 W. Greenfield Avenue, in the City of West Allis, State of Wisconsin, issued to Edward Bomback and Lonnie Bald, doing business as “The Spot,” be revoked.

Dated this 13 day of October, 2021.

By:   
Vince Vitale  
License and Health Committee  
West Allis Common Council