

94.



City of West Allis Matter Summary

7525 W. Greenfield Ave.
West Allis, WI 53214

File Number	Title	Status
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2014-0213 Report Held in Committee

Police Department Report involving Larry Michael's Club & Cafe, 8900 W. Greenfield Ave. (2013-2014 Class B Tavern License no. 472, Dance Hall License no. 1040 and Instrumental Music License no. 1039, Larry M. Beilfuss, Incident Date: March 9, 2014).

Introduced: 4/15/2014

Controlling Body: License & Health Committee

COMMITTEE RECOMMENDATION

PLACE ON FILE

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
MAY 06 2014	<input checked="" type="checkbox"/>		Barczak	<input checked="" type="checkbox"/>			
			Czaplewski	<input checked="" type="checkbox"/>			
			Haass	<input checked="" type="checkbox"/>			
			Lajsic				
			May				
			Probst				
			Reinke				
			Roadt	<input checked="" type="checkbox"/>			
			Vitale				
		<input checked="" type="checkbox"/>	Weigel	<input checked="" type="checkbox"/>			
			TOTAL	5	0		

SIGNATURE OF COMMITTEE MEMBER

Chair

Vice-Chair

Member

COMMON COUNCIL ACTION

PLACE ON FILE

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
MAY 06 2014	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Barczak	<input checked="" type="checkbox"/>			
	<input checked="" type="checkbox"/>		Czaplewski	<input checked="" type="checkbox"/>			
			Haass	<input checked="" type="checkbox"/>			
			Lajsic	<input checked="" type="checkbox"/>			
			May	<input checked="" type="checkbox"/>			
			Probst	<input checked="" type="checkbox"/>			
			Reinke	<input checked="" type="checkbox"/>			
			Roadt	<input checked="" type="checkbox"/>			
			Vitale	<input checked="" type="checkbox"/>			
			Weigel	<input checked="" type="checkbox"/>			
			TOTAL	10			

**STANDING COMMITTEES OF THE
CITY OF WEST ALLIS COMMON COUNCIL**

ADMINISTRATION & FINANCE

Chair: Vincent Vitale
 Vice-Chair: Kevin Haass
 Thomas G. Lajszic
 Michael P. May
 Cathleen M. Probst

PUBLIC WORKS

Chair: Gary T. Barczak
 Vice-Chair: Martin J. Weigel
 Michael J. Czaplowski
 Rosalie L. Reinke
 Daniel J. Roadt

SAFETY & DEVELOPMENT

Chair: Thomas G. Lajszic
 Vice-Chair: Cathleen M. Probst
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 Vincent Vitale

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Chair: Michael J. Czaplowski
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 Kevin Haass
 Martin J. Weigel

ADVISORY

Chair: Rosalie L. Reinke
 Vice-Chair: Michael P. May
 Thomas G. Lajszic
 Cathleen M. Probst
 Vincent Vitale



**City of West Allis
Police Department**

Liquor Establishment Violation

Date: 4/6/2014
 To: Lieutenant Jessica Johnson
 From: Patrol Officer S. Said, #134

Violation Type

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

Incident #: 14-002043

N/A

Location: 8900 W Greenfield Ave

N/A

Establishment Name: Larry Michaels Club & Cafe

N/A

Establishment License #: 13-00000472

N/A

Establishment Owner: Larry Michaels

N/A

Owner Address: 8900 W Greenfield Ave

N/A

Violation(s):

N/A

Offender: Cummings, Igee Ulysees

N/A

Offender Address: 222 N 29th St, Milwaukee, WI, 53208

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: Lt. Saftig

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

Commanding Officer Signature:

Reviewed by Deputy Chief Robert Fletcher:

Copy forwarded to License and Health Committee: Date:



West Allis Police Department

Incident Report

Incident: Marijuana-Possession			
Incident Report Number: 14-002043	Between: Date - Time	And/At: Date-Time 3/9/14	01:48
Incident Location: 8900 W Greenfield Ave;WA, West Allis, WI, 53214			
CFS Code-1: 3562	CFS Code-2:	CFS Code-3:	Offense Code-4:
CFS Code-5:	CFS Code-6:	CFS Code-7:	CFS Code-8:

B	Name (Last, First, Middle) Larry Michaels Club & Cafe,	DOB:	Race/Sex
Address: (Address, City, State, Zip) 8900 W Greenfield Ave, West Allis, WI, 53214			Home Phone Number
Employer			Work Phone Number (414) 453-9211
Employer Address			Cell Phone Number
O	Name (Last, First, Middle) Cummings, Igee Ulysees	DOB: 03/10/1987	Race/Sex B/M
Address: (Address, City, State, Zip) 1222 N 29th St, Milwaukee, WI, 53208			Home Phone Number
Employer			Work Phone Number
Employer Address			Cell Phone Number (414) 510-1242

SUMMARY

Officer Said reports... POSSESSION OF THC. On 3/9/14 at approximately 0148 hrs, Squad 312 responded to a fight outside the tavern, Larry Michaels, 8900 W Greenfield Ave. I apprehended two males I saw fighting on the east side of the building. Investigation revealed the males were brothers and the male in the red hoody was being loud, causing a scene, so his brother was grabbing him to stop him from causing problems. I identified the problem male, in the red hoody, as Igee U. Cummings (m/b, 3/10/87) and he was found to have in his possession a baggie of marijuana. Cummings was subsequently arrested for Possession of THC, issued a local citation and released.

Vehicle Information: (Year, Make, Model, Style, Color)				
License Number:	State:	Expiration Year:	Vin:	Insurance Company:
Other Vehicle Information:			NCIC#	
Reporting Officer(s): Said, Sharif		Payroll Number: 9871	Payroll Number:	Report Date:
Time Received: 01:48:06	Time Cleared: 03:10:59	Unit(s) Assigned: 307, 312, 313, 314, 315.	Pages: 1 Of 4	
Reviewed by: Saftig, Brian		Payroll Number: 2103	Copy To	

Date: 03/09/2014
CFS Code-1: 3562
Incident Report Number: 14-002043

West Allis Police Department

Continuation

Incident Report Number 14-002043	Incident Location: 8900 W Greenfield Ave;WA, West Allis, WI, 53214	Incident Date: 03/09/2014
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NARRATIVE

Officer Said reports...

INITIAL OBSERVATIONS

On 3/9/14 at approximately 0148 hrs, Squad 312 responded to a fight outside the tavern, Larry Michaels, 8900 W Greenfield Ave. Upon arrival on scene I observed two black males physically pushing each other and one of the males then grabbed the other by his collar and pushed him out of my view onto the east side of the building. I ran to view and to aid on the east side of the building.

Outside the building there were also a number of patrons coming outside the building, approximately 7-10. I followed the males to the east side of the building and was able to isolate what I believed were the causes of the problem. I then drew my taser and ordered the males to place their hands on the east wall of the bar. The males reacted very slowly and appeared highly intoxicated while responding to my commands, lacking balance and swaying back and forth. Once both males were stable and against the wall with their hands on the wall, I placed my hand on the back of the male wearing the red hoody, later identified as Igee U. Cummings, and ordered him not to move and not to talk, while I kept my taser pointed at the other male. Other officers arrived shortly after and began cuffing the other male. I was accessing my handcuffs to secure Cummings in them when he began to move backwards and shouted to the other male. I ordered him to stop and Cummings continued to move backwards away from the wall. I pushed Cummings towards the wall with my left hand in the center of his back in an effort to control him and he fell forward scrapping his head against the wall in front of him. Cummings sustained two cuts above his left eye due to this. Cummings stated he did not need medical attention.

ON SCENE STATEMENTS OF OFFENDER - IGEE U.CUMMINGS (M/B, 3/10/87)

During my contact with Cummings I observed that he had red, glassy, blood shot eyes, he had the odor of intoxicants on his breath as he spoke, he lacked balance and his speech was both slow and slurred.

Igee U. Cummings stated he was at the bar celebrating his birthday which was only a day away. Cummings said while at the bar he became aggravated because a patron was making racists comments about his presence at the bar. Cummings said he continued to get more upset and his brother was merely trying to calm him down. Cummings said he was never fighting with his brother, but he understood how it could have looked like he was. Cummings stated he was not injured from his contact with his brother this evening.

Reporting Officer(s): Said, Sharif	ID Number 9871	ID Number	Pages: 2 Of 4
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West Allis Police Department

Continuation

Incident Report Number

14-002043

Incident Location:

8900 W Greenfield Ave;WA, West Allis, WI, 53214

Incident Date:

03/09/2014

Cummings also stated to me that he understood why I pushed him against the wall. Cummings said he was very intoxicated and he was sorry if he was not standing as he was instructed due to his high level of intoxication.

SEARCH OF OFFENDER AND FINDING OF THC

Due to the disturbance caused by Cummings, my concern for officer safety and Cummings' apparent high level of intoxication I preformed a pat down for weapons on Cummings. During the pat down I felt a bulge of what I believed to be a baggy containing something inside his front right coin pocket of his blue jeans. I asked Cummings what was inside this pocket and he stated I could check. I took the baggie from his pocket and found a green leafy substance I believed from my training and experience to be marijuana THC.

ARREST DECISION

Due to the fact that Igee U. Cummings during a lawful search admitted he was carrying inside his right front blue jean coin pocket marijuana, and I observed that the small baggie inside this pocket appeared to be marijuana from my training and experience, later testing positive for THC, I place Cummings under arrest for possession of THC and issued a municipal citation for the offense.

Cummings was subsequently transported in the rear of my squad to the WAPD for booking concerning this arrest.

DRUG TESTING

I took the baggie to the Forensics and Technical Bureau, removed the substance from the packaging and placed it on a digital scale. I observed a reading of approximately 0.9 grams. I took a small sample (the total weight remained unchanged), placed it in a test tube and performed the Duquenois-Levine Test. This is a test that I have been trained in the administration of and am familiar with. I began the test by adding 10 drops of reagent #3 (Duquenois) to the sample in the test tube and shook it gently and observed a slight yellow color in the solution. I then added to the solution 10 drops of reagent#7 (Hydrochloric Acid), shook the solution gently and observed a purple color and some fizzing. Concluding the last step of the test by adding a 20 drops of reagent # 9 (Chloroform) and observed a separation, I observed a light purple color in the bottom layer of the test tube indicating the presence of THC (tetrahydrocannabinol) and positively identifying the substance as marijuana. I packaged the marijuana in an evidence envelope and placed it on property under number 14-001609-1.

PROPERTY

I placed the following items on property as seized / confiscated, under property #

Reporting Officer(s):

Said, Sharif

ID Number

9871

ID Number

Pages:

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West Allis Police Department

Continuation

Incident Report Number 14-002043	Incident Location: 8900 W Greenfield Ave;WA, West Allis, WI, 53214	Incident Date: 03/09/2014
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14-001609:

1- Approximately 0.9 grams of green leafy substance located inside the front right coin pocket of offenders blue jeans, tested positive for THC.

2- (2) Two clear plastic corner cut baggies inside which was contained above tested marijuana.

I placed these items on ins de the WAPD Evidence Room locker #21 for further inventory.

CASE DISPOSITION

I issued Cummings a municipal citation for Possession of THC, citation # 14-0011051 and he was released.

COPY

Reporting Officer(s): Said, Sharif	ID Number 9871	ID Number	Pages: 4 Of 4
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West Allis Police Department

Supplementary Report

Incident Report Number: 14-002043	Incident Location: 8900 W Greenfield Ave;WA, West Allis, WI, 53214	Incident Date: 03/09/2014
New Incident:	Original CFS Code - 1:	New CFS Code - 1: New CFS Code - 2:

OTHER NAMES

Cummings, Igee Ulysees B/M-27 of 1222 N 29th St, Milwaukee, WI, 53208
 DOB: 03/10/1987
 HT: 507 WT: 130 Hair: Black
 Eyes: Brown Complexion: Black
 Cell Phone: (414) 510-1242

West Allis Police Department

PROPERTY LIST

Seq#	Reason	Make/Model	Description/Serial#	Quan/Value
14-001609				
1	SEI		Approximately 0.9 grams tested positive for THC	0.900 \$0.00 [Recovered]
2	SEI		(2) clear plastic corner cuts off a baggie which contained 0.9 grams of THC Tested positive	1.000 \$1.00 [Recovered]

COPY

Reporting Officer(s): Said, Sharif	Payroll Number: 9871	Payroll Number:	Report Date: 03/09/2014
Reviewed by: Saftiq, Brian	Payroll Number: 2103	Copy To:	1 Of 1

