

Patrick S. Mitchell
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01 September 2017

To: Mayor Dan Devine

License and Health Committee:

Aldersperson Michael Czaplewski (Chair)
Aldersperson Daniel Roadt (Vice-Chair)
Aldersperson Michael May
Aldersperson Martin Weigel
Aldersperson Kevin Haass
Assistant City Attorney Nicholas Cerwin

The following is a summary of reported incidents involving licensed businesses, including reported tavern violations and calls for police service during the month of August 2017

Incident reports:

**Case #17-029821 // 03 August 2017 at 1959hrs. // Fiddler's Green – 6108 W. Burnham St.
NO VIOLATION**

Caller: Bartender – Alicia Ackley

Disorderly Conduct: On 08/03/17, at approx. 1959 hrs, officers were dispatched to Fiddlers Green, 6108 W Burnham St, for the report of a disorderly male that was trying to start a fight in the bar. Investigation revealed Roy A. Hence, m/b, [REDACTED], was highly intoxicated and was being belligerent to other patrons of the bar. Hence had brought his own liquor to the business and was not being served. Hence continued to be belligerent with officers and was ultimately arrested for disorderly conduct. Hence blew a .324 on a PBT while in booking. After being booked, Hence was placed in a cell to hold until he is less sober and able to walk.

**Case #17-031258 // 10 August 2017 at 2314hrs. // Las Palmas – 6007 W. Burnham St.
NO VIOLATION**

Caller: Patron – Carlos Buritica

Battery (Fight): 08/10/2017 at 2314hrs. Officers responded to a fight that occurred at Las Palmas. Carlos A Buritica (M/W [REDACTED]) was pushed by an unknown Hispanic male inside the business resulting in Buritica falling and possibly breaking his ankle. Investigation revealed the offender left in a black 2006 Acura TL (WI/AUT/518ZNL) registered to Gudelia NMN Padilla Hernandez (F/W [REDACTED]) of 2809 S 44 St. Contact was unsuccessful at that address and the investigation will continue.

**Case #17-031748 // 12 August 2017 at 0057hrs. // Alibi Bar – 6540 W. Grant St.
NO VIOLATION**

Caller: Patron / Victim: Daniel E. Thompson

Theft: On 08/12/17 at 0057 hours, Daniel E. Thompson (M/W [REDACTED]) reported his Apple iPhone 6 was stolen by an unknown person while inside the Alibi Bar, located at 6540 W. Grant St. Thompson left his phone unattended near the pool table for approximately 10 minutes when another patron stole the phone. There was no video available for review at that time. Officer spoke with other patrons who denied any involvement. Officer to follow-up with business for review of surveillance.

**Case #17-031974 // 14 August 2017 at 0152hrs. // Alibi Bar – 6540 W. Grant St.
NO VIOLATION**

Caller: Anonymous citizen notified officer during an unrelated traffic stop

Disorderly Conduct / Fight: 08/14/2017 at 0152hrs., while assisting on a traffic stop at W Beloit Rd/W Lincoln Ave a passerby stated there was an active fight at the Alibi Bar. Upon my arrival on scene, the offender Delmar White, M/B, [REDACTED] was walking south across W Beloit Rd. Delmar was creating a disturbance outside of the bar and attempted to fight multiple parties outside of the bar. Delmar armed himself with a small piece of wood while attempting to fight these parties. Multiple parties outside of the bar, restrained Delmar and was able to remove the piece of wood that he armed himself with. Delmar was arrested, booked and issued a citation for Disorderly Conduct. An initial appearance at local court has been set for 09/18/17.

**Case #17-032343 // 16 August 2017 at 1940hrs. // Applebee's – 2865 S. 108 St.
VIOLATION: Failure to Display Liquor License**

Caller: Bar check by Officer Webster

Failure to Display Liquor License: On 08/16/17 at 1940 hrs., I conducted a tavern check at Applebee's (2865 S 108 St.). Upon conducting the check, I could not locate the liquor license. An expired license was in a case near the dishwashing station in the kitchen. The on duty manager could not locate a valid license. A citation for failing to properly display the liquor license will be mailed to the restaurant due to previously being warned.

**Case #17-032890 // 20 August 2017 at 0017hrs. // Alibi Bar – 6540 W. Grant St.
NO VIOLATION**

Caller: Bartender – Jennifer M. Munson

Disorderly Conduct / Battery: On 8-20-17 at approx. 0017 hrs, Squad 311 responded to the Alibi Bar, 6540 W Grant St. for a report of a fight. Investigation revealed that Daniel L. Sly (m/w, [REDACTED]) and Courtney Murray (f/w, [REDACTED]) were assaulted while at the bar and Sly lost consciousness as result of the injury to his head and needed stitches to his face as a result of

his injuries. Follow up is being done to identify those individuals that committed these acts. All of the individuals were identified.

**Case #17-033005 // 20 August 2017 at 2307hrs. // Boosters West – 7731 W. Becher St.
NO VIOLATION **Due to ongoing investigation, the report will not be included.**

Caller: Bartender – Andrea L. Rosenberg

Possession of a Controlled Substance – Cocaine: On 08/20/2017 at 2307hrs., bartender Andrea L Rosenberg, F/W [REDACTED] called to report a male party possibly using and dealing cocaine on the patio. Upon officers arrival, contact was made with a male individual outside on the patio. The male was found to be in possession of approximately 0.43 grams of cocaine, located in his right sock, as well as approximately 0.43 grams of marijuana as well as drug paraphernalia. The offender was booked for Possession of Cocaine and Marijuana and later released. This incident will be forwarded to SIU.

**Case #17-033451 // 24 August 2017 at 1236hrs. // Rockstar Saloon – 5826 W. Burnham St.
NO VIOLATION**

Caller: Friend of victim – Christopher Penoske

4th Degree Sexual Assault: On 08/24/2017 at approximately 1236hrs., the West Allis Police Department investigated a sexual assault complaint. The only involvement of the Rockstar Saloon was that the alleged victim was at the establishment prior to and after the alleged assault. The alleged assault took place at a different location in West Allis.

**Case #17-033547 // 25 August 2017 at 0118hrs. // Bottoms Up – 7127 W. National Ave.
VIOLATION: Operate Licensed Premise without License Person on Premise**

Caller: Bar check by Officer Schweitzer

Operate Licensed Premise without Licensed Person on Premise: On 08/25/17 at approximately 0118hrs., while conducting a tavern check at Bottoms Up, 7127 W National Ave it was determined the bartender Savanna P Henderson, F/W, [REDACTED] did not have a bartender license issued by the city and she was not under the supervision of any licensee, permittee or agent of the business. The owner of the business, Charles B Hastings, M/W, [REDACTED] was later mailed a municipal citation for Operate Licensed Premises w/o Licensed Person.

**Case #17-033976 // 28 August 2017 at 0156hrs. // Remedy Bar – 1309 S. 60 St.
NO VIOLATION**

Caller: Bartender – Victoria R. Kiepert

Fraud: On 08/28/17 at 0156hrs., officers responded to Remedy Bar located at 1309 S. 60 St. for a Request for Assistance call. Victoria R. Kiepert (F/W [REDACTED]) who works as a bartender at Remedy advised Marquis L. Lathan (M/B [REDACTED]) was about to leave the property without paying for the drinks he ordered. Officers made contact with Marquis who was highly uncooperative. He advised officers he would not pay for the drinks he ordered. Marquis was subsequently arrested for Fraud. He was transported to the station where he received a Municipal citation for Fraud on a Restaurant Keeper. He was provided a Municipal Court date of 09/25/17 at 0830hrs.

****CALLS FOR SERVICE THAT DID NOT RESULT IN A REPORT/CASE*****

**Call #17-031265 // 10 August 2017 at 2315hrs. // Las Palmas – 6007 W. Burnham St.
VIOLATION: Expired Tavern License – Warned and closed establishment**

Caller: Found during fight investigation at tavern

On 08/10/17 at approximately 2315hrs, officers responded to Las Palmas for a call of an assault case #17-031258. While on scene I conducted a tavern check and spoke with the owner, Cayetano A. Rivera, M/H [REDACTED] who was also bartending. The tavern license expired on 06/30/17. Rivera stated he had an inspection by the city and his plumbing was not up to code and he could not renew the license until the issue was fixed. He stated to me that the city had given him an extension on his license and he was suppose to inform the city once the plumbing was completed. The plumbing was fixed last week and he had not informed the city. In addition he did not have any paperwork to support his claim that the city had given him an extension on his license. Rivera advised he was going to find the inspection paperwork and bring it to the station tomorrow. At approximately 2345hrs, I informed Rivera he would have to close the tavern and he advised they close at midnight.

**Call #17-033844 // 26 August 2017 at 2259hrs. // Buzzard's Nest – 6000 W. Mitchell St.
NO VIOLATIONS**

Caller: Anonymous Citizen

Disorderly Conduct / Fight: On 08/26/2017 at approximately 2259hrs., I responded to a group of people who were yelling at each other in the tavern parking lot, having previously been physically fighting. Tavern owner Lawrence E Pryor (M/W [REDACTED]) told me there had been a heated argument between three people, but no physical fighting occurred, and the three left after being asked to leave without any incident. There did not appear to be any problems inside the bar. A tavern report was completed.

Tobacco and Alcohol Compliance checks:

No tobacco compliance checks were completed during this reporting period.

An alcohol compliance check was completed and two (2) violations of licensed establishments are documented below:

ALCOHOL COMPLIANCE CHECK: Case 17-031807 // 13 August 2017

VIOLATIONS: Piggly Wiggly – 10282 W. National Ave.

County Beer & Liquor – 979 S. 60 St.

On 08/13/17 from 1230 hrs. to 1500 hrs., I conducted an alcohol compliance check at 12 randomly selected West Allis businesses that have a license to sell alcohol. The check was completed through the use of a 19 year old female who attempted to purchase various alcoholic beverages. Out of the 12 businesses, two completed the transaction without an ID being used. Ten businesses complied. The employees and owners of the businesses (Piggly Wiggly and County Beer and Liquor) were issued citations for Selling an Alcoholic Beverage to an Underage Person, via mail.

Violation of Wisconsin Clean Air Act Smoking Ban:

No violations reported during this reporting period.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Bm Saftig". The signature is written in a cursive, somewhat stylized font.

Lieutenant Brian M. Saftig