

42.



City of West Allis

Matter Summary

7525 W. Greenfield Ave.
West Allis, WI 53214

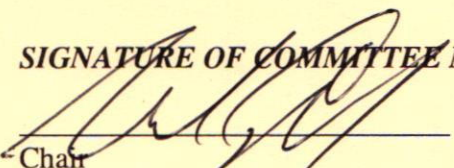
File Number	Title	Status
2010-0547	Report	Introduced
Police Department report regarding tavern violations/calls for service for the month of August 2010.		
Introduced: 9/21/2010		Controlling Body: License & Health Committee

PLACE ON FILE

COMMITTEE RECOMMENDATION

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
SEP 21 2010		✓	Barczak	✓			
			Czaplewski	✓			
			Kopplin				
			Lajsic				
			Narlock				
			Reinke				
	✓		Roadt	✓			
			Sengstock	✓			
			Vitale	✓			
			Weigel				
TOTAL				5	0		

SIGNATURE OF COMMITTEE MEMBER

Chair:  Vice-Chair: _____ Member: _____

PLACE ON FILE

COMMON COUNCIL ACTION

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
SEP 21 2010	✓		Barczak	✓			
			Czaplewski	✓			
			Kopplin	✓			
			Lajsic	✓			
		✓	Narlock	✓			
			Reinke	✓			
			Roadt	✓			
			Sengstock	✓			
			Vitale	✓			
			Weigel	✓			
TOTAL				10			

STANDING COMMITTEES OF THE CITY OF WEST ALLIS COMMON COUNCIL

ADMINISTRATION & FINANCE

Chair: Kurt E. Kopplin
Vice-Chair: Vincent Vitale
Thomas G. Lajsie
Richard F. Narlock
Rosalie L. Reinke

PUBLIC WORKS

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

SAFETY & DEVELOPMENT

Chair: Thomas G. Lajsie
Vice-Chair: Richard F. Narlock
Kurt E. Kopplin
Rosalie L. Reinke
Vincent Vitale

LICENSE & HEALTH

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

ADVISORY

Chair: Rosalie L. Reinke
Vice-Chair: Daniel J. Roadt
Kurt E. Kopplin
Richard F. Narlock
Vincent Vitale



DEPARTMENT OF POLICE

Michael Jungbluth
Chief of Police

Rick Balistrieri
Deputy Chief of Police

Jerry Ponzi
Deputy Chief of Police

Date: 09/07/10

Mayor Dan Devine

License and Health Committee:

Aldersperson Michael Czaplewski (Chair)
Aldersperson James Sengstock (Vice-Chair)
Aldersperson Gary Barczak
Aldersperson Daniel Roadt
Aldersperson Martin Weigel
Assistant City Attorney Jenna Merten

The following is a synopsis of reported incidents involving licensed businesses, including reported tavern violations and calls for police service for the month of August 2010.

Police report incidents involving licensed businesses:

Incident reports:

Case 10-007140, 08/01/10 at 0106hrs. Harry O's, 6743 W Lincoln Ave

On the above date and time officers observed a disturbance outside of the above name establishment. Four patrons of the tavern were outside smoking when a party and his girlfriend walked by. One of the males began arguing with the girl and her boyfriend. Words were exchanged and at one point one of the males from the bar produced a knife. When the police arrived all four parties fled back into the tavern. Two of the parties were subsequently arrested. One of the parties was extremely intoxicated and uncooperative and may have been over served.

Case 10-007142, 08/01/10 at 0213hrs. Mario's, 1900 S 60 St

On the above date and time while monitoring the crowd leaving Mario's an officer observed a large fight in progress. Officers intervened and eventually 5 parties were arrested. Milwaukee PD, West Milwaukee PD and the Milwaukee County Sheriffs Dept responded to the scene on request from our department for assistance in getting the situation under control.

Case 10-007394, 08/08/10 at 0200hrs. Stacey's, 6711 W Beloit Rd

On the above date and time officers responded to a **call from the bar owner** of Stacey's in regards to a fight in the tavern. Two parties were arrested for Disorderly conduct and eventually released from the station.

Case 10-007471, 08/10/10 at 0040hrs. Yester Years, 9427 W Greenfield Ave

On the above date and time officers were **called by the bartender of Yester Years** in regards to an unruly customer inside the bar. The male was fighting with several people in the tavern and was eventually arrested for Disorderly Conduct and transported to the station.

Tobacco and Alcohol Compliance checks;

On 08/21/10 a Tobacco Sales Compliance check was done at 22 West Allis businesses. All were in compliance.

On 08/22/10 an Alcohol Sales Compliance check was done at 20 West Allis businesses. All were in compliance.

On 08/25/10 a Tobacco Sales Compliance check was done at 11 West Allis businesses. All were in compliance.

On 08/31/10 an Alcohol Compliance check was done at 9 West Allis businesses. All were in compliance.

Respectfully submitted

A handwritten signature in black ink, appearing to read "Lt Terry Morrissey". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Lt. Terry Morrissey



City of West Allis
Police Department

Inter-Office Report

Date: August 31, 2010
To: Lt. Morrissey
From: Patrol Officer Todd Ketterhagen
Subject: Compliance checks

Dear Sir:

Attached is report 10007885 which is an alcohol sales compliance check that was performed on 08/22/10. Also attached is report 10007855 which is a tobacco sales compliance check that was performed on 08/21/10.

There were no violations in regard to either of these compliance checks.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "T. Ketterhagen".

Patrol Officer Todd Ketterhagen

West Allis Police Department**Continuation**

Incident Report Number

10-007855

Incident Location:

11301 W Lincoln Ave, West Allis, WI, 53227

Incident Date:

08/21/2010

NAMES**Business-1**

Town Beer & Liquor of 903 S 84 St, West Allis, WI, 53214
Business Phone: (414) 476-9922

Business-2

Becher Liquor & Beer of 2077 S 78 St, West Allis, WI, 53219
Business Phone: (414) 321-5780

Business-3

Bp Greenmart of 7605 W Greenfield Ave, West Allis, WI, 53214
Business Phone: (414) 302-6657

Business-4

Speedway of 9130 W Oklahoma Ave, West Allis, WI, 53227
Work Phone: (414) 321-0402

Business-5

County Beer & Liquor of 979 S 60 St, West Allis, WI, 53214
Business Phone: (414) 258-0696

Business-6

Dhillon Beer & Liquor of 5832 W Burnham St, West Allis, WI, 53219
Business Phone: (414) 545-4240

Business-7

West Allis Liquor & Tobacco of 7218 W Greenfield Ave, West Allis, WI, 53214
Business Phone: (414) 453-9666

Business-8

Kwik Pantry 67/Lincoln of 6716 W Lincoln Ave, West Allis, WI, 53219
Business Phone: (414) 545-3800 Work Phone: (414) 545-9941

Business-9

Kwik Pantry 56/National of 5631 W National Ave, West Allis, WI, 53214
Business Phone: (414) 476-6609

Business-10

Citgo of 6819 W Lincoln Ave, West Allis, WI, 53219
Business Phone: (414) 543-2210

Business-11

B & K Bar Supplies of 7100 W Greenfield Ave, West Allis, WI, 53214
Business Phone: (414) 259-9161

Reporting Officer(s):

Ketterhagen, Todd

ID Number

2106

ID Number

Pages::

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West Allis Police Department**Continuation**

Incident Report Number

10-007855

Incident Location:

11301 W Lincoln Ave, West Allis, WI, 53227

Incident Date:

08/21/2010

Business-12

Choudry Petroleum Inc of 7202 W Lincoln Ave, West Allis, WI, 53219
Business Phone: (414) 541-6551

Business-13

Super Bottle Depot of 1357 S 76 St, West Allis, WI, 53214
Business Phone: (414) 778-0965

Business-14

Smokers Pub of 10708 W Oklahoma Av, West Allis, WI, 53227
Work Phone: (414) 546-0525

Business-15

Walgreens 108/Cleveland of 2677 S 108 St, West Allis, WI, 53227
Business Phone: (414) 545-9030

Business-16

Sentry Foods (8206) of 10282 W National Ave, West Allis, WI, 53227
Business Phone: (414) 546-2772

Business-17

Oklahoma Liquor And Tobacco of 10711 W Oklahoma Ave, West Allis, WI, 53227
Business Phone: (414) 541-9463

Business-18

Poor Richard's BP of 10731 W Oklahoma Ave, West Allis, WI, 53227
Business Phone: (414) 327-0101

Business-19

Riverbend Liquor Mart of 7506 W Oklahoma Ave, West Allis, WI, 53219
Work Phone: (414) 541-9600

Business-20

Pick N Save of 2625 S 108 St, West Allis, WI, 53227
Business Phone: (414) 541-1333

Business-21

Rupenas Inc of 7641 W BELOIT RD, WEST ALLIS, WI, 53219
Home Phone: (414) 543-7447

NARRATIVE**TOBACCO SALES COMPLIANCE CHECKS**

Officer Ketterhagen reports:

Reporting Officer(s):

Ketterhagen, Todd .

ID Number

2106

ID Number

Pages:

3 of 4

West Allis Police Department**Continuation**

Incident Report Number:

10-007855

Incident Location:

11301 W Lincoln Ave, West Allis, WI, 53227

Incident Date:

08/21/2010

On 08/21/10 I conducted tobacco sales compliance checks with the assistance of a 17 year old named Brenna M. Tomczak. I drove her to various West Allis businesses and she attempted to purchase a tobacco product. 22 West Allis businesses were checked and there were no sales of tobacco made to an underage person.

PHOTOGRAPH

Prior to starting the checks I took a photograph of Brenna.

CASE DISPOSITION

Tobacco sales compliance checks were conducted at 22 West Allis businesses and there were no sales of tobacco made to an underage person. This case is closed.

Reporting Officer(s):

Ketterhagen, Todd .

ID Number

2106

ID Number

Pages::

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West Allis Police Department

Incident Report

Date:

08/22/2010

CFS Code-1:

GZ

Incident Report Number:

10-007885

Incident:
Informational/All OtherIncident Report Number:
10-007885

Between: Date - Time

And/At: Date-Time

8/22/10

13:10

Incident Location:

11301 W Lincoln Ave, West Allis, WI, 53227

CFS Code-1:

GZ

CFS Code-2:

CFS Code-3:

CFS Code-4:

CFS Code-5:

CFS Code-6:

CFS Code-7:

CFS Code-8:

CN

Name (Last, First, Middle)

Boyd, Darwin J

DOB:

06/06/1991

Race/Sex

B/M

Address: (Address, City, State, Zip)

2825 N Downer Ave, Milwaukee, WI, 53211

Home Phone Number

(414) 444-0587

Employer

Work Phone Number

Employer Address

Cell Phone Number

(414) 975-6095

B

Name (Last, First, Middle)

Pick N Save,

DOB:

Race/Sex

Address: (Address, City, State, Zip)

2625 S 108 St, West Allis, WI, 53227

Home Phone Number

Employer

Work Phone Number

(414) 541-1333

Employer Address

Cell Phone Number

SUMMARY

Officer Ketterhagen reports: Alcohol sales compliance checks were conducted at 20 West Allis businesses and no businesses sold an alcoholic beverage to an underage person.

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

License Number:

State:

Expiration Year:

Vin:

Insurance Company:

Other Vehicle Information:

NCIC#

Reporting Officer(s):

Ketterhagen, Todd

Payroll Number:

2106

Payroll Number:

Report Date:

08/22/2010

Time Received:

13:10

Time Cleared:

13:12

Unit(s) Assigned:

601

1 Of 4

Reviewed by:

Waarvik, Scott

Payroll Number

1374

Copy To

West Allis Police Department**Continuation**

Incident Report Number

10-007885

Incident Location:

11301 W Lincoln Ave, West Allis, WI, 53227

Incident Date:

08/22/2010

NAMES**Business-1**

Sentry Foods (8206) of 10282 W National Ave, West Allis, WI, 53227

Business Phone: (414) 546-2772

Business-2

Parthenon Deli & Liquor of 9131 W Cleveland Ave, West Allis, WI, 53227

Business Phone: (414) 321-5522

Business-3

Cleveland Avenue Discount Liquor of 8423 W Cleveland Ave, West Allis, WI, 53227

Business Phone: (414) 541-1033

Business-4

County Beer & Liquor of 979 S 60 St, West Allis, WI, 53214

Business Phone: (414) 258-0696

Business-5

Dhillon Beer & Liquor of 5832 W Burnham St, West Allis, WI, 53219

Business Phone: (414) 545-4240

Business-6

Town Beer & Liquor of 903 S 84 St, West Allis, WI, 53214

Business Phone: (414) 476-9922

Business-7

One Stop Food Store of 5909 W Lincoln Ave, West Allis, WI, 53219

Business Phone: (414) 543-5370

Business-8

Kwik Pantry 67/Lincoln of 6716 W Lincoln Ave, West Allis, WI, 53219

Business Phone: (414) 545-3800 Work Phone: (414) 545-9941

Business-9

Kwik Pantry 56/National of 5631 W National Ave, West Allis, WI, 53214

Business Phone: (414) 476-6609

Business-10

Rupena's Fine Foods of 7641 W Beloit Rd, West Allis, WI, 53219

Business Phone: (414) 543-7447

Business-11

Riverbend Liquor Mart of 7506 W Oklahoma Ave, West Allis, WI, 53219

Work Phone: (414) 541-9600

Reporting Officer(s):

Ketterhagen, Todd

ID Number

2106

ID Number

Pages:

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West Allis Police Department

Continuation

Incident Report Number

10-007885

Incident Location:

11301 W Lincoln Ave, West Allis, WI, 53227

Incident Date:

08/22/2010

Business-12

Pick N Save (67/National) of 6760 W National Ave, West Allis, WI, 53214
Business Phone: (414) 476-6061

Business-13

Oklahoma Liquor & Tobacco of 10711 W Oklahoma Ave, West Allis, WI, 53227
Business Phone: (414) 541-9463

Business-14

Becher Liquor & Beer of 2077 S 78 St, West Allis, WI, 53219
Business Phone: (414) 321-5780

Business-15

West Allis Liquor & Tobacco of 7218 W Greenfield Ave, West Allis, WI, 53214
Business Phone: (414) 453-9666

Business-16

Olympia Foods of 9034 W Greenfield Ave, West Allis, WI, 53214
Business Phone: (414) 257-9772

Business-17

Express Pantry of 8530 W Greenfield Ave, West Allis, WI, 53214
Business Phone: (414) 453-7002

Business-18

Dino's Food Mart of 9127 W Lincoln Ave, West Allis, WI, 53227
Business Phone: (414) 543-0050

Business-19

Super Bottle Depot of 1357 S 76 St, West Allis, WI, 53214
Business Phone: (414) 778-0965

NARRATIVE**ALCOHOL SALES COMPLIANCE CHECKS**

Officer Ketterhagen reports:

On 08/22/10 I conducted alcohol sales compliance checks with the assistance of a 19 year old man named Darwin J. Boyd, dob: 06/06/91. I drove Darwin to various West Allis businesses and he went in to attempt to purchase an alcoholic beverage.

20 businesses were checked and none of them sold an alcoholic beverage to Darwin.

CASE DISPOSITION

Reporting Officer(s):

Ketterhagen, Todd .

ID Number

2106

ID Number

Pages:

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West Allis Police Department

Continuation

Incident Report Number:

10-007885

Incident Location:

11301 W Lincoln Ave, West Allis, WI, 53227

Incident Date:

08/22/2010

There were no alcoholic beverage sales made to the underage person. This case is closed.

Reporting Officer(s):

Ketterhagen, Todd .

ID Number

2106

ID Number

Pages::

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**City of West Allis
Police Department**

Liquor Establishment Violation

Date: 8/1/2010
To: Lieutenant Terry Morrissey
From: Officer J. Plotkin

Violation Type

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

Incident #: 10-007140

☐ N/A

Location: -- 6743 W. Lincoln Ave.

☐ N/A

Establishment Name: Harry O's

☐ N/A

Establishment License #: Class B lic #827

☐ N/A

Establishment Owner: Harry J. Strahlendorf

☐ N/A

Owner Address: 6741 W. Lincoln Ave.

☐ N/A

Violation(s): Disorderly Conduct While Armed, Disorderly Conduct, Resisting

☐ N/A

Offender: Travis M. Marlewski

☐ N/A

Offender Address: 1722 S. Layton Blvd.

☐ N/A

Offender: Stephen A. Meils

☐ N/A

Offender Address: 1618 S. 57 St.

☐ 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:

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

Commanding Officer Signature:

Reviewed by Deputy Chief Jerry Ponzi:

Copy forwarded to License and Health Committee: Date:



West Allis Police Department

Incident Report

Date:

08/01/2010

CFS Code-1:

4801

Incident Report Number:

10-007140

Incident:
Resisting Officer

Incident Report Number:
10-007140

Between: Date - Time

And/At: Date-Time

8/1/10

01:06

Incident Location:

6743 W Lincoln Ave, West Allis, WI, 53219

CFS Code-1:

4801

CFS Code-2:

5299

CFS Code-3:

5311

CFS Code-4:

CFS Code-5:

CFS Code-6:

CFS Code-7:

CFS Code-8:

Name (Last, First, Middle)

O

Meils, Stephen A

DOB:

01/12/1989

Race/Sex

W/M

Address: (Address, City, State, Zip)

1618 S 57 St, West Allis, WI, 53214

Home Phone Number

(414) 327-4265

Employer

Work Phone Number

Employer Address

Cell Phone Number

Name (Last, First, Middle)

O

Marlewski, Travis M

DOB:

11/03/1987

Race/Sex

W/M

Address: (Address, City, State, Zip)

1722 S Layton Blvd, Milwaukee, WI, 53215

Home Phone Number

(414) 544-6464

Employer

Work Phone Number

Employer Address

Cell Phone Number

SUMMARY

Officer Plotkin reports... Resisting, DC While Armed, DC. On 08-01-10 at approximately 0106 hrs, Officers observed a confrontation in front of 6743 W. Lincoln Ave., Harry O's tavern. Investigation revealed during this confrontation, Travis M. Marlewski produced a 4 inch folding knife, brandished the knife, threatened to harm Jeremiah J. Radonski and Amanda M. Schultz with this knife, and was flicking the knife open and closed during the above confrontation. Upon officer arrival, Travis, and three other parties in the company of Travis, ran back inside the above establishment. Contact was made with these parties inside, including Stephen A. Meils, who was uncooperative and subsequently became resistive. Travis was subsequently taken into custody, transported to the station, processed, issued a citation for DC While Armed, and released. Stephen was subsequently taken into custody, received a shoulder injury as a result of his resistive behavior and a subsequent fall to the ground, was transported to the station, received medical treatment at AWAMC, was processed, issued citations for Resisting and DC, and released. All

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

License Number:

State:

Expiration Year:

Vin:

Insurance Company:

Other Vehicle Information:

NCIC#

Reporting Officer(s):

Plotkin, James

Payroll Number:

9576

Payroll Number:

Report Date:

08/01/2010

Time Received:

01:06

Time Cleared:

01:36

Unit(s) Assigned:

216, 310, 316, 317, 320

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Reviewed by:

Corwin, Clint

Payroll Number

1831

Copy To

West Allis Police Department**Continuation**

Incident Report Number:

10-007140

Incident Location:

6743 W Lincoln Ave, West Allis, WI, 53219

Incident Date:

08/01/2010

other involved parties were released on scene following this investigation. The above folding knife was placed on property #57406.

Reporting Officer(s):

Plotkin, James .

ID Number

9576

ID Number

Pages::

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West Allis Police Department**Continuation**Incident Report Number
10-007140Incident Location:
6743 W Lincoln Ave, West Allis, WI, 53219Incident Date:
08/01/2010**NAMES****Victim-1**

Radonski, Jeremiah J W/M-26 of 1519 Cook St, De Pere, WI, 54115
DOB: 04/14/1984
Cell Phone: (920) 265-4955

Victim-2

Schultz, Amanda M W/F-23 of 2741 Humbolt Rd, Green Bay, WI, 54311
DOB: 02/25/1987
Cell Phone: (920) 360-4403

Contact-1

Lehnert, Justin R W/M-22 of 3428 S 113 St, Greenfield, WI, 53227
DOB: 12/23/1987 DL: L5634368746306
Cell Phone: (414) 544-6464 Other Phone: (414) 763-6190

Employee

Ostrowski, Lana M W/F-45 of 6550 N 60 St, Milwaukee, WI, 53223
DOB: 02/12/1965 DL: 02365336555208
HT: 600 WT: 180 Hair: Gray Or Partially Gray
Eyes: Brown Complexion: Light Brown
Cell Phone: (414) 339-8430 Work Phone: (414) 258-9092

Contact-2

Malmquist, Amanda S W/F-21 of 8435 W Lapham St, West Allis, WI, 53214
DOB: 03/07/1989 DL: M452-0178-9587-03
HT: 506 WT: 120 Hair: Brown
Eyes: Brown Complexion: Fair
Cell Phone: (414) 454-9654

NARRATIVE**INITIAL OBSERVATIONS****Officer Plotkin reports...**

On 08-01-10 at approximately 0106 hrs, Officer Stachula observed a confrontation in front of 6743 W. Lincoln Ave., Harry O's tavern, and called this incident out via his radio for officers to investigate, as Officer Stachula was in the area investigating a separate complaint. I was also in the area conducting patrol activities and observed several parties arguing and apparently involved in a confrontation near the northeast corner of the above tavern at that time. While I approached this confrontation in my patrol vehicle, four of the parties involved in this confrontation, described as three males and a female, moved out of my line

Reporting Officer(s):
Plotkin, James .ID Number
9576

ID Number

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West Allis Police Department

Continuation

Incident Report Number
10-007140

Incident Location
6743 W Lincoln Ave, West Allis, WI, 53219

Incident Date
08/01/2010

of sight to the south along the east side of this building.

Upon exiting my vehicle and approach, a male subject who was involved in this confrontation, subsequently identified as Jeremiah J. Radonski, who was still standing near the northeast corner of this building at that time, pointed to the east side of this building where the above four parties had moved to, and stated "they have a knife". I approached on foot from the west and could not see exactly who Radonski was pointing at as he was pointing to the east side of the building, which was an area still out of my line of sight at that time. I asked Radonski who specifically had a knife and Radonski replied "the guy in the white shirt".

As I reached the northeast corner of the above tavern, I observed the above four parties standing on the deck on the east side of the above building. Amongst these four parties, I observed one male party wearing a white t-shirt, subsequently identified as Travis M. Marlewski, which was the party Radonski identified as being in possession of a knife. Upon these four parties observing me, they ran inside the above tavern, via the east side entry door, which led onto the above deck. As these parties ran inside, I yelled to them "stop, police!". These parties ignored my command. Travis was the last party to run inside and he slammed this door closed behind him.

I ran to the above door and entered the tavern during this time. I then observed Travis, who is described as a M/W, DOB 11-03-87, 22 yoa, 511, 130, slowing as he completed running to the southwest corner of the bar from the east entry door. I ran up to Travis at that time. As Travis reached the corner of the bar, he turned, faced me, and bladed his body toward me, as if he was assuming a fighting posture. Based on the fact Travis was involved in a trouble call, was identified as being in possession of a lethal cutting instrument, the fact he consciously ignored my previous commands for him to stop, his attempt to elude me on foot, and as a result of Travis taking a bladed fighting stance once stopped near the bar, I ran up to Travis, initiated contact with his left arm, and Travis became rigid and tensed his arms. I then decentralized Travis to the ground, stabilized Travis on the ground, and secured him in handcuffs.

Officer Stachula also had entered the tavern and assisted me while I secured and searched Travis. A search of Travis did not reveal any weapons. Officer Stachula then made contact with the female who was in the company of Travis during this incident, identified as Amanda S. Malmquist. The other two males in the company of Travis were identified as Stephen A. Wells and Justin R. Lehnert. I instructed Stephen and Justin to sit down, which they subsequently did. Amanda and Stephen became belligerent and uncooperative upon police contact with them. As a result, I assisted Travis to his feet, escorted him out of the building, turned Travis over to the custody of Officer Herkowski, who was now outside, and again entered the tavern to assist Officer Stachula and continue to investigate this incident.

Reporting Officer(s)
Plotkin, James

ID Number
9576

ID Number

Pages:
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West Allis Police Department**Continuation**

Incident Report Number

10-007140

Incident Location:

6743 W Lincoln Ave, West Allis, WI, 53219

Incident Date:

08/01/2010

CONTACT WITH TRAVIS M. MARLEWSKI (OFFENDER)

While searching and escorting Travis, Travis stated he did not have a knife, invited me to search him, and stated he did not do anything wrong. Travis had the strong odor of intoxicating beverages emitting from his breath and person. Travis's eyes were red and glassy and Travis appeared to be intoxicated.

See Officer Herkowski's supplemental report for more information regarding Travis M. Marlewski's on scene statements.

Once back inside the tavern, I made contact with Stephen and Justin, in an effort to further establish what had occurred in reference to this incident. A search of Stephen and Justin did not reveal any weapons.

CONTACT WITH STEPHEN A. MEILS (OFFENDER)

Stephen stated he did not have a knife, invited me to search him, and stated he did not do anything wrong. I asked Stephen for his ID in which Stephen responded by removing his wallet from his pocket and throwing it down on a near by bar stool. I again asked Stephen for his ID in which Stephen responded "it's right fucking here", and pointed to his wallet. I asked Stephen to remove his ID from his wallet and hand it to me, in which Stephen responded by removing his ID from his wallet and throwing both his ID and wallet back down onto this bar stool. Stephen had the strong odor of intoxicating beverages emitting from his breath and person. Stephen's eyes were red and glassy, he spoke with slurred speech, and Stephen appeared to be highly intoxicated.

Stephen continued to raise his voice and became increasingly more belligerent as I spoke with him. As a result of Stephen's escalating belligerent behavior and as a result of the increasing possibility of Stephen becoming physically violent toward officers, I instructed Stephen to turn around and place his hands behind his back. Stephen did not comply with this command. I initiated contact with Stephen's right arm, placed his right arm behind his back, and secured Stephen in handcuffs. During this time, Stephen's arms were moderately tense and rigid, however, I was able to secure Stephen in handcuffs with out incident.

I then instructed Stephen to walk toward the east entry door, in which Stephen ignored me. I then escorted Stephen out of the tavern via the east entry door, during which time Stephen attempted to walk in various directions other than the east entry door, and needed to be redirected several times. During this escort out of the tavern, Stephen continued to become increasing more belligerent and uncooperative. Stephen yelled obscenities and argued with me regarding the basis for my contact with him and the fact I placed him in handcuffs. Stephen stated "this is fucking bullshit!" and "I didn't do shit!". Once outside the tavern, Stephen remained uncooperative, belligerent, and yelled obscenities.

I advised Stephen to stop yelling and to calm down in which Stephen refused and

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continued to yell and swear. I again advised Stephen to stop yelling and take a seat on the steps of the deck located on the east side of the tavern. Stephen refused and continued to yell and swear. I again instructed Stephen to stop yelling and to sit down, in which Stephen refused and continued to yell and swear. I again instructed Stephen to sit down in which he refused. I again instructed Stephen to stop yelling and to sit down in a raised assertive tone of voice. Stephen again refused and continued to engage in escalating belligerent behavior and continued yelling obscenities. Stephen was now beginning to move around in an increasingly more exaggerated fashion. As a result of Stephen refusing to comply with my commands, as a result of his increasingly more uncooperative behavior, and in an attempt to better control Stephen's movement, I physically directed Stephen downward to a sitting position on the steps, while holding Stephen's right arm and shoulder.

Once Stephen was in a seated position, Stephen remained uncooperative, belligerent, and continued to yell obscenities. Officer Treep then monitored Stephen and I again entered the tavern to further establish what had happened during this incident. Once inside, I spoke with Justin.

STATEMENT OF JUSTIN R. LEHNERT (CONTACT)

Justin R. Lehnert was highly intoxicated, however, Justin was cooperative. Justin was apologetic for Stephen's behavior and stated he would cooperate with this investigation. Justin stated he was at the above tavern with Stephen, Travis, Amanda, and himself, this evening. Justin stated while at the above tavern, he and his friends went out onto the side patio to smoke a cigarette.

Justin stated during this time, he attempted to get the attention of a female he observed walking by. Justin stated he made comments to this female as he found her attractive and wanted her to join him. Justin stated this female ignored him and he continued to make comments toward her. Justin stated this female was accompanied by a male and he subsequently became involved an argument with this male as this male did not appreciate Justin's comments to the female this male was with.

Justin stated he could not recall specifically what he had said to this female, but stated the comments became inappropriate and offensive. Justin stated this male and female subsequently approached him during this argument, and the female slapped him once on the face during the argument. Justin stated this argument continued, and described the argument otherwise as a verbal one.

Justin stated Stephen and Amanda subsequently went back inside the tavern upon police arrival and he followed them inside. Justin stated he did not observe anyone in possession of a knife, he did not hear anyone make threats regarding a knife, and stated he had no knowledge of a knife.

Justin was unable to provide any further information regarding this

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incident.

Once I completed obtaining a statement from Justin, I spoke with the on duty bartender of the above establishment, Lana M. Ostrowski.

STATEMENT OF LANA M. OSTROWSKI (EMPLOYEE/BARTENDER)

Lana M. Ostrowski stated she was the on duty bartender this evening for Harry O's tavern. Lana stated there were no problems inside the tavern prior to this incident. Lana stated the three males and one female, identified as Travis M. Marlewski, Stephen A. Meils, Justin R. Lehnert, and Amanda S. Malmquist, were inside the tavern drinking prior to officer arrival. Lana stated the above four parties subsequently went outside to smoke cigarettes.

Lana stated a short time later, these four parties ran back into the tavern, and police entered a short time after that. Lana stated Stephen entered the above tavern with Amanda's hand bag and threw this bag on the ground near the corner of the bar just prior to officer entry to the tavern.

Lana was unable to provide any further information regarding this incident.

STATEMENT AMANDA S. MALMQUIST

See Officer Stachula's supplemental report for information regarding Amanda S. Malmquist's statement.

STATEMENT OF JEREMIAH J. RADONSKI (VICTIM)

See Officer Dunbar's supplemental report for information regarding Jeremiah J. Radonski's victim statement.

STATEMENT OF AMANDA M. SCHULTZ (VICTIM)

See Officer Dunbar's supplemental report for information regarding Amanda M. Schultz's victim statement.

EVIDENCE RECOVERY

While on scene, Officer Stachula provided me with a folding knife, which was reportedly recovered from Amanda's purse and displayed by Travis during this incident. See Officer Stachula's supplemental report for information regarding evidence recovery.

PROPERTY

The property recovered as evidence associated with this incident is described as a blue and silver M-tech folding knife with 4 inch blade which was placed on

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property #57406 and secured in the Forensic and Technical Services Bureau as evidence.

PROCESSING

While on scene, Stephen A. Meils remained uncooperative, belligerent, and yelled obscenities. While on scene, Stephen refused to follow officer commands, attempted to stand up several times, attempted to place his handcuffed hands in front of his body, and subsequently fell on the ground injuring his left shoulder following engaging in resistive behavior with officers and attempting to pull free from officers during escort.

Following Stephen's above actions, Stephen became more uncooperative, belligerent, yelled obscenities, and was subsequently secured in the rear of my patrol vehicle. Stephen continued to engage in the above behavior, and once secured in the rear of my vehicle, Stephen yelled, screamed, thrashed about, and banged his head onto the security bars attached to the rear windows of my patrol vehicle. I subsequently transported Stephen to the station for processing. Stephen screamed that his shoulder was broken and continued to scream and yell. I asked Stephen to calm down and explained that if he was calm, I would remove his handcuffs as soon as we arrived at the station. I rolled down Stephen's window and told him to concentrate on controlling his breathing and calming down. I explained to Stephen that I would assess him for injuries as soon as he calmed himself. Stephen subsequently began calming down as I continued to speak with him and debrief him.

Once at the station, Stephen was still in a hostile state, but much more calm than he previously was, as a result of my efforts to debrief him. I removed Stephen's handcuffs and assessed him for injuries. I observed minor redness and swelling to Stephen's left clavicle. I did not observe any further injuries on Stephen at that time. I called for a rescue squad to respond to booking and assess Stephen as a result of my assessment of him.

Stephen was subsequently treated by WAFD rescue personnel, transported to AWAMC for further treatment, and I accompanied Stephen to AWAMC in the WAFD rescue squad. Stephen was transported to AWAMC, without the use of restraints, in a position of comfort. Stephen was treated at AWAMC, no fractures were discovered following x-rays of Stephen's injured left shoulder, Stephen was diagnosed as having a separated shoulder, was given an arm sling by medical staff, and subsequently released with care instructions.

Stephen was subsequently transported back to the station for processing following his medical treatment.

Officer Herkowski subsequently handled the transport and processing of Travis M. Marlewski. See Officer Herkowski's supplemental report for more information.

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INTERVIEW-STEPHEN A. MEILS (OFFENDER)

On 08-01-10 at approximately 0448 hrs., I interviewed Stephen A. Meils in Interview Room B of the WAPD booking room. I read Meils his Miranda rights from WAPD Directive 42.016 (adult), and he stated that he understood his rights and would speak to me about this matter without an attorney present. The interview was recorded on an Olympus DS-2200 Digital Voice Recorder (Recorder# P16), using audio media card# P16-5. The following is a synopsis of that interview:

Stephen A. Meils stated he was outside smoking, saw a guy and girl, words were exchanged, the police came, and he was arrested. Stephen stated he was at a bar on 76/Lincoln, did not know the name of the bar, and was there with his girlfriend, Amanda Malmquist, and her friends, Travis and Justin.

Stephen stated they went outside to smoke, was talking to Amanda during this time, and noticed Justin was and another unknown male exchanging words. Stephen stated this unknown male approached Justin, Stephen warned this unknown male that he would fight him if he hit Justin, he (Stephen) went back inside the tavern, police approached him at the bar, and searched him.

Stephen said he was rude in the bar and later while in handcuffs outside the tavern sitting, he placed his handcuffed hands under his knees. Stephen stated he exited the tavern for a cigarette prior to this incident with nothing in his hands, had no information regarding a purse, was not carrying a bag of any kind, and did not have a knife.

Stephen later stated Travis Marlewski had a knife, Travis produced this knife during the altercation outside, was flicking this knife open and closed while Justin and the unknown male were arguing, did not see Travis place this knife into Amanda's purse, and did not think Amanda's purse was outside during this incident. Stephen stated he didn't know how Travis's knife got into Amanda's purse and thought Travis must have put his knife in Amanda's purse. Stephen denied observing how Travis's knife got into Amanda's purse and denied placing this knife into Amanda's purse.

Stephen stated he ran into the tavern to get out of the mix, in which Stephen was referring to this argument. Stephen stated he was in a bad mood and disorderly inside the tavern. Stephen stated he did not hear me instruct him to sit down on the steps outside the tavern once in handcuffs. Stephen stated he placed his handcuffed hands under his knees to be more comfortable once outside the tavern. Stephen stated he was a little too drunk, not very cooperative, and apologized for his actions.

Interview ended at approximately 0508 hrs.

The audio media card was later sealed in a Digital Media Card Envelope, and placed in the Digital Media Card Slot in the Forensic and Technical Services Bureau as

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evidence.							
DISPOSITION							
<p>Travis was subsequently taken into custody, transported to the station, processed, issued a municipal citation for DC While Armed, and released. Stephen was subsequently taken into custody, received a shoulder injury as a result of his resistive behavior and a subsequent fall to the ground, was transported to the station, received medical treatment at AWAMC, was</p> <p>later processed, issued citations for Resisting and DC, and released.</p> <p>This case was assigned a municipal court date of 08-30-10 at 0830 hrs. All other involved parties were released on scene following this investigation. The above folding knife was placed on property #57406. A MORA report and a tavern report were completed and submitted to the C.O. regarding this incident.</p> <p>This report is to be sent for review by the C.O.</p>							
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NARRATIVE

Officer Treep reports...

INITIAL CALL

On 08/01/10 at approximately 0106 hrs, I responded Harry O's located at 6743 W. Lincoln Ave. to assist officers with this investigation. Upon my arrival, I parked my squad in the alley behind the tavern.

INVESTIGATION

Once on scene, I stood by with Officer Herkowski as he had a party seated on the ground, outside the tavern. A few minutes later, Officer Plotkin was escorting a male subject, identified as Stephen A. Meils out of the tavern from the side door. The side door is located on the east side of the building, which leads to a small deck. Meils began yelling and swearing profanities at Officer Plotkin. Officer Plotkin informed him approximately 4 times to have a seat on the step. Each time, Meils refused to listen to Officer Plotkin. Officer Plotkin then had to direct Meils into a seated position on the step, while holding his arm and shoulder, as he was not cooperating and being belligerent.

I was then asked to standby with Meils, who was still seated on the step. Meils began swearing and saying how "this was bullshit" and that he "did not do shit." I told Meils to remain quiet and to remain seated until officers complete their investigation. Meils continued yelling and swearing profanities. Meils then began to stand up. I told Meils again to remain seated and not to stand up. Meils stated, "This is bullshit!" I then had to physically direct Meils back to the step that he was seated on by pushing him down into a seated position. I again informed him to stay there and not to move. As I turned around, Meils began to free his hands from his back. Meils was trying to move his handcuffed hands under his body to the front. Meils was unable to get his hands to the front and had them stuck underneath his legs, near his knees.

I asked Meils why he was attempting to bring his hands to the front. Meils stated that he wanted to be "more comfortable" this way. I informed him that the handcuffs needed to stay behind his back and that he needed to start listening to officers. I explained to him not to position his hands to the front of his body. I then started walking towards the front of the tavern to assist other officers. Officer Dunbar was close by Meils, monitoring him. I then observed Meils standing back up, trying to reposition his handcuffs to the front. Officer Dunbar then approached Meils to try to detain him. As Officer Dunbar grabbed a hold of Meils, Meils ultimately fell to the ground. I then assisted Officer Dunbar in escorting Meils to the front of the building. A few moments later, I was assigned to clear this call, to assist another Officer on another call. During my contact with Meils, I detected a strong odor of an alcoholic beverage emitting from his breath

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as he spoke. His eyes were blood shot, glassy and had slurred speech as well. Through my training and experience, he appeared to be highly intoxicated.

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NARRATIVE

INITIAL OBSERVATIONS

Ptm. Stachula reports....

I was on patrol in the 6700block of W. Beloit Rd., when I heard parties arguing outside of Harry O's tavern (6743 W. Lincoln Ave.). I noticed that there were about five males and three females involved in the argument, on the tavern's smoking patio area (east side of tavern). I radioed to dispatch and before I was able to proceed through the intersection, Ptm. Plotkin arrived outside of the tavern.

I then noticed that as Ptm. Plotkin exited his squad car, several of the parties ran into the rear/side door of the tavern. Ptm. Plotkin gave chase, while I entered the tavern through the front door. Prior to entering the tavern, I heard one of the parties yell "He's got a knife!"

Upon entering the front door I noticed that Ptm. Plotkin had one party, Travis Marlewski, on the floor and was taking him into custody. I assisted with the apprehension and then made contact with the female, Amanda S. Malmquist F/W 03/07/89, who was outside during the altercation.

CONTACT STATEMENT - AMANDA MALMQUIST

Upon making contact with Malmquist, I noticed that she had a strong odor of intoxicants emitting from her breath and she appeared to be highly intoxicated. Malmquist was unable to provide any type of understandable statement as to what occurred during the altercation outside of the bar. I asked Malmquist if she knew where the knife was. She advised that she knew nothing about a knife and had no idea what I was talking about.

EVIDENCE

While investigating the incident the bartender, Lana Ostrowski, approached me and told me that the knife we were looking for was in Malmquist's purse, which was on the floor next to the bar. The purse was partially open and as I illuminated my flashlight inside of the purse, I observed a blue folding knife inside of the purse. I retrieved the knife and turned it over to Ptm. Plotkin.

ADDITIONAL CONTACT STATEMENT - AMANDA MALMQUIST

After locating the knife inside of Malmquist's purse, she continued to deny any knowledge of the knife and said that it did not belong to her. Further investigation revealed that Malmquist may have not been in possession of her purse during and after the altercation. She later admitted that Travis Marlewski had the

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knife during the altercation and must have concealed it inside of her purse. Malmquist was later released with out an arrest for obstructing an officer / investigation.

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NAMES

Victim-1

Radonski, Jeremiah J W/M-26 of 1519 Cook St, De Pere, WI, 54115
DOB: 04/14/1984
Cell Phone: (920) 265-4955

Victim-2

Schultz, Amanda M W/F-23 of 2741 Humbolt Rd, Green Bay, WI, 54311
DOB: 02/25/1987
Cell Phone: (920) 360-4403

NARRATIVEINITIAL CALL

Ptm Dunbar reports...

On 08/01/10, at approx. 0106 hrs, I responded to Harry O's Tavern 6743 W. Lincoln Ave for a report of a fight. Upon my arrival I observed several people standing on the sidewalk near the tavern. I made contact with these subjects as other officers entered the tavern.

STATEMENT OF AMANDA SCHULTZ-(VICTIM)

I spoke with Amanda Schultz on the sidewalk in front of Harry O's Tavern. I asked her to tell me what happened. She stated that she came to the Milwaukee area with Jeremiah Radonski, to visit some friends. They all went out to the bars tonight, but she was not drinking any alcohol because she was the driver. Her group of friends stopped at Harry O's Tavern for some drinks.

While they were inside the tavern, she observed three white male subjects that were, loud, obnoxious, and were highly intoxicated. She described the first subject as a stocky, white male, in his twenties, wearing a black T-shirt, and a black baseball hat that was turned backwards. The second subject was a shorter, white male, in his twenties, wearing a white T-shirt, who had short light brown hair. The third subject was a taller white male, in his twenties, wearing a blue brewers T-shirt, who had blond hair. Theses subjects were later identified as, (1) Justin Lehnert (2) Travis Marlewski, (3) Stephen Meils.

Schultz stated that Meils and Marlewski got into some type of argument with each other inside the bar. The bartender threatened to kick them out if they did not stop arguing. Some of Schultz's friends went outside to smoke. She and Radonski went outside, but do not smoke. Schultz and Radonski did not want to stand by the smokers, so they walked down the sidewalk. They walked past a deck that was

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located on the northeast side of the building. The same loud, obnoxious, intoxicated males that were inside the bar, where now outside smoking on the deck.

Lehnert started to yell at Schultz, attempting to get her attention. He was attempting to get her to come over and talk to his group of friends. Schultz stated that she ignored Lehnert and then told him to leave her alone. She stated that he became angry and yelled, "What are you doing with that fag." He then called her a "bitch", and continued to call Radonski a "fag" and a "bitch" as well.

Lehnert and Marlewski challenged Radonski to a fight, after he again asked them to stop calling Schultz a bitch. Radonski stated, "What are you kidding me." Lehnert, Marlewski, and Meils all raised their hands and yelled, "Come on lets do something!" "What do you have a bitch holding you back!" Marlewski then pulled a knife out of his pocket and opened the blade. Marlewski started to wave the knife around and yelled, "Come here. I'm going to cut and stab you!"

Schultz stated that just after Marlewski pulled the knife out, a police officer pulled up in front of the bar. Lehnert, Marlewski, and Meils ran back into the bar through the side door. Schultz stated that Radonski told the officer that they had a knife.

LACK OF CONSENT

Amanda Schultz stated that the behavior of Lehnert, Marlewski, and Meils caused a disturbance at the Tavern. She stated that she feared for her safety when Marlewski pulled out the knife and threatened them.

STATEMENT OF JEREMIAH RADONSKI - (VICTIM)

I spoke with Jeremiah Radonski on the sidewalk in front of Harry O's Tavern. I asked him to tell me what happened. He stated that he came to the Milwaukee area with Amanda Schultz, to visit some friends. They all went out to the bars tonight. Their group of friends stopped at Harry O's Tavern for some drinks.

While they were inside the tavern, he observed three white male subjects that were very loud and drunk. He described the first subject as a stocky, white male, in his twenties, wearing a black T-shirt, and a black baseball hat that was turned backwards. The second subject was a shorter, white male, in his twenties, wearing a white T-shirt, who had short light brown hair. The third subject was a taller white male, in his twenties, wearing a blue brewers T-shirt, who had blond hair. These subjects were later identified as, (1) Lehnert (2) Travis Marlewski, (3) Stephen Meils.

Radonski stated that Meils and Marlewski got into some type of argument with each other inside the bar. The bartender threatened to kick them out if they did not stop arguing. Some of Radonski's friends went outside to smoke. He and Schultz

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went outside, but do not smoke. They did not want to stand by the smokers, so they walked down the sidewalk. They walked past a deck that was located on the northeast side of the building. The same loud, drunk males that were inside the bar, where now outside smoking on the deck.

Lehnert started to yell at Schultz, attempting to get her attention. He was attempting to get her to come over and talk to his group of friends. Radonski stated Schultz ignored Lehnert and then told him to leave her alone. Lehnert became angry and yelled, "What are you doing with that fag." He then called Schultz a "bitch", and continued to call Radonski a "fag" and a "bitch".

Lehnert and Marlewski challenged Radonski to a fight. Radonski stated, "What are you kidding me." Lehnert, Marlewski, and Meils all raised their hands and yelled, "Come on lets do something!" "What do you have a bitch holding you back!" Marlewski then pulled a knife out of his pocket and opened the blade. Marlewski started to wave the knife around and yelled, "Come here! I'm going to cut and stab you!" Marlewski did not approach Radonski with the knife, nor did he not attempt to stab him

Radonski stated that just after Marlewski pulled the knife out, a police officer pulled up in front of the bar. Lehnert, Marlewski, and Meils ran back into the bar through the side door. Radonski advised the officers that they had a knife.

LACK OF CONSENT

Jeremiah Radonski stated that the behavior of Lehnert, Marlewski, and Meils caused a disturbance at the Tavern. He stated that he feared for his safety when Marlewski pulled out the knife and threatened them.

CONTACT WITH STEPHEN MEILS-(OFFENDER)

While I was speaking with Schultz and Radonski, Officer Plotkin exited the side door of Harry O's Tavern, and escorted Stephen Meils to the steps of the smoking deck. The smoking deck is located on the northeast side of the building. Meils was handcuffed, with his hands behind his back. Meils was yelling and arguing with Officer Plotkin as he escorted him to the steps. Meils was yelling and swearing at Officer Plotkin. Meils yelled, "This is fucking bullshit! I didn't do shit!" Officer Plotkin advised Meils to stop yelling and to calm down. Meils continued to yell and swear at Officer Plotkin.

Officer Plotkin told Meils to stop yelling and to sit down. Meils disobeyed Officer Plotkin's requests and continued to yell and swear. Officer Plotkin again told Meils to stop yelling and to sit down. Meils refused to stop yelling and did not sit down. Officer Plotkin again advised Meils to sit down. Meils refused to comply with Officer Plotkin. Officer Plotkin then raised his voice and gave Meils a loud verbal command to sit down. Meils again refused to comply with Officer Plotkin's commands. Officer Plotkin then had to physically direct Meils

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downward, while holding him by the arm and shoulder, into a seated position. Melis then remained seated on the steps of the deck, but continued to yell and swear about being placed into handcuffs.

Officer Treep monitored Melis, while I spoke with Officer Stachula about this incident. After I spoke with Officer Stachula, I began walking back towards Melis's location. I observed Melis stand up, and heard Officer Treep ordering Melis to sit down. I observed that Melis had attempted to free himself from the handcuffs. Melis was able to slide his hands from behind his back down underneath his knees. His shoulders were rolled forward and he was attempting to slide his feet through the handcuffs, to get his hands in front of him. However he was not able to get his hands past his knees.

Officer Treep grabbed Melis by the shoulders and directed him back to a seated position. I came over to Officer Treep and assisted him with securing Melis. I was able to slide Melis's hands back behind his back, into the proper position. Officer Treep went to the front of the building to assist other Officers. I stayed to monitor Melis.

While I was monitoring Melis, several bar patrons and the owner came outside onto the deck. They all started to yell and demand to know what was going on. This then caused Melis to become agitated again. He yelled, "This is fucking bullshit. I know how you West Allis cops are. You will see what happens when these cuffs come off!" Melis then started to stand up, and began to slide his handcuffs under his knees again. I grabbed onto him and placed his right arm and shoulder in an escort hold. It appeared that Melis was again attempting to get free from his handcuffs. I wanted to remove him from the steps of the deck and away from the crowd of bar patrons.

When I placed Melis in the escort hold he immediately tensed up his shoulders and arms. He yelled, "What the fuck do you think you doing you fucking rookie!" He then lunged his weight forward and attempted to pull away from me. His hands were still trapped under his knees from his attempt to get free from his handcuffs. His forward momentum caused him to fall forward onto the cement. I secured his hands behind his back in the proper handcuffed position. Officer Treep and I got Melis to his feet and escorted him out to W. Lincoln Ave, away from the crowd of bar patrons. While speaking with Melis I could smell a strong odor of an ingested alcoholic beverage emitting from his breath. His eyes were blood shot and glossy, and his speech was slurred. Through my training and experience as a police officer, he appeared to be highly intoxicated.

Melis was secured in the back of Officer Plotkin's squad car. While inside the squad car he began to yell and scream. He then started to bang his head against the security bars that are attached to the rear windows of the squad car. Officers advised him to stop banging his head. He stopped for a short time, and then started to bang his head again. This continued until he was conveyed to the station.

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Incident Report Number 10-007140	Incident Location: 6743 W Lincoln Ave, West Allis, WI, 53219	Incident Date: 08/01/2010
New Incident:	Original CFS Code-1: 4801	New CFS Code-1: New CFS Code-2:

NARRATIVE**STATEMENT OF TRAVIS M. MARLEWSKI-OFFENDER**

Pto Herkowski reports...

On 08/01/10 at approx. 0106hrs, I responded to Harry O's Tavern, 6743 W. Lincoln Ave. for a fight outside the bar. I arrived and assisted officer in speaking with the parties involved. While on scene I spoke with Travis M. Marlewski. Marlewski had been detained by other officers prior to my arrival. I took him aside and spoke with him regarding what happened tonight.

Marlewski stated he and several friends were at the tavern tonight. He stated earlier, his mother was at the tavern also. He stated he and several friends were just having a good time. Later on in the night, the group went outside and had a smoke. While outside, one of his friends, Justin R. Lehnert, had been interested in one female. He stated he began "hitting on" her asking her out and such. Marlewski stated the female did not return the interest. He stated Lehnert continued. At one point the female's boyfriend said something to Lehnert asking him to stop and back off.

Marlewski stated the female had enough and slapped Lehnert in the face. He admitted that Lehnert probably got what he deserved. An argument began between the two groups. Marlewski stated he grabbed Lehnert, Amanda S. Malmquist, and another friend, Stephen A. Meils and went back into the tavern. He stated there were no punches thrown or any thing else. He stated they went inside to cool off.

A short time later, the police came and placed him into custody. I asked Marlewski if there was any mention of a knife. Marlewski stated there was no mention of a knife. I asked him why someone would say that there was a knife there. Marlewski stated he knows that Malmquist has been known to carry a knife in her purse. I asked him if he saw a knife tonight. Marlewski stated he did not see any knife, nor did he have knife tonight.

I advised him that based on statements and observation, he was under arrest for Disorderly Conduct while armed.

ARREST

Marlewski was arrested for Disorderly Conduct while Armed and transported to the station.

BOOKING PROCESS

Marlewski was fingerprinted and photographed using WAPD# 44101 and booking

Reporting Officer(s): Herkowski, James .	Payroll Number: 9248	Payroll Number:	Report Date: 08/02/2010
Reviewed by: Corwin, Clint .	Payroll Number: 1831	Copy To:	1 Of 2

West Allis Police Department**Continuation**

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Incident Location:

6743 W Lincoln Ave, West Allis, WI, 53219

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10-003335. He was issued a municipal citation M10-0033351 for Disorderly Conduct while Armed.

CASE DISPOSITION

Due to personnel constraints as a major incident was going on, Marlewski was released without a station interview. Marlewski remarked, "I don't want to talk to no body." He was advised to stay away from the parties from the tavern.

Reporting Officer(s):

Herkowski, James .

ID Number

9248

ID Number

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**City of West Allis
Police Department**

Liquor Establishment Violation

Date: 8/1/2010
To: Lieutenant Terry Morrissey
From: Pto. Ryan McNally

Violation Type

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

Incident #: 10-007142 I1008004 ☐ N/A

Location: 1900 S. 60 St. ☐ N/A

Establishment Name: Mario's ☐ N/A

Establishment License #: 1091 ☐ N/A

Establishment Owner: Mario P. Morgese ☐ N/A

Owner Address: S95 W22990 Silvercrest Drive, Big Bend, WI, 53103 ☐ N/A

Violation(s): Disorderly Conduct, Resisting an Officer ☐ N/A

Offender: Paula D. Freeman-Ward ☐ N/A

Offender Address: 1934 N 34 St, Milwaukee, WI 53208 ☐ N/A

Offender: Quyanna R. Dalton ☐ N/A

Offender Address: 4219 N 47 St, Milwaukee, WI 53216 ☐ N/A

Offender: Antone T. Hibbler ☐ N/A

Offender Address: 304 Schindler Pl #110, Menasha, WI 54952 ☐ N/A

Offender: Timothy J. Hibbler ☐ N/A

Offender Address: 8900 S Wood Creek Dr #204, Oak Creek, WI 53154 ☐ N/A

Additional Offenders listed in Incident Report narrative: ☒ Yes ☐ No

Reviewed by Commanding Officer:

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

Commanding Officer Signature:

Reviewed by Deputy Chief Jerry Ponzi:

Copy forwarded to License and Health Committee: Date:



West Allis Police Department

Incident Report

Date:

08/01/2010

CFS Code-1:

4801

Incident Report Number:

10-007142

Incident:

Resisting Officer

Incident Report Number:

10-007142

Between: Date - Time

And/At: Date-Time

8/1/10

02:13

Incident Location:

1900 S 60 St, West Allis, WI, 53219

CFS Code-1:

4801

CFS Code-2:

5311A

CFS Code-3:

CFS Code-4:

CFS Code-5:

CFS Code-6:

CFS Code-7:

CFS Code-8:

Name (Last, First, Middle)

O

Hibbler, Timothy J

DOB:

10/11/1983

Race/Sex

B/M

Address: (Address, City, State, Zip)

8900 S Wood Creek Dr, 204, Oak Creek, WI, 53154

Home Phone Number

Employer

Work Phone Number

Employer Address

Cell Phone Number

(414) 262-3922

Name (Last, First, Middle)

O

Freeman, Jacqueline D

DOB:

09/17/1987

Race/Sex

B/F

Address: (Address, City, State, Zip)

1923 Miller Parkway, West Milwaukee, WI, 53219

Home Phone Number

Employer

Work Phone Number

Employer Address

Cell Phone Number

(414) 651-7551

SUMMARY

Officer McNally reports... On 08-01-10 at 0213 hrs, officers responded to Mario's Tavern, 1900 S. 60 St, regarding a large fight outside the tavern. Antone T. Hibbler (m/b, 07-31-81), Paula D. Freeman-Ward (f/b, 07-18-69) and Quyanne R. Dalton (f/b, 12-03-84) were taken into custody for Disorderly Conduct and Resisting an Officer. Jacqueline D. Freeman (f/b, 09-17-87) and Timothy J. Hibbler (m/b, 10-11-83) were taken into custody for Disorderly Conduct. All subjects were issued municipal citations and released.

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

License Number:

State:

Expiration Year:

Vin:

Insurance Company:

Other Vehicle Information:

NCIC#

Reporting Officer(s):

McNally, Ryan .

Payroll Number:

9439

Payroll Number:

Report Date:

08/01/2010

Time Received:

02:13

Time Cleared:

02:39

Unit(s) Assigned:

216, 310, 311, 312, 313,

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Reviewed by:

Corwin, Clint .

Payroll Number

1831

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Continuation

Incident Report Number
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NAMES

Offender-1

Freeman-Ward, Paula D B/F-41 of 1934 N 34 St, Milwaukee, WI, 53208
DOB: 07/18/1969 DL: F6556646975807
HT: 503 WT: 330 Hair: Brown
Eyes: Brown Complexion: Black

Booking#: 10-003341

Case#	Charge	Description	Ct
10-007142	WA2-946.41	Resisting	1
10-007142	WA947.01	Disorderly Conduct/all others	1

Offender-2

Dalton, Quyanne R B/F-25 of 4219 N 47 St, Milwaukee, WI, 53216
DOB: 12/03/1984
HT: 506 WT: 155 Hair: Black
Eyes: Brown Complexion: Light Brown
Cell Phone: (414) 610-4629

Booking#: 10-003340

Case#	Charge	Description	Ct
10-007142	WA947.01	Disorderly Conduct/all others	1

Offender-3

Hibbler, Antone T B/M-29 of 304 Schindler Pl, #110, Menasha, WI, 54952
DOB: 07/31/1981 DL: H1460188127102
HT: 600 WT: 190 Hair: Black
Eyes: Brown Complexion: Dark Brown
Cell Phone: (920) 378-4588

Booking#: 10-003336

Case#	Charge	Description	Ct
10-007142	WA947.01	Disorderly Conduct/all others	1
10-007142	WA2-946.41	Resisting	2

Business

Mario's of 1900 S 60 St, West Allis, WI, 53219

Reporting Officer(s):

McNally, Ryan

ID Number
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10-007142

Incident Location:

1900 S 60 St, West Allis, WI, 53219

Incident Date:

08/01/2010

Business Phone: (414) 727-5052

Witness

Morgese, Mario P W/M-40 of S95 W22990 Silvercrest Drive, Big Bend, WI, 53103

DOB: 04/28/1970 DL: M622-5557-0148-09

HT: 510 WT: 185 Hair: Black

Eyes: Brown

Cell Phone: (414) 588-9414

Work Phone: (414) 727-5052

Contact

Hibbler, Tidal E B/M-27 of P.O. Box 613, Fond Du Lac, WI, 54937

DOB: 09/04/1982

Cell Phone: (920) 579-3399

NARRATIVE

Officer McNally reports...

ARRIVAL AND INITIAL OBSERVATIONS

On 08-01-10 at 0213 hrs, I was parked in the Dinette Showcase parking lot, 1933 S. 60 St. monitoring the crowd of bar patrons that were exiting Mario's tavern, 1900 S. 60 St. While monitoring the crowd, I observed a white 2006 Dodge Magnum, WI reg. #472PVH park in front of the tavern. From the Dinette Showcase parking lot, I could hear loud rap music coming from the vehicle. Several subjects began dancing around the car and in street. I overheard two subjects asking females for hugs. Shortly thereafter I heard several subjects arguing and then a large fight broke out on the sidewalk next to the tavern. I drove to the fight and activated my emergency lights. There were approximately 30 people congregating outside Mario's tavern when the fight started.

I observed an unknown female laying on the ground in a fetal position. There were approximately ten subjects punching and kicking the female while she laid helplessly on the ground. I then observed a large glass mug flying through the air and smash against the side of the tavern.

ARREST OF QUYANNA R. DALTON (offender)

As I got closer to the fight, I tried to identify the main offenders in the fight. While in full uniform with a marked squad car with emergency lights activated, I ordered everyone to stop fighting several times. No one involved in the fight would obey my orders. I then observed a female, later identified as Quyanne R. Dalton, kicking and punching the unknown victim. I escorted Quyanne out of the fight. Quyanne immediately told me to get my hands off of her and resisted arrest by trying to pull away from me. I advised her that she was under

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arrest. Quyanna became belligerent. She was uncooperative and shouting. I placed Quyanna in handcuffs and told her to take a seat on the curb, as I didn't have a prisoner compartment in my squad car. Quyanna refused to sit down. I ordered her to sit down several more times, and she still refused. I was the only officer on scene at this point and the unknown victim was still laying on the sidewalk in a fetal position with approximately ten subjects still kicking and punching her.

ARREST OF PAULA D. FREEMAN-WARD (offender)

I ran back into the fight and ordered everyone to stop fighting. At this point, I observed a black female, later identified as Paula D. Freeman-Ward, kicking the victim as she lay on the ground. I attempted to escort Paula out of the fight. I grabbed her by her right wrist. Paula attempted to pull her right arm away from me and continued kicking the victim. I forcibly pulled her out of the fight. At this point, Officer Stachula had arrived on scene and assisted me in handcuffing Paula.

Refer to Officer Stachula's report for further information regarding this arrest and resisting of Paula.

While taking Paula into custody, Quyanna (who was in handcuffs and refused to sit down), began walking around in the middle of S. 60 St. Quyanna was still shouting and provoking the altercation. After Paula was in custody, I made contact with Quyanna. There were still approximately 20 people on the sidewalk outside of Mario's yelling, screaming and fighting. Due to Quyanna's belligerent behavior, and because she would not obey my orders to sit down and be quiet, I escorted her to Squad 38. Quyanna would not walk willingly on her own. I had to forcibly pull her by her left arm to the squad. Once we arrived at the squad door, she refused to sit in the squad.

More squads began to show up on scene. I asked Quyanna for identification and she stated she did not have any. Quyanna refused to provide me with her information verbally.

ARREST OF TIMOTHY J. HIBBLER (offender)

Timothy J. Hibbler was the driver of the white Dodge Magnum that parked in front of Mario's. Tidal E. Hibbler was the front seat passenger of the vehicle. Antone T. Hibbler was the rear passenger in the vehicle. Throughout the duration of this altercation on the sidewalk, the three were encouraging the fight. I asked them on several occasions to leave the area. Passengers in the vehicle argued with me about leaving the scene. Timothy then turned up the vehicle stereo in the vehicle. Passengers in the vehicle were upset and still argumentative.

I ordered Timothy to stop the vehicle and get out of the vehicle. Timothy slowly began driving away. I grabbed the front passenger door handle and attempted to

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open the car door, however, the door was locked. While grabbing the door handle, Timothy continued driving another 3-5 feet, pulling me with the vehicle. I continued ordering him to stop the vehicle and he did. I told him to put the vehicle in park and exit the vehicle.

Timothy initially refused to exit the vehicle. Timothy began arguing with me about why he had to exit the vehicle. I advised him that he was under arrest for disorderly conduct. Timothy slowly took off his seatbelt and took his time exiting the vehicle. I grabbed Timothy's left wrist and escorted him out of the vehicle onto the ground. Once on the ground Timothy became cooperative with officers and started to listen to our orders. Timothy was placed in handcuffs and arrested for disorderly conduct.

While taking Timothy into custody, a separate red vehicle pulled up and stopped in the middle of S. 60 St. Three black females exited the vehicle and began yelling at officers.

Refer to Officer Gold's supplemental report for further information regarding contact with Tidal E. Hibbler.

ARREST OF ANTONE T. HIBBLER (offender)

Refer to Officer Cato's supplemental report.

MUTUAL AID

At the request of WAPD Disptach, several squads from Milwaukee Police Department, West Milwaukee Police Department, and Milwaukee County Sheriffs Office also responded to the scene for mutual aid. Officers attempted to send everyone on their way from Mario's. A majority of the crowd left, however, they began congregating on the southwest and northwest corners of S. 60 St. and W. Burnham St. After sending everyone on their way from Mario's tavern, several other arguments/fights broke out around the corner from Mario's and down the street from Mario's. MPD, MCSO, and WMPD handled each of these incidents. In each of those incidents, the subjects involved were sent on their way.

STATEMENT - MARIO P. MORGESE (witness)

I briefly made contact with the owner of Mario's tavern, Mario P. Morgese. Mario was cooperative with officers and assisted officers throughout this incident. Mario stated that the main instigators of the argument were the occupants in the white Dodge Magnum and the two females already in custody. Mario then pointed to Quyanne and Paula. Mario did not know what the fight was about, or how it started. Mario stated he too observed Paula and Quyanne kicking a female who was laying helplessly on the ground.

Mario did not know the victim or where the victim went to. Officers never made

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contact with the victim, and the victim never came forward to speak with officers. It's unknown what injuries she sustained.

TRANSPORT

Refer to Officer Ketterhagen's supplemental report.

BOOKING

Quyanna R. Dalton was mugged/printed and booked under WAPD booking #2010003340, WAPD #A-221709. She was issued municipal citation #M10-0033401 for disorderly conduct.

Paula D. Freeman-Ward was mugged/printed and booked under WAPD booking #2010003341, WAPD #A-221708. She was issued municipal citation #M10-0033411 for resisting an officer and municipal citation #M10-0033412 for disorderly conduct.

Antone T. Hibbler was mugged/printed and booked under WAPD booking #2010003336, WAPD #A-221704. He was issued municipal citation #M10-0033362 for resisting an officer and municipal citation #M10-0033361 for disorderly conduct.

Jacqueline D. Freeman was mugged/printed and booked under WAPD booking #2010003339, WAPD #A-221707. She was issued municipal citation #M10-0033391 for disorderly conduct.

Timothy J. Hibbler was mugged/printed and booked under WAPD booking #2010003338, WAPD #A-221706. He was issued municipal citation #M10-0033381 for disorderly conduct.

CASE DISPOSITION

All offenders were issued municipal citations and released.

Reporting Officer(s):
McNally, Ryan .ID Number
9439

ID Number

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Missing page
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of the Mario report
Please add to your packet

West Allis Police Department

Supplementary Report

Incident Report Number: 10-007142	Incident Location: 1900 S 60 St, West Allis, WI, 53219	Incident Date: 08/01/2010
New Incident:	Original CFS Code-1: 4801	New CFS Code-1: New CFS Code-2:

NARRATIVE

INITIAL OBSERVATIONS

Ptm. Stachula reports...

I responded to Mario's Tavern, 1900 S. 60th St., to assist K9 Officer McNally who called out with a fight outside of the tavern. As I arrived on scene I noticed a large group of approximately 30 persons just south of the entrance of Mario's. In the middle of the group I noticed K9 Officer McNally being pushed/shoved around. I noticed that he had his Electronic Control Device (ECD) drawn and was attempting to break up a large fight.

I ran to his assistance and started pulling people away from the fight. During this time I heard someone throw a bottle/glass and it appeared that an unknown black female attempted to punch/throw something at K9 Officer McNally. I noted that there was about 8-10 parties involved in the physical fight, which mostly involved females. As I was attempting to clear people out of the area, I noticed that K9 Officer McNally was attempting to take a female into custody. This female, later identified as Paula D. Freeman-Ward F/B 07/18/69, was of larger stature (5'03" and 330lbs) and was actively resisting. I ran over to his location and assisted with her apprehension.

While I was attempting to gain control of the scene, numerous patrons of the tavern were refusing to leave and were not complying with our commands. The fighting would stop for a brief moment and then start up again as we were attempting to place parties into custody. Eventually once enough officers were on scene, the unruly patrons started to disburse the area.

RESISTING AN OFFICER / ARREST - PAULA FREEMAN-WARD

As I was assisting K9 Officer McNally with the apprehension of Paula, I felt her pulling away and tensing up. I told her to relax and to stop resisting. Paula continued to tense up and was yelling at officers. I grabbed onto both of her arms and she resisted by attempting to pull her arms away from my grasp, towards the front of her body. I was able to secure her right wrist into a handcuff and then eventually after a brief struggle I was able to secure her left hand into handcuff. Once she was secured into handcuffs, she continued to resist by pulling away from officers. Paula was assisted into a seated position on the curb, where she remained until she was escorted into the back of the police transport van.

Reporting Officer(s): Stachula, Nick	Payroll Number: 9167	Payroll Number:	Report Date: 08/01/2010
Reviewed by: Corwin, Clint	Payroll Number: 1831	Copy To:	1 Of 1

West Allis Police Department		Supplementary Report	
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Original CFS Code-1: 4801		New CFS Code-1: 4801	
New CFS Code-2: 4801		New CFS Code-2: 4801	
<p>Officer Gold Reports...</p> <p>NARRATIVE</p> <p>On 08/01/10 at approx. 0213hrs. I responded to Mario's Tavern as officers requested additional help for an out of control fight in the street. When I arrived on scene I observed large crowds of people on all four corners of 60/Burnham and there were several occupied vehicles parked in front of Mario's and not moving. I immediately began telling people who were standing on the corner in front of Mario's to leave and start walking. With no one listening to any of my commands or any officers on scene, I began yelling at the parties and grabbing people and moving them away from the Mario's entrance and around the corner. Finally the parties began dispersing as MCSO, West Milwaukee and MPD arrived on scene.</p> <p>While attempting to restore order to the corner near Mario's, I turned around and observed Officer McNally attempting to open the passenger door of a white vehicle that began pulling away from in front of Mario's. Officer McNally was continually yelling at the parties to stop the vehicle. The vehicle then stopped and Officer McNally ran around to the drivers side and attempted to remove the uncooperative driver. At the same time Officer Cato and I began yelling at the driver to put the vehicle in park, however he continued to refuse. Officer Cato and I provided cover by Officer Cato pointing his ECD into the vehicle, while I was near the front passenger tire area pointing my firearm at the driver. Once the driver was removed by Officer McNally and Officer Treep, I ran around the front of the vehicle to assist them. As I got to the drivers side of the vehicle, the two passengers exited the passenger side near Officer Cato. I then continued running around the vehicle and grabbed the front passenger who was later identified as Tidal E. Hibbler M/B 09/04/82. Officer Cato was dealing with the rear passenger.</p> <p>Tidal was yelling and arguing with officers about what was going on and why the driver was in handcuffs. Tidal continued to refuse officers commands and I grabbed his left wrist and forced him into the side of the vehicle. Tidal refused to turn around and face the vehicle, so I pinned his right side against the vehicle by holding his left wrist and using my right forearm against his shoulder/neck area. While holding him against the vehicle, I quickly turned to the left and noticed the rear passenger was refusing Officer Cato's commands. Officer Cato deployed his ECD and the male party began falling towards the rear of the vehicle. Once the ECD was deployed, Tidal got even more agitated/argumentative which forced me to direct him to the ground and away from Officer Cato and the rear passenger.</p> <p>Once on the ground, Tidal continued arguing, however over time became more</p>			
Reporting Officer(s): Gold, Timothy		Payroll Number: 9589	
Reviewed by: Corwin, Clint		Payroll Number: 1831	
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Report Date: 08/02/2010			

West Allis Police Department

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cooperative. Tidal was subsequently released with the wife of the driver after everything was calmed down.

FURTHER INCIDENT

It should be noted as things were calming down after the incident with the vehicle, officers observed another disturbance in the 5900 block of W. Burnham St. where two male parties were arguing with another male party who was harassing two female parties. MCSO, MPD, West Milwaukee and several WAPD Officers responded and the parties were ID'd, checked for warrants and sent on their way.

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Gold, Timothy

ID Number:

9589

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		New CFS Code-1:	
		New CFS Code-2:	
Incident Date: 08/01/2010		Incident Date: 08/01/2010	
<p>NARRATIVE</p> <p>OFFICER OBSERVATION</p> <p>Pto. Cato reports...</p> <p>On 08/01/10 at 0213hrs, officers responded to a large fight outside of Mario's 1900 S. 60 St. When I arrived on scene there were numerous people standing around the area of S. 60 St and W. Burnham Av. There were a few marked squads on scene with their emergency lights active.</p> <p>People were yelling at officers and refused to leave. People were yelling, "Fuck the police!" The area was chaotic and it appeared as though no one wanted to listen to officers.</p> <p>CONTACT WITH ANTONE T. HIBBLER (OFFENDER)</p> <p>I was standing on the corner of Mario's with Pto. Gold trying to get people to leave and monitoring the area. I overheard Pto. McNally tell the occupants in a white vehicle to stop the vehicle. Pto. McNally asked the driver Timothy Hibbler to exit the vehicle and Timothy refused to get out of the vehicle. Pto. McNally told Timothy to turn off the vehicle and get out of the car. Pto. McNally opened the door and pulled Timothy out of the vehicle.</p> <p>I kept my focus on the other occupants in the vehicle. The passenger Tidale E. Hibbler and the rear passenger Antone Hibbler exited the vehicle without being told to do so and without warning. Antone Hibbler was yelling "We didn't do anything, leave my brother (referring to Timothy) alone." Tidale E. Hibbler was yelling as well. Antone appeared highly agitated, as he was yelling and his body was tense. I told Antone to calm down turn around and place his hands on the car. Antone replied, "No" and he leaned his back up against the car. I ordered him to turn around again and put his hands on the car. I told him if he didn't do so I would deploy my ECD. Antone yelled, "No, I didn't do anything."</p> <p>Due to the highly volatile situation, Antone's agitated demeanor, Antone refusing to obey my commands, the possibility that Antone was armed and in order to quickly control the situation, I deployed my Electronic Control Device, (ECD/Taser #10). The ECD probes from ECD cartridge (H06485591) hit him in the upper torso region. The ECD deployment appeared to be successful, however given my close proximity to Antone the ECD probes were close together. I ordered Antone to the ground. He tried to say something, but I couldn't understand him. Several people in the area were yelling around me. Antone was trying to fight through the effects of the ECD.</p> <p>I administered another cycle and Pto. Treep came over to assist. Antone was taken</p>			
<p>Reporting Officer(s):</p> <p>Cato, James</p> <p>Reviewed by:</p> <p>Corwin, Clint</p>			
Payroll Number:		Payroll Number:	
9469		9469	
Report Date:		Report Date:	
08/01/2010		08/01/2010	
Payroll Number:		Payroll Number:	
1831		1831	
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to the ground where he continued to resist officers. I attempted a drive stun to the center of Antone's upper back, but I do not believe it worked. Officers were able to handcuff Antone. I rolled Antone over onto his back.

Antone told me he didn't do anything wrong and I didn't need to "Taser him." With gloves on my hands I pulled the probes out of his chest. Antone told me he was fine. I asked Antone if he wanted any medical attention and he refused. Antone said he was fine. I placed Antone in the back of my squad car. I transported him to the West Allis Police Department. He was later issued municipal citations for Disorderly Conduct and Resisting and Officer.

MIRANDA

On 8/1/10 at approximately 0348hrs, I interviewed Antone Hibbler in booking interview room B at the West Allis Police Department. I read Antone Hibbler his Miranda rights from WAPD Directive 42.016, and he stated that he understood his rights and would speak to me about this matter without an attorney present. The interview was recorded on an Olympus DS-220 Digital Voice Recorder (Recorder# P18), using audio media card# P18-2. Hibbler's statement is paraphrased for this report and is not a verbatim transcript.

Antone Hibbler stated he and his brothers Timothy and Tidale Hibbler came out tonight with their girlfriends to Mario's 1900 S. 60 St. Antone said they were celebrating his birthday. They arrived at Mario's around midnight and parked in front of the club. Antone stated at bar close everyone was leaving.

Antone said he, his brothers, and the girls were standing outside of Mario's deciding where to go for food. Antone said people began yelling. Antone stated some dude was punching girls along the sidewalk and other people began fighting. Antone said the police showed up on scene with there lights and sirens activated. Antone said the police were telling people to stop, but no one was listening. Antone said the police were being punched by people.

Antone told the girls to leave. Antone and his brother got in the white vehicle in front of Mario's. Antone said Pto. McNally told them to leave three times as they sat in the vehicle in front of Mario's. Antone stated after being told a third time to leave, they did so. Antone stated they bumped their music as they drove away. Antone described "bumping music" as playing music loudly so everyone could hear it.

Antone said Pto. McNally told them to stop the vehicle and told them to get out. Antone stated Pto. McNally grabbed his brother Timothy out of the vehicle. Antone said he exited the vehicle because he was told too. Antone admits he refused to listen to me and follow my commands. Antone stated it was his fault and he understand I have a job to do. Antone said if he had to do it all over again he

Reporting Officer(s):

Cato, James .

ID Number

9469

ID Number

Pages::

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West Allis Police Department**Continuation**

Incident Report Number

10-007142

Incident Location:

1900 S 60 St, West Allis, WI, 53219

Incident Date:

08/01/2010

would handle the situation differently. He would listen to officers' commands. Interview ended at 0358hrs.

BOOKING AND RELEASE

I arrested, booked and fingerprinted Antone L. Hibbler for disorderly conduct #M10-003361 and resisting an officers #M10-003362. Antone was given a local court date for 9/13/10 at 0830hrs and he was later released.

Reporting Officer(s):

Cato, James .

ID Number

9469

ID Number

Pages::

3 Of 3

West Allis Police Department

Supplementary Report

Incident Report Number 10-007142	Incident Location: 1900 S 60 St, West Allis, WI, 53219	Incident Date: 08/01/2010
New Incident:	Original CFS Code-1:	New CFS Code-1: New CFS Code-2

NARRATIVE

PRISONER TRANSPORT

Officer Ketterhagen reports:

On 08/01/10 I responded to this call at Mario's at 1900 S. 60 St. in the City of West Allis. By use of the police van, I transported three females into the station for the booking process.

Reporting Officer(s): Ketterhagen, Todd .	Payroll Number: 2106	Payroll Number:	Report Date: 08/01/2010
Reviewed by: Corwin, Clint .	Payroll Number 1831	Copy To:	1 Of 1



City of West Allis
Police Department

Liquor Establishment Violation

Date: 8/8/2010
To: Lieutenant Terry Morrissey
From: Ofc. K. Kempinski

Violation Type

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

Incident #: 10-7394 / I1008182 ☐ N/A

Location: 6709 W. Beloit Rd. ☐ N/A

Establishment Name: Stacey's Coctail Lounge ☐ N/A

Establishment License #: ☐ N/A

Establishment Owner: Brian J. McMahon ☐ N/A

Owner Address: 830 Wilson Dr., Brookfield, WI 53005 C#554-2530 ☐ N/A

Violation(s): Disorderly Conduct (x 3) ☐ N/A

Offender: Rochelle M. Gorichs ☐ N/A

Offender Address: 1218 S 58 St., West Allis, WI ☐ N/A

Offender: Jesse L. Thompson ☐ N/A

Offender Address: 3610 Meachem Rd.8 Racine, WI 53405 ☐ N/A

Offender: Michael F. Skoropat ☐ N/A

Offender Address: 5035 S 20 St., Milwaukee, WI 53221 ☐ N/A

Offender: ☐ N/A

Offender Address: ☐ N/A

Additional Offenders listed in Incident Report narrative: ☐ Yes ☒ No

Reviewed by Commanding Officer: Capt. Fujinaka

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

Commanding Officer Signature: *Capt. Patrick Fujinaka*

Reviewed by Deputy Chief Jerry Ponzi:

Copy forwarded to License and Health Committee: Date:



10-007394

Upon speaking with Stacey's Cocktails owner McMahon further, he stated Michael and another party, later identified as Jesse L. Thompson began to argue inside the bar tonight for an unknown reason. McMahon watched as some people exited the bar to go outside and smoke cigarettes. McMahon reported the argument continued outside with Thompson and Skoropat causing a large disturbance. McMahon stated he yelled at Thompson and Skoropat to stop the arguing and Skoropat picked up a chair and threw it. Thompson picked up a bottle and raised it over his head as if he was going to strike someone or something with it but McMahon yelled for him to put it down and he complied.

WITNESS / COMPLAINANT STATEMENT

Upon arrival to the front of the taver I observed a female party also yelling loudly and shouting obscenities. This female was identified as Michelle M. Gortchs and was later taken into custody by Ofc. Kraemer (see Ofc. Kraemer's supplemental report for details concerning this arrest.)

I went after Michael on foot, and at first he ignored my commands to "stop police" but did not run. As I got closer to Michael he finally stopped and I brought him back to the bar with me.

I arrived on scene and observed approximately 8-10 people standing outside the tavern. Several of the people in the group were still yelling obscenities and as I started to approach the bar one male party walked away from me, eastbound on W. Beloit Rd. At this time the bar owner, Brian J. McMahon yelled to me that "he's the one, the one in the Brewer's Jersey, he's the one who started it" and pointed to Michael F. Skoropat, the male that was walking eastbound.

INITIAL RESPONSE / ON SCENE OBSERVATIONS

Officer Kelly Kempinski reports...

NARRATIVE

Complainant
McMahon, Brian J W/M-56 of 830 Wilson Dr, Brookfield, WI, 53005
DOB: 08/15/1953
Cell Phone: (414) 841-9086
Business Phone: (414) 545-6735

Business
Stacey's Cocktail Lounge of 6709 W Beloit Rd, West Allis, WI, 53219
Business Phone: (414) 545-6735

West Allis Police Department

Continuation

Incident Report Number
10-007394

Incident Location:
6711 W Beloit Rd, West Allis, WI, 53219

Incident Date:
08/08/2010

Both Skoropat and Thompson blamed other people for their actions and stated they were not involved in a fight but were outside at the time a disturbance took place. McMahon wished for both Thompson and Skoropat to be cited for Disorderly Conduct for causing a disturbance outside his tavern and for throwing a chair and picking up a bottle.

WITNESS STATEMENTS

Carman S. Whitefeather and Carol L. McMahon witnessed this incident and were interviewed on scene. See Officer Christina Porter and Jon Cergua's supplemental reports for their statements.

BOOKING PROCESS

I took Skoropat into custody for Disorderly Conduct and transported him to the station. Thompson was taken into custody by Ofc. Halser and transported to the station, also for Disorderly Conduct. Skoropat was booked #20103462 and issued municipal citation # M10-34621. When Skoropat was advised he would be issued a citation he became extremely uncooperative/resistant and refused to be interviewed regarding this incident.

CASE DISPOSITION

Three arrests were made as a result of the disturbance outside Stacey's Cocktails at 6711 W. Beloit at 0208hrs. Michael F. Skoropat (#M10-34621), Jesse L. Thompson (M10-34611), and Rochelle M. Gorichs (#M10-34631) were all issued municipal citations for disorderly conduct and given a court date of 09/13/10 at 0830hrs.

Reporting Officer(s):

Kempinski, Kelly

ID Number
9246

ID Number

Pages:

3 OF 3

West Allis Police Department		Supplementary Report	
Incident Report Number: 10-007394		Incident Location: 6711 W Beloit Rd, West Allis, WI, 53219	
New Incident: 10-007394		Incident Date: 08/08/2010	
Original CFS Code-1:		New CFS Code-1:	
New CFS Code-2:		New CFS Code-2:	
<p>NAMES</p> <p>Complainant McMahon, Carol L W/F-55 of 830 Wilson Dr, Brookfield, WI, 53005 DOB: 08/22/1954 DL: M255-1125-4802-04 HT: 505 WT: 130 Hair: Brown Eyes: Brown Home Phone: (414) 841-9086 Work Phone: (414) 545-6735</p>			
<p>NARRATIVE</p> <p>Officer Cergua reports:</p> <p>INITIAL COMPLAINT</p> <p>On 08/08/10, at 0209 hrs, I responded to Stacey's Cocktail Lounge, located at 6711 W Beloit Rd, for a group of 10 to 12 fighting outside. The fight ended prior to my arrival and I went inside the tavern to make contact with any potential witnesses.</p> <p>STATEMENT OF CAROL L. MCMAHON</p> <p>I made contact with Carol L. McMahon, F/W 08/22/54, who is a co-owner of the tavern. Carol stated an argument ensued between a male subject wearing a blue shirt, later identified as Michael F. Skoropat, M/W 05/18/77, and a subject named Frank. Michael kept stating that Frank disrespected him and that he (Frank) was using bad language. Michael started to argue with other patrons inside the tavern, and, according to Carol, he was trying to start a fight with several people.</p> <p>Carol told Michael to leave the tavern, and he walked out. However, Michael walked back inside the tavern and several subjects followed Michael back outside for a fight. Carol stated she called the police when everyone walked out of the tavern and did not actually see anyone fighting outside. When she did look out of a window, everyone had stopped fighting and the police arrived on scene.</p> <p>According to Carol, Michael was the main cause of the problem inside the business and she never had any problems with Frank.</p>			
<p>Reporting Officer(s): Cergua, Jonathan</p> <p>Reviewed by: Fujitaka, Patrick</p> <p>Payroll Number: 1292 Copy To:</p> <p>Payroll Number: 9650 Report Date: 08/08/2010</p> <p>1 OF 1</p>			

West Allis Police Department

Supplementary Report

Incident Report Number 10-007394	Incident Location: 6711 W Beloit Rd, West Allis, WI, 53219	Incident Date: 08/08/2010
New Incident:	Original CFS Code-1:	New CFS Code-1: New CFS Code-2

NAMES

Witness

Whitefeather, Carman S W/F-28 of 2342 S Austin St, Milwaukee, WI, 53207
DOB: 11/06/1981
Cell Phone: (414) 554-2530

NARRATIVE

STATEMENT: CARMAN S. WHITEFEATHER (WITNESS)

Officer Christina Porter reports...

On 08/07/10 at 0208hrs., I assisted Officer Kelly Kempinski with this disorderly conduct investigation. Upon arrival at 6711 W. Beloit Rd., I made contact with Carman S. Whitefeather, f/w, 11/06/81 inside of Stacey's Cocktails tavern. Carman said she was at the bar with her children's father and some friends. Another group of people were at the tavern, but Carman did not know any of those people.

Carman stated that she went outside with Richard, the father of her children, to smoke. Several people were outside arguing. She said that she only knew that "everyone jumped in and started fighting." She said that a party wearing a Milwaukee Brewer's jersey, later identified as Michael Skoropat, punched Richard in the face and injured his eye. Skoropat also tried to hit her and Richard's sister, Brenda, when Carman tried to break up the fight. Carman said she didn't see anything else because she then went back into the bar with Richard since he was bleeding.

Carman did not know how the fight began or why the two groups of people at the bar weren't getting along. She did not want to pursue the matter and just wanted to go home.

BOOKING

It was later determined that Michael Skoropat and Jesse L. Thompson would be taken into custody for disorderly conduct. Sgt. Evenson asked me to book Thompson. I responded to the station and Thompson was booked for disorderly conduct under Booking #10-003461 and West Allis Identification #18969. He was cooperative during the entire booking process. He was issued a local citation for disorderly conduct. He was given a local court date of 09/13/10 at 0830hrs. All of the paperwork was turned over to Officer K. Kempinski and she conducted an in-custody interview with Thompson prior to his release.

Reporting Officer(s): Porter, Christina	Payroll Number: 9440	Payroll Number:	Report Date: 08/08/2010
Reviewed by: Mason, Brian	Payroll Number: 1239	Copy To:	1 Of 1

West Allis Police Department		Supplementary Report	
Incident Report Number 10-007394		Incident Location: 6711 W Belmont Rd, West Allis, WI, 53219	
New Incident: 10-007394		New CFS Code-1: 08/08/2010	
Original CFS Code-1:		New CFS Code-2:	
<p>Officer Kraemer Reports...</p> <p>NARRATIVE</p> <p>INITIAL ARRIVAL</p> <p>On 08/08/10 at approximately 0210 hrs I arrived at Stacey's (6711 W Belmont Rd) for a report of 10-12 people fighting in front of the bar. As I arrived I observed approximately 15 people in front of the bar, several different parties were yelling and screaming at one another. As I arrived much of the crowd dispersed and all parties ceased yelling except for a w/f.</p> <p>INITIAL CONTACT WITH OFFENDER (ROCHELLE M GORICHS)</p> <p>After the rest of the crowd stopped yelling a w/f later identified as Rochelle M Gorichs F/W 11/9/82 continued yelling. Gorichs was yelling at Alfonso J Cole M/B 09/09/73 who was standing in front of the bar. Gorichs kept yelling, "Fuck you nigger!", "You ain't seen shit!", and "Fuck you!" There was still a large amount of people in front of the bar, a fair amount of traffic in the area, and patrons at the Kwik Pantry (6716 W Lincoln Ave).</p> <p>I told Gorichs she needed to stop yelling and using profane racist language. I asked Gorichs if she witnessed the fight and she said no. Gorichs stated she did not know any of the parties involved in the incident. I then asked Gorichs why she was so upset, she said because, "That fuckin' nigger is lying." Gorichs was upset because Cole stated he witnessed the fight and Gorichs said he did not. Gorichs was extremely upset and angry, I told her to calm down as she was the only one yelling and was escalating the situation. Gorichs continued to yell and use profane language. She again yelled, "Fuck you nigger!" to Cole several more times. Gorichs began to walk towards Cole in an aggressive manner with her arms waving in the air.</p> <p>Gorichs girlfriend, Jennifer L Peters F/B 09/19/77 and several of her friends restrained Gorichs and pleaded with her to calm down. I told Gorichs she was creating a disturbance and she needed to stop yelling, stop using profane language in public, and she was to stay away from the other patrons.</p> <p>Gorichs was still upset but momentarily stopped yelling and told me Cole did not witness any fight and was lying. Cole yelled, "I'm not lying." Gorichs again became upset, used loud profane language, and began to walk towards Cole in an aggressive manner. Peters stood in front of her and asked her to calm down. Gorichs yelled, "Fuck you", put her hand in Peters face and pushed her head backwards.</p> <p>I immediately grabbed Gorichs and placed her in handcuffs. I told Gorichs she was</p>			
Reporting Officer(s): Kraemer, Robert E.		Payroll Number: 9691	
Reviewed By: Fujioka, Patrick		Payroll Number: 1292	
Copy To:		1 OF 2	
Incident Date: 08/14/2010		Report Date: 08/14/2010	

West Allis Police Department		Continuation	
Incident Report Number: 10-007394		Incident Location: 6711 W Beloit Rd, West Allis, WI, 53219	
Incident Date: 08/08/2010			
<p>under arrest for disorderly conduct, I placed her in the back of the van and transported her to the station.</p> <p><u>PROCESSING OF OFFENDER</u></p> <p>Gorichs was photographed and fingerprinted under booking # 10-003463. Gorichs was issued a local citation (M10-0034631) for disorderly conduct. She signed the PR Bond and was given a copy. Gorichs was given a local court date of 09/13/10 at 08:30 am. Gorichs was released from the station without incident.</p>			
<div> <div>Reporting Officer(s): Kraemer, Robert E.</div> <div>ID Number: 9691</div> <div>ID Number:</div> <div>Pages: 2 Of 2</div> </div>			



**City of West Allis
Police Department**

Inter-Office Report

Date: September 4, 2010
To: LT. MORRISSEY
From: OFFICER JESSICA WINK
Subject: ALCOHOL COMPLIANCE CHECK

Sir,

On 08/31/10 I conducted an alcohol compliance check using Alex Schumitsch, who is 19 years of age. I selected 10 stores to have Alex check. All of the stores complied and Alex could not check one store, River Bend Liquor, 7506 W. Oklahoma Ave. because he delivers Coke product to them and he thought that would be a conflict of interest. The following are the stores checked:

1. Dinos, 9127 W. Lincoln Ave.
2. Kwik Pantry, 5631 W. National Ave.
3. County Beer and Liquor 979 S. 60 St.
4. Dhillon Beer and Liquor, 5832 W. Burnham St.
5. One Stop West Allis, 5909 W. Lincoln Ave.
6. West Allis Liquor and Tobacco, 7218 W. Greenfield Ave.
7. Lapham Beer and Liquor, 1568 S. 81 St.
8. Kwik Pantry 6716 W. Lincoln Ave.
9. Cleveland Ave. Liquor 8423 W. Cleveland Ave.

Respectfully Submitted,

A handwritten signature in black ink, appearing to be "J. Wink".

Officer Jessica Wink

Date:


08/31/2010

CFS Code-1:

GZ

Incident Report Number:

10-008179

West Allis Police Department		Incident Report	
			
Incident: Informational/All Other			
Incident Report Number: 10-008179		Between: Date - Time	And/At: Date-Time 8/31/10 11:02
Incident Location: 11301 W Lincoln Ave, West Allis, WI, 53227			
CFS Code-1: GZ	CFS Code-2:	CFS Code-3:	CFS Code-4:
CFS Code-5:	CFS Code-6:	CFS Code-7:	CFS Code-8:
B	Name (Last, First, Middle) Dino's, Food Mart		DOB:
Address: (Address, City, State, Zip) 9127 W Lincoln Ave, West Allis, WI, 53227			Home Phone Number
Employer			Work Phone Number
Employer Address			Cell Phone Number
B	Name (Last, First, Middle) Kwik Pantry 56/National,		DOB:
Address: (Address, City, State, Zip) 5631 W National Ave, West Allis, WI, 53214			Home Phone Number
Employer			Work Phone Number (414) 476-6609
Employer Address			Cell Phone Number
<p>SUMMARY</p> <p>Officer Wink reports...on 08/31/10 I conducted an alcohol compliance check using a 19 year old male. I randomly selected 10 West Allis Merchants for him to check. All of the businesses checked complied and asked the male for identification.</p>			
Vehicle Information: (Year, Make, Model, Style, Color)			
License Number:	State:	Expiration Year:	Vin:
Other Vehicle Information:			Insurance Company:
Reporting Officer(s): Wink, Jessica			NCIC#
Payroll Number: 1865		Payroll Number:	Report Date: 08/31/2010
Time Received: 11:02	Time Cleared: 11:06	Unit(s) Assigned: 119	1 Of 3
Reviewed by: Kukowski, Thomas .		Payroll Number: 1324	Copy To

West Allis Police Department**Continuation**

Incident Report Number:

10-008179

Incident Location:

11301 W Lincoln Ave, West Allis, WI, 53227

Incident Date:

08/31/2010

NAMES**Business-1**

County Beer & Liquor of 979 S 60 St, West Allis, WI, 53214
Business Phone: (414) 258-0696

Business-2

Lapham Beer & Food of 1568 S 81 St, West Allis, WI, 53214
Business Phone: (414) 475-5630

Business-3

Dhillon Beer & Liquor of 5832 W Burnham St, West Allis, WI, 53219
Business Phone: (414) 545-4240

Business-4

ONE STOP WEST ALLIS FOODS of 5909 W Lincoln Ave, West Allis, WI, 53219
Work Phone: (414) 543-5370

Business-5

West Allis Liquor & Tobacco of 7218 W Greenfield Ave, West Allis, WI, 53214
Business Phone: (414) 453-9666

Business-6

Kwik Pantry 67/Lincoln of 6716 W Lincoln Ave, West Allis, WI, 53219
Business Phone: (414) 545-3800 Work Phone: (414) 545-9941

Business-7

Cleveland Avenue Discount Liquor of 8423 W Cleveland Ave, West Allis, WI, 53227
Business Phone: (414) 541-1033

Complainant

WINK, JESSICA of 11301 W Lincoln Ave, West Allis, WI, 53227
Work Phone: (414) 302-8000

Business-8

Riverbend Liquor Mart of 7506 W Oklahoma Ave, West Allis, WI, 53219
Work Phone: (414) 541-9600

NARRATIVE**PARAMETERS OF THE ALCOHOL COMPLIANCE CHECK**

On today's date I had Alex Schumitsch who is 19 years of age assist me with the alcohol compliance check. I randomly chose 10 West Allis Merchants to have Alex go into to in attempts to purchase alcohol. I provided Alex with buy money and took

Reporting Officer(s):

Wink, Jessica

ID Number

1865

ID Number

Pages:

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West Allis Police Department

Continuation

Incident Report Number
10-008179Incident Location:
11301 W Lincoln Ave, West Allis, WI, 53227Incident Date:
08/31/2010

a photo of him prior to going out on the check. Alex was instructed to tell his true age of 19 if asked by the clerk and did not have any identification on him at the time of the check.

BUSINESSES CHECKED-NO VIOLATIONS

All the businesses I had Alex go into asked him for identification. There was one business, River Bend Liquor, located at 7506 W. Oklahoma Ave. that Alex told me he could not enter due to the fact he delivers soda to that business and it would be a conflict of interest. These are the businesses that were check and did not violate:

1. Dino's Food Mart, 9127 W. Lincoln Ave.
2. Kwik Pantry, 5631 W. National Ave.
3. County Beer and Liquor 979 S. 60 St.
4. Lapham Beer and Food, 1568 S. 81 St.
5. Dhillon Beer and Liquor, 5832 W. Burnham St.
6. One Stop West Allis, 5909 W. Lincoln Ave.
7. West Allis Liquor and Tobacco, 7218 W. Greenfield Ave.
8. Kwik Pantry, 6716 W. Lincoln Ave.
9. Cleveland Ave. Liquor, 8423 W. Cleveland Ave.

PROPERTY

I placed Alex's photo along with a photo of the face sheet in a sealed envelope and placed it in the Forensic and Technical Service Bureau.

CASE DISPOSITION

I forward a copy of this report to Lt. Benish, Lt. Morrissey and Capt. Unger.

Reporting Officer(s):
Wink, JessicaID Number
1865

ID Number

Pages:
3 Of 3



**City of West Allis
Police Department**

Inter-Office Report

Date: September 4, 2010
To: LT. MORRISSEY
From: OFFICER JESSICA WINK
Subject: TOBACCO COMPLIANCE CHECK

Sir,

On 08/25/10 I conducted a tobacco compliance check using Rachel Schumitsch who is 17 years of age. I selected 12 West Allis businesses and out of the 12, 11 complied and one of the businesses, Becher Beer and Liquor or Bobby's Food and Liquor located at 2079 S. 69 St. was closed. The following are the businesses checked with no violations.

1. Walgreens 2677 S. 108 St.
2. Citgo 8323 W. Becher St.
3. Kwik Pantry 5631 W. National Ave
4. Parthenon 9131 W. Cleveland Ave.
5. Citgo 9530 W. National Ave.
6. County Beer and Liquor, 979 S. 60 St.
7. Lapham Beer and Liquor, 1568 S. 81 St.
8. Dhillon Beer and Liquor, 5832 W. Burnham St.
9. One Stop West Allis, 5909 W. Lincoln Ave.
10. Mobil 3061 S. 108 St.
11. Cleveland Ave. Liquor, 8423 W. Cleveland Ave.

Respectfully Submitted,

A handwritten signature in black ink, appearing to be "JWink", written over a horizontal line.

Officer Jessica Wink

Date:


08/25/2010

CFS Code-1:

GZ

Incident Report Number:

10-007991

West Allis Police Department				Incident Report	
					
Incident: Informational/All Other					
Incident Report Number: 10-007991		Between: Date - Time		And/At: Date-Time 8/25/10 13:00	
Incident Location: 11301 W Lincoln Ave, West Allis, WI, 53227					
CFS Code-1: GZ	CFS Code-2:	CFS Code-3:	CFS Code-4:		
CFS Code-5:	CFS Code-6:	CFS Code-7:	CFS Code-8:		
B	Name (Last, First, Middle) Walgreens 108/Cleveland,		DOB:	Race/Sex	
Address: (Address, City, State, Zip) 2677 S 108 St, West Allis, WI, 53227				Home Phone Number	
Employer				Work Phone Number (414) 545-9030	
Employer Address				Cell Phone Number	
B	Name (Last, First, Middle) Citgo,		DOB:	Race/Sex	
Address: (Address, City, State, Zip) 8323 W Becher St, West Allis, WI, 53219				Home Phone Number	
Employer				Work Phone Number (414) 431-3935	
Employer Address				Cell Phone Number	
<p>SUMMARY</p> <p>Officer Wink reports...on 08/25/10 I conducted a tobacco compliance check using a 17 year old female. I selected 12 West Allis Merchants and had the 17 year old go into each business. All businesses complied and one that was checked, Becher Beer and Liquor, 2079 S. 69 St. was actually closed. All businesses asked the female for identification.</p>					
Vehicle Information: (Year, Make, Model, Style, Color)					
License Number:	State:	Expiration Year:	Vin:	Insurance Company:	
Other Vehicle Information:				NCIC#	
Reporting Officer(s): Wink, Jessica		Payroll Number: 1865	Payroll Number:	Report Date: 08/25/2010	
Time Received: 13:07	Time Cleared: 13:08	Unit(s) Assigned: 120	1 Of 4		
Reviewed by: Sura, Mark .		Payroll Number: 1231	Copy To		

West Allis Police Department**Continuation**

Incident Report Number 10-007991	Incident Location: 11301 W Lincoln Ave, West Allis, WI, 53227	Incident Date: 08/25/2010
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NAMES**Business-1**

Kwik Pantry 56/National of 5631 W National Ave, West Allis, WI, 53214
Business Phone: (414) 476-6609

Business-2

Parthenon Deli & Liquor of 9131 W Cleveland Ave, West Allis, WI, 53227
Business Phone: (414) 321-5522

Business-3

Citgo of 9530 W National Ave, West Allis, WI, 53227
Business Phone: (414) 541-0101

Business-4

County Beer & Liquor of 979 S 60 St, West Allis, WI, 53214
Business Phone: (414) 258-0696

Business-5

Lapham Beer & Food of 1568 S 81 St, West Allis, WI, 53214
Business Phone: (414) 475-5630

Business-6

Dhillon Beer & Liquor of 5832 W Burnham St, West Allis, WI, 53219
Business Phone: (414) 545-4240

Business-7

One Stop Food Store of 5909 W Lincoln Ave, West Allis, WI, 53219
Business Phone: (414) 543-5370

Business-8

Mobil - 3061 S 108 of 3061 S 108 St, West Allis, WI, 53227
Work Phone: (414) 604-1030

Business-9

Cleveland Avenue Discount Liquor of 8423 W Cleveland Ave, West Allis, WI, 53227
Business Phone: (414) 541-1033

Complainant

WINK, JESSICA of 11301 W Lincoln Ave, West Allis, WI, 53227
Work Phone: (414) 302-8000

Business-10

Bobby's Food And Liquor of 2079 S 69 St, West Allis, WI, 53219
Work Phone: (414) 543-0223

West Allis Police Department

Continuation

Incident Report Number
10-007991

Incident Location
11301 W Lincoln Ave, West Allis, WI, 53227

Incident Date
08/25/2010

NARRATIVE

PARAMETERS OF THE TOBACCO COMPLIANCE CHECK

On today's date I met with Rachel Schmittsch who is 17 years of age. I randomly selected 12 West Allis Merchants for her to go to and attempt to purchase cigarettes. Before going out on the compliance check I provided Rachel with \$20.00 buy money and made sure she did not have her identification on her at the time of the check. Prior to going out I took a digital photo of Rachel using a Canon Power Shot and media card 565. Rachel was also instructed to tell her true age of 17 if asked by the clerks.

BUSINESSES CHECKED AND COMPLIED

Out of the 12 businesses checked, 11 businesses complied with the check and one, Becher Beer and Liquor located at 2079 S. 69 St. was closed indefinitely. The following businesses asked Rachel for identification:

1. Walgreens 2677 S. 108 St.
2. Cito 8323 W. Becher St.
3. Kwik Pantry 5631 W. National Ave.
4. Parthenon Deli 9131 W. Cleveland Ave.
5. Cito 9530 W. National Ave.
6. County Beer and Liquor 979 S. 60 St.
7. Lapham Beer and Food 1568 S. 81 St.
8. Dillion Beer and Liquor 5832 W. Burnham St.
9. One Stop Food Store 5909 W. Lincoln Ave.
10. Mobil 3061 S. 108 St.
11. Cleveland Ave Discount Liquor 8423 W. Cleveland Ave.

PHOTO LOG

I placed the photo of Rachel along with a Face Sheet in a sealed envelope and placed it in secure storage.

Reporting Officer(s):

Wink, Jessica

ID Number

1865

ID Number

Pages:

3 OF 4

West Allis Police Department**Continuation**

Incident Report Number

10-007991

Incident Location:

11301 W Lincoln Ave, West Allis, WI, 53227

Incident Date:

08/25/2010

CASE DISPOSITON

I have no other follow up on this case file.

I forwarded this report to Lt. Morrissey, Captain Unger and Lt. Benish.

Reporting Officer(s):

Wink, Jessica

ID Number

1865

ID Number

Pages::

4 Of 4



City of West Allis
Police Department

Liquor Establishment Violation

Date: 8/16/2010
To: Lieutenant Terry Morrissey
From: Officer Tuschl, Robert

Violation Type

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

Incident #: 10-007471

☐ N/A

Location: 9427 W. Greenfield Ave

☐ N/A

Establishment Name: Yester Years Pub

☐ N/A

Establishment License #:

☒ N/A

Establishment Owner: Karen D. Schoenfeld

☐ N/A

2460 Graylog LN

Owner Address: New Berlin, WI 53151

☐ N/A

Phone Number (262) 782-3863

Violation(s): Disorderly Conduct

☐ N/A

Offender: John G. Kohal

☐ N/A

Offender Address: 3442 N. 95th St
Milwaukee, WI 53222

☐ 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 Fujinaka

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

Commanding Officer Signature: Patrick Fujinaka 8122



**City of West Allis
Police Department**

Liquor Establishment Violation

Reviewed by Deputy Chief Jerry Ponzi:

Copy forwarded to License and Health Committee: Date:

West Allis Police Department

Incident Report



Incident: Disorderly Conduct

Incident Report Number: 10-007471

Incident Location: 9427 W Greenfield Ave, West Allis, WI, 53214

CFS Code-1: 5311

CFS Code-2: 5311

CFS Code-3: 5311

CFS Code-4: 5311

CFS Code-5: 5311

CFS Code-6: 5311

CFS Code-7: 5311

CFS Code-8: 5311

CFS Code-9: 5311

CFS Code-10: 5311

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CFS Code-263: 5311

West Allis Police Department		Continuation	
Incident Report Number: 10-007471		Incident Location: 9427 W Greenfield Ave, West Allis, WI, 53214	
Incident Date: 08/10/2010			
NAMES			
Victim			
Fagan, Joann L W/F-21 of 645 S 104 St, West Allis, WI, 53214			
DOB: 05/26/1989 DL: P250-4328-9686-03			
HT: 509 WT: 130 Hair: Brown			
Eyes: Brown Complexion: Light Brown			
Home Phone: (414) 774-6570			
Business			
Yester Years Pub And Grill of 9427 W Greenfield Ave, West Allis, WI, 53214			
Business Phone: (414) 476-9055			
Witness-1			
Hankins, Jon R W/M-44 of N51 W 14507 Jacklin Ct, Menomonee Falls, WI, 53051			
DOB: 11/06/1965			
Cell Phone: (262) 894-2465			
Witness-2			
Landis, Sidney T W/F-22 of 3502 W NATIONAL AVE, MILWAUKEE, WI, 53215			
DOB: 02/01/1988 DL: L532-7988-8541-01			
HT: 504 WT: 116 Hair: Brown			
Eyes: Green			
Other Phone: (414) 554-2348			
NARRATIVE			
Officer Tuschl reports...			
INITIAL RESPONSE/OBSERVATIONS			
On 08/10/10 at about 0040hrs I responded to Yester Years Pub & Grill, located at 9427 W. Greenfield Ave for a report of seven people fighting inside the bar. When I arrived on scene I observed two females (later identified as Jessica L. Rasmussen & Joann L. Fagan) walk out of the bar and then E/B on W. Greenfield Ave. A female (later identified as Sidney T. Landis) who identified herself as the bartender on duty, stated both of those girls were involved in this incident. I ordered both females to stop walking, so I could figure out what was going on and their role in the potential fight. Both females followed my order and stopped walking and I had them sit on the curb.			
When both of them sat down, Sidney then told me the party that was causing the fight inside the bar was being "held down" inside the bar by several patrons. Officer Kuhnmuensch had arrived on scene at this point and we both entered the bar. Once I entered the bar I observed two unidentified bar patrons holding down			
Reporting Officer(s): Tuschl, Robert		ID Number: 9590	Page(s): 2 of 4

West Allis Police Department

Continuation

Incident Report Number
10-007471Incident Location:
9427 W Greenfield Ave, West Allis, WI, 53214Incident Date:
08/10/2010

a M/W (later identified as John G. Kohal). I ordered both parties to get off John, and they complied with my request. Officer Kuhnmuensch and I then proceeded to handcuff John for further investigation into this incident.

As I was walking Kohal out of the bar I could detect a strong odor of an intoxicant on his breath, and observed his shirt was ripped. Kohal stated he had no idea what happened and did not remember a fight happening in the bar.

After speaking with John, I made contact with Jon R. Hankins inside the bar, who identified himself as a friend of Kohal for a couple of years.

ON-SCENE STATEMENT OF JON R. HANKINS- WITNESS

Hankins stated he was with Kohal at Yester Years for their "fishing club meeting". Hankins stated after the meeting was long over, he observed Kohal walk into "the back area of the bar" while he remained seated at the bar. Hankins said the next time he observed Kohal he was walking back towards where he was seated, but he was "fighting the entire bar". Hankins stated he has no idea how the fight started between Kohal and everyone else. Hankins sensing that Kohal could get potentially hurt by fighting multiple people, "jumped on top" of him and took him to the ground. Hankins said by doing that he was hopefully Kohal and everyone else would stop fighting and no one would get hurt.

Hankins said at this point Sidney told Kohal to leave the bar but he refused to do so. Hankins had no idea why Kohal refused to leave the bar, but stated whenever he drinks "liquor" he gets "really crazy". Hankins stated instead of leaving the bar, Kohal got up and "started fighting the entire bar again". Hankins said it was around this point, Officers came into the bar and took Kohal away.

ARREST DECISION

After reviewing this incident with the other Officers on scene and based upon victim and witness statements it was determined to place John under arrest for Disorderly Conduct. I walked over to where John was located and advised him of this.

He was then transported in the back of my Police squad to the station without incident.

IN-CUSTODY STATEMENT OF JOHN G. KOHAL- OFFENDER

I asked John G. Kohal if he wanted to answer questions about this incident without his attorney present and he declined to do so. Based upon that reason I did not ask John any further questions.

PROCESSINGReporting Officer(s):
Tuschl, Robert .ID Number
9590

ID Number

Pages:
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West Allis Police Department

Continuation

Incident Report Number

10-007471

Incident Location:

9427 W Greenfield Ave, West Allis, WI, 53214

Incident Date:

08/10/2010

John was booked, mugged and fingerprinted under W.A.P.D# 51940 and Booking# 10-003511 for Disorderly Conduct.

ATTEMPTED RETRIEVAL OF VIDEO SURVEILLANCE

On the evening of 08/10/10, I responded back to Yester Years Pub & Grill to see if there was any working video surveillance of the fight inside the bar. I spoke with bar employees who advised their video surveillance system was not working.

CASE DISPOSITON

John was issued a Municipal citation for Disorderly Conduct and given a local court date of 09/13/10 at 0830hrs. He was then released from the Police station.

A tavern report was completed and turned into the C.O.

Please see supplement report from additional Officers on this incident.

Reporting Officer(s):

Tuschl, Robert .

ID Number

9590

ID Number

Pages::

4 Of 4

West Allis Police Department

Supplementary Report

Incident Report Number 10-007471	Incident Location: 9427 W Greenfield Ave, West Allis, WI, 53214	Incident Date: 08/10/2010
New Incident:	Original CFS Code-1: 5311	New CFS Code-1: New CFS Code-2

NARRATIVE

PO Noche reports:

INITIAL RESPONSE

On 08/10/2010 at 0040 hours, I responded to Yesteryear's, 9427 W Greenfield Ave, to assist PO Tuschl with an DC investigation. I spoke with one of the victims, Joann Laurain Fagan (f/w 05/26/1989), at the scene.

VICTIM STATEMENT - FAGAN

Joann stated she was frequenting Yesteryear's with her friend, Jessica L. Rasmussen (f/w 09/05/1988), during the evening of the incident. Joann and Jessica were playing darts inside of the bar and speaking with the offender's, John G. Kohal's (m/w 06/07/1971), three friends about angling and other leisurely outdoor recreational activities.

While Joann and Jessica were playing darts, John interfered and took the darts away from Joann. Joann told John that she and Jessica were in middle of a game and that he could play when they were finished. John became extremely agitated and continued to interfere with Jessica's and Joann's game by grabbing the darts. Joann told John to leave her alone and to go else where.

John became extremely upset and began to yell at Joann. Jessica positioned her body between Joann and Jessica in an attempt to diffuse the situation. John swung his fist at Joann and struck on the left side of the head. John proceeded to grab Joanns throat and slammed her head on a table. During the physical altercation Joann's strapless shirt was pulled down exposing her bare breasts.

Three male blacks came to Jessica's aid and subdued John until WAPD arrived.

LACK OF CONSENT

Joann did not give John consent to punch her, slam her head against a table, grab her throat or pull her shirt down, exposing her breasts.

Reporting Officer(s): Noche, Phillip A.	Payroll Number: 9689	Payroll Number:	Report Date: 08/13/2010
Reviewed by: Fujinaka, Patrick	Payroll Number: 1292	Copy To:	1 Of 1

West Allis Police Department

Supplementary Report

Incident Report Number 10-007471	Incident Location: 9427 W Greenfield Ave, West Allis, WI, 53214	Incident Date: 08/10/2010
New Incident:	Original CFS Code-1: 5311	New CFS Code-1: New CFS Code-2:

NARRATIVE

Pto Kuhnmuench, 08/10/10, 0040hrs...

Initial Call:

Officers were dispatched to 9427 W Greenfield Ave (Yester Years Pub) for a fight. I arrived on scene and was advised by several patrons outside of the bar that the problem was a M/W inside. I entered the bar and observed a M/W later identified as John G Kohal M/W 06/07/71 being held down by two males. Pto Tuschl advised the male to get off of Kohal and I assisted him in handcuffing him. I then began to speak with the caller Sidney T Landis F/W 02/01/88 (Bartender).

On Scene Statement of Sidney T Landis:

On scene I spoke with Landis in front of the tavern. Landis stated she had called because Kohal was out of control inside of the bar. Landis explained Kohal had arrived at the bar at approx. 1800hrs and began drinking with friends. Landis said Kohal was not a problem initially and was talking with friends. Landis stated two females walked into the bar and sat at the other end of the bar. Landis said Kohal walked over to the other side of the bar and bought the two females a drink. Landis said Kohal and the females began to play pool and everything appeared normal.

Landis said while she was bartending she heard a female scream and at first ignored it. Landis said the screaming continued and she realized someone needed help. Landis said she looked into the pool area to see Kohal laying on top of one of the females. Landis said she immediately called 911 because he female needed help. Landis explained several patrons tried to stop Kohal from attacking the female and he became violent. Landis said Kohal began "swinging" at everyone and acting out of control.

Reporting Officer(s): Kuhnmuench, Steven R.	Payroll Number: 9688	Payroll Number:	Report Date: 08/11/2010
Reviewed by: Fujinaka, Patrick	Payroll Number: 1292	Copy To:	1 Of 1