

73



City of West Allis Matter Summary

7525 W. Greenfield Ave.
West Allis, WI 53214

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

2006-0123	Communication	In Committee
-----------	---------------	--------------

Communication from the City Attorney regarding Findings and Recommendations in the matter of the Complaint against The Breaking Point, Inc.

Introduced: 3/7/2006

Controlling Body: License & Health Committee

COMMITTEE RECOMMENDATION

Approve and POB

ACTION DATE:

3/7/06

MOVER	SECONDER	
_____	_____	Barczak
_____	_____	Czaplewski
_____	_____	Dobrowski
_____	_____	Kopplin
_____	_____	Lajsic
_____	✓	Narlock
_____	_____	Reinke
✓	_____	Sengstock
_____	_____	Vitale
_____	_____	Weigel
		TOTAL

AYE	NO	PRESENT	EXCUSED
			✓
✓			
✓			
✓			
4			1

SIGNATURE OF COMMITTEE MEMBER

Kurt Kopplin _____
Chair Vice-Chair Member

COMMON COUNCIL ACTION

APPROVAL

ACTION DATE:

MAR 07 2006

MOVER	SECONDER	
_____	_____	Barczak
_____	_____	Czaplewski
_____	✓	Dobrowski
✓	_____	Kopplin
_____	_____	Lajsic
_____	_____	Narlock
_____	_____	Reinke
_____	_____	Sengstock
_____	_____	Vitale
_____	_____	Weigel
		TOTAL

AYE	NO	PRESENT	EXCUSED

UNANIMOUS

**FINDINGS AND RECOMMENDATIONS
LICENSE AND HEALTH COMMITTEE
WEST ALLIS COMMON COUNCIL**

**In the Matter of the
Complaint Against
The Breaking Point, Inc.**

**STATE OF WISCONSIN)
) ss.
COUNTY OF MILWAUKEE)**

Upon deliberation and consideration of the evidence presented at the initial appearance on February 28, 2006, the Committee finds:

1. That The Breaking Point, Inc. was duly served with a copy of the Summons and Complaint in this matter on February 20, 2006.
2. That The Breaking Point, Inc. failed to appear before this Committee on February 28, 2006, as commanded by the Summons.
3. That due to The Breaking Point, Inc.'s non-appearance, the allegations contained in the complaint are accepted by the Committee as true and provide a sufficient basis for the following recommendation, pursuant to Wis. Stat. §125.12(2)(b).

THEREFORE, the License and Health Committee recommends to the West Allis Common Council that the Class B Tavern License comprised of Class B Intoxicating Liquor and Class B Fermented Malt Beverage Licenses of The Breaking Point, Inc., be revoked.

Dated this 2nd day of March, 2006.

By: Kurt E. Kopplin
Kurt E. Kopplin, Chairman, License & Health Committee,
West Allis Common Council

Subscribed and sworn to before me
this 2 day of March, 2006.

Diane L. Malina
(Diane L. Malina)
Notary Public, State of Wisconsin
My Commission is expires: 4-16-06