

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

**In the Matter of the
Complaint Against**

SUMMONS

**Susan Domena, d/b/a Top Gun Saloon,
1018 South 29th Street
Milwaukee, Wisconsin 53215**

STATE OF WISCONSIN)
) SS.
COUNTY OF MILWAUKEE)

THE WEST ALLIS COMMON COUNCIL TO SUSAN DOMENA:

You are hereby notified that a sworn complaint, a copy of which is attached, has been duly made and filed, requesting a hearing on the suspension, revocation, or non-renewal of your Class B Intoxicating Liquor and Class B Fermented Malt Beverage Licenses, pursuant to the provisions of sec. 125.12, Wis. Stats.

NOW THEREFORE, you, Susan Domena, are hereby summoned to appear before the License and Health Committee of the West Allis Common Council in Room 128 of the West Allis City Hall, 7525 West Greenfield Avenue, West Allis, Wisconsin, on April 7, 2009, at 7:00 p.m., or as soon thereafter as this matter can be heard, to admit or deny the allegations in the complaint. You may be represented by counsel on this date.

In the case of your failure to appear as required by this summons, the allegations in the complaint against you shall be taken as true and, if the License and Health Committee of the West Allis Common Council finds the allegations sufficient, a recommendation that your

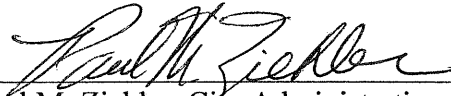
license(s) be suspended or revoked will be made to the full Common Council. The Common Council may then vote to suspend, revoke, or not renew your license(s).

You are further notified that if you appear as required by this summons and contest the allegations in the complaint, a hearing will be scheduled at a later date before the License and Health Committee, at which time you may be represented by counsel, cross examine the witnesses who testify adversely against you, and present witnesses in your own behalf. A written transcript of said hearing shall be made and you may obtain a copy of the transcript of this proceeding at your expense.

Dated at West Allis, Wisconsin, this 30th day of March, 2009.

WEST ALLIS COMMON COUNCIL

By:



Paul M. Ziehler, City Administrative Officer,
Clerk/Treasurer

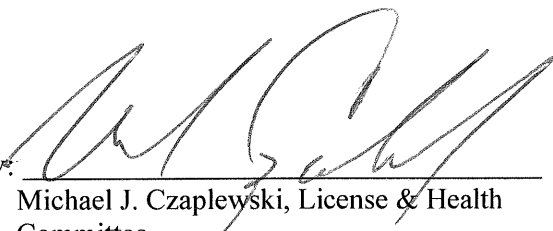
5. That in April 2008, the License and Health Committee summoned Angela Marie Robinson to appear before it to determine whether Top Gun Saloon's liquor license should be revoked, suspended, or non-renewed.
6. That on July 1, 2008, to resolve the matter short of a hearing, Steven T. Robinson agreed to voluntarily surrender his liquor license upon the condition that the license be transferred to Domena.
7. That on June 17, 2008 and July 1, 2008, Domena appeared before the License and Health Committee to determine her fitness as a liquor license applicant.
8. That on both occasions, members of the License and Health Committee asked Domena whether she was related to Steven T. Robinson. On both occasions, Domena claimed that she and Steven were not related.
9. That relying on Domena's representation that she was not related to Steven T. Robinson, the License and Health Committee approved Domena's liquor license application on July 1, 2008.
10. That Domena took over the bar and kept the name of Top Gun Saloon.
11. That on October 1, 2008, West Allis police officers conducted a tavern check at Top Gun Saloon and observed Steven Robinson, who does not possess a bartender's license, operating the bar with two patrons present. Officers issued citations to Steven T. Robinson and Domena for operating a licensed premise without a licensed person on the premise.
12. That Domena pleaded no contest to that citation in West Allis Municipal Court.
13. That Exhibits 1 and 2, respectively, are the birth certificates of Steven T. Robinson and Susan Robinson Domena. The birth certificates indicate that Steven and Susan have the same parents – Samuel Robinson and Agnes Renteria Robinson. Additionally, both birth certificates list the same residence of 6339 West Greenfield

Avenue.

14. That Susan Domena has violated the laws of the State of Wisconsin related to the sale of alcoholic beverages and lacks the fitness of trust and repose to hold a liquor license, contrary to section 9.02(7) of the West Allis Revised Municipal Code.

WHEREFORE, Michael J. Czaplewski requests that Susan Domena be summoned to appear before the License and Health Committee of the West Allis Common Council to answer this complaint and, if the material allegations of the complaint are denied, that a hearing be held to determine whether the Class B Tavern License of Susan Domena should be revoked, suspended, or not renewed.

Dated at this 17 day of March, 2009.

By: 
Michael J. Czaplewski, License & Health
Committee
West Allis Common Council

Subscribed and sworn to before me
this 17 day of March, 2009.


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Notary Public, State of Wisconsin
My Commission expires: 12/31/2010