



City of West Allis Matter Summary

Appeal
James Henry
+ Jamie Grubb

File Number	Title	Status
2014-0034	Report	Introduced

Police Department Report involving Jim's Oval Bar, 9141 W. National Ave. (2013-2014 Class B Tavern License no. 717 and Dance Hall License no. 719 of Henry Enterprises Ltd., James F. Henry, Agent, Incident Date: December 28, 2013.)

Introduced: 1/21/2014 Controlling Body: License & Health Committee

COMMITTEE RECOMMENDATION

POF

ACTION DATE:	MOVER	SECONDER	Name	AYE	NO	PRESENT	EXCUSED
JAN 21 2014		✓	Barczak	✓			
			Czaplewski	✓			
			Lajsic				
			May				
			Probst				
			Reinke				
			Roadt	✓			
		✓		Sangstock			
			Vitale				
			Weigel	✓			
			TOTAL	4	0		

SIGNATURE OF COMMITTEE MEMBER

Chair _____ Vice-Chair _____ Member _____

COMMON COUNCIL ACTION PLACE ON FILE

ACTION DATE:	MOVER	SECONDER	Name	AYE	NO	PRESENT	EXCUSED
JAN 21 2014		✓	Barczak	✓			
		✓	Czaplewski	✓			
			Lajsic	✓			
			May	✓			
			Probst				✓
			Reinke	✓			
			Roadt	✓			
			Sangstock				
			Vitale	✓			
			Weigel	✓			
			TOTAL	8			1

**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 CLERK/TREASURER'S OFFICE

414/302-8200 or 414/302-8207 (Fax)

www.westalliswi.gov

Paul M. Ziehler

City Admin. Officer, Clerk/Treasurer

Monica Schultz

Assistant City Clerk

Rosemary West

Treasurer's Office Supervisor

January 15, 2014

Jamie L. Grubb
1926 S. 70 St.
West Allis, WI 53219

Dear Ms. Grubb:

The Chairman of the License & Health Committee orders that you appear at its meeting on Tuesday, January 21, 2014, at 6:00 P.M. in Room 128, West Allis City Hall, 7525 W. Greenfield Ave., regarding your July 1, 2013 - June 30, 2015 Operator's License (bartender/sales clerk) no. 1500265, with regards to an incident on December 28, 2013.

All meetings, unless otherwise noted, are open to the public and may be televised and recorded through the City's Cable Communications Division.

If you have any questions, please contact the Clerk's Office at (414) 302-8202

Sincerely,


amn

Monica Schultz
Assistant City Clerk

/amn

cc: James F. Henry



CITY CLERK/TREASURER'S OFFICE

414/302-8200 or 414/302-8207 (Fax)

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Paul M. Ziebler

City Admin. Officer, Clerk/Treasurer

Monica Schultz

Assistant City Clerk

Rosemary West

Treasurer's Office Supervisor

January 15, 2014

James F. Henry, Agent
Henry Enterprises, Ltd.
d/b/a Jim's Oval Bar
9141 W. National Ave.
West Allis, WI 53227

Dear Mr. Henry:

The Chairman of the License & Health Committee orders that you appear at its meeting on Tuesday, January 21, 2014, 6:00 P.M., in Room 128, West Allis City Hall, 7525 W. Greenfield Ave., regarding an incident which occurred on December 28, 2013.

A copy of the incident report is being sent to your home address.

All meetings, unless otherwise noted, are open to the public and may be televised and recorded through the City's Cable Communications Division.

If you have any questions, please contact the Clerk's Office at (414) 302-8202

Sincerely,

Monica Schultz
/amn

Monica Schultz
Assistant City Clerk

/amn

cc: James F. Henry (home enclosure)
Jamie L. Grub (no enclosure)



**City of West Allis
Police Department**

Liquor Establishment Violation

Date: 12/28/2013
To: Lieutenant Jessica Johnson
From: Captain Marks

Violation Type

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

Incident #: 13-011614 N/A

Location: 9141 W. National Ave. N/A

Establishment Name: Oval Bar N/A

Establishment License #: 13-00000717 N/A

Establishment Owner: James F. Henry N/A

Owner Address: 18749 W. Lookout Ln., New Berlin, WI 53146 N/A

Violation(s): 941.237(2) - Carrying a Handgun Where Alcohol is Sold / Consumed
947.01 - Disorderly Conduct, Use of a Dangerous Weapon N/A
941.23 - Carrying a Concealed Weapon
(PATRON / OFFENDER WAS VIOLATOR OF ALL OFFENSES)

Offender: Robert J. Jadin, M/W, 10/09/1974 - Patron N/A

Offender Address: 2115 S. 93rd St., West Allis, WI 53227 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: Captain Christopher Marks

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



**City of West Allis
Police Department**

Liquor Establishment Violation

Commanding Officer Signature:

Reviewed by Deputy Chief Robert Fletcher:

Copy forwarded to License and Health Committee: Date:



West Allis Police Department

Incident Report

Date:

12/28/2013

Incident: Possession of Weapon

Incident Report Number: 13-011614	Between: Date - Time 12/27/13 22:30	And/At: Date-Time 12/28/13 02:53
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Incident Location: 9141 W National Ave;WA, West Allis, WI, 53227

CFS Code-1: 5212	CFS Code-2:	CFS Code-3:	Offense Code-4:
CFS Code-5:	CFS Code-6:	CFS Code-7:	CFS Code-8:

Name (Last, First, Middle) W Grubb, Jamie L	DOB: 06/17/1983	Race/Sex W/F
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Address: (Address, City, State, Zip) 1926 S 70 St;WA, West Allis, WI, 53219	Home Phone Number (414) 484-5262
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Employer	Work Phone Number (414) 628-3046
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Employer Address	Cell Phone Number
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Name (Last, First, Middle) CN Jadin, Robert H	DOB: 03/05/1944	Race/Sex W/M
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Address: (Address, City, State, Zip) 2115 S 93 St, West Allis, WI, 53227	Home Phone Number (414) 543-7082
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Employer	Work Phone Number
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Employer Address	Cell Phone Number
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SUMMARY

Cpl. McNally reports... WEAPONS... On 12-28-13 at 0253 hrs, officers responded to the Oval Bar, 9141 W. National Ave. regarding a patron placing a loaded firearm on top of the bar. The firearm was seized by the bartender and later turned over to officers. The suspect, Robert J. Jadin (m/w, 10-09-74, 2115 S. 93 St, 5' 08", 235 lbs.), left prior to officer arrival. Jadin has not been arrested and the investigation is on going.

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

License Number:	State:	Expiration Year:	Vin:	Insurance Company:
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Other Vehicle Information:	NCIC#
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Reporting Officer(s): McNally, Ryan	Payroll Number: 9439	Payroll Number:	Report Date:
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Time Received: 02:53:20	Time Cleared: 03:28:07	Unit(s) Assigned: 312, 315, 316, 319, 320	Pages: 1 Of 4
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Reviewed by: McNally, Ryan	Payroll Number 9439	Copy To
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CFS Code-1: 5212

Incident Report Number:

13-011614

West Allis Police Department

Continuation

Incident Report Number
13-011614

Incident Location:
9141 W National Ave;WA, West Allis, WI, 53227

Incident Date:
12/28/2013

NAMES

Suspect

Jadin, Robert J W/M-39 of 2115 S 93 St;WA, West Allis,WI,53227
DOB: 10/09/1974 DL: J350-7707-4369-02
HT: 508 WT: 235 Hair: Brown
Eyes: Hazel
Home Phone:(414) 543-7082

Booking#: 13-006010

Case#	Charge	Description	Ct
13-011614	941.237(2)	Carry Handgun-Alcohol Sold/Consumed	1

Witness

Monty, Mark R W/M-60 of 8775 W Adler St, Milwaukee,WI,53214
DOB: 02/10/1953
Cell Phone:(414) 467-6916

Owner/Building

Henry, James Francis W/M-77 of 18749 W Lookout Ln, New Berlin,WI,53146
DOB: 02/20/1936 DL: H560-4463-6060-01
HT: 505 WT: 140 Hair: Red Or Auburn
Eyes: Blue
Other Phone:(262) 679-9572

Business

Oval Bar of 9141 W National Ave, West Allis,WI,53227

NARRATIVE

Cpl. McNally reports...

ARRIVAL

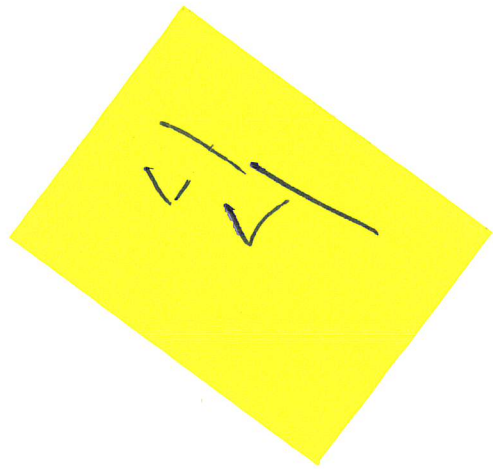
On 12-28-13 at 0253 hrs, officers responded to the Oval Bar, 9141 W. National Ave. regarding a patron placing a loaded firearm on top of the bar. The firearm was

Reporting Officer(s):
McNally, Ryan

ID Number
9439

ID Number

Pages:
2 Of 4



West Allis Police Department

Continuation

Incident Report Number 13-011614	Incident Location: 9141 W National Ave;WA, West Allis, WI, 53227	Incident Date: 12/28/2013
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seized by the bartender and the owner on the firearm was no longer on scene. On arrival, I made contact with bartender Jamie L. Grubb, who provided the following statement.

STATEMENT - JAMIE L. GRUBB (witness / bartender)

Grubb stated a patron who she knows as "Bob" came into the tavern at approximately 10:30pm on 12-27-13. Grubb served "Bob" one miller lite beer, which "Bob" consumed. After consuming his first beer, "Bob" emptied his pockets onto the bar top. One of the items "Bob" placed on top of the bar was a loaded black Leinad model DD .45 cal double barrel derringer.

Grubb quickly grabbed the firearm and placed it in a drawer behind the bar. She told "Bob" that he was not allowed to have the firearm inside the tavern. Grubb estimated this incident took place at approximately 11:00pm. "Bob" asked Grubb for another beer, stating if he couldn't have the firearm he wanted another beer. Grubb continued serving "Bob" until bar close. She estimated that he consumed five beers.

When "Bob" was asked to leave due to the tavern closing, he requested his firearm back from Grubb. Grubb told him that he was not getting it back because he was intoxicated. She told him to return on 12-28-13. "Bob" left the tavern without incident.

On 12-28-13 at approximately 2:45am, Grubb stated she received a phone call on the business phone from a male identifying himself as Bob's father. The subject asked if he could come pick up the firearm as he was sober. Grubb told the subject that he could not come pick up the firearm. She told him that the tavern opens at 9:00am on 12-28-13 and that he could come at that time to retrieve the firearm. Grubb advised that the tavern has caller ID and I requested to see the caller ID. Grubb showed me the caller ID, which read, "JADIN ROBERT 414-543-7082."

Grubb provided the following description of "Bob": white male, approximately 42-45 years old, approximately 5'07" and 200 lbs, balding on top with brown hair on the sides, full beard, wearing a camouflage baseball cap, red flannel shirts and blue jeans. I asked Grubb why she did not call the police department immediately after confiscating the firearm. She advised that she had a full bar of patrons and she was trying to keep things low key.

Grubb admitted that after all patrons had left the tavern, she attempted to unload the firearm. She was unable to do so and asked Mark R. Monty to unload the firearm for her.

STATEMENT - MARK R. MONTY (witness)

Refer to Officer Binter's supplemental report.

Reporting Officer(s): McNally, Ryan	ID Number 9439	ID Number	Pages: 3 Of 4
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West Allis Police Department

Continuation

Incident Report Number
13-011614Incident Location:
9141 W National Ave;WA, West Allis, WI, 53227Incident Date:
12/28/2013**PROPERTY**

Refer to Officer Carlson's supplemental report.

INVESTIGATION

I checked WAPD local contacts for the phone number Grubb provided me on caller ID. I also checked WAPD local contacts for the name Robert Jadin. I was able to locate a Robert J. Jadin (m/w, 10-09-74, 5' 08", 235 lbs.) with an address of 2115 S. 93 St.

I checked the outside of the tavern and there were no signs posted stating firearms were not allowed on the premises. I also had dispatch conduct an NCIC check of Jadin to check if he had a carry concealed weapons (CCW) permit. Dispatch advised there were no results and that Jadin did not have a CCW permit.

TAVERN REPORT INFO

Grubb did have a valid bartender license #15-265 on her person. I also observed a valid Class B liquor license #13-00000717 posted on the east wall of the business. The owner of the business is James F. Henry.

CONTACT WITH ROBERT H. JADIN (contact)

On 12-18-13 at approximately 0615 hrs, I made phone contact with Robert H. Jadin. Robert admitted that he had contacted the Oval Bar via phone and asked to pick up the firearm from the tavern. Robert admitted that his son, Jadin, was at the Oval bar and that Jadin left the firearm there.

I advised Robert that the firearm was now at the WAPD and asked if he could bring Jadin to the WAPD. Robert stated Jadin was sleeping and was intoxicated. Robert stated he would bring Jadin to the WAPD when he woke up. I provided Robert with the phone number and told him to advise Jadin not to bring any firearms with him.

CASE DISPOSITION

As of 12-28-13 at 0700 hrs, Jadin has not been arrested. Investigation on going.

Reporting Officer(s):
McNally, RyanID Number
9439

ID Number

Pages:
4 Of 4

West Allis Police Department

Supplementary Report

Incident Report Number 13-011614	Incident Location: 9141 W National Ave;WA, West Allis, WI, 53227	Incident Date: 12/28/2013
New Incident:	Original CFS Code - 1:	New CFS Code - 1 : New CFS Code - 2:

PROPERTY LIST

Seq#	Reason	Make/Model	Description/Serial#	Quan/Value
=====				
13-009605				
1	SAF		MOD. DD. CAL. 45 M00001522	1.000 \$0.00 [Recovered]
2	SAF		(2) 1/5 OZ. 2.5" ROUNDS OF AMMUNITION	2.000 \$0.00 [Recovered]

Reporting Officer(s): Carlson, Lete	Payroll Number: 9970	Payroll Number:	Report Date: 12/28/2013
Reviewed by: Marks, Christopher	Payroll Number: 9075	Copy To:	1 Of 1

West Allis Police Department

Supplementary Report

Incident Report Number 13-011614	Incident Location: 9141 W National Ave;WA, West Allis, WI, 53227	Incident Date: 12/28/2013
New Incident:	Original CFS Code - 1 :	New CFS Code - 1 : New CFS Code - 2 :

NARRATIVE

Officer Carlson reports...

INITIAL CALL

On 12/28/13 at approximately 0253 hrs., Officers responded to 9141 W. National Ave. (The Oval Bar) for a report of a customer bringing a loaded firearm into the establishment and subsequently placing it on the bar. The bartender confiscated the firearm, and contacted WAPD after the bar was closed for the evening.

FIREARM COLLECTION

Upon arrival, I observed the unloaded firearm sitting on the inside table of the bar. The firearm is a small black double barrel, single shot MOD. DD. Cal.45. There were two bullets sitting next to the firearm. The ammunition is 2 1/2 inches and 1/2 oz each.

I observed the firearm to be safe and I collected both firearm and ammunition and placed the items into a paper bag. I then transported the items back to the department and placed them on property.

PROPERTY

(1) MOD. DD. Cal. 45 firearm with serial number M00001522 WAPD Property #13-009605-1

(2) 1/5 oz. 2.5 inch rounds of ammunition WAPD Property #13-009605-2

NCIC

I ran the serial number, M10001522 through NCIC which had a response of **no record.**

Reporting Officer(s): Carlson, Lete	Payroll Number: 9970	Payroll Number:	Report Date: 12/28/2013
Reviewed by: Marks, Christopher	Payroll Number: 9075	Copy To:	1 Of 1

West Allis Police Department

Supplementary Report

Incident Report Number 13-011614	Incident Location: 9141 W National Ave;WA, West Allis, WI, 53227	Incident Date: 12/28/2013
New Incident:	Original CFS Code - 1: 5212	New CFS Code - 1 : New CFS Code - 2:

NAMES

Witness

Monty, Mark R W/M-60 of 8775 W Adler St, Milwaukee,WI,53214
 DOB: 02/10/1953
 Cell Phone:(414) 467-6916

NARRATIVE

Officer L. Binter reports:

CALL FOR POLICE

On 12/28/13 at approximately 0253 hours, officers responded to the Oval Bar (9141 W. National Ave.) regarding a patron setting a loaded firearm on top of the bar. The firearm was confiscated by the bartender, Jamie L. Grubb (F/W, DOB 06/17/83), and later turned over to officers after bar close. Upon arrival, I made contact with Mark R. Monty (M/W, DOB 02/10/53) who was seated on the west side of the bar.

ON-SCENE STATEMENT-MARK R. MONTY-WITNESS

Monty prefaced he stayed behind after bar close due to the fact he knows Grubb and assisted with the incident. At this point Monty stated he is a long time regular and knows the patron involved in the incident as 'Bob'. Monty stated 'Bob' was a regular at the bar for a number of years before he was thrown out and was told never to come back approximately 7 years ago. Monty stated approximately 9 months ago the bar got a new bartender and 'Bob' started to come back. Monty described 'Bob' as a 'trouble maker and punk'. Monty stated he had no further information about 'Bob' although he knows 'Bob' lives close by.

Around bar close Grubb informed Monty she confiscated a firearm from 'Bob' earlier in the night. Monty did not see the initial interaction between 'Bob' and Grubb and only knew about the specifics of the event after Grubb informed him. At bar close 'Bob' walked around to the west side of the bar where Monty was seated to make contact with Grubb.

'Bob' flagged Grubb down and asked for his firearm back. Grubb informed 'Bob' she was not going to give him the firearm back tonight as he was drinking; he could come back tomorrow however to pick it up. 'Bob' became argumentative and

Reporting Officer(s) Binter, Lucas	Payroll Number 1813	Copy To:	Payroll Number 9821	Payroll Number	Report Date 12/28/2013
Reviewed by: Spath, Anthony	Payroll Number 1813	Copy To:	1 Of 2		

West Allis Police Department

Continuation

Incident Report Number
13-011614

Incident Location:
9141 W National Ave;WA, West Allis, WI, 53227

Incident Date:
12/28/2013

demanded the firearm back. Grubb told 'Bob' it was time to leave the bar and go home. 'Bob' refused and was escorted out by Monty without incident. Afterwards, Monty stated he unloaded the firearm he described as a 410/45 for Grubb. The decision was made to call the police for a property pick up. Monty informed me he observed 'Bob' drink 'a few beers' while he was at the bar before demanding the firearm back.

END OF SUPPLEMENTAL

Reporting Officer(s):
Binter, Lucas

ID Number
9821

ID Number

Pages:
2 Of 2

West Allis Police Department

Supplementary Report

Incident Report Number 13-011614	Incident Location: 9141 W National Ave;WA, West Allis, WI, 53227	Incident Date: 12/28/2013
New Incident:	Original CFS Code - 1: 5212	New CFS Code - 1 : New CFS Code - 2 :

NARRATIVE**APPREHENSION OF ROBERT J. JADIN (OFFENDER)****Officer Mathy reports...**

On 12/30/13 at approximately 0019hrs, Officers responded to the offender, Robert J. Jadin M/W 10/09/74, residence to attempt to take him into custody for the warrants issued relating to this case. I made contact with Jadin at his residence where he was subsequently taken into custody without incident.

EXCITED UTTERANCE

After Jadin was placed in handcuffs I informed him of the offenses he was arrested for. Without asking Jadin any questions, he stated "the bartender took my gun". Jadin was then escorted to a squad and transported to the WAPD for booking.

MIRANDA STATEMENT- ROBERT J. JADIN (OFFENDER)

On 12/30/13 at 0150hrs, I interviewed Jadin in Interview Room A of the booking room in the West Allis Police Department. I recorded the interview with Digital Audio Recorder P17 using Digital Media Card P17-4. I read Jadin his Miranda Rights using the West Allis Police Department Directive 42.016. Jadin stated that he understood his rights and wanted to speak with me regarding the incident.

Prior to reading Jadin his rights he attempted to start speaking with me about the incident. I stopped Jadin and informed him I needed to read him his rights prior to speaking with him about the incident. After reading Jadin his Miranda rights he said he did not have enough money for a lawyer. Jadin then stated if he needed to sue someone he may get a lawyer. I clarified with Jadin if he was willing to speak with me without a lawyer present and he said "ya" and nodded his head yes.

I informed Jadin that I would like to hear his version of the events that took place on 12/28/13. Jadin said he went to the bar at approximately 2100hrs. Jadin said he just wanted to have a few beers and have a good time. Jadin said he then placed "it" on the bar. I told Jadin I wanted to clarify with him that he only had a couple of beers prior to placing his gun on the bar. Jadin replied that he was at a friends house prior to going to the Oval bar where he had a few drinks. Jadin later specified that he was drinking black berry whiskey as well as beer at his friends residence.

Reporting Officer(s): Mathy, Joseph T.	Payroll Number: 9830	Payroll Number:	Report Date: 12/30/2013
Reviewed by: Clementi, Todd	Payroll Number: 1866	Copy To:	1 OF 3

West Allis Police Department

Continuation

Incident Report Number
13-011614

Incident Location:
9141 W National Ave;WA, West Allis, WI, 53227

Incident Date:
12/28/2013

Jadin told me his friend was going to bed so he walked from his friends residence to the Oval Bar. Jadin stated his firearm, which is a .45 caliber double barrel gun was contained in a nylon holster. Jadin said the law states that he can drink at his house and then carry, referring to a firearm, while walking on the street. Jadin then changed his time frame of events and said two male patrons were attempting to fight him after the bartender took his gun away. Jadin said one male patron began to push him and he pushed him back. Jadin said the confrontation did not escalate from there.

Jadin stated again that the bartender took his gun, and then eluded that maybe she took his money as well, considering that she took the firearm away from him. I asked Jadin to clarify how many drinks he had prior to placing the firearm on the bar. Jadin agreed that he drank between 1-2 beers prior to placing the firearm on the bar. Jadin said he took the pistol from his holster and "put it right there" and said he was not attempting to hide his firearm. Jadin said he let her take it and thought "that's fine". Jadin said he was then frustrated because the bartender would not give him the firearm back. Jadin said he could have called the Police but said he figured the firearm would be returned to him at the end of the night.

I asked Jadin if he felt he was intoxicated and he said "no, I knew what was going on." I asked Jadin to estimate how long he was at the bar and he said approximately two hours. I asked Jadin if the bartender said anything when she grabbed the firearm and he said "no she just grabbed it." Jadin could not clarify what the bartender said and could not elaborate on their interaction at the time of the incident. I asked Jadin how many people were approximately at the bar while he was there and he said approximately eight. Jadin then said a patron who he knows as "Mark" told him to go outside. Jadin continued to tell me that the camera will confirm his story.

I asked Jadin what time he was involved with a confrontation with Mark and he said he did not know and that he has not worn a watch since he was a Corrections Officer. I asked Jadin if there was anyone sitting at the bar when he presented his firearm and he said a male was sitting next to him. Jadin said the male had no reaction to him placing the gun on the bar. Jadin said he was wearing a flannel shirt on the night of the incident and believe his gun was visible as his shirt fit tighter to his body.

I asked Jadin why he took the gun out of his holster. Jadin said he wanted people to know he had the gun and agreed he took it out of his holster in the instance that people did not notice it before. Jadin then said he would not have put the gun on the bar if his intent was to conceal the gun. Jadin specified that the gun holster was located on the right side of his pants.

I informed Jadin that the patrons said they could not observe the firearm when he first walked into the bar. I told Jadin that perhaps the patrons were not

Reporting Officer(s):
Mathy, Joseph T.

ID Number
9830

ID Number

Pages:
2 Of 3

West Allis Police Department

Continuation

Incident Report Number
13-011614Incident Location:
9141 W National Ave;WA, West Allis, WI, 53227Incident Date:
12/28/2013

good at observing things and he replied "ya that's why I put it right there on the bar."

Jadin had difficulty explaining the incident in chronological order. Jadin said he was livid at the end of the night when he did not receive his firearm back and requested that his father, Robert H. Jadin, called the bar on his behalf. Jadin said Robert did call the bar and was told to pick up the firearm in the morning. I asked Jadin if he had a concealed carry permit and he said "no that is why I open carry" and said "that's a right I have."

Due to Jadin's inability to chronologically specify the details of the events that took place that evening, I re-iterated his statement as he described. Jadin agreed that he drank intoxicating beverages at his friends residence, which he earlier specified as whiskey and beer, then walked from his friends residence directly to the Oval bar with the gun on his person, drank 1-2 beers, and then placed his gun on the bar, where the bartender took it and later had his father contact the bartender. Jadin said he then received a voicemail from Sgt. McNally and later returned a phone call to Sgt. Spath.

Jadin believed his actions were lawful and attempted to justify his point several times, referring to the growing crime rate, his right to carry a firearm, and "Obama." When I informed Jadin of the specific charge of going armed in a class B tavern he replied that it was "news to me."

I concluded the interview at 0225hrs. I later placed the digital media card in a secure envelope and handed placed it in the Forensic/ Technical Services Bureau secure drawer.

BOOKING OF OFFENDER

I mugged, printed, and booked Jadin under booking number 13-006010. Jadin was cooperative throughout the booking process and I later transported him to CJF.

Reporting Officer(s):
Mathy, Joseph T.ID Number
9830

ID Number

Pages:
3 Of 3

West Allis Police Department

Supplementary Report

Incident Report Number 13-011614	Incident Location: 9141 W National Ave;WA, West Allis, WI, 53227	Incident Date 12/28/2013
New Incident:	Original CFS Code - 1: 5212	New CFS Code - 1 : New CFS Code - 2:

NARRATIVE

Authorization for Detention

Captain Christopher Marks reports...

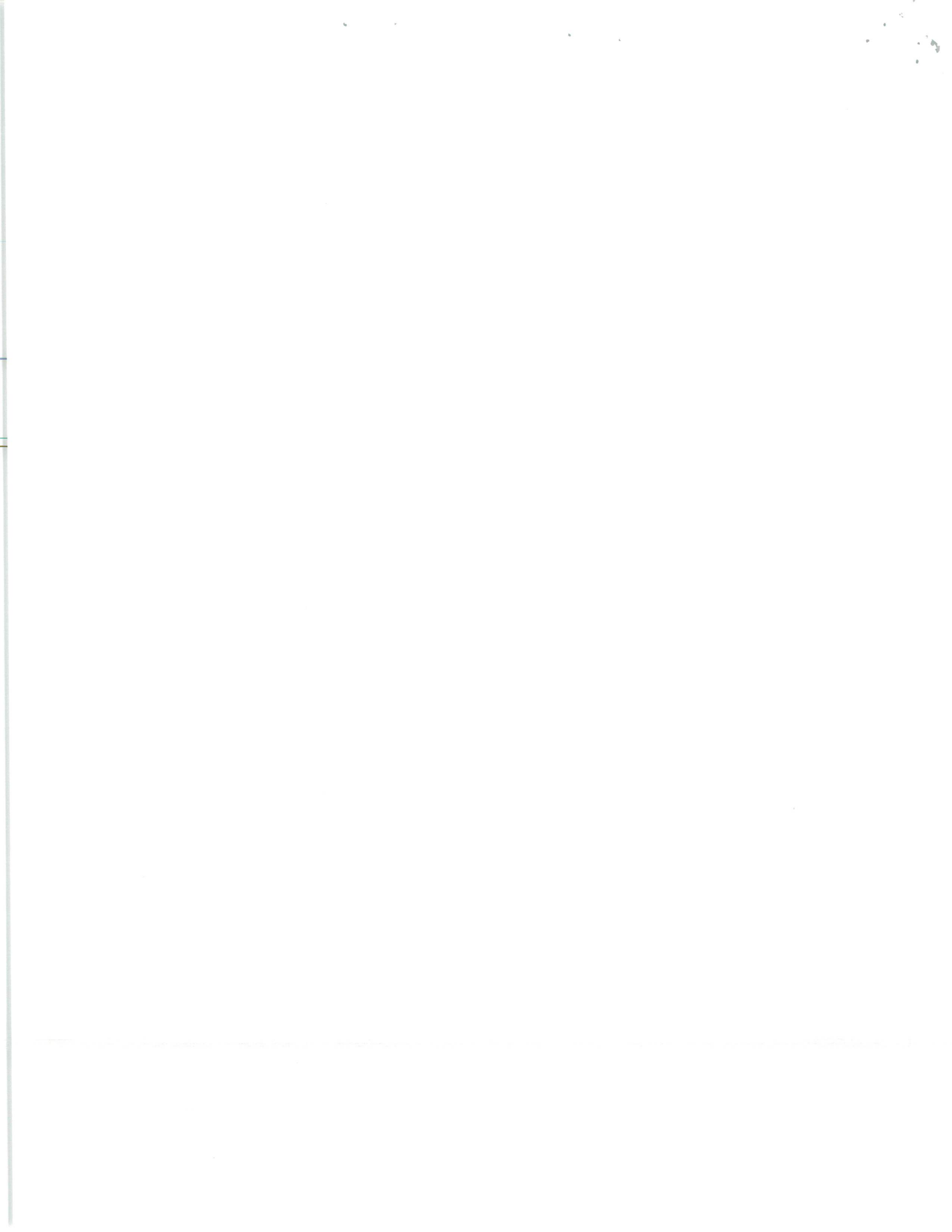
Officer Mathy informed me that Assistant District Attorney Stingl charged Robert Jadin with three misdemeanor offenses related to this incident. Upon his arrest, officers found that although there was a Milwaukee County Circuit Court record (CCAP) pertaining to this incident filed under case 2013CM005470, in verifying the warrant status for Jadin through NCIC/CIB yielded no warrants. Under the CCAP record for case 2013CM005470, the case status indicated "Filed Only - Arrest warrant issued 12-29-2013 for Jadin, Robert J."

I contacted Milwaukee County Sheriff's Officer Siedel at the Milwaukee County Criminal Justice Facility to determine proper protocol for Jadin's detention under these circumstances. Office Siedel informed me that I would need to contact the on-duty judge to obtain authorization to detain Jadin based on the information I provided and the corresponding information documented under case 2013CM005470. Officer Siedel believed the reason for this was due to the case being charged on Sunday, 12/29/2013, thus the warrant may not have been entered through NCIC/CIB at this point. The Criminal Justice Facility did not have any additional documentation, other than what was documented in the CCAP entry, regarding the warrant. Officer Siedel obtained my information and stated she would contact the on-duty judge for me in order to facilitate Jadin's detention.

On 12/30/2013 at approximately 0255hrs, I received a phone call from the Honorable Judge Jeffrey Wagner, Branch 38. I explained this criminal investigation to Judge Wagner, including the elements of each offense for which Jadin was arrested, the review by the district attorney's office, and the charges that were issued. I explained to Judge Wagner that Jadin's arrest occurred after charges were issued and CCAP indicates that a warrant had been issued, but the warrant had not been entered as of yet.

Judge Wagner authorized the detention of Jadin based on the information I provided. Judge Wagner also stated that Jadin was afforded the opportunity to post the appropriate bail for each offense. As a condition of his bail, Jadin was not to possess any firearms. If bail was posted he was to be ordered into out-of-custody intake court and he was to abide by this condition in addition to posting the corresponding bail. I then spoke with Officer Siedel again via phone. I advised her of my conversation with Judge Wagner.

Reporting Officer(s): Marks, Christopher	Payroll Number: 9075	Payroll Number:	Report Date: 12/30/2013
Reviewed by: Marks, Christopher	Payroll Number: 9075	Copy To:	1 Of 2



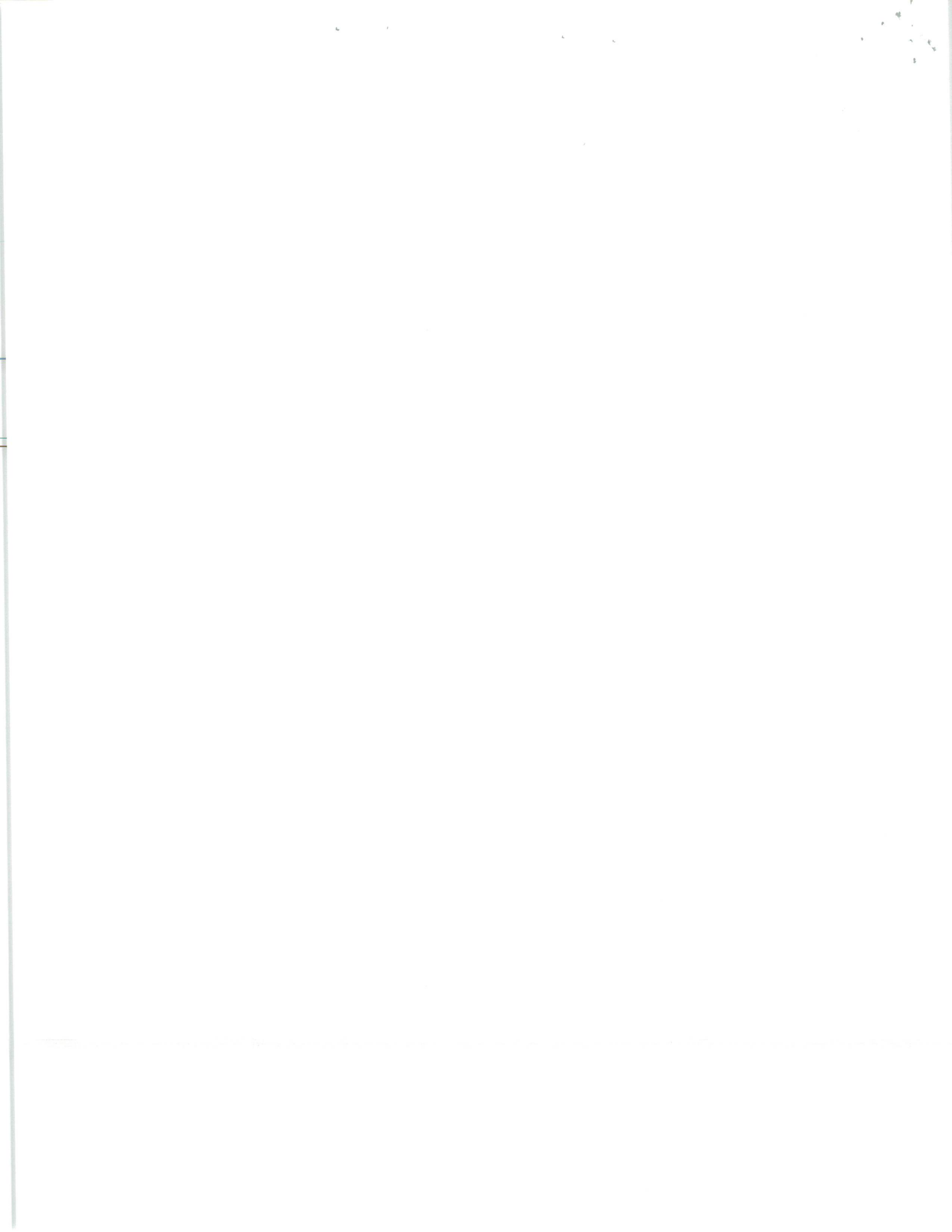
West Allis Police Department

Continuation

Incident Report Number 13-011614	Incident Location: 9141 W National Ave;WA, West Allis, WI, 53227	Incident Date: 12/28/2013
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Jadin was unable to post bail and Officer Mathy transported him to the Milwaukee County Criminal Justice Facility. Officer Mathy completed the ADR and CR215 forms, documenting the authorization provided via phone to me by Judge Wagner. The condition of bail related to firearms was also explained on the CR215. The ADR and CR215 was accompanied by a copy of the Wisconsin Circuit Court Access entry for Milwaukee County Case Number 2013CM005470 as well as a copy of the criminal complaint filed by the Milwaukee County District Attorney's Office.

Reporting Officer(s): Marks, Christopher	ID Number 9075	ID Number	Pages: 2 Of 2
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West Allis Police Department

Supplementary Report

Incident Report Number 13-011614	Incident Location: 9141 W National Ave;WA, West Allis, WI, 53227	Incident Date: 12/28/2013
New Incident:	Original CFS Code - 1: 5212	New CFS Code - 1 : New CFS Code - 2 :

SUMMARY

DA REVIEW

Officer Mathy reports...

On 12/29/13 I reviewed this case with ADA Dennis Stingle. Stingle charged Robert J. Jadin 10/09/74 with three misdemeanor charges, Disorderly Conduct - while armed, Carrying a Concealed Weapon, and Going Armed in a Class B Establishment. The Criminal Complaint was signed by Officer Laspisa and a misdemeanor warrant will be added in regards to this case.

Reporting Officer(s): Mathy, Joseph T.	Payroll Number: 9830	Payroll Number:	Report Date: 12/29/2013
Reviewed by: Marks, Christopher	Payroll Number: 9075	Copy To:	1 Of 1

West Allis Police Department

Supplementary Report

Incident Report Number 13-011614	Incident Location: 9141 W National Ave;WA, West Allis, WI, 53227	Incident Date: 12/28/2013
New Incident:	Original CFS Code - 1: 5212	New CFS Code - 1 : New CFS Code - 2:

NARRATIVE

Sunday, December 29, 2013, 1215 hours;
PO P LaSpisa reports:

The misdemeanor warrant was signed by the Intake Court Commissioner. Case 13CM5470 was assigned to this case. A copy of the complaint is attached to the file.

Reporting Officer(s): Laspisa, Philip .	Payroll Number: 1238	Payroll Number:	Report Date: 12/29/2013
Reviewed by: Marks, Christopher	Payroll Number: 9075	Copy To:	1 of 1

