

81 . 15



City of West Allis Matter Summary

7525 W. Greenfield Ave.
West Allis, WI 53214

File Number	Title	Status
-------------	-------	--------

2003-0435

Report

In Committee

Police Department Report regarding June 11, 2003 Liquor Store Compliance Check involving ten (10) West Allis liquor stores, resulting with three (3) selling alcohol to an underage person without requesting identification (2002-2003 Class A Beer License no. 2 and Cigarette License no. 56 of Anverkhan Malik, Sharif Malik, Power of Attorney, d/b/a Kwik Pantry Food Mart, 6716 W. Lincoln Ave.).

Introduced: 6/17/2003

Controlling Body: License & Health Committee

COMMITTEE RECOMMENDATION

Place on file

MOVER: *Sengstock*

AYES 3 NOES 0

SECONDER: *Kopplin*

EXCUSED *Trudell & Vitale*

COMMITTEE ACTION DATE 6-24-03

SIGNATURES OF COMMITTEE MEMBERS

Anthony A. Burnett
Chair

Vice-Chair

COMMON COUNCIL ACTION

Placed on file

FINAL ACTION DATE 7-1-03

MOVER:
Barczak

SECONDER:
Lajszic
Unanimous

	AYE	NO
1. Barczak	_____	_____
2. Czaplewski	_____	_____
3. Kopplin	_____	_____
4. Lajszic	_____	_____
5. Murphy	_____	_____
6. Narlock	_____	_____
7. Reinke	_____	_____
8. Sengstock	_____	_____
9. Trudell	_____	_____
10. Vitale	_____	_____
<i>Weigel</i>	_____	_____
TOTAL	_____	_____



**City of West Allis
Police Department**

2002-2003 C.A. Beer Lic. # 2
Cigarette Lic. # 56

Inter-Office Report

Date: June 11, 2003
To: Chief Puschnig
From: PO Jessica L. Johnson
Subject: Liquor Store Compliance Check (I0306245)

*anverkan Malik
Sharif Malik, Power of attorney*

COPY

Sir, Home address: 11746 W. Van Beck Ave.
Greenfield 53228

On 06/11/03, between 1507 hrs and 1730 hrs, I conducted a liquor store compliance check with the aide of an 18-year-old West Allis resident, Jon Nelson. In this compliance check, ten randomly selected West Allis merchants were entered by Jon and he attempted to purchase beer without providing identification. Of the ten stores entered, three, sold alcohol to Jon without requesting identification.

- Food mart*
dba 1. Kwik Pantry, 6716 W. Lincoln Av. 53219
- 2. Burnham Beer & Liquor, 5832 W. Burnham St.
- 3. Alcorn Liquor Corner Depot, 6231 W. Lincoln Av.

*Owner: Becker Family
Ltd. Ptnersk.
P.O. Box 17057
Whitefish Bay 53217*

Employees selling alcohol to Jon were cited on scene and citations were mailed to license holders.

The following businesses were entered but requested identification from Jon.

- 1. Becher Beer & Liquor, 2079 S. 69 St.
- 2. County Beer & Liquor, 979 S. 60 St.
- 3. Kuchtas Beer & Liquor, 8423 W. Cleveland Av
- 4. Thrifty Smoke & Liquor, 7218 W. Greenfield Av.
- 5. Gerry's Liquor, 1568 S. 81 St.
- 6. Community Beer & Liquor, 2077 S. 78 St.
- 7. Kwik Pantry, 5631 W. National Av.

Respectfully submitted,

OFFICER JESSICA L. JOHNSON

cc: Deputy Chief Dunbar
Captain Jansen
Lt Morrissey
PO Wink



West Allis Police Department
Incident Report

I0306245

LIQUOR LAWS/SELLING ALCOHOL TO AN UNDERAGE PERSON

Date: 06/11/03
Time: 1507 hrs

Location: 11301 W. Lincoln Av.

Investigating Officer: 210W – PO Johnson
Incident Review: Lt Morrissey
Report Review: Lt Morrissey

Complainant: West Allis Police Department. Officer Jessica Johnson. 11301 W. Lincoln Av., West Allis, WI 53227.

Witness: Jon Nelson, M/W, 12/10/84. A West Allis resident.

Offender/Business: Burnham Beer & Liquor, 5832 W. Burnham St. West Allis, WI 53219.

Offender: Gurpreet K. Dhillon, F/W, 08/25/79, 8492 S. Cortland Dr, Oak Creek, WI. Employed at Burnham Beer & Liquor. B 545-4240. Arrest #M81271 – Selling Alcoholic Beverage to an Underage Person.

Offender: Keith A. Emmrich, M/W, 12/02/59, 5832 W. Burnham St. West Allis, WI 53219. B 545-4240. License Holder of Burnham Beer & Liquor. Arrest #M81274 – Selling Alcoholic Beverage to an Underage Person.

Offender/Business: Alcorn Liquor Corner Depot, 6231 W. Lincoln Av, West Allis, WI 53214

Offender: Linda J. Scherf, F/W, 08/11/48, 5816 W. Lincoln Av., West Allis, WI 53214. H 543-2411. Employed at Alcorn Liquor Corner Depot. B 541-2440. Arrest #M81272 – Selling Alcoholic Beverage to an Underage Person.

Offender: Thomas NMI Lazaris, M/W, 09/22/50, 6231 W. Lincoln Av, West Allis, WI 53214. License Holder of Alcorn Liquor Corner Depot. B541-2440. Arrest #M81275 – Selling Alcoholic Beverage to an Underage Person.

Offender/Business: Kwik Pantry, 6716 W. Lincoln Av., West Allis, WI 53214

Offender: Mohammed M. Khan, M/W, 11/25/76, 4211 S. 60 St., Milwaukee, WI 53220. C 324-5193. Employed at Kwik Pantry. B 545-3800. Arrest #M81273 – Selling Alcoholic Beverage to an Underage Person.



West Allis Police Department Incident Report

I0306245

Offender: Anverkhan NMI Malik, M/A, 08/07/29, 6716 W. Lincoln Av., West Allis, WI 53214. License Holder of Kwik Pantry. B 545-3800. Arrest #M81276 – Selling Alcoholic Beverage to an Underage Person.

Contact/Business: Becher Beer & Liquor, 2079 S. 69 St., West Allis, WI
County Beer & Liquor, 979 S. 60 St., West Allis, WI
Kuchtas Beer & Liquor, 8423 W. Cleveland Av., West Allis, WI
Thrifty Smoke & Liquor, 7218 W. Greenfield Av., West Allis, WI
Gerry's Liquor, 1568 S. 81 St., West Allis, WI
Community Beer & Liquor, 2077 S. 78 St., West Allis, WI
Kwik Pantry, 5631 W. National Av., West Allis, WI

Evidence: 4 pk (16 oz) "Milwaukee's Best Ice" Beer
4 pk (12 oz) "Milwaukee's Best Ice" Beer
6 pk (12 oz) "Milwaukee's Best Ice" Beer
All beer was destroyed at WAPD. A Polaroid is in the file.

CASE SYNOPSIS

PO Johnson reports...

On 06/11/03, between 1507 and 1730 hrs., I conducted an investigation into the sale of alcoholic beverages to underage persons with the aid of an 18-year-old male, Jon, a West Allis resident. Jon attempted to purchase beer at 10 West Allis merchants at the direction of me and was successful in the purchasing of beer at 3 of these merchants. All the clerks were cited and released on scene. The liquor license holders were mailed citations.

NOTE: All citations issued were for Selling Alcohol to an Underage Person and have local court dates of 07/14/03 at 0830 hrs.

INCIDENT

I was directed by Lt. Morrissey to conduct an investigation into the sale of alcoholic beverages to underage persons. I arranged to have Jon, who is a West Allis resident, assist with the investigation.

Jon was instructed to enter each business alone and attempt to purchase beer at each business. Jon was instructed to say his true age of 18, if asked, and was not to provide any identification.



West Allis Police Department Incident Report

I0306245

Jon did not have any identification or any alcoholic beverages on his person. A Polaroid photo of Jon was taken approx. 15 minutes before the check was conducted and is included in the incident file. Jon was then driven to 10 West Allis businesses and attempted to purchase alcohol at each one.

BURNHAM BEER & LIQUOR VIOLATION

At approx. 1603 hrs., Jon was instructed to enter Burnham Beer & Liquor, 5832 W. Burnham St. Minutes later, Jon returned to the car with a 4-pack (16 oz) of Milwaukee's Best Ice beer and stated that he had purchased the beer from a female with black hair. Jon stated that the clerk sold him the beer without requesting ID. He stated he placed the beer on the counter, she rang it up and he paid for it.

Jon entered the business with me and from approx. 20 feet away, I pointed to the clerk and asked if she was the one who sold him the beer. He stated, "Yes". Contact was made with the clerk, identified as Gurpreet K. Dhillon, who had observed Jon with me and admitted to selling him the alcohol. Dhillon stated she did not ask him for identification.

I issued Dhillon citation #M81271, Selling Alcoholic Beverage to an Underage Person, on-scene and released her on a PR Bond.

The store liquor license holder for the business is Keith A. Emmrich. Emmrich was therefore mailed a letter describing the incident along with citation #M81274 on 06/11/03.

ALCORN LIQUOR CORNER DEPOT

At approx. 1617 hrs., Jon was instructed to enter Alcorn Liquor Corner Depot, 6231 W. Lincoln Av. Minutes later, Jon returned to the car with a 6-pack (12 oz) of Milwaukee's Best Ice beer and stated that he had purchased the beer from an older white female who had not requested identification.

Jon entered the business with me and from approx. 5 feet away, I pointed to the clerk and asked him if she sold him the beer. Jon stated, "Yes". Contact was made with the clerk, identified as Linda J. Scherf, who had observed Jon with me and admitted to selling him the alcohol minutes earlier. Scherf stated she was sorry and that she did not ask him for identification.

After advising Scherf that Jon is 18 years old, I issued her citation #M81272, Selling Alcoholic Beverage to an Underage Person, on-scene and released her on a PR Bond.

The store liquor license holder for the business is Thomas NMI Lazaris. Lazaris was therefore mailed a letter describing the incident along with citation #M81275 on 06/11/03.

KWIK PANTRY

At approx. 1627 hrs., Jon was instructed to enter Kwik Pantry, 6716 W. Lincoln Av. Minutes later, Jon returned to the car with a 4-pack (12 oz) of Milwaukee's Best Ice beer and stated that he had purchased it from a young man in a yellow shirt who had not requested any identification and sold him the beer.



West Allis Police Department Incident Report

I0306245

Jon entered the business with me and from approx. 10 feet away, I pointed to the male clerk and asked Jon if he sold him the beer. Jon stated, "Yes". I made contact with the clerk, identified as Mohammed M. Khan, who had observed Jon with me and admitted to selling him beer minutes earlier.

After advising Khan that Jon is 18 years old, I issued him citation #M81273, Selling Alcoholic Beverage to an Underage Person, on-scene and released him on a PR Bond. Khan stated he did not ask for ID and stated he was sorry.

The store liquor license holder for the business is Anverkhan NMI Malik. Malik was therefore mailed a letter describing the incident along with citation #M81276 on 06/11/03.

OTHER BUSINESSES CHECKED / NO VIOLATIONS

Jon entered 7 other West Allis merchants and attempted to purchase beer. The following merchants requested identification from Jon and refused to sell him beer when he could not produce identification:

1. Becher Beer & Liquor, 2079 S. 69 St.
2. County Beer & Liquor, 979 S. 60 St.
3. Kuchtas Beer & Liquor, 8423 W. Cleveland Av
4. Thrifty Smoke & Liquor, 7218 W. Greenfield Av.
5. Gerry's Liquor, 1568 S. 81 St.
6. Community Beer & Liquor, 2077 S. 78 St.
7. Kwik Pantry, 5631 W. National Av.

CASE DISPOSITION:

A Polaroid was taken of all beer purchased before it was destroyed.