

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

**In the Matter of the
Complaint Against**

**Z's Bar LLC
d/b/a Z's Bar
David Zarate, licensing agent.**

STIPULATION

The West Allis City Attorney's Office, by Assistant City Attorney Nicholas Cerwin, and David Zarate, agent for Z's Bar LLC, by Attorney Brad Dagen, hereby agree and stipulate as follows:

1. That the summons and complaint in this matter against Z's Bar LLC was filed pursuant to Wis. Stat. §§ 125.12(2) and (3) related to the suspension or revocation of the 2020-2021 combination Class B intoxicating liquor license held by Z's Bar LLC;
2. That the parties stipulate that the complaint alleges a sufficient factual basis for the imposition of sanctions set forth in Wis. Stat. § 125.12(2)(b)2;
3. That Z's Bar LLC agrees that no alcoholic beverages shall be served at the premises identified as 6309 W. National Avenue, West Allis, Wisconsin, for a period of three (3) days. The parties have determined these days to be:
 - December 7, 2020 (6:00 a.m. December 7 to 6:00 a.m. December 8)
 - December 8, 2020 (6:00 a.m. December 8 to 6:00 a.m. December 9)
 - December 14, 2020 (6:00 a.m. December 14 to 6:00 a.m. December 15)

4. That Z's Bar LLC affirms that it will continue to maintain the current surveillance video system for at least one calendar year from the date this stipulation is approved by the West Allis Common Council;
5. That Z's Bar LLC affirms that it will continue to cooperate with future police investigations, if there are any;
6. That the parties further stipulate that the last police contact unrelated to a standard license check was over two years ago and occurred on February 11, 2018. This incident was related to a patron that walked out of the establishment and was struck by a vehicle that could not stop in time. Prior to that point, the most recent contact was related to a noise complaint in 2016 which was quickly remedied. That is the totality of the complaints since 2016.
7. That Z's Bar LLC waives its right under Wis. Stats. § 125.12(2)(d) and § 125.12(3) to appeal the proceedings in this matter;
8. That the West Allis Common Council must approve this stipulation prior to it becoming effective;
9. That if the West Allis Common Council does not approve this agreement, the matter shall return to the License and Health Committee of the West Allis Common Council for a continued hearing pursuant to Wis. Stat. § 125.12(3);
10. That if the West Allis Common Council approves this stipulation, the City of West Allis and Z's Bar LLC are bound to the terms of the stipulation and this complaint against Z's Bar LLC will be withdrawn. If the parties fail to comply with said terms reflected above, this matter will return to the License and Health Committee of the West Allis Common Council for continuation of the hearing procedures as set forth in Wis. Stat. 125.12(3).

[Attorney Dagen signs on behalf of Z's Bar LLC
as attorney for Z's Bar LLC]

Z's Bar LLC

11-20-20
Date

By: Bobby Dagen

Affiliation to the establishment: attorney for Z's Bar, LLC

Nicholas S. Cerwin

Nicholas S. Cerwin
Assistant City Attorney
City of West Allis

11/23/2020
Date