



City of West Allis Matter Summary

7525 W. Greenfield Ave.
West Allis, WI 53214

File Number	Title	Status
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2014-0141 Report Held in Committee

Police Department Report involving The Draft, 9105 W. Lincoln Ave. (2013-2014 Class B Tavern License no. 1821, Dance Hall License no. 1823 and Instrumental Music Dance Hall License no. 1822 of The Draft LLC, Paula K. Johnson, Agent, Incident Date: February 15, 2014).

Introduced: 3/18/2014

Controlling Body: License & Health Committee

PLACE ON FILE

COMMITTEE RECOMMENDATION

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
MAY 06 2014			Barczak	✓			
		✓	Czaplewski	✓			
			Haass	✓			
			Lajsic				
			May				
			Probst				
			Reinke				
			Roadt	✓			
			Vitale				
		✓	Weigel	✓			
		TOTAL		5	0		

SIGNATURE OF COMMITTEE MEMBER

[Handwritten Signature]
 Chair Vice-Chair Member

COMMON COUNCIL ACTION

PLACE ON FILE

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
MAY 06 2014		✓	Barczak	✓			
		✓	Czaplewski	✓			
			Haass	✓			
			Lajsic	✓			
			May	✓			
			Probst	✓			
			Reinke	✓			
			Roadt	✓			
			Vitale	✓			
		Weigel	✓				
		TOTAL		10			

City of West Allis

Matter Summary

File Number	Title	Status
2014-0141	Report	Introduced
	Police Department Report involving The Draft, 9105 W. Lincoln Ave. (2013-2014 Class B Tavern License no. 1821, Dance Hall License no. 1823 and Instrumental Music Dance Hall License no. 1822 of The Draft LLC, Paula K. Johnson, Agent, Incident Date: February 15, 2014).	
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_____	_____	_____	Probst				
_____	_____	_____	Reinke				
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_____	_____	_____	Sengstock				
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			TOTAL	_____	_____	_____	_____

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_____	_____	_____	Roadt				
_____	_____	_____	Sengstock				
_____	_____	_____	Vitale				
_____	_____	_____	Weigel				
			TOTAL	_____	_____	_____	_____



**City of West Allis
Police Department**

Liquor Establishment Violation

Date: 2/15/2014
To: Lieutenant Jessica Johnson
From: Officer J. Fletcher

Violation Type

- Tavern Violation Bartender Violation Restaurant Violation Liquor Store
 No Violation but the Incident is Liquor License Related

Incident #: 14-001357 N/A

Location: 9105 W. Lincoln Ave. N/A

Establishment Name: The Draft N/A

Establishment License #: 13-00001821 N/A

Establishment Owner: Paula K. Johnson N/A

Owner Address: 9105 W. Lincoln Ave. N/A

Violation(s): N/A

Offender: N/A

Offender Address: N/A

Offender: N/A

Offender Address: N/A

Offender: N/A

Offender Address: N/A

Offender: N/A

Offender Address: N/A

Additional Offenders listed in Incident Report narrative: Yes No

Reviewed by Commanding Officer: Lt. Saftig

Copy of Incident Report Attached to Liquor Laws Violation Report: Yes N/A

Commanding Officer Signature:

Reviewed by Deputy Chief Robert Fletcher:

Copy forwarded to License and Health Committee: Date:



West Allis Police Department

Incident Report

Incident: Simple Assault

Incident Report Number: 14-001357 Between: Date - Time: And/At: Date-Time: 2/15/14 02:10

Incident Location: 9105 W Lincoln Ave;WA, West Allis, WI, 53227

CFS Code-1: 1313 CFS Code-2: CFS Code-3: Offense Code-4:

CFS Code-5: CFS Code-6: CFS Code-7: CFS Code-8:

V Name (Last, First, Middle): Rodriguez, Carmen L DOB: 04/07/1974 Race/Sex: W/F

Address: (Address, City, State, Zip): 9015 W Lincoln Ave,4, West Allis, WI, 53227 Home Phone Number:

Employer: Work Phone Number:

Employer Address: Cell Phone Number: (262) 225-5434

CN Name (Last, First, Middle): Santiago, Lilivette Nmi DOB: 11/21/1988 Race/Sex: W/F

Address: (Address, City, State, Zip): 9015 W Lincoln Ave,4;WA, West Allis, WI, 53227 Home Phone Number:

Employer: Work Phone Number:

Employer Address: Cell Phone Number: (414) 231-1736

SUMMARY

Officer Fletcher reports..

On 02/15/14 at approx. 0226hrs., officers responded to The Draft, 9105 W. Lincoln Ave., for an assault. Carmen L. Rodriguez F/H 04/07/74 reported an unknown white female struck her in the face outside of the bathroom, causing a small abrasion to her forehead. Rodriguez advised the suspect was no longer on scene, and described her as a F/W, approx. 5'10", slim build with short brown hair. Rodriguez was provided with the case number for this incident and advised to contact officers if she obtains any further information. Investigation to continue.

COPY

Vehicle Information: (Year, Make, Model, Style, Color)

License Number: State: Expiration Year: Vin: Insurance Company:

Other Vehicle Information: NCIC#

Reporting Officer(s): Fletcher, Jesse Payroll Number: 9963 Payroll Number: Report Date:

Time Received: 02:26:31 Time Cleared: 02:55:44 Unit(s) Assigned: 311. 318 Pages: 1 Of 5

Reviewed by: Saftiq, Brian Payroll Number: 2103 Copy To:

COPY

Date: 02/15/2014 CFS Code-1: 1313 Incident Report Number: 14-001357

West Allis Police Department

Continuation

Incident Report Number 14-001357	Incident Location: 9105 W Lincoln Ave;WA, West Allis, WI, 53227	Incident Date: 02/15/2014
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NAMES

Contact

Stank, Carter J W/M-40 of 5511 N 53 St, Milwaukee,WI,53218
 DOB: 11/07/1973
 Cell Phone:(414) 461-2208

NARRATIVE

INITIAL CALL

On 02/15/14 at approx. 0226hrs., officers responded to The Draft, 9105 W. Lincoln Ave. for an assault. Carmen L. Rodriguez F/H 04/07/74 reported an unknown female party, who was no longer on scene, assaulted her inside of the bathroom. Officer Foy and I arrived on scene and made contact with Rodriguez and her friend, Lilivette NMI Santiago F/H 11/21/88.

VICTIM STATEMENT - CARMEN L. RODRIGUEZ

Rodriguez advised at approx. 0200hrs. earlier in the evening, she was assaulted inside of the women's bathroom of The Draft. Rodriguez stated she and Santiago were at The Draft for "a couple of hours" earlier in the evening. At approx. 0200hrs., she and Santiago walked into the women's bathroom. At that time, there were no other people inside of the bathroom. While Rodriguez was inside of the stall, she remembered hearing multiple, unknown female parties talking about "Hispanic girls" skipping them in the bathroom line. Rodriguez believed the females were referring to her and Santiago. Rodriguez advised she did not know who the females were or why they were upset with her.

When Rodriguez exited the bathroom stall approx. two minutes later, she observed a F/W wearing a brown shirt and white pants approaching her. The F/W approached Rodriguez, knocked her drink out of her hand, and began shouting at her. The female then struck Rodriguez in the face, knocking her to the ground. After Rodriguez was knocked to the ground, two other F/W's walked into the bathroom. The three females then began kicking and punching Rodriguez on the ground for approx. five minutes. Rodriguez was unable to describe the amount of times or manner in which she was being hit, and advised she did not remember anything about the females other than that they were white. Rodriguez stated Sanitago remained in the other stall during the assault because she was too afraid to help her.

Reporting Officer(s): Fletcher, Jesse	ID Number 9963	ID Number	Pages: 2 Of 5
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West Allis Police Department

Continuation

Incident Report Number

14-001357

Incident Location:

9105 W Lincoln Ave;WA, West Allis, WI, 53227

Incident Date:

02/15/2014

After approx. five minutes, Rodriguez advised a security worker from the tavern entered the bathroom and separated her from the other parties. Rodriguez was unable to remember who this employee was or what they looked like. Rodriguez then stood up off of the ground, and walked out of the bathroom with Santiago. Rodriguez and Santiago were then escorted out of the bar by security, after which she contacted the police.

During my contact with Rodriguez, I observed a small abrasion to her forehead. Rodriguez advised the abrasion was a result of the altercation. Rodriguez also advised she was feeling pain in her right foot, but that she did not require medical attention at that time. Rodriguez did not report any other injuries, and I did not observe any other markings or injuries on her person.

LACK OF CONSENT

Rodriguez did not give anyone consent to strike her.

CONTACT WITH LILIVETTE NMI SANTIAGO

See Officer Foy's supplemental report.

CONTACT WITH CARTER J. STANK

While inside of the tavern, I spoke with employee Carter J. Stank M/W 11/07/73. Carter, who works as the security manager, advised he did not witness the assault. Stank advised he was informed of the incident by another employee, "Jacob Kegan" who was no longer on scene. Stank advised Kegan observed Rodriguez and the other female physically fighting inside of the women's bathroom. Stank stated Kegan separated the parties and escorted them outside of the bar. Stank was unable to provide officers with any other contact information for Kegan, because Kegan was only a temporary employee at the tavern.

Stank advised the tavern did have surveillance cameras, but that there was no cameras in the area of the bathrooms.

PHOTOGRAPHS

I took the following photographs with department issued Canon Power Shot A590 IS Digital Camera using media card #S31C. I stored the media card in the Forensic and Technical Services Bureau in a sealed envelope. Below is the photo log:

- 1) Front sign of The Draft, 9105 W. Lincoln Ave.
- 2) Address of tavern, 9105 W. Lincoln Ave.
- 3) Entrance to bathroom where assault occurred

Reporting Officer(s):

Fletcher, Jesse

ID Number

9963

ID Number

Pages:

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Incident Report Number 14-001357	Incident Location: 9105 W Lincoln Ave;WA, West Allis, WI, 53227	Incident Date: 02/15/2014
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- 4) Overall photograph of victim, Carmen L. Rodriguez
- 5) Abrasion to Rodriguez's forehead
- 6) Close up of abrasion to Rodriguez's forehead
- 7) Liquor license for The Draft (blurry)
- 8) Liquor license for The Draft
- 9) Overall photograph of Rodriguez in AWAMC emergency room
- 10) Rodriguez's right foot in cast
- 11) Rodriguez's right foot in cast
- 12) Close up photograph of Rodriguez's forehead abrasion
- 13) WAPD Photography Data Sheet

TAVERN REPORT

Based on the above incident at The Draft, a tavern report was completed and forwarded to Lt. Johnson.

SECONDARY CONTACT WITH CARMEN L. RODRIGUEZ

Later in the evening, at approx. 0430hrs., I responded to Aurora West Allis Medical Center emergency room after Rodriguez checked herself in to receive treatment for an injured right foot. I made contact with Rodriguez in the emergency room to further speak with her regarding this incident. Rodriguez advised after returning home, the pain in her right foot caused by the altercation became worse. Rodriguez believed she may have fractured her foot. Rodriguez was unable to remember the manner in which the injury occurred, but advised it happened while she was being assaulted.

While at AWAMC, I spoke with Dr. Sara Northway. Dr. Northway advised that x-rays of Rodriguez's foot were negative, and did not reveal any injuries. Rodriguez was referred to an orthopedic specialist for further evaluation. Rodriguez signed a medical release form and was advised to contact officers if she received any further information.

FOLLOW-UP INVESTIGATION

On 02/16/14, I returned to The Draft in an attempt to obtain contact information for Kegan. I again made contact with Stank, who advised he did not have contact information for Kegan. Stank advised he would obtain Kegan's contact information on the next day that he worked. I provided Stank with my contact information and advised him to contact me when he obtained Kegan's information. As of 02/28/14, Stank has not contacted me to provide Kegan's information.

On 02/28/14, I made secondary contact with Rodriguez by telephone. Rodriguez stated she had an appointment with an orthopedic specialist, who advised she may have sustained a small fracture to her right foot, although there were no x-rays indicating such injuries. Rodriguez was unable to provide me with any further

Reporting Officer(s): Fletcher, Jesse	ID Number 9963	ID Number	Pages: 4 Of 5
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Incident Report Number
14-001357

Incident Location:
9105 W Lincoln Ave;WA, West Allis, WI, 53227

Incident Date:
02/15/2014

information regarding this case.

CASE DISPOSITION

No arrests have been made and there are currently no suspects in this case. I provided Rodriguez with my contact information and case number for this incident, and advised her to contact me if she received any further information regarding this case.

West Allis Police Department

Supplementary Report

Incident Report Number 14-001357	Incident Location: 9105 W Lincoln Ave;WA, West Allis, WI, 53227	Incident Date: 02/15/2014
New Incident:	Original CFS Code - 1:	New CFS Code -1 : New CFS Code - 2:
<p>NARRATIVE</p> <p>Officer Foy reports...</p> <p><u>DISPATCH TO CALL/ARRIVAL ON SCENE</u></p> <p>On 2/15/14 at 0226hrs officers responded to 9105 W Lincoln Ave for a report of a female being attacked inside of the business. I arrived on scene and made contact with Lilibette Santiago, who advised me that she was a witness to the assault.</p> <p><u>STATEMENT OF WITNESS - LILIVETTE SANTIAGO</u></p> <p>I spoke with Santiago in the entranceway to the bar, where I was away from the victim. Santiago stated she was at the tavern with her friend Carmen Rodriguez when the bar began to close down. Santiago stated she was going to the bathroom with Carmen when both of them walked in. Santiago stated she went into one of the bathroom stalls and sat down. While in the bathroom she was talking with Carmen in Spanish, which she believed to be the main reason why the next incident occurred.</p> <p>Santiago stated she could hear loud yelling going on outside of the stall that she was in. Santiago specifically heard "oh we got skipped in line" from a female's voice. Santiago began to hear physical fighting going on outside of the stall. Santiago saw the walls of her stall shaking and she did not know what to do. Santiago stated she stayed in her stall because she was afraid to exit. Santiago stated she did not know who was involved in the fight until she observed Carmen's lanyard for her keys land on the ground under the stall.</p> <p>Santiago stated she slowly opened the door to the stall and observed that the fight was over as one of the bouncers was separating the people involved. Santiago stated she observed Carmen lying on the ground with a mark on her forehead that she did not observe before. Santiago observed the bouncer grabbing onto a white female who was involved in the fight who had brown and she described as "skinny". Santiago stated the female began shouting that she was first in the line ahead of Carmen and Santiago. Santiago stated she did not observe a line for the bathroom when they went inside.</p> <p>Santiago stated she has never observed the female before and did not know where she went after she was kicked out of the bar. Santiago stayed inside of the bar with Carmen because she was scared the white female might have been waiting outside of the bar for them.</p>		
Reporting Officer(s): Foy, Daniel	Payroll Number: 9903	Report Date: 02/15/2014
Reviewed by: Saftiq, Brian	Payroll Number 2103	Copy To: 1 Of 1