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City of West Allis Matter Summary

7525 W. Greenfield Ave.
West Allis, WI 53214

File Number	Title	Status
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2013-0696 Report Introduced

Police Department Reports involving Brooklyn's, 9440 W. National Ave., (2013-2014 Class B Tavern License no. 1301, Dance Hall License no. 1303 and Tavern Entertainment-Special License no. 1302 of Cugino's Entertainment, LLC, Dominic Lalicata, Agent, two (2) Incidents Dates: November 8, 2013 & November 16, 2013).

Introduced: 12/17/2013

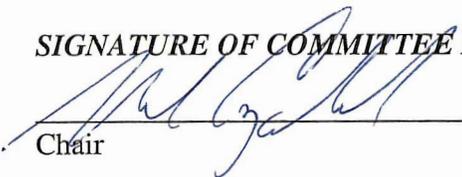
Controlling Body: License & Health Committee

PLACE ON FILE

COMMITTEE RECOMMENDATION

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
JAN 07 2014		✓	Barczak	✓			
			Czaplewski	✓			
			Lajsic				
			May				
			Probst				
			Reinke				
		✓		Roadt	✓		
				Sengstock			
				Vitale			
			Weigel	✓			
			TOTAL	4	0		0

SIGNATURE OF COMMITTEE MEMBER


Chair

Vice-Chair

Member

PLACE ON FILE

COMMON COUNCIL ACTION

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
JAN 07 2014	✓		Barczak	✓			
			Czaplewski	✓			
			Lajsic	✓			
			May	✓			
			Probst	✓			
			Reinke	✓			
			Roadt	✓			
			Sengstock				
			Vitale	✓			
		✓	Weigel	✓			
			TOTAL	9	0		0

UNANIMOUS

**STANDING COMMITTEES OF THE
CITY OF WEST ALLIS COMMON COUNCIL**

ADMINISTRATION & FINANCE

~~Chair: James W. Sengstock~~
Vice-Chair: Vincent Vitale
Thomas G. Lajsic
Michael P. May
Cathleen M. Probst

PUBLIC WORKS

Chair: Gary T. Barczak
Vice-Chair: Martin J. Weigel
Michael J. Czaplewski
Rosalie L. Reinke
Daniel J. Roadt

SAFETY & DEVELOPMENT

Chair: Thomas G. Lajsic
Vice-Chair: Cathleen M. Probst
Michael P. May
Rosalie L. Reinke
Vincent Vitale

LICENSE & HEALTH

Chair: Michael J. Czaplewski
Vice-Chair: Daniel J. Roadt
Gary T. Barczak
~~James W. Sengstock~~
Martin J. Weigel

ADVISORY

Chair: Rosalie L. Reinke
Vice-Chair: Michael P. May
Cathleen M. Probst
Daniel J. Roadt
Vincent Vitale



**City of West Allis
Police Department**

Liquor Establishment Violation

Date: 11/8/2013
To: Lieutenant Jessica Johnson
From: Pto. Ramon Agor

Violation Type

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

Incident #: 13-010132 N/A

Location: 9442 W. National Ave., West Allis, WI 53227 N/A

Establishment Name: Brooklyn's N/A

Establishment License #: N/A

Establishment Owner: N/A

Owner Address: N/A

Violation(s):

Offender: Anthony Mich
Offender Address: 4527 W. Loon
Offender:
Offender Address:
Offender:
Offender Address:
Offender:
Offender Address:

Brooklyn's 9440 National

Cugino's Entertainment LLC

Dominic T LaLicata, Agent

CBT 1301
TE-Special 1302
DH 1303

Additional Offenders listed in Incident Report

Reviewed by Commanding Officer:

Copy of Incident Report Attached to Liquor License Report: Yes No 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

Date: 11/08/2013
CFS Code-1: 1313
Incident Report Number: 13-010132

Incident: Simple Assault			
Incident Report Number: 13-010132	Between: Date - Time	And/At: Date-Time 11/8/13	00:27
Incident Location: 9442 W National Ave;WA, West Allis, WI, 53227			
CFS Code-1: 1313	CFS Code-2: 5707	CFS Code-3:	Offense Code-4:
CFS Code-5:	CFS Code-6:	CFS Code-7:	CFS Code-8:

O	Name (Last, First, Middle) Cereceres, Anthony Michael	DOB: 11/24/1981	Race/Sex W/M
Address: (Address, City, State, Zip) 4527 W Loomis Rd, Milwaukee, WI, 53220			Home Phone Number
Employer All American Flooring			Work Phone Number (414) 331-5641
Employer Address 4527 W Loomis Rd, Milwaukee, WI 53220			Cell Phone Number (414) 331-5641
V	Name (Last, First, Middle) Cusimano, David E	DOB: 08/15/1951	Race/Sex W/M
Address: (Address, City, State, Zip) 1235 S 88 St, West Allis, WI, 53214			Home Phone Number
Employer			Work Phone Number
Employer Address			Cell Phone Number

SUMMARY

Officer Agor reports... On 11-08-13 at 0027 hours, officers responded to Brooklyn's, located at 9442 W. National Ave., for a trouble call. Officers made contact with two patrons identified as Anthony M. Cereceres (M/W 11-24-81) and Peter D. Griffin (M/B 12-21-61) as well as two security staff members identified as David E. Cusimano (M/W 08-15-51) and Todd E. Kohler (M/W 02-02-65). Investigation showed Anthony was asked to leave the establishment by Brooklyn staff, but refused to comply and assaulted both security personnel. Anthony was taken into custody and issued municipal citations for Criminal Trespass to Dwelling and Disorderly Conduct. Anthony was given a court date of 12-09-13 at 0830 hours and was eventually released.

Vehicle Information: (Year, Make, Model, Style, Color)			
License Number:	State:	Expiration Year:	Vin:
Other Vehicle Information:			Insurance Company:
Reporting Officer(s): Agor, Ramon			NCIC#
Payroll Number: 9901		Payroll Number:	Report Date:
Time Received: 00:27:55	Time Cleared: 00:47:13	Unit(s) Assigned: 313, 314, 399, 310T	Pages: 1 Of 3
Reviewed by: Marks, Christopher		Payroll Number 9075	Copy To

West Allis Police Department**Continuation**Incident Report Number
13-010132Incident Location:
9442 W National Ave;WA, West Allis, WI, 53227Incident Date:
11/08/2013**NAMES****Victim**

Kohler, Todd E M-48 of N108 W173 44 Lilac Lane
Germantown, WI, 53022
DOB: 02/02/1965
Home Phone: (262) 674-0695

Witness

Griffin, Peter D B/M-51 of 2722A N Richards St, Milwaukee, WI, 53212
DOB: 12/21/1961

NARRATIVE

Officer Agor reports...

INITIAL CALL

On 11-08-13 at 0027 hours, officers responded to Brooklyn's, located at 9442 W. National Ave., for a trouble call for two males fighting/ swinging a belt at security.

INITIAL OBSERVATION

Upon arrival, I observed Todd E. Kohler (M/W 02-02-65) standing outside of Brooklyn's with a disheveled sport jacket pointing at a white male, later identified as Anthony M. Cereceres (M/W 11-24-81). Todd repeatedly stated, he (Anthony) was the customer causing all of the problems. I immediately placed Anthony in handcuffs and place him in the back of my squad for further investigation.

ON SCENE STATEMENT OF ANTHONY M. CERECERES (OFFENDER)

Anthony stated he did not do anything and that nothing happened. As Anthony spoke, I could detect a strong odor of an alcoholic beverage emitting from his breath. I observed Anthony's eyes were red and glassy and his speech was slow and slurred. Based on my observations of Anthony and my training and experience, I believed Anthony was intoxicated. Anthony repeatedly told me he was sorry. I asked Anthony what he was sorry for. Anthony replied he was sorry the police had

Reporting Officer(s):
Agor, RamonID Number
9901

ID Number

Pages:
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West Allis Police Department

Continuation

Incident Report Number
13-010132

Incident Location:
9442 W National Ave;WA, West Allis, WI, 53227

Incident Date:
11/08/2013

to come out because nothing happened.

ON SCENE STATEMENT OF DAVID E. CUSIMANO (VICTIM)

See Officer Paul Taylor's supplementary report.

ON SCENE STATEMENT OF TODD E. KOHLER (VICTIM)

See Officer Kevin Schmidt's supplementary report.

ON SCENE STATEMENT OF PETER D. GRIFFIN (WITNESS)

See Officer Ryan Stuetzgen's supplementary report.

LACK OF CONSENT

Todd informed officers that Anthony was asked repeatedly to leave. Anthony refused to leave and was escorted out of the establishment. After Anthony was escorted out of Brooklyn's, he took his belt off and struck David and Todd. Neither David nor Todd gave Anthony permission to strike them with his (Anthony's) belt.

ARREST DECISION

Based on Todd's, David's and Peter's statements of how Anthony was asked to leave Brooklyn's, but refused to and was eventually escorted out, as well as Anthony's assault of David and Todd, I placed Anthony under arrest for Criminal Trespass to a Dwelling and Disorderly Conduct.

CONVEYANCE AND BOOKING OF ANTHONY M. CERECERES (OFFENDER)

I conveyed Anthony to the West Allis police station where I booked and fingerprinted Anthony under booking #2013005243. I issued Anthony municipal citation #M130052431 for Disorderly Conduct and municipal citation #M130052432 for Criminal Trespass to Dwelling. Anthony was given a court date of 12-09-13 at 0830 hours.

DISPOSITION

Anthony was arrested for Disorderly Conduct and Criminal Trespass to Dwelling, both with a court date of 12-09-13 at 0830 hours. Anthony was highly intoxicated. Anthony was released when he became sober.

Reporting Officer(s):
Agor, Ramon

ID Number
9901

ID Number

Pages:
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West Allis Police Department

Supplementary Report

Incident Report Number 13-010132	Incident Location: 9442 W National Ave;WA, West Allis, WI, 53227	Incident Date: 11/08/2013
New Incident:	Original CFS Code - 1: 1313	New CFS Code - 1 : New CFS Code - 2:

NAMES

Victim

Cusimano, David E W/M-62 of 1235 S 88 St, West Allis,WI,53214
 DOB: 08/15/1951

NARRATIVE

Officer Taylor reports

CALL FOR SERVICE

On 11/08/2013, at approximately 00:39 hrs, officers responded to a call of two males fighting at Brooklyn's (9442 W. National Ave). Upon arrival, I spoke with David E. Cusimano Jr., M/W, 8/15/1951.

ON SCENE STATEMENT-DAVID E CUSIMANO JR-VICTIM

Cusimano stated an intoxicated male, later identified as Anthony M. Cereceres, M/H, 11/24/1981, fought with security staff within Brooklyn's.

Cusimano explained the incident began when he approached Cereceres, and asked him to stop putting his hands on another patron. Cereceres was angered by the request, and stated the patron being touched was his friend. Cusimano gave Cereceres several more chances to leave on his own accord. Cereceres became "animated" and "cocked his fist back." Cusimano demonstrated "cocking" his fist back behind his head. This forced Cusimano to take control of Cereceres.

Head of security Todd E. Kohler (M/W 02-02-1965), and Cusimano took control of Cereceres, and took him outside. Kohler attempted to get Cereceres to leave by pushing him out the door, culminating in Cereceres taking his belt off. Cereceres "took swings" at both Kohler and Cusimano. Cereceres then began to swing his belt at Kohler and Cusimano, successfully hitting both with the belt. Kohler then punched Cereceres in the face three times. Police arrived on scene and took Cereceres into custody.

LACK OF CONSENT

Cusimano did not Cereceres his permission to punch or "whip" him with the belt.

Reporting Officer(s): Taylor, Paul	Payroll Number: 2555	Payroll Number:	Report Dat : 11/08/2013
Reviewed by: Marks, Christopher	Payroll Number 9075	Copy To:	1 Of 2

West Allis Police Department

Continuation

Incident Report Number
13-010132

Incident Location:
9442 W National Ave;WA, West Allis, WI, 53227

Incident Date:
11/08/2013

END SUPPLEMENTAL

Reporting Officer(s):
Taylor, Paul

ID Number
2555

ID Number

Pages:
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West Allis Police Department

Supplementary Report

Incident Report Number 13-010132	Incident Location: 9442 W National Ave;WA, West Allis, WI, 53227	Incident Date: 11/08/2013
New Incident:	Original CFS Code - 1:	New CFS Code - 1: New CFS Code - 2:

NAMES

Victim

Kohler, Todd E M-48 of N108 W173 44 Lilac Lane
 Germantown, WI, 53022
 DOB: 02/02/1965
 Home Phone: (262) 674-0695

NARRATIVE

Officer Schmidt reports:

CALL FOR SERVICE

On 11/08/13 at 0027 hrs, officers responded to a trouble call at Brooklyn's, 9442 W. National Ave. Upon arrival, I was directed to obtain a statement from security employee, Todd E. Kohler (m/w, 02/02/65).

STATEMENT - TODD E. KOHLER

Kohler stated he observed a disturbance within the establishment between two patrons, one of whom was identified as Anthony M. Cereceres (m/h, 11/24/81). Cereceres was told numerous times to calm his behavior, but he continued to create a disturbance by yelling and ultimately confronting a security employee, Cusimano. The two parties escorted Cereceres outside, where he continued to yell. Kohler stated Cereceres appeared highly intoxicated.

Kohler stated while outside, Cereceres took off his belt and struck Kohler in a whipping motion approximately five or six times on his right arm and right side. Kohler and Cusimano pushed Cereceres against the building, and Kohler stated he punched Cereceres in the face approximately three times. Cereceres grabbed ahold of Kohler's suit jacket, which resulted in the buttons being ripped off the jacket. Kohler separated from Cereceres and went into Brooklyn's, where the police were called.

Kohler requested Cereceres be charged with disorderly conduct and criminal trespass. Kohler stated he had no injuries and did not need medical attention. Kohler advised he had no further information on the incident.

END OF SUPPLEMENT

Reporting Officer(s): Schmidt, Kevin	Payroll Number: 9964	Payroll Number:	Report Date: 11/08/2013
Reviewed by: Marks, Christopher	Payroll Number: 9075	Copy To:	1 Of 1

West Allis Police Department

Supplementary Report

Incident Report Number 13-010132	Incident Location: 9442 W National Ave;WA, West Allis, WI, 53227	Incident Date: 11/08/2013
New Incident:	Original CFS Code - 1:	New CFS Code - 1 : New CFS Code - 2:

NARRATIVE

CALL INFORMATION

On 11/08/13 at 0027hrs. officers responded to Brooklyn's Gentleman's Club at 9442 W. National Ave for 2 males fighting with security. Upon arrival PO Agor was already on scene and had a male, identified as Anthony Michael Cereceres M/W 11/24/81, in custody.

STATEMENT OF GRIFFIN (WITNESS)

I spoke with a male outside who was identified by WI DL as Peter D. Griffin M/B 12/21/61. According to Griffin he was Cereceres' designated driver tonight. Cereceres had too much to drink and started verbally causing problems so security had gotten involved. Cereceres started a verbal altercation with security who escorted Cereceres out of the club. While they were escorting him out, Cereceres continued with the verbal altercation and began pushing security. Griffin stated the security had then gotten outside with Cereceres and he didn't know what happened after that. Griffin repeated stated that Cereceres had way too much to drink and that was the only problem.

No further information from this officer.

Reporting Officer(s): Stuettgen, Ryan	Payroll Number: 9966	Payroll Number:	Report Dat : 11/09/2013
Reviewed by: Marks, Christopher	Payroll Number 9075	Copy To:	1 of 1

