

SP
58.



City of West Allis

7525 W. Greenfield Ave.
West Allis, WI 53214

Matter Summary

File Number	Title	Current Status
2014-0799	Report	Introduced

Police Department Report involving Heart Breakers, 9440 W. National Ave. (2014-2015 Class B Tavern License no. 2100, Dance Hall License no. 2098 and Tavern Entertainment-Special License no. 2099) of Milwaukee Entertainment, LLC, Tiffany M. Stevens, Agent, Incident Date: November 23, 2014.

Introduced: 12/16/2014

Controlling Body: License & Health Committee

COMMITTEE RECOMMENDATION

POF

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
JAN 06 2015	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Barczak	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Czaplewski	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Haass	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Lajsic	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	May	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Probst	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Reinke	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Roadt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Vitale	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Weigel	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			TOTAL	5	0		<input checked="" type="checkbox"/>

SIGNATURE OF COMMITTEE MEMBER

Chair

Vice-Chair

Member

COMMON COUNCIL ACTION

PLACE ON FILE

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
JAN 06 2015	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Barczak	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Czaplewski	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Haass	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Lajsic	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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	<input type="checkbox"/>	<input type="checkbox"/>	Probst	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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	<input type="checkbox"/>	<input type="checkbox"/>	Roadt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Vitale	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Weigel	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			TOTAL	10	—		—

UNANIMOUS



OFFICE OF THE CITY CLERK

Monica Schultz
City Clerk

December 26, 2014

Ms. Tiffany M. Stevens
Milwaukee Entertainment, LLC
d/b/a Heart Breakers
9440 W. National Ave.
West Allis, WI 53227

Dear Ms. Stevens:

The Chairman of the License & Health Committee orders that you appear at their meeting on Tuesday, January 6, 2015, at 6:00 P.M. in Room 128, West Allis City Hall, 7525 W. Greenfield Ave., with regards to an incident on November 23, 2014.

A copy of the incident is being sent to your home address.

Please be advised that all meetings, unless otherwise noted, are open to the public and may be televised and recorded through the City's Cable Communications Division.

If you have any questions, please contact the Clerk's Office at (414) 302-8202.

Sincerely,

Monica Schultz /amn

Monica Schultz
City Clerk

/amn

cc: Tiffany M. Stevens (home enclosure)
Source One Enterprise, LLC (no enclosure)



**City of West Allis
Police Department**

Liquor Establishment Violation

Date: 11/23/2014
To: Lieutenant Jessica Johnson
From: Lt Johnson

Violation Type

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

Incident #: 14-10444

N/A

Location: 9442 W. National Av

N/A

Establishment Name: Heartbreakers

N/A

Establishment License #: 2100

N/A

Establishment Owner: Tiffany Stevens

Owner Address

N/A

Violation(s):

Milwaukee Est LLC
Heartbreakers
9440 W National
Tiffany M Stevens
323 St. Lawrence Ave
Beloit 53511
Source One Enterprise LLC
9440 W National Ave
53227

CBT 2100
DH 2098
Taw 2099

Offender Address

Offender Address

Offender Address

Offender Address

Offender Address

Offender Address

Offender Address

Offender Address

N/A

Additional Offenders listed in Incident Report narrative: Yes No

Reviewed by Commanding Officer: Lt Johnson

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

Date: 11/23/2014

Incident: Possession of Weapon

Incident Report Number: 14-010444
 Between: Date - Time: 11/23/14 01:30
 And/At: Date-Time: 11/23/14 01:35

Incident Location: 9442 W National Ave;WA, West Allis, WI, 53227

CFS Code-1: 5212 CFS Code-2: 3562 CFS Code-3: 5311 Offense Code-4: 90Z4

CFS Code-5: CFS Code-6: CFS Code-7: CFS Code-8:

Name (Last, First, Middle): B Heartbreakers, DOB: Race/Sex:

Address: (Address, City, State, Zip): 9442 W National Ave, West Allis, WI, 53227 Home Phone Number:

Employer: Employer Address: Work Phone Number: (414) 545-1550 Cell Phone Number:

Name (Last, First, Middle): O Washington, Dayonne R DOB: 08/11/1981 Race/Sex: B/M

Address: (Address, City, State, Zip): 9217 N 75th St, 409, Milwaukee, WI, 53223 Home Phone Number: (414) 371-1824

Employer: Employer Address: Work Phone Number: Cell Phone Number: (414) 610-4860

CFS Code-1: 5212

Incident Report Number: 14-010444

SUMMARY

Weapons Violation / Possession with intent THC / Warrant / DC: On 11/23/2014 at 0135hrs, Officers responded to 9442 W National Ave, Heartbreakers, for a report of a suspicious activity in regards to a male threatening to shoot up the business. Investigation revealed a group of 7 males where inside the club causing problems, when told to leave on male later identified as Henry L. Williams stated, "I'm going to get my gun and shoot this place up." The group of males got into a white conversion van, WI Plate#622-WZR and fled eastbound on W. National Ave. A high risk traffic stop was conducted with the vehicle and all seven males where detained. Inside the vehicle officers located a firearm and approximately 455 grams of marijuana. The firearm and marijuana was seized. Jamie L. Love M/B 08/01/79, Taurus B House m/B 05/26/75, Dayonne R Washington M/B 08/11/81 and Henry Williams M/B 08/15/81 were booked for Felony possession of a

Vehicle Information: (Year, Make, Model, Style, Color)

License Number: State: Expiration Year: Vin: Insurance Company:

Other Vehicle Information: NCIC#

Reporting Officer(s): Schneider, Druscilla Payroll Number: 9823 Payroll Number: Report Date:

Time Received: 01:35:27 Time Cleared: 02:45:54 Unit(s) Assigned: 311, 312, 313, 314, 315, Pages: 1 Of 8

Reviewed by: Marks, Christopher Payroll Number: 9075 Copy To:

West Allis Police Department

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9442 W National Ave;WA, West Allis, WI, 53227

Incident Date:

11/23/2014

firearm and possession with intent THC. Williams also received a citation for DC. House was transported to HOC for a Probation Hold. Bobby Watson M/B 05/30/1981, Marquis A Fikes M/B 09/14/1989 and Benjamin L. Sims M/B 12/22/1974 where booked for Possession with Intent THC. Fikes was able to post bail and was released. All parties where released until DNA results are received.

Reporting Officer(s):

Schneider, Druscilla

ID Number

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Incident Date:
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NAMES

Offender-1

Williams, Henry Lee B/M-33
of 2803 N 47th St
Milwaukee, WI, 53210
DOB: 08/15/1981 DL: W452-3928-1295-05
HT: 511 WT: 170 Hair: Black
Eyes: Brown
Cell Phone: (414) 394-8199

Booking#: 14-005506

Case#	Charge	Description	Ct
14-010444	941.29(2)	Possession of Firearm by Felon	1
14-010444	961.41(1m)(h)2	Possess w/ Intent-THC(>200-1000g)	1
14-010444	WA-947.01	Disorderly Conduct	1

Offender-2

House, Taurus B B/M-39
of 9517 W Beckett Ave
Milwaukee, WI, 53225
DOB: 05/26/1975
HT: 600 WT: 220 Hair: Black
Eyes: Brown Complexion: Black
Cell Phone: (414) 212-8248

Booking#: 14-005503

Case#	Charge	Description	Ct
14-010444	941.29(2)	Possession of Firearm by Felon	1
14-010444	961.41(1m)(h)2	Possess w/ Intent-THC(>200-1000g)	1

Offender-3

Love, Jamian Lavar B/M-35
of 1971 N 36TH ST

Reporting Officer(s):

Schneider, Druscilla

ID Number
9823

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Milwaukee, WI, 53208
 DOB: 08/01/1979 DL: L1004327928102
 HT: 511 WT: 200 Hair: Black
 Eyes: Brown
 Cell Phone: (414) 940-8268

Booking#: 14-005507

Case#	Charge	Description	Ct
14-010444	941.29(2)	Possession of Firearm by Felon	1
14-010444	961.41(1m)(h)2	Possess w/ Intent-THC(>200-1000g)	1

Offender-4

Simms, Benjamin Lamont B/M-39
 of 5520 N 33 St
 Milwaukee, WI, 53209
 DOB: 12/22/1974 DL: S5200727446202
 HT: 509 WT: 260 Hair: Black
 Eyes: Brown Complexion: Dark Brown
 Cell Phone: (414) 628-4147 Cell Phone: (414) 552-8108

Booking#: 14-005508

Case#	Charge	Description	Ct
14-010444	941.29(2)	Possession of Firearm by Felon	1
14-010444	961.41(1m)(h)2	Possess w/ Intent-THC(>200-1000g)	1

Offender-5

Watson, Bobby Lavell B/M-33
 of 10050 W Fond Du Lac Ave
 Milwaukee, WI, 53224
 DOB: 05/30/1981 DL: W3250728119004
 HT: 505 WT: 145 Hair: Black
 Eyes: Brown
 Cell Phone: (414) 813-2925 Cell Phone: (414) 416-6769

Booking#: 14-005509

Case#	Charge	Description	Ct
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Reporting Officer(s): Schneider, Druscilla	ID Number 9823	ID Number	Pages: 4 Of 8
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14-010444      941.23          Carrying a Concealed Weapon          1
14-010444      961.41(1m)(h)2    Possess w/ Intent-THC(>200-1000g)    1
    
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Offender-6

Fikes, Marquis Allen B/M-25
of 9223 N 75 St apt 8
Milwaukee,WI,53223
DOB: 09/14/1989 DL: F220-5418-9334-04
HT: 507 WT: 155 Hair: Black
Eyes: Brown
Cell Phone:(414) 292-5519 Home Phone:(414) 759-1854

Booking#: 14-005510

Case#	Charge	Description	Ct
14-010444	90Z4	Warrant Other Department	1
14-010444	961.41(1m)(h)2	Possess w/ Intent-THC(>200-1000g)	1

Complainant

Beavente, Jorge A M-32
of 9442 W National Ave;WA
West Allis,WI,53227
DOB: 12/02/1981
Cell Phone:(414) 238-4513

NARRATIVE

Officer Schneider Reports:

INITIAL CALL FOR SERVICE

On 11/23/2014 at 0135hrs, Officers responded to 9442 W National Ave, Heartbreakers, for a report of a suspicious activity in regards to a group of black males, being uncooperative. The males where kicked out of the bar and one of them stated, "I'm going to get my gun and shoot up the place." The males entered a white conversion van, Wi Plate#622-WZR and took off east bound on W. National Ave.

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The vehicle was stopped by Officers and seven males were detained. I responded to Heartbreakers and made contact with employees.

CONTACT WITH JORGE A BEAVENTE M/U 12/02/1981 - COMPLAINT

Jorge works at Heartbreakers as a bouncer. He stated there where a group of approximately 6-7 black males causing some issues inside. He stated one male in the group was falling asleep at the bar and others where being loud and obnoxious. Security told the group of males that they needed to leave. One male, later identified as Henry L. Williams continued to argue with staff.

Henry called security, "Honkies," and "Faggots." They continued to tell him that he needed to leave. A friend of Henry's named Jamian L. Love, pulled Henry away from Security and tried to get him to leave. Henry was still slightly resistive and Jamian pulled him out of the bar. Prior to Henry leaving he told Jorge, "We are coming back to bust a cap." "I am going to get my gun and shoot up the place."

Jorge stated the males left the bar and entered a white conversion van, WI Plate#622-WZR. He stated the vehicle took off eastbound on W. National Ave. Jorge called the police. I asked Jorge if he could describe the male causing problems and he stated, "Yes." He described the male as a male black, approximately 30-40 years of age, wearing a blue hooded jacket, dark pants, with braided hair. Jorge informed me his hair was very distinctive.

HIGH RISK TRAFFIC STOP / LOCATING EVIDENCE

See Officer Said's supplement for details.

ARREST OF HENRY WILLIAMS

I responded to the high risk traffic stop to assist Officers in detaining the occupants of the vehicle. Seven males total where detained from the traffic stop. I observed a male matching the description Jorge gave me and he was taken into custody for disorderly Conduct. Upon searching the vehicle Officers located approximately 455 grams of marijuana and a firearm. Those items where seized and transported to WAPD to be placed on property. See Officer Kuhnmuensch's supplement for details.

INTERVIEW OF HENRY WILLIAMS

I read Williams his Miranda rights as they are written according to WAPD standard 42.016. Williams stated he understood his rights and decided he wanted to remain silent.

CONSENT TO SEARCH BUCCAL SWAB - WILLIAMS

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Schneider, Druscilla

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I made contact with Williams in the detective interview room and read him the buccal swab consent to search form which he agreed to submit and signed the form. I obtained a Buccal swab from the inside of William's cheek, following the instructions provided. The Buccal swab was packaged, sealed and placed on property, #14-008454-4.

CONSENT TO SEARCH BUCCAL SWAB - TAURUS HOUSE

I made contact with House in the booking room as he agreed to submit to a buccal swab. Officer Binter read him the buccal swab consent to search form which he agreed to submit and signed the form. I obtained a Buccal swab from the inside of House's cheek, following the instructions provided. The Buccal swab was packaged, sealed and placed on property, #14-008454-2.

CONSENT TO SEARCH BUCCAL SWAB - MARQUIS FIKES

I made contact with Fikes in the booking room and read him the buccal swab consent to search form, which he agreed to submit and signed the form. I obtained a Buccal swab from the inside of Fikes's cheek, following the instructions provided. The Buccal swab was packaged, sealed and placed on property, #14-008454-1.

CONSENT TO SEARCH BUCCAL SWAB - BOBBY WATSON

I made contact with Watson in the detective interview room and read him the buccal swab consent to search form which he agreed to submit and signed the form. I obtained a Buccal swab from the inside of Watson's cheek, following the instructions provided. The Buccal swab was packaged, sealed and placed on property, #14-008454-3.

CONSENT TO SEARCH CELL PHONE - WILLIAMS

I read Williams the consent to search form cell phone. Williams stated he understood the form and signed it. Williams cell phone was seized and placed on property, property# 14-008454-5

CONSENT TO SEARCH CELL PHONE - FIKES

I read Fikes the consent to search form cell phone. Fikes stated he understood the form and signed it. Fikes's cell phone was seized and placed on property, #14-008454-6.

BOOKING INFORMATION

Reporting Officer(s):

Schneider, Druscilla

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Henry Williams was booked for disorderly conduct, possession with intent-THC and felony possession of a firearm. He was given a copy of his municipal citation for DC. He was later released.

Marquis Fikes was booked for possession with intent-THC and a warrant. Fikes was able to post bail and was later released.

CASE DISPOSITION

An male party later identified as Henry Williams created a disturbance at Heartbreakers. He threatened to shoot up the business prior to leaving. A high risk traffic stop was conducted with the vehicle Williams was seen leaving in. During the stop Officers located a firearm and approximately 455 grams of marijuana. All parties in the vehicle were detained and transported to the station for booking. Officers obtained buccal swabs from all parties and they where released.

For additional information in regards to this case, see additional supplements.

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Schneider, Druscilla

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Supplementary Report

Incident Report Number 14-010444	Incident Location: 9442 W National Ave;WA, West Allis, WI, 53227	Incident Date: 11/23/2014
New Incident:	Original CFS Code - 1: 5212	New CFS Code - 1 : New CFS Code - 2 :

NARRATIVE

CALL INFORMATION

On 11/23/14 at 0135hrs. dispatch advised that a group of approx. 4-5 black males in a white van going westbound on W. National Ave. from Heartbreakers at 9442 W. National Ave. The males were removed from Heartbreakers and during an altercation, made comments of going to the vehicle and returning with a gun.

HIGH RISK STOP

PO Said advised he was behind the van with WI Reg. 622WZR and performed a stop in the 6700 blk W. National Ave. I proceeded to that location where I blocked traffic and assisted on the arrest team for the high risk stop.

The driver was ordered out of the vehicle and complied as he was walked toward officers. While he was being given instructions, a second male from the van, opened the side door and got out. The male remained seated on the step of the van as we were giving instructions to the driver.

USE OF FORCE

Once the driver, later identified as Jamian Lavar Love M/B 08/01/79, had gotten to the front of the squads, he was instructed to go to his knees. Love refused. After several commands to get down on his knees and on the ground, he refused. Based on the dynamics of the call of a possible gun being in the vehicle or on a person, Love's non compliance to get on the ground, a second individual not complying and remaining outside of the vehicle within clear sight, the previous knowledge of several people still in the vehicle, and the potential danger of fighting with Love during a high risk stop with people possibly being armed, I drew my ECW (Serial # X00-255890) and continued verbalizing to Love to get on the ground. Love continued to refuse. I pointed on ECW at Love's center mass and noted that he had on a flannel like shirt. I didn't believe the ECW would penetrate and be effective, I directed it toward Love's left thigh muscle and deployed the ECW.

The ECW was effective as Love fell to the ground. PO Schweitzer covered Love to take him into custody. I noted that out of reaction, I turned off the ECW while it was in cycle and turned it back on. I placed the ECW on Love's right calf in the case that he continued being resistive with PO Schweitzer. Love was handcuffed and escorted to a squad with no further problems.

I removed both probes from Love's thigh and he was searched and placed into a

Reporting Officer(s): Stuettgen, Ryan	Payroll Number: 9966	Payroll Number:	Report Dat : 11/23/2014
Reviewed by: Marks, Christopher	Payroll Number: 9075	Copy To:	

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squad.

HIGH RISK STOP

I continued to assist with the high risk stop as part of the arrest team. As each individual was removed from the vehicle, they were handcuffed, searched, and placed into available squads.

MEDICAL ATTENTION

After completing the high risk stop, I requested WAFD respond to treat Love. Love was escorted to the ambulance where he refused medical attention and stated he was fine.

ADDITIONAL INFORMATION

Prior to leaving, I was advised by other officers that a firearm was located in a compartment between the driver and passenger seat and a large baggie of suspected marijuana was located behind the driver's seat.

STATEMENT OF LOVE

Love was transported to the WAPD and placed into detective interview room B. At approx. 0317hrs. I activated WAPD recorder with memory card 16-1 and read Love his Miranda Warning as it appears in WAPD Directive 42.016. After reading and understanding his rights, Love agreed to speak with me without an attorney. The following is a synopsis of my interview with Love.

According to Love he had taken his cousin, Taurus, and several others out to Heartbreakers to celebrate Taurus getting out of prison after 20 years. While at Heartbreakers, Love was in back getting a lap dance when he was interrupted by the bouncers telling him he had to go because his group was being kicked out. Love went outside and spoke with the bouncers stating he wanted to be able to come back as he didn't cause any problems.

Love didn't know who had made any threats about getting a gun as he was still inside at that time. Love was just concerned about being able to come back to Heartbreakers on another night and referred to himself as the "peacemaker."

Love denied any knowledge of a firearm or marijuana in his vehicle and stated he didn't know who would have had it in the van. The firearm wasn't his and he didn't believe it was Taurus' either. Love followed that up stating he would give a DNA sample if he needed to.

I concluded my interview with Love at approx. 0331hrs. The memory card was

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Stuettgen, Ryan

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later secured into the FTSB drawer.

CONSENT TO SEARCH - JAMIAN LOVE

I completed a consent to search form for Love for a Buccal Swab. He was agreed and signed the consent form. A copy is included in this report. I obtained a Buccal Swab from inside Love's left cheek, following the instructions from the kit. After obtaining the sample, it was packaged, sealed, and placed into evidence Locker 9 as property #14-00449-2.

I completed a consent to search form for Love for his cell phone which was with his property. The cellphone had been recovered by the vehicle and identified by Love as his. The cellphone was identified as a black LG cell phone with S/N 408CyyQ0076674. Love consented to a search and signed the form. The cell phone was packaged and placed into evidence Locker 9 as property #14-008449-1. A copy of the consent form is included in this report.

BOOKING OF LOVE

After interviewing Love, he was booked for poss. of a firearm by a felon and poss. with intent - THC. After booking, Love was released.

CONSENT TO SEARCH - BUCCAL SWAB - DAYONNE WASHINGTON

I made contact in the booking interview room with Dayonne Washington and read him the Buccal Swab Consent to Search Form which he agreed to submit and signed the form. I obtained a Buccal Swab from inside Washington's left cheek, following the instructions provided. The Buccal Swab was packaged, seal, and placed into evidence Locker 12 under property #14-008453-1.

CONSENT TO SEARCH - BUCCAL SWAB - BENJAMIN SIMMS

I made contact in an interview room with Benjamin Simms and read him the Buccal Swab Consent Form which he agreed to submit and signed the form. I obtained a Buccal Swab from inside Simm's left cheek, following the instructions provided. The Buccal Swab was packaged, sealed, and placed into evidence Locker 9 under property #14-008449-3.

No further information from this officer.

Reporting Officer(s):

Stuettgen, Ryan

ID Number

9966

ID Number

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Supplementary Report

Incident Report Number 14-010444	Incident Location: 9442 W National Ave;WA, West Allis, WI, 53227	Incident Date: 11/23/2014
New Incident:	Original CFS Code - 1:	New CFS Code - 1:
		New CFS Code - 2:

NARRATIVE

Cpl. McNally reports...

ARRIVAL

On 11-23-14 at approximately 0145 hrs, I responded to 68/National to assist with the high risk traffic stop. On arrival, K9 Diesel and I took a position of cover behind my squad, which was parked furthest to the north (left side) of the other squads. K9 Diesel was on a 3 foot lead.

CANINE DEPLOYMENT

While the offenders were being ordered out of the van, K9 Diesel was not allowed off lead. Once all the offenders were out of the van, Officer Said gave multiple announcements for any remaining passengers to exit. After no response, I gave canine announcements. I did not observe any movement inside the van and I heard no response from anyone inside the van. I also spoke with Officer Gold who advised that several offenders already in custody told him that no other occupants were inside the van. Due to the severity of the crime and for officer safety reasons, I allowed K9 Diesel off lead to search the vehicle. K9 Diesel ran up to the vehicle and looked at the open driver's door, but would not enter the van. I recalled him to me and gave more canine announcements. I deployed K9 Diesel a second time and received the same response. K9 Diesel was reluctant to enter the van. I recalled him back to me a second time and placed him back in the squad. K9 Diesel did not enter the van. I advised Officer Gold that officers would need to clear the van.

SEARCH OF THE VEHICLE

I assisted with the search of the vehicle. Upon walking up to the vehicle, I detected a strong odor of marijuana emitting from the rear passenger door. I began searching the captain's chairs in the middle of the van. Under the middle row captains chair on the driver's side, I located a white plastic grocery bag. There was a strong odor of marijuana emitting from the bag and under the seat. I opened the bag and observed a large gallon size Ziploc bag containing a substantial amount of a green leafy substance. Based on the odor, as well as my training and experience I suspected the plant-like material was marijuana.

I also observed a small amount of suspected marijuana under the rear bench seat. The suspected marijuana was packaged in a clear plastic cellophane wrapper and was lying on the floor. I notified Officer Said and Officer Kuhnmueller of my findings.

Reporting Officer: McNally, Ryan	Payroll Number: 9439	Payroll Number:	Report Date: 11/23/2014
Reviewed by: Evenson, Chad	Payroll Number: 1870	Copy To:	

West Allis Police Department

Supplementary Report

Incident Report Number 14-010444	Incident Location: 9442 W National Ave;WA, West Allis, WI, 53227	Incident Date: 11/23/2014
New Incident:	Original CFS Code - 1:	New CFS Code - 1 : New CFS Code - 2:

OTHER NAMES

West Allis Police Department of 11301 W Lincoln Ave
 West Allis, WI, 53227
 Business Phone: (414) 302-8000

PROPERTY LIST

Seq#	Reason	Make/Model	Description/Serial#	Quan/Value
14-008446				
1	EVI	Unknown Or Unpublished	PW Arms Redmond, WA 9x18M Bulg .380 auto KT 21 2544	1.000 \$1.00 [Recovered]
2	EVI	Unknown Or Unpublished	8 rounds of .380 ammunition removed from magazine, 1 round of .380 ammunition removed from chamber	1.000 \$1.00 [Recovered]
		.380		
3	SEI		Approx 455gm marijuana	1.000 \$1.00 [Recovered]
4	SEI		Approx 2.4gm of marijuana located under rear bench seat	1.000 \$1.00 [Recovered]
5	SEI		Packaging of 2.4gm of marijuana	1.000 \$1.00 [Recovered]
6	SEI		Exterior grocery bag that contained approx 455gm of marijuana	1.000 \$1.00 [Recovered]
7	SEI		Zip lock bag (interior bag) that contained approx 455 gm of marijuana	1.000 \$1.00 [Recovered]

Reporting Officer(s): Kuhnmuench, Steven R.	Payroll Number: 9688	Payroll Number:	Report Date: 11/23/2014
Reviewed by: Evenson, Chad	Payroll Number: 1870	Copy To:	1 Of 2

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Continuation

Incident Report Number
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Reporting Officer(s):
Kuhnmuench, Steven R.

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West Allis Police Department

Supplementary Report

Incident Report Number 14-010444	Incident Location: 9442 W National Ave;WA, West Allis, WI, 53227	Incident Date: 11/23/2014	
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NARRATIVE

CALL FOR SERVICE

On 11/23/14 at approximately 0135 hrs, officers were dispatched to a weapons call at Heartbreaker's, 9442 W. National Ave. Security requested officers assistance after a group of 4-5 black males made comments of obtaining a firearm after they were kicked out of the establishment. The group was last seen entering a white conversion van, possibly WI Reg. 622WDR, traveling eastbound on W. National Ave. While responding to the scene, Officer Said advised he located the vehicle, a white 1998 Chevrolet G10 Sport Van (622WZR), and ultimately initiated a traffic stop in the 6800 BLK of W. National Ave. I arrived on scene and assisted with the apprehension of the subjects inside the van during the high risk stop.

ON-SCENE STATEMENT - BENJAMIN L. SIMMS

I made contact with a party identified as Benjamin L. Simms (m/b, 12/22/74), who was secured in the back of my fully marked WAPD squad. I informed Simms of the reason for his police contact this evening, and requested he speak with me regarding the alleged complaint. Simms advised he would explain to me the events leading up to being pulled over, which is described below.

Simms stated he was at Heartbreaker's with his new brother-in-laws, as well as several people he did not know, when his group was asked to leave by staff. Simms advised while several members of the group were leaving, they exchanged words with staff, and he decided to exit the establishment to avoid any problems. Simms stated he did not hear the specifics as to what the argument pertained to. Simms ultimately got in the white van the group had arrived in, seated behind the front passenger, and traveled down W. National Ave. when they were pulled over by the police. Simms advised he was not aware of any firearm inside the van, and was not allowed to be in contact with one as he was a felony offender. In addition, Simms was unaware of any other prohibited items inside the van.

After speaking with officers on scene, I was requested to transport Simms back to the station to obtain a further Mirandized statement.

MIRANDA WARNING/INTERVIEW - BENJAMIN L. SIMMS

On 11/23/14 at approximately 0315 hrs, while in Interview Room A of the West Allis Police Department's Detective Bureau, I read Simms his Miranda Warnings off Departmental Directive 42.016. Simms agreed to speak with me regarding this incident. This interview was audio recorded on an Olympus DS-2220

Reporting Officer(s): Schmidt, Kevin	Payroll Number: 9964	Payroll Number:	Report Dat : 11/23/2014
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Digital Voice Recorder and saved on a departmental media card (P14-1) and stored in the Technical and Forensics Bureau. Simms's statement here is paraphrased for this report.

Simms stated he and his new brother-in-laws were at Heartbreaker's, when later on in the night, his party was asked to leave because some members had fallen asleep in the establishment. As members of the group were leaving, words were exchanged with staff, which he did not partake in, and Simms made his way to the white van. Simms advised he only knew three of the parties in the group, two of whom were brother-in-laws, Henry L. Williams (m/b, 08/15/81) and Bobby L. Watson (m/b, 05/30/81), as well as the driver of the van, known only as "Baldo." All parties entered the van, and Simms was texting his wife when the van was pulled over on W. National Ave.

Simms advised he did not observe any movements from the other people inside the van that would be of interest. In addition, no one made any significant comments after being pulled over. Simms stated he was not aware of any restricted or prohibited items inside the van. When I informed Simms there was a firearm, as well as a substantial amount of marijuana, located inside the van, Simms denied any knowledge of the items. Simms advised of the people he knew in the group, none would be in possession of a firearm.

Simms stated he would consent to a Buccal Swab, as to eliminate him from ownership of any prohibited items inside the van. It should be noted Simms was cooperative throughout the process.

MIRANDA WARNING/INTERVIEW - BOBBY L. WATSON

On 11/23/14 at approximately 0336 hrs, while in Interview Room A of the West Allis Police Department's Booking Room, I read Watson his Miranda Warnings off Departmental Directive 42.016. Watson agreed to speak with me regarding this incident. This interview was audio recorded on an Olympus DS-2220 Digital Voice Recorder and saved on a departmental media card (P14-1) and stored in the Technical and Forensics Bureau. Watson's statement here is paraphrased for this report.

Watson stated he was at Heartbreaker's with Simms, Williams, and Marquis A. Fikes (m/b, 09/14/89) a.k.a. "Baldo." Watson advised there was an altercation in the front of Heartbreaker's, and staff advised his group they needed to leave. Watson stated he walked out of the business and made his way to the van. Watson advised he did not hear any mention of a firearm from anyone in his group while at Heartbreaker's. Watson advised he was seated in the middle seat of the third row of the van. Watson advised he put his hands up and did not observe any significant movements by any other members inside the van.

Watson advised he was not aware of any prohibited items inside the van. When I informed Watson there was a firearm, as well as a substantial amount of

Reporting Officer(s): Schmidt, Kevin	ID Number 9964	ID Number	Pages: 2 Of 3
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marijuana, located inside the van, Watson denied any knowledge of the items. Watson advised of the people he knew in the group, none would be in possession of a firearm.

Watson stated he would consent to a Buccal Swab, as to eliminate him from ownership of any prohibited items inside the van. It should be noted Watson was cooperative throughout the process.

CONSENT TO SEARCH - BUCCAL SWABS

On 11/23/14 at approximately 0400 hrs, I read the West Allis Police Department's Consent to Search - Buccal Swabs form to Simms, who stated he would permit officers to collect the sample for DNA, and subsequently signed the form.

On 11/23/14 at approximately 0400 hrs, I read the West Allis Police Department's Consent to Search - Buccal Swabs form to Watson, who stated he would permit officers to collect the sample for DNA, and subsequently signed the form.

CONSENT TO SEARCH - CELL PHONE

In addition, I read the West Allis Police Department's Consent to Search - Cell Phone form to Simms, who stated he would permit officers to have access to his cell phone, and subsequently signed the form. Simms's LG cell phone (ZNFLS980) was collected and secured in a locker under WAPD Property #14-008447:1.

In addition, I read the West Allis Police Department's Consent to Search - Cell Phone form to Watson, who stated he would permit officers to have access to his cell phone, and subsequently signed the form. Watson's Cricket cell phone was collected and secured in a locker under WAPD Property #14-008450:1.

BOOKING - SIMMS

Simms was booked under #14-005508 for 941.29(2): Possession of Firearm by Felon and 961.41(1m)(h)2: Possess w/ Intent-THC (>200-1000g).

BOOKING - WATSON

Watson was booked under #14-005509 for 961.41(1m)(h)2: Possess w/ Intent-THC (>200-1000g) and 941.23 Carrying a Concealed Weapon.

Reporting Officer(s): Schmidt, Kevin	ID Number 9964	ID Number	Pages: 3 Of 3
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West Allis Police Department

Supplementary Report

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New Incident:	Original CFS Code - 1:	New CFS Code - 1:	New CFS Code - 2:
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NAMES

Suspect

House, Taurus B B/M-39
of 9517 W Beckett Ave
Milwaukee, WI, 53225
DOB: 05/26/1975
HT: 600 WT: 220 Hair: Black
Eyes: Brown Complexion: Black
Cell Phone: (414) 212-8248

Booking#: 14-005503

Case#	Charge	Description	Ct
14-010444	941.29(2)	Possession of Firearm by Felon	1
14-010444	961.41(1m)(h)2	Possess w/ Intent-THC(>200-1000g)	1

PROPERTY LIST

Seq#	Reason	Make/Model	Description/Serial#	Quan/Value
14-008448				
1	EVI		US Cellular LG 309cyrn0015326	1.000 \$1.00 [Recovered]

NARRATIVE

OFFICER L. BINTER REPORTS:

CALL FOR POLICE

On 11/23/14 at approximately 0135 hours, officers responded to Heartbreakers (9442 W. National Ave.) regarding 4-5 black males who were escorted out of the establishment. The subjects stated they were going to return with pistols which promoted security to call the police. The subjects were last seen leaving in a white conversion van with a possible WI REG of 622WDR. Officer

Reporting Officer(s): Binter, Lucas	Payroll Number: 9821	Payroll Number:	Report Date: 11/23/2014
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Said later located the vehicle and performed a high risk stop in the 6800 block of W. National Ave. I arrived on scene and assisted with the high risk stop. Afterwards, I made contact with Taurus B. House (M/B, DOB 05/26/75) and spoke with him on the outside of my squad car.

ON-SCENE STATEMENT-TAURUS B. HOUSE-SUSPECT

House stated his cousin, Jamian Lavar Love (M/B, DOB 08/01/79), who was also the driver, came to pick him up to go to the club. House explained it was a party for him on account of getting released recently. While at the club some of the people in the entourage fell asleep and they were asked to leave. House did not know everyone who was there as they were Love's friends. House was unaware of the exact nature of the altercation on the exterior of the building with security.

House stated he got in the passenger seat and they left the club however they were pulled over a short time later. House explained he was pulled out of the vehicle and placed in handcuffs during the stop. To his knowledge nothing illegal was inside of the vehicle and had no reason to believe otherwise. I explained to House a large amount of marijuana and a gun were found inside of the vehicle. House denied ownership of both and stated he did not know it was even in the vehicle. House was transported to the West Allis Police Department for further investigation.

BOOKING/CONSENT TO SEARCH FORMS/MIRANDIZED STATEMENT

Based on the investigation House was booked for Possession of Firearm by Felon and Possess w/ Intent-THC under Phoenix booking 14-008448. House consented to a Buccal Swab as well as a Consent to Search of his cell phone.

On 11/23/14, while in Interview Room A of the West Allis Police Department, I read Taurus B. House his Miranda Warnings off Departmental Directive 42.016. House agreed to speak with me regarding this incident. This interview was audio recorded on an Olympus DS-2200 Digital Voice Recorder and saved on a departmental media card and stored in the Technical and Forensics Bureau. House's statement here is paraphrased for this report.

House stated he did not know whose the marijuana or the gun belonged to. House stated he drank two beers and had a shot.

CASE DISPOSITION

I called probation based on the fact House is currently on supervision and they placed a hold. House was later transported to the Criminal Justice

Reporting Officer(s): Binter, Lucas	ID Number 9821	ID Number	Pages: 2 Of 3
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facility.

END OF SUPPLEMENTAL

Reporting Officer(s):

Binter, Lucas

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OTHER NAMES

Simms, Benjamin Lamont B/M-39 of 5520 N 33 St, Milwaukee,WI,53209
 DOB: 12/22/1974
 HT: 509 WT: 260 Hair: Black
 Eyes: Brown Complexion: Dark Brown
 Cell Phone:(414) 628-4147 Cell Phone:(414) 552-8108

PROPERTY LIST

Seq#	Reason	Make/Model	Description/Serial#	Quan/Value
14-008447				
1	EVI		LG Cell Phone - LS980 :	1.000
		ZNFLS980	Otter Box	\$300.00
				[Recovered]

Reporting Officer(s): Schmidt, Kevin	Payroll Number: 9964	Payroll Number:	Report Dat : 11/23/2014
Reviewed by: Evenson, Chad	Payroll Number 1870	Copy To:	

West Allis Police Department

Supplementary Report

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OTHER NAMES

Love, Jamian Lavar B/M-35 of 1971 N 36TH ST, Milwaukee,WI,53208
 DOB: 08/01/1979
 HT: 511 WT: 200 Hair: Black
 Eyes: Brown
 Cell Phone:(414) 940-8268

Simms, Benjamin Lamont B/M-39 of 5520 N 33 St, Milwaukee,WI,53209
 DOB: 12/22/1974
 HT: 509 WT: 260 Hair: Black
 Eyes: Brown Complexion: Dark Brown
 Cell Phone:(414) 628-4147 Cell Phone:(414) 552-8108

Washington, Dayonne R B/M-33 of 9217 N 75th St, 409
 Milwaukee,WI,53223
 DOB: 08/11/1981
 HT: 511 WT: 160 Hair: Brown
 Eyes: Brown Complexion: Black
 Cell Phone:(414) 610-4860 Home Phone:(414) 371-1824

PROPERTY LIST

Seq#	Reason	Make/Model	Description/Serial#	Quan/Value
=====				
14-008449				
1	EVI	LG UN160PP	LG Cell 408CyyQ0076674	1.000 \$50.00 [Recovered]
2	EVI		Buccal Swab-Jamian Love	1.000 \$0.00 [Recovered]
3	EVI		DNA Buccal Swab-Benjamin Simms	1.000 \$0.00 [Recovered]
14-008453				
1	EVI		DNA Buccal - Dayonne R. Washington	1.000 \$0.00 [Recovered]

Reporting Officer(s): Stuettgen, Ryan	Payroll Number: 9966	Payroll Number:	Report Dat : 11/23/2014
Reviewed by: Kempinski, Michael J.	Payroll Number: 9604	Copy To:	1 Of 1

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New Incident:	Original CFS Code - 1:	New CFS Code -1 :	New CFS Code - 2:
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OTHER NAMES

Watson, Bobby Lavell B/M-33 of 10050 W Fond Du Lac Av
 e
 Milwaukee, WI, 53224
 DOB: 05/30/1981
 HT: 505 WT: 145 Hair: Black
 Eyes: Brown
 Cell Phone: (414) 813-2925 Cell Phone: (414) 416-6769

PROPERTY LIST

Seq#	Reason	Make/Model	Description/Serial#	Quan/Value
14-008450				
1	EVI		Cricket Cell Phone - 5.0 Mega Pixels ZTE Grand X w/case	1.000 \$300.00
			[Recovered]	[Recovered]

Reporting Officer(s): Schmidt, Kevin	Payroll Number: 9964	Payroll Number:	Report Date: 11/23/2014
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OTHER NAMES

Fikes, Marquis Allen B/M-25 of 9223 N 75 St apt 8
 Milwaukee, WI, 53223
 DOB: 09/14/1989
 HT: 507 WT: 155 Hair: Black
 Eyes: Brown
 Cell Phone: (414) 292-5519 Home Phone: (414) 759-1854

House, Taurus B B/M-39 of 9517 W Beckett Ave
 Milwaukee, WI, 53225
 DOB: 05/26/1975
 HT: 600 WT: 220 Hair: Black
 Eyes: Brown Complexion: Black
 Cell Phone: (414) 212-8248

Watson, Bobby Lavell B/M-33 of 10050 W Fond Du Lac Av
 e
 Milwaukee, WI, 53224
 DOB: 05/30/1981
 HT: 505 WT: 145 Hair: Black
 Eyes: Brown
 Cell Phone: (414) 813-2925 Cell Phone: (414) 416-6769

Williams, Henry Lee B/M-33 of 2803 N 47th St, Milwaukee, WI, 53210
 DOB: 08/15/1981
 HT: 511 WT: 170 Hair: Black
 Eyes: Brown
 Cell Phone: (414) 394-8199

PROPERTY LIST

Seq#	Reason	Make/Model	Description/Serial#	Quan/Value
14-008454				
1	EVI		Buccal Swab Marquis Fikes	1.000 \$0.00 [Recovered]
2	EVI		Buccal Swab Taurus B House	1.000 \$0.00 [Recovered]
3	EVI		Buccal Swab Bobby Watson	1.000

Reporting Officer(s): Schneider, Druscilla	Payroll Number: 9823	Payroll Number:	Report Dat : 11/23/2014
Reviewed by: Evenson, Chad	Payroll Number 1870	Copy To:	1 Of 2

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			\$0.00 [Recovered]
4	EVI	Buccal Swab Henry Williams	1.000 \$0.00 [Recovered]
5	SEI	IPhone	White iphone
			1.000 \$100.00 [Recovered]
6	EVI	LG	Black Lg Cell Phone
			1.000 \$100.00 [Recovered]

West Allis Police Department

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OTHER NAMES

Washington, Dayonne R B/M-33 of 9217 N 75th St, 409
 Milwaukee, WI, 53223
 DOB: 08/11/1981
 HT: 511 WT: 160 Hair: Brown
 Eyes: Brown Complexion: Black
 Cell Phone: (414) 610-4860 Home Phone: (414) 371-1824

West Allis Police Department of 11301 W Lincoln Ave
 West Allis, WI, 53227
 Business Phone: (414) 302-8000

PROPERTY LIST

Seq#	Reason	Make/Model	Description/Serial#	Quan/Value
14-008455				
1	SEI		\$1720.00 (US Currency) (multiple denominations of 100's, 50's, 20's, 10's, 5's and 1's)	1.000 \$1720.00 [Recovered]
2	SEI		(1) One LG brands touch phone # 414.610.4860	1.000 \$0.00 [Recovered]

Reporting Officer(s): Said, Sharif	Payroll Number: 9871	Payroll Number:	Report Date: 11/23/2014
Reviewed by: Kempinski, Michael J.	Payroll Number: 9604	Copy To:	

West Allis Police Department

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NARRATIVE

Pto Kuhnmuench, 11/23/14, 0135hrs...

Initial Observations:

Officers were dispatched to Heartbreaker's (9442 W National Ave) for a weapons call. Dispatch advised security escorted a group of males out and they threatened to return with a firearm. I began responding to the scene and Pto Said advised via radio that he located the vehicle in the 8400blk of W National Ave. I responded to the area and observed Pto Said stopped behind the vehicle in the 7600blk of W National Ave.

Pto Said initiated a high risk traffic stop in the 6800blk of W National Ave and ordered the occupants out due to the mentioned weapon, vehicle and subject factors. I assisted in the high risk stop by providing cover and later approaching the vehicle and ensuring there were no occupants left inside. As I reached the open passenger doors of the vehicle, I immediately detected a strong smell of marijuana emanating from the interior.

Recovery of Firearm/Marijuana:

I entered the vehicle and began searching it for drugs due to the overwhelming odor. I opened the glove box which is located in the center of the dashboard between the driver and passenger seats. I immediately observed a black semi-automatic firearm laying in the glove box. I advised Pto Said of my finding and he took a photograph of it. I then removed the magazine (8 rounds) and worked the action to the rear. The firearm ejected a live cartridge from the chamber. I turned the weapon and ammunition over to Pto Said who secured it in his squad and transported it to WAPD.

Cpl McNally advised on scene that he located a large bag of suspected marijuana under the center driver side captain chair. Cpl McNally further advised he located a smaller bag of marijuana under the rear bench seat of the vehicle. After these items were photographed I collected them and transported them to the station.

Drug Testing:

At the station, I retrieved the small cellophane/plastic baggie and large freezer bag containing a green leafy substance that based on my training and experience I believed to be marijuana.

Reporting Officer(s): Kuhnmuench, Steven R.	Payroll Number: 9688	Payroll Number:	Report Date: 11/25/2014
Reviewed by: Saftiq, Brian	Payroll Number: 2103	Copy To:	1 Of 2

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I took the bags 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 2.4g for the small bag and 455g for the large. I took a small sample of both bags (the total weight remained unchanged) and performed the Duquenois-Levine Test. This is a test that I have been trained in the administration of and am familiar with. Concluding the last step of the test, I observed a distinct purple color in the bottom layer of the test tube indicating the presence of THC and positively identifying the substance as marijuana.

I packaged the marijuana in an evidence envelope/large paper bag and placed the items on property. Refer to my property report for further information.

Property Dispo:

While wearing latex gloves I placed the firearm, marijuana and packaging material on property for DNA/Fingerprint analysis. Refer to my property report for further information.

Reporting Officer(s):

Kuhnmuensch, Steven R.

ID Number

9688

ID Number

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Incident Report Number 14-010444	Incident Location: 9442 W National Ave;WA, West Allis, WI, 53227	Incident Date: 11/23/2014
New Incident:	Original CFS Code - 1:	New CFS Code - 1: New CFS Code - 2:
<p>NARRATIVE</p> <p>Officer Said reports:</p> <p><u>INITIAL OBSERVATIONS</u></p> <p>On 11-23-14 at approximately 0135 hrs, Squad 314 was dispatched to search for a vehicle, which held 4-5 black males, who stated they were going to get their pistol and return to "shot the place up" after getting kicked out of the Heartbreakers Gentle Club, 9442 W National Ave . The vehicle was described as a white conversion type van (bearing possible Reg. 622-WDR, which did not list to the appropriate vehicle) and was last seen headed eastbound on W National Ave from the 9400 Block.</p> <p><u>TRAFFIC STOP</u></p> <p>While responding to the call I observed a white 1998 Chevrolet G10 Sportsvan bearing WI/Reg. #622-WZR in the 8400 block of W National Ave. I positioned my squad behind the vehicle (with (2) two vehicles between my squad and the suspect vehicle) and due to the darkly tinted windows on the rear windows, rear passenger and driver's sides window, I could not tell the race of the individuals inside the vehicle, but was able to discern that multiple subjects were inside the vehicle. I observed the vehicle driving slower than the posted limit of 30 mph, driving at approx. 20 mph. The (2) two vehicles between myself and the suspect vehicle were slowing as if waiting to see what the suspect vehicle was about to do. I positioned my squad directly behind the suspect vehicle around the 7800 block of W National Ave.</p> <p>Due to the fact that the vehicle matched the description and the plates called in except one letter (D for Z, which phonetically sound similar); due to the fact that the vehicle was driving slower than the posted speed and impeding traffic behind it; and due to the fact that the tinted windows on the vehicle were so dark that they allowed no visibility into the vehicle on all the windows I observed on the passenger side, driver's side and rear, I conducted a traffic stop in the 6700 block of W National Ave.</p> <p>On account of the threats of potential "shotting" involved in the call I conducted a high risk stop / felony stop, ordering out all occupants of the vehicle to ensure safety. I ordered out the driver 1 st and the front passenger second (Driver, Jamian L. Love - m/b, 8-1-79; passenger, Taurus B. House - m/b, 5-26-75).</p> <p>Due to the structure of the van and inability for me to see the passenger side where the only rear door was located, Officer Foy took over the duties of</p>		
Reporting Officer(s): Said, Sharif	Payroll Number: 9871	Payroll Number: Report Date: 11/27/2014
Reviewed by: Kempinski, Michael J.	Payroll Number: 9604	Copy To:

West Allis Police Department

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ordering individuals out of the vehicle and all rear passengers exited the vehicle from the passenger side (order of the names does not reflect the order that they exited the vehicle, Dayonne R. Washington, m/b, 8-11-81; Benjamin Lamont Simms, m/b, 12-22-74; Henry Lee Williams, m/b, 8-15-81; Bobby L. Watson, m/b, 5-30-81; Marquis Allen Fikes, m/b, 9-14-89).

ON SCENE CONTACT WITH REAR PASSENGER - DAYONNE R. WASHINGTON (M/B,)

I made contact with the rear passenger Dayonne R. Washington, who was already placed in handcuffs and moved to my the rear of my squad. While searching Dayonne officers advised that there was a significant amount of suspected marijuana found inside the vehicle and a firearms as well. Due to the drug investigation that was taking place with regards to the passengers inside this vehicle I took custody of the significant amount of money that was kept on Dayonne's person and the cell phone he identified as his own, and later placed these items on property.

I observed immediately upon making contact with Dayonne that he had the odor of intoxicants on his breath as he spoke, he lacked balance while standing, his speech was slow and slurred as he spoke and his eyes were both red and glassy.

Dayonne stated he was unaware of anything illegal inside the vehicle. Dayonne stated numerous times to me he only wished to see some strippers at the club tonight and knew nothing else. Dayonne said they were at the club at 95/ National and that it was no better than what he could see at home, so they decided to go to a different club.

Dayonne said there was no need to ask him anything further because he wished to have a lawyer.

CONSENT TO SEARCH CELL PHONE and BUCCAL SWAB

Washington signed consent forms for both the search of his cell phone and the DNA sample/ Buccal Swab.

See Officer Stuetzgen's supplemental report for further:

PROPERTY

I placed the following items on property as confiscated, under property # : 14-008455.

1- \$1720.00 (US Currency) (multiple denominations of 100's, 50's, 20's, 10's, 5's and 1's

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2- (1) One LG brands touch phone # 414.610.4860

These items were packaged and secured in the WAPD Evidence Room locker to be held for further inventory.

END OF SUPPLEMENTAL

Reporting Officer(s):

Said, Sharif

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9871

ID Number

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