

34



City of West Allis Matter Summary

7525 W. Greenfield Ave.
West Allis, WI 53214

File Number	Title	Status
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2004-0110 Summons and Complaint (Licensing) In Committee

Summons and Complaint in the matter of the complaint against La Troje Corp., Ana M. Razo, Agent, for the premises at 6217 W. Greenfield Ave., d/b/a La Troje (2002-2003 Class B Tavern License no. 40 and 2003-2004 Class B Tavern License renewal appl. no. 92).

Introduced: 2/23/2004

Controlling Body: License & Health Committee

COMMITTEE RECOMMENDATION

PLACE ON FILE

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
<u>8-3-04</u>	_____	_____	Barczak	_____	_____	_____	_____
	_____	_____	Czaplewski	_____	_____	_____	_____
	_____	_____	Kopplin	_____	_____	_____	_____
	_____	_____	Lajsic	_____	_____	_____	_____
	_____	_____	Narlock	_____	_____	_____	_____
	_____	_____	Reinke	_____	_____	_____	_____
	_____	_____	Sengstock	_____	_____	_____	_____
	_____	_____	Trudell	_____	_____	_____	_____
	_____	_____	Vitale	_____	_____	_____	_____
	_____	_____	Weigel	_____	_____	_____	_____
		TOTAL		_____	_____	_____	_____

SIGNATURE OF COMMITTEE MEMBER (RECORDER)

Chair

Vice-Chair

Member

COMMON COUNCIL ACTION

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
_____	_____	_____	Barczak	_____	_____	_____	_____
_____	_____	_____	Czaplewski	_____	_____	_____	_____
_____	_____	_____	Kopplin	_____	_____	_____	_____
_____	_____	_____	Lajsic	_____	_____	_____	_____
_____	_____	_____	Narlock	_____	_____	_____	_____
_____	_____	_____	Reinke	_____	_____	_____	_____
_____	_____	_____	Sengstock	_____	_____	_____	_____
_____	_____	_____	Trudell	_____	_____	_____	_____
_____	_____	_____	Vitale	_____	_____	_____	_____
_____	_____	_____	Weigel	_____	_____	_____	_____
		TOTAL		_____	_____	_____	_____

**COMMITTEES OF THE WEST ALLIS COMMON COUNCIL
2003**

ADMINISTRATION AND FINANCE

Chair: Alderperson Czaplewski
V.C.: Alderperson Kopplin
Alderspersons: Barczak
 Lajsic
 Reinke

ADVISORY

Chair: Alderperson Reinke
V.C.: Alderperson Vitale
Alderspersons: Kopplin
 Lajsic
 Narlock

LICENSE AND HEALTH

Chair: Alderperson Barczak
V.C.: Alderperson Sengstock
Alderspersons: Kopplin
 Trudell
 Vitale

SAFETY AND DEVELOPMENT

Chair: Alderperson Lajsic
V.C.: Alderperson Weigel
Alderspersons: Czaplewski
 Narlock
 Reinke

PUBLIC WORKS

Chair: Alderperson Narlock
V.C.: Alderperson Trudell
Alderspersons: Sengstock
 Weigel
 Vitale

MEMORANDUM

To: Warrant Bureau, West Allis Police Department
From: Janilyn K. Knorr, Assistant City Attorney
Date: February 13, 2004
Re: City of West Allis vs. La Troje Corp.,
Ana M. Razo, Agent, d/b/a La Troje

RECEIVED

FEB 13 2004

CITY OF WEST ALLIS
CLERK/TREASURER

Please serve the Summons & Complaints on La Troje Corp. by serving Ana M. Razo, or whoever appears to be in charge at 6217 West Greenfield Avenue. Most likely, the business will be closed, if so please serve Ana Razo at her residence at 6963 South 13th Street, Oak Creek, Wisconsin, 53154. Service should occur on or before February 19th, 2004.

Upon completion of the service, please fill out an Affidavit of Service and return it along with the original Summons & Complaint to this office. Thank you.

Enclosures

JKM: kp

L:/j/L&H/Serve-PD-S&C-LaTroje-Razo

RECEIVED

FEB 20 2004

WEST ALLIS
CITY ATTORNEY

IN THE MATTER OF: COMPLAINT AGAINST LA TROJE CORP.

STATE OF WISCONSIN)

) ss.

AFFIDAVIT OF SERVICE

COUNTY OF MILWAUKEE)

PIM JEFFREY ZEONTAK

, under oath, says:

1. That affiant is a citizen and resident of Milwaukee County, Wisconsin, over 18 years old, and is not a party nor in any manner interested in this proceeding.

2. That on FEBRUARY 19, 2004, at 8:25 o'clock P.m.,
(month) (day)

at 6963 S. 13TH ST., OAK CREEK,
(Address) (City)

MILWAUKEE County, Wisconsin, affiant served an authenticated copy of this **summons and complaint** on the Defendant, by personally delivering to and leaving a copy of same with:

a) RAZO ANA MARIA Ave M Razo
(The Defendant)

b) _____, a(n) officer, director, managing agent or registered agent of defendant corporation.

c) _____, who appeared to the affiant to be in charge of the office of _____, a(n) officer, director, managing agent or registered agent of defendant corporation.

d) _____, a competent member of the Defendant's family who is at least fourteen years old, at the Defendant's usual place of abode, as Defendant could not be found by affiant.

e) _____, a general partner.

3. That at the time of service, affiant informed the recipient so served regarding the contents of the **summons and complaint**, endorsed on the copy so served the time, place, manner of service and upon whom service was made, and signed the endorsement.

Pim Jeffrey Zeontak 1/852
(signature of person serving papers)

Subscribed and sworn to before me
this 19 day of February, 2004.

[Signature]

Notary Public, State of Wisconsin

My Commission: 3/18/07

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

**In the Matter of the
Complaint Against**

SUMMONS

**La Troje Corp.,
Ana M. Razo, Agent
6217 West Greenfield Avenue
West Allis, WI 53214,
d/b/a La Troje**

STATE OF WISCONSIN)
) SS.
COUNTY OF MILWAUKEE)

THE WEST ALLIS COMMON COUNCIL TO ANA M. RAZO:

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 revocation of your Class "B" Fermented Malt Beverage and Class "B" Intoxicating Liquor Licenses pursuant to the provisions of sec. 125.12, Wis. Stat..

NOW THEREFORE, you, Ana M. Razo, 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 Monday, February 23, 2004, at 6:00 p.m., or as soon thereafter as this matter can be heard, to admit or deny the allegations in the complaint.

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 licenses be revoked will be made to the full Common Council. The Common Council may then vote to revoke your licenses.

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 both the February 23, 2004 date and at the subsequent hearing, you may be represented by counsel. At the hearing you or your counsel may cross-examine the witnesses who testify adversely against you, and present witnesses on 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 13th day of February, 2004.

WEST ALLIS COMMON COUNCIL

By:

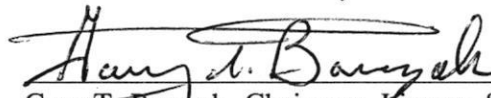


Paul M. Ziehler, CAO, Clerk-Treasurer
City of West Allis

4. That La Troje Corp. was the holder of a Class "B" Fermented Malt Beverage License and Class "B" Intoxicating Liquor License under combined Class "B" License No. 40, issued by the West Allis Common Council for the license period beginning July 1, 2002, and ending June 30, 2003, for the premises located at 6217 West Greenfield Avenue, West Allis, Wisconsin and did business under the trade name "La Troje."
5. That on September 26, 2002, the West Allis Common Council received a formal written complaint from Constantine George, a citizen of West Allis, against "La Troje", located at 6217 West Greenfield Avenue, West Allis, Wisconsin, alleging that the business had remained closed for some period of time.
6. That on December 19, 2002, the West Allis Common Council received a written communication from Young Yun, a citizen of West Allis, indicating that "La Troje", located at 6217 West Greenfield Avenue, West Allis, Wisconsin, had not operated as a business, in at least six (6) months.
7. That beginning on or about September 26, 2002 to the present, La Troje Corp., doing business as "La Troje", located at 6217 West Greenfield Avenue, West Allis, Wisconsin, has not operated as a business in violation of §9.02(9)(c) of the West Allis Revised Municipal Code, pursuant to §125.10(1) of the Wisconsin Statutes.
8. That La Troje Corp., has violated the provisions §9.02 of the West Allis Revised Municipal Code, pursuant Chapter 125 of the Wisconsin Statutes, contrary to §125.12(2)(ag)1, Wis. Stat., and said conduct is a basis for revocation of the licenses issued to La Troje Corp..


WHEREFORE, Gary T. Barczak requests that La Troje Corp., be summoned to appear before the License and Health Committee of the West Allis Common Council to answer this complaint and, if it denies the material allegations, that a hearing be scheduled to determine whether the Class "B" Fermented Malt Beverage and Class "B" Intoxicating Liquor Licenses issued to La Troje Corp. should be revoked.

Dated this 12 day of February, 2004.



Gary T. Barczak, Chairman, License & Health Committee
West Allis Common Council

Subscribed and sworn to before me
this 12th day of February, 2004.


(Kristin D. Palmer)

Notary Public, State of Wisconsin

My Commission expires: 2/29/04

JKM/kp

L:\janilyn\L&H\COMPLAINT-LaTroje-Razo

