

**IN THE MATTER OF THE COMPLAINT AGAINST JM 6500 INVESTMENTS LIMITED LIABILITY COMPANY: CITY OF WEST ALLIS v. JM 6500 INVESTMENTS LLC., D/B/A ,6500 Restaurant and Bar with Registered Agent Tonja Bassett**

State of Wisconsin )

: ss

**AFFIDAVIT OF SERVICE**

Milwaukee County )

\_\_\_\_\_ Adam Wernoth \_\_\_\_\_, under oath, says:

1. That affiant is a citizen and resident of the State of Wisconsin, over 18 years old, and is not a party nor in any manner interested in this proceeding.
2. That on 4/21/17, 2017, at 172565 o'clock    .m., at 6500 Bar, affiant served a copy of this **Summons and Complaint** on JM 6500 INVESTMENTS LIMITED LIABILITY COMPANY., by personally delivering to and leaving a copy of same with:

a) The Agent, TONJA BASSETT.

b) \_\_\_\_\_, a person in charge of the office at 6500 W. Greenfield Avenue in the City of West Allis, d.b.a The 6500 Restaurant and Bar. The person was informed of the contents of the summons.

\_\_\_\_\_  
(Signature of person serving papers)

Subscribed and sworn to before me  
this 21 day of April, 2017.

\_\_\_\_\_  
(

Notary Public, State of Wisconsin

My Commission: 11/08/19



WEST ALLIS COMMON COUNCIL  
LICENSE AND HEALTH COMMITTEE  
CITY OF WEST ALLIS

*Tonja Bassett*  
*TONJA BASSETT*  
*4/21/17*  
*1725HS*

In the Matter of the  
Complaint Against

Summons

JM 6500 Investments Limited Liability Company,  
d/b/a 6500 Restaurant and Bar,  
Tonja Bassett, agent.

STATE OF WISCONSIN     )  
  ) ss.  
COUNTY OF MILWAUKEE )

**THE WEST ALLIS COMMON COUNCIL TO Tonja Bassett:**

You are hereby notified that a sworn complaint, a copy of which is attached, has been duly made and filed, requesting a hearing on the suspension, revocation, or non-renewal of your 2016-2017 Class "B" Intoxicating Liquor and Class "B" Fermented Malt Beverage License, 2016-2017 Dance Hall License, 2016-2017 Tavern Entertainment License, and 2016-2017 Food permit , pursuant to the provisions of Sec. 125.12, Wis. Stat. and West Allis Revised Municipal Code Sections 9.02(20), 9.034(10)(a), 9.05(2)(e), and 7.04(16).

**NOW THEREFORE**, you, Tonja Bassett, are hereby summoned to appear before the License and Health Committee of the West Allis Common Council in Room 128 of the West Allis City Hall, 7525 West Greenfield Avenue, West Allis, Wisconsin, on April 25<sup>th</sup>, 2017, at 6:00 p.m., or as soon thereafter as this matter can be heard, to admit or deny the allegations in the complaint. You may be represented by counsel on this date.

In the case of your failure to appear as required by this summons, the allegations in the complaint against you shall be taken as true and, if the License and Health Committee of the West Allis Common Council finds the allegations sufficient, a recommendation that your license(s) be suspended or revoked will be made to the full Common Council. The Common Council may then vote to suspend, revoke, or not renew your license(s).

You are further notified that if you appear as required by this summons and contest the allegations in the complaint, a hearing will be scheduled at a later date before the License and Health Committee, at which time you may be represented by counsel, cross examine the witnesses who testify adversely against you, and present witnesses in your own behalf. A written transcript of said hearing shall be made and you may obtain a copy of the transcript of this proceeding at your expense.

Dated at West Allis, Wisconsin, this 21 day of April, 2017.

WEST ALLIS COMMON COUNCIL

By: Ann Marie Neff  
Ann Marie Neff, Clerk Specialist II

**WEST ALLIS COMMON COUNCIL  
LICENSE AND HEALTH COMMITTEE  
CITY OF WEST ALLIS**

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**In the Matter of the  
Complaint Against**

**COMPLAINT**

**JM 6500 Investments Limited Liability Company,  
d/b/a 6500 Restaurant and Bar,  
Tonja Bassett, agent.**

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**STATE OF WISCONSIN        )  
  ) ss.  
COUNTY OF MILWAUKEE    )**

Michael J. Czaplewski, being duly sworn, on oath deposes and states as a complaint against JM 6500 Investments Limited Liability Company, as follows:

1. That the complainant is a resident of the City of West Allis, is the duly elected Alderperson for the First Aldermanic District in the City of West Allis, is the chair of the License and Health Committee, and makes this complaint at the direction of the License and Health Committee of the West Allis Common Council.
2. That the information contained in this complaint comes from the complainant's review of official records maintained by the City of West Allis and the City of West Allis Police Department, which records complainant believes to be reliable and accurate.
3. That JM 6500 Investments Limited Liability Company is the holder of a 2016-2017 "Class B" intoxicating Liquor and 2016-2017 Class "B" Fermented Malt Beverage License under license number 2335; issued by the West Allis Common Council on July 18, 2016 for the license period beginning July 1, 2016 through June 30, 2017 for

the premises located at 6500 West Greenfield Avenue, West Allis, Wisconsin; and does business under the trade name, "6500 Restaurant and Bar" (hereafter referred to as 6500 Bar).

4. That JM 6500 Investments Limited Liability Company is the holder of a 2016-2017 Dance Hall License under license number 2336, as issued by the West Allis Common Council for the same premises and time period as the license noted in paragraph 3.
5. That JM 6500 Investments Limited Liability Company is the holder of a 2016-2017 Tavern Entertainment License number 2337 for the same premises and time period as noted in paragraph 3.
6. That JM 6500 Investments Limited Liability Company is the holder of Food Permit, identification number CSAC-AAYHJF, as issued by the West Allis Health Department for the period of July 1, 2016, to June 30, 2017.
7. That Tonja Bassett is the registered agent for JM 6500 Investments Limited Liability Company.
8. That on December 11, 2016, around 1:47 a.m., West Allis Police Officers were dispatched to 6500 West Greenfield Avenue at The 6500 Bar for a report of people fighting outside. Officer Daniel Foy reported that upon arriving on scene, he observed approximately 20-25 people outside the bar yelling and screaming. One female subject was being held on the ground by other females. Officer Foy also observed a male with no shirt on bleeding from the face. Officers were unable to locate anyone that would cooperate with the investigation, including employees of the bar. This incident constitutes a violation of Wisconsin Statute Section 125.12(2)(ag)2 and West Allis Revised Municipal Code Sections 9.02(12)(b) and (c) and 9.02(20)(a)6.

9. Officer Foy reported that West Allis Police Officers and West Milwaukee Police Officers were dispatched to the scene based on the call.
10. Officer Foy reported that he attempted to make contact with employees of the 6500 Bar and Restaurant and determined that there were no employees who had a bartender's license for West Allis working at the bar at the time, in violations of West Allis RMC Section 9.02(16) and Wis. Stat. Sec. 125.32(2).
11. Officer Foy reported that he was able to determine that the fight had originated within the bar and then had spilled out onto the street, where he had originally observed the fighting.
12. That on February 3, 2017, around 8:38 p.m., West Allis Police Officer Ryan Schultz conducted a tavern check at the 6500 Bar.
13. That Officer Schultz spoke with the "manager" on the premises, Montal Hinton, who advised that owner, "Tonja Basset" [sic] was not on scene and that there was no employee with a valid bartending license on premises. Officer Schultz allowed Montal Hinton to try and find an employee to come work who had an appropriate license but Montal Hinton was not able to find anyone. Officer Schultz reported that he closed down the bar until a licensed bartender employed by the tavern was on premises. Officer Schultz reported that the bar was issued citations for "Operating Licensed Premises without a Licensed Person" and constitutes a violation of Allis RMC Section 9.02(16) and Wis. Stat. Sec. 125.32(2).
14. That on February 9, 2017 West Allis Police Officer Alexander Iskandarini conducted a follow up tavern check at the 6500 Bar based on the February 3<sup>rd</sup> violation for no licensed bartender. Officer Iskandarini reported that he met with owner, Tonja

Bassett, who was on scene and provided officers with her liquor license and bartender's license. Officer Iskandarini reported that while on scene, he was approached by a male subject, later identified as Montel Hinton, who was verbally argumentative with officers and told the officers to leave. Montel Hinton's conduct as the manager of the tavern, and in the presence of the agent for The 6500 Bar constitutes a violation of 9.02(12)(b).

15. That on April 16, 2017 West Allis Police Officers were dispatched to 6500 West Greenfield Avenue, known as the 6500 Bar and Restaurant, regarding several calls for service and reporting shots fired outside the bar. When officers arrived on scene, they observed a large group of adults physically fighting in the street. Officers were able to determine that an unknown male fired at least one shot into the air during the fight and fled the scene. Several subjects were taken into custody regarding the incident.
16. Regarding the April 16<sup>th</sup> incident, Officer Erin Luedke reported that when she arrived on scene, she observed several people physically fighting in the street. Officer Luedke reported that one subject was swearing, yelling, and throwing empty liquor bottles out of a "party bus" that had been parked at the 6500 Bar and Restaurant. Officer Luedke reported that as she and Officer Kleinfeldt attempted to control the situation, a group of about twenty adults began to approach the officers, ignored commands to stay away, and began to yell and swear at the officers. Officer Luedke reported that the subject that had been throwing bottles from the party bus then exited the bus, and lunged at Officer Luedke with closed fist. Officer Luedke reported that she was forced to use her Oleoresin Capsicum Spray to stop the subjects from advancing any further towards officers.

17. Officer Luedke reported that multiple subjects involved in the fight informed officers that they had been in the 6500 Bar. Teresa Roby informed officers that she had been in The 6500 Bar when the fight broke out near the front entrance. Monique Baldwin reported that she was originally on the party bus and had gone to the 6500 Bar where the fight had broken out in the bar. Monique Baldwin admitted that she had a .380 semi-automatic pistol in her purse on the bus. A second firearm was also located in her purse.
18. Officer Ryan McNally reported that he spoke with Lashay Toliver, a bartender at the 6500 Bar and Restaurant regarding the April 16<sup>th</sup> incident. Lashay Toliver reported that she did not observe any problems inside the bar, but that the fight occurred as everyone was leaving the tavern.
19. Officer McNally also reported recovering one bullet casing in the road in front of the bar which appeared to be from the incident.
20. Officer Adam Schweitzer reported that he spoke with owner of the bar, Tonja Bassett who advised that she did not have working video surveillance at the bar and that the “Common Council” in West Allis had told her she had until May 8 to have working video surveillance.
21. Officer Daniel Foy also had contact with Tonja Bassett who admitted that she was one of the callers and was hosting a birthday party in the bar that evening. Tonja Bassett denied that the fight started in the bar, but stated that people from inside the bar were involved in the fight.
22. Officer Foy reported that he reviewed surveillance video from “Spot Lite” which had captured some of the fight. Office Foy reported that he was able to observe that



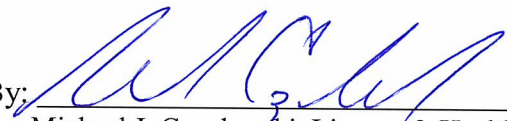
during the fight, a black male party with dreadlocks was pointing a firearm at another male. A short time later, that male with the dreadlocks uses the handgun to strike a male party in the side of the head during the fight. One male party appeared to be knocked unconscious during the fight. Officer Foy stated that he observed a different male with a firearm running on S. 65<sup>th</sup> Street with a firearm in his hand.

23. That the incident that occurred on April 16, 2016, constitutes a violation of Wis. Stat. Sec. 125.12(2)(ag)2 and West Allis RMC 9.02(12)(c) and 9.02(20)(a)6.
24. That Laura Temke, Environmentalist II with the West Allis Health Department has received complaints regarding overflowing garbage at the licensed premises and has observed said violations as recently as April 20, 2017. This is a violation of West Allis Revised Municipal Code Section 7.04(16)(5).
25. That West Allis resident, Mark Vicena, who lives near the 6500 Bar, has observed multiple recent violations stemming from the bar in question, which have been disorderly, riotous, indecent, and improper in violation of Wis. Stat. Sec. 125.12(2)(ag)2 and West Allis RMC 9.02(12)(c) and 9.02(20)(a)6. Mark Vicena has noted observing trash and alcohol bottles, patrons of the 6500 Bar vomiting and urinating in the street, patrons yelling, screaming fighting, and appearing to use drugs outside the bar.
26. That based on the incidents referenced in this compliant, JM 6500 Investments Limited Liability Company has maintained a disorderly or riotous, indecent, or improper house on multiple occasions, has failed to have a licensed operator on premises who is able to supervise non-licensed bartenders on multiple occasions, and has had overflowing garbage, contrary to the ordinances and statutes enumerated in


this complaint in addition to Wis. Stat. Chapter 125, West Allis RMC Chapter 9 and Chapter 7; and which substantially relate to the licensed/permitted activity; is grounds for non-renewal, suspension, or revocation of its 2016-2017 Class "B" Intoxicating Liquor and Class "B" Fermented Malt Beverage License, 2016-2017 Dance Hall License, 2016-2017 Tavern Entertainment License, and 2016-2017 Food permit.

**WHEREFORE**, Michael J. Czaplewski requests that JM 6500 Investments Limited Liability Company, by agent Tonja Bassett, be summoned to appear before the License and Health Committee of the West Allis Common Council to answer this complaint and, if the material allegations of the complaint are denied, that a hearing be held to determine whether the permits and licenses possessed by JM 6500 Investments Limited Liability Company, by agent Tonja Basset, should be revoked, suspended, or not renewed.

Dated this 21 day of APRIL, 2017.

By:   
Michael J. Czaplewski, License & Health  
Committee  
West Allis Common Council

Subscribed and sworn to before me  
this 21 day of APRIL, 2017.

  
(Nicholas S. Cerwin  
Notary Public, State of Wisconsin  
My Commission expires: Permanent)

