

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

**In the Matter of the
Complaint Against**

**FINDINGS OF FACT, CONCLUSIONS
OF LAW, AND RECOMMENDATION**

**EKC Investments LLC
D/B/A Kane's Bar & Grill**

**Premises Location:
6922 W. Orchard St.
West Allis, WI 53214**

Agent: Ed Jones

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

Upon consideration of the complaint presented at the License and Health Committee on November 15, 2022, the hearing on the allegations held before the License and Health Committee on December 19, 2022, and the deliberations by the Committee on December 28, 2022, the Committee finds:

FINDINGS OF FACT

1. That EKC Investments LLC, doing business as "Kane's Bar & Grill" has been issued a "Class B" intoxicating liquor license and a Class "B" fermented malt beverage license (together identified on the license as a "Class B Tavern License"), and a Public Entertainment Permit, all issued under license number ALC-22-1, for the premises located at 6922 W. Orchard Street in the City of West Allis, State of Wisconsin, for the license period running July 1, 2022, and expiring on June 30, 2023.

2. That Ed Jones is the agent appointed pursuant to Wis. Stat. § 125.04(6)(a) for license number ALC-22-1.
3. That on or about November 9, 2022, EKC Investments LLC was served with a copy of the summons and complaint in this matter.
4. That on or about November 15, 2022, EKC Investments LLC by agent Ed Jones, denied the material allegations in the complaint and the matter was set for a hearing.
5. That on December 19, 2022, EKC Investments LLC appeared by their attorney, Brian Randall. The West Allis License and Health Committee held an evidentiary hearing regarding the complaint. The committee heard testimony from Ed Jones, Kathy Goedde, Officer Schrandt, and Sergeant Schmidt regarding the allegations in the complaint.
6. That on December 28, 2022, the West Allis License and Health Committee reconvened with committee members: Alderperson Grisham, Alderperson Reinke, Alderperson Roadt, and Alderperson Stefanski, to deliberate regarding the testimony and evidence presented on December 19th.

CONCLUSIONS OF LAW

1. That EKC Investment s LLC was properly served at least three (3) days before the time at which the licensee was commanded to appear and service was accomplished in a manner provided under Wis. Stat. Ch. 801 for service in civil actions in circuit court.
2. That based upon the evidence presented, including testimony of the licensee and police officers, and the recommendation of both the city prosecutor and attorney for

EKC Investments LLC, the License and Health Committee finds the allegations in the complaint related to the licensee's culpability to be untrue.

RECOMMENDATION

Pursuant to Wis. Stat. § 125.12(2)(b)5, the committee recommends that the council dismiss the complaint without costs to the accused. Although no discipline is recommended at this time, the licensee is notified that:

- a. any and all drug activity at the property will be addressed with new enforcement actions;
- b. the licensee should continue work to abate noise complaint issues; and
- c. The licensee should find solutions to issues in compliance with other local, state, and federal regulations.

Dated this 5th of January, 2023.

By: 

Aldersperson Suzzette Grisham
Acting Chair
License and Health Committee
West Allis Common Council