

59



City of West Allis Matter Summary

7525 W. Greenfield Ave.
West Allis, WI 53214

File Number	Title	Status
2014-0284	Report	Introduced
	Police Department report regarding tavern violations/calls for service for the month of April 2014.	
	Introduced: 5/20/2014	Controlling Body: License & Health Committee

COMMITTEE RECOMMENDATION

PLACE ON FILE

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
MAY 20 2014	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Barczak	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Czaplewski	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Haass	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Lajsic				
	<input type="checkbox"/>	<input type="checkbox"/>	May				
	<input type="checkbox"/>	<input type="checkbox"/>	Probst				
	<input type="checkbox"/>	<input type="checkbox"/>	Reinke				
	<input type="checkbox"/>	<input type="checkbox"/>	Roadt	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<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 20 2014	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Barczak	<input checked="" type="checkbox"/>			
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Czaplewski	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Haass	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Lajsic	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	May	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Probst	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Reinke	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Roadt	<input checked="" type="checkbox"/>			
	<input type="checkbox"/>	<input type="checkbox"/>	Vitale	<input checked="" type="checkbox"/>			
		<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. Lajsic
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

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Vice-Chair: Cathleen M. Probst
Michael P. May
Rosalie L. Reinke
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Martin J. Weigel

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Thomas G. Lajsic
Cathleen M. Probst
Vincent Vitale



DEPARTMENT OF POLICE

Charles Padgett
Chief of Police

Robert Fletcher
Deputy Chief of Police

Christopher Botsch
Deputy Chief of Police

May 5th, 2014

To: Mayor Dan Devine

License and Health Committee:

Aldersperson Michael Czaplewski (Chair)

Aldersperson Daniel Roadt (Vice-Chair)

Aldersperson Gary Barczak

Aldersperson Martin Weigel

Assistant City Attorney Jenna Merten

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

Incident reports:

Case # 14-2302, 03/18/2014, at 0146 hrs – 1309 S. 60 St. – Remedy (was not reported in March Tavern Report)

On 03/18/2014 at approximately 0146 hrs., Officers responded to 1309 S. 60 St, Remedy, for a trouble call. The victim was punched in the face several times by an unidentified offender. The victim, who was intoxicated, stated he was assaulted after he asked two males to leave the tavern. These males were causing a disturbance in the bar.

Case # 14-2780, 04/03/2014, at 0111 hrs – 9440 W. National Av. – Brooklyn's

On 04/03/2014 at approximately 0111 hrs., Officers responded to 9440 W. National Av, Brooklyn's, for a trouble call. A patron was unable to pay for a private dance and proceeded to create a disturbance inside the business with staff. The patron was arrested, booked and cited for Disorderly Conduct and Fraud.

Case # 14-3075, 04/11/2014, at 2015 hrs – 9300 W. National Av. – Jbeans

On 04/11/2014 between 1740 hrs and 2015 hrs a white male used a \$20.00 bill, with fishing line taped to it, to pull his money out of the gambling machines at 9033 W. National Av., JBeans, allowing him to play the machines for free and collect money from the tavern. The tavern owner estimates the male collected approximately \$1,500.00 from the tavern.

Case # 14-3188, 04/15/2014, at 2335 hrs – 1430 S 81 St – Paulie’s Field Trip

On 04/15/2014, at 2335 hrs., Officers responded to 1430 S. 81 St., Paulie’s Field Trip for a male throwing bar stools at the bartender and patrons. The Offender refused to pay his bar tab, became enraged and began to throwing barstools. He was arrested and issued two citations for Disorderly Conduct, Criminal Damage to Property and Fraud on Tavern.

Case # 14-3439, 04/24/2014, at 1830 hrs – 5632 W. Burnham St – 57 Bar

On 04/24/2014, at 1830 hrs., Officers responded to 5632 W. Burnham St, 57 Bar, for an assault. The bartender was working when her roommate showed up. She asked him to leave, which he did, but returned later. She advised he is not supposed to be at the bar, as he has caused problems with her in the past. She went outside and had him come out with her. Once outside, a physical altercation ensued. The Officer noted she detected a strong odor of intoxicating beverages emitting from the bartender. The roommate was arrested for Battery.

Tobacco and Alcohol Compliance checks:

- No tobacco or alcohol compliance checks were conducted during this reporting period.

Violation of Wisconsin Clean Air Act Smoking Ban:

- No violations reported during this reporting period.

Respectfully submitted,



Lt Jessica Johnson



**City of West Allis
Police Department**

Liquor Establishment Violation

Date: 5/3/2014
To: Lieutenant Jessica Johnson
From: Officer Joseph Mathy

Violation Type

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

Incident #: 14-002302 N/A

Location: 1309 S. 60 St. N/A

Establishment Name: Remedy N/A

Establishment License #: Class B Lic#15-230 N/A

Establishment Owner: Erwin C. Magritz N/A

Owner Address: 407 Island View Ct. Dousman, WI. 53118 N/A

Violation(s): Battery N/A

Offender: Unknown N/A

Offender Address: 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: Captain Marks

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: 03/18/2014
CFS Code-1: 1313
Incident Report Number: 14-002302

Incident: Simple Assault

Incident Report Number: 14-002302 Between: Date - Time: And/At: Date-Time: 3/18/14 01:46

Incident Location: 1309 S 60 St;WA, West Allis, WI, 53214

CFS Code-1: 1313 CFS Code-2: CFS Code-3: Offense Code-4:

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

Name (Last, First, Middle): Flynn, Tina L DOB: 08/21/1970 Race/Sex: W/F

Address: (Address, City, State, Zip): 1011 S 111 St,UPPER, West Allis, WI, 53214 Home Phone Number: (414) 321-0449

Employer: Work Phone Number:

Employer Address: Cell Phone Number: (414) 419-2443

Name (Last, First, Middle): Kaufmann, Laticia Yvette DOB: 08/23/1976 Race/Sex: W/F

Address: (Address, City, State, Zip): 5809 W Lincoln Ave,1, West Allis, WI, 53219 Home Phone Number:

Employer: UnEmployed Work Phone Number:

Employer Address: Cell Phone Number: (262) 748-4489

SUMMARY

P.O. Mathy reports... On 03/18/14 at approximately 0146hrs, I responded to the Remedy bar, 1307 S. 60 St. for a trouble call. Investigation revealed the victim, John P. Moebs M/W 04/29/81, was punched in the face several times by an un-identified offender. Witnesses on scene stated the assault was not provoked. The offender was described as a M/W, approximately 25 years old, 5'10, 170lbs, with shoulder length red/ blonde hair, a light colored beard extending several inches from his chin, and wearing a green long sleeve shirt with denim pants. The offender was accompanied by another M/W, approximately early 20's, 5'11, 165, with a shaved head. The investigation is ongoing and no suspects have been identified at this time.

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

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

Other Vehicle Information: NCIC#

Reporting Officer(s): Mathy, Joseph T. Payroll Number: 9830 Payroll Number: Report Date:

Time Received: 01:47:00 Time Cleared: 02:47:34 Unit(s) Assigned: 219, 310, 318, 399 Pages: 1 Of 6

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

West Allis Police Department

Continuation

Incident Report Number 14-002302	Incident Location: 1309 S 60 St;WA, West Allis, WI, 53214	Incident Date: 03/18/2014
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NAMES

Business

Remedy of 1309 S 60 St, West Allis, WI, 53214
Work Phone: (414) 455-3333

Victim

Moebs, John Paul W/M-32 of 1004 S 47 St, West Milwaukee, WI, 53214
DOB: 04/29/1981 DL: M120-4758-1149-03
HT: 507 WT: 155 Hair: Brown
Eyes: Blue Complexion: Fair
Cell Phone: (414) 215-1285

Suspect-1

W/M- (21-26)
HT: 510- WT: 170- Hair: Red Or Auburn
FacialHair: Beard Complexion: Fair

Comments : light colored beard extending 3-4 inches from suspect chin.

Suspect-2

W/M- (21-24)
HT: 511- WT: 165- Hair: Blonde or Strawberry
Complexion: Fair

Comments : Very short buzz cut hair style.

NARRATIVE

INITIAL CALL

Officer Mathy reports...

On 03/18/14 at approximately 0146hrs, I responded to the Remedy bar, 1307 S. 60 St., for a trouble call. Dispatch advised a male party was assaulted in the bar and the offenders reportedly fled the scene.

Reporting Officer(s): Mathy, Joseph T.	ID Number 9830	ID Number	Pages: 2 Of 6
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West Allis Police Department

Continuation

Incident Report Number 14-002302	Incident Location: 1309 S 60 St;WA, West Allis, WI, 53214	Incident Date: 03/18/2014
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INITIAL CONTACT- JOHN P. MOEBS (VICTIM)

Upon arrival I made brief contact with the victim, John P. Moebs M/W 04/29/81, who stated he did not want medical attention. Moebs, who had a superficial laceration above his left eye, as well as swelling around the orbital area, stated he was assaulted by two males after he requested them to leave. Moebs was intoxicated as his speech was slurred, his eyes were red and glassy, and he had a moderate odor of intoxicants emitting from his breath. Prior to having Moebs describe the incident I asked him to describe the offender. Moebs said he had limited information and a witness, Laticia Y. Kaufmann F/W 08/23/76, stated she observed the incident and can describe the offenders.

STATEMENT- LATICIA Y. KAUFMANN (WITNESS)

I asked Kaufmann to briefly explain the incident and describe the individuals involved. Kaufmann said Moebs was assaulted after he asked to males to leave the bar for the evening. Kaufmann said both individuals involved were causing a disturbance in the bar and also harassing other customers who had since left. I asked Kaufmann to describe the two individuals that assaulted Moebs. Kaufmann said the male that struck Moebs several times was a white male, approximately mid 20's in age, 5'10, 170lbs, with shoulder length red/ blonde hair, a light colored beard extending approximately 3-4 inches from his chin, wearing a long sleeve green sheet and denim pants. Kaufmann said the aforementioned offender was accompanied by another male, described as a white male, early 20's in age, approximately 5'11, 165 lbs, with a short buzz cut hair style and no facial hair. I immediately radioed responding squads the suspect descriptions and asked Kaufmann to explain what occurred.

Kaufmann stated she observed both individuals she described inside the bar when she arrived to start her cleaning shift. Kaufmann said she believed both parties were intoxicated due to their boisterous behavior and loud profane language. Kaufmann said prior to Moebs being struck, the male with the long hair and beard told a customer "I'll fuck you up." Kaufmann said the customer who was told that left immediately after being confronted by the suspect. Kaufmann said shortly after the suspect threatened the un-identified customer that the suspect punched Moebs several times in the head. I asked Kaufmann to explain what events took place leading to Moebs being struck. Kaufmann said Moebs, who is friends with the bartender, Tina L. Flynn F/W 08/21/70, asked the suspect with the beard to leave the bar after he yelled at the un-identified customer. Kaufmann said Fynn yelled at the suspects to leave and that was when Moebs told them they should leave. Immediately after Moebs told the suspects to leave, the male in the beard approached Moebs striking him in the face several times.

Kaufmann said Moebs fell down during the altercation and stated the male with the beard was the predominant aggressor. Kaufmann said the other male she described with the shaved head was also involved in the confrontation, however, she could not specify if he struck Moebs. Kaufmann said the male with the shaved head was

Reporting Officer(s): Mathy, Joseph T.	ID Number 9830	ID Number	Pages: 3 Of 6
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West Allis Police Department

Continuation

Incident Report Number 14-002302	Incident Location: 1309 S 60 St;WA, West Allis, WI, 53214	Incident Date: 03/18/2014
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directly next to the aforementioned suspect, as well as Moebs, during the confrontation. Kaufmann said that Moebs did not threaten or strike either suspect at any time. Kaufmann then presented me with a knit red and black hat which had a "G" on the front of it and stated the offender with the beard was wearing the hat prior to the altercation. I asked Kaufmann if she believes she would be able to identify the offender in a photo lineup and she said she is confident she could.

STATEMENT- JOHN P. MOEBS (VICTIM)

After speaking with Kaufmann I made contact with the victim, Moebs, and asked him to explain what occurred. Moebs said he asked two white males, who were approximately in their mid 20's, to leave the bar after they became profane. Moebs said he was immediately approached by one of the male's, who he described as having long hair and a beard, and he was punched several times. Moebs said he believes he was also punched by the other white male, who he described as having a bald head, however, Moebs said he was attempting to cover his face and could not distinguish how many times he was struck. Moebs said he lost his glasses during the confrontation and said he did not attempt to hit either of the males. Moebs said the assault was unprovoked and that he has not seen either of the individuals before.

It was apparent that Moebs was intoxicated as his speech was slurred, his eyes were red and glassy, and he had a moderate odor of intoxicants emitting from his breath. Moebs said he was confident that he would be able to identify the offenders in a photo lineup. Moebs said he did want both offenders arrested for punching him. I asked Moebs again if he would like an ambulance or medical assistance and he refused.

LACK OF CONSENT

Moebs did not give anyone permission to punch him, causing him pain and injury.

INJURIES

As a result of the assault, Moebs received various superficial injuries. Moebs left eye was slightly swollen and red. Further, there were two superficial lacerations directly above and below Moebs left eye which were approximately one inch in length.

STATEMENT- TINA L. FLYNN (WITNESS)

After speaking with Moebs about the incident, I asked the bartender, Flynn, if she could describe what happened. Flynn provided a similar description of both offenders and stated they were both becoming hostile toward the bar close. Flynn said she yelled at the offenders to leave the bar after they yelled at a different customer, who left prior to Officers arrival. Flynn said she did not see Moebs

Reporting Officer(s): Mathy, Joseph T.	ID Number 9830	ID Number	Pages: 4 Of 6
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Incident Report Number 14-002302	Incident Location: 1309 S 60 St;WA, West Allis, WI, 53214	Incident Date: 03/18/2014
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get punched, however, she heard the disturbance and is confident she could identify both offenders.

I asked Flynn if she had access to video surveillance and she said she did not. Flynn provided me with her manager's name, only known as Angie, and provided me with her phone number. Flynn believed the incident would be on video and said Angie is familiar with the software. Flynn did not have any other pertinent information to add concerning the incident.

PHOTOGRAPHS

I took the following photographs at 1307 S. 60 St., Remedy bar, using a WAPD issued Canon PowerShot digital camera.

1. Overview of Moebs face (distorted).
2. Overview of Moebs face.
3. Overview of the left side of Moebs face.
4. Close up of Moebs left eye (distorted).
5. Close up of Moebs left eye.
6. Close up of Moebs left eye.
7. Overview of 1309 Address.
8. un-clear photograph.
9. Overview of Remedy bar sign.

I placed the digital media card into a secured drawer in the Forensic/Technical Services Bureau.

PROPERTY

While on scene I seized the aforementioned knit red and black hat, which was worn by the offender prior to the assault, and placed it on property number 14-001831-1.

FOLLOW UP

I attempted to contact Angie several times via phone following the incident. I left several voicemail messages on Angie's cell phone, 414-350-5991, as well as at the Remedy bar, for Angie to contact me in regards to the video surveillance. On 03/21 Angie left a voicemail for me at the WAPD stating she was unable to burn a copy of the video. Angie requested that an IT specialist from the WAPD respond to the bar to access the video. As of 03/28/14, I have been unable to speak with Angie on the phone.

CASE DISPOSITION

At this time neither of the two suspects have been identified. Investigation is

Reporting Officer(s): Mathy, Joseph T.	ID Number 9830	ID Number	Pages: 5 Of 6
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West Allis Police Department

Continuation

Incident Report Number
14-002302

Incident Location:
1309 S 60 St;WA, West Allis, WI, 53214

Incident Date:
03/18/2014

ongoing in this case and additional information will be supplemented to this report as it is received.

Reporting Officer(s):
Mathy, Joseph T.

ID Number
9830

ID Number

Pages:

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West Allis Police Department

Supplementary Report

Incident Report Number 14-002302	Incident Location: 1309 S 60 St;WA, West Allis, WI, 53214	Incident Date: 03/18/2014
New Incident:	Original CFS Code - 1:	New CFS Code - 1 : New CFS Code - 2:

OTHER NAMES

Unknown

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
14-001831				
1	EVI		Red black knit hat with "G" on front worn by offender	1.000 \$10.00 [Recovered]

Reporting Officer(s): Mathy, Joseph T.	Payroll Number: 9830	Payroll Number:	Report Date: 03/18/2014
Reviewed by: Saftiq, Brian	Payroll Number: 2103	Copy To:	1 Of 1

West Allis Police Department

Supplementary Report

Incident Report Number 14-002302	Incident Location: 1309 S 60 St;WA, West Allis, WI, 53214	Incident Date: 03/18/2014
New Incident:	Original CFS Code - 1: 1313	New CFS Code - 1 : New CFS Code - 2:

NARRATIVE

PHONE CONTACT- JOHN P. MOEBS (VICTIM)

Officer Mathy reports...

I recieved a voicemail message from the victim, Moebs, who informed me that he was ok and that he no longer wanted the police to investigate the incident. Moebs stated he was ok and that he did not wish to have anyone arrested for the incident.

UPDATED CASE DISPOSITION

Due to the lack of evidence in this case, as well as the inability to procure video surveliance, and Moebs' voicemail stateing he did not want any additional police action taken, this case is considered closed and no further follow up needed.

Reporting Officer(s): Mathy, Joseph T.	Payroll Number: 9830	Payroll Number:	Report Dat : 04/11/2014
Reviewed by: Marks, Christopher	Payroll Number: 9075	Copy To:	1 Of 1



**City of West Allis
Police Department**

Liquor Establishment Violation

Date: 4/3/2014
To: Lieutenant Jessica Johnson
From: PO K. Schmidt

Violation Type

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

Incident #: 14-002780

N/A

Location: 9440 W. National Ave.

N/A

Establishment Name: Brooklyn's

N/A

Establishment License #: [Redacted]

N/A

Establishment Owner: Cugino's Entertainment LLC

N/A

Owner Address: 4395 S. 76 St. Greenfield, WI 53220

N/A

Violation(s):

N/A

Offender: Ryan D. Soto (m/w, 08/14/90)

N/A

Offender Address: 1410 Oakdale Rd, Waukesha, WI, 53189

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: Capt. Marks

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

Commanding Officer Signature: *Capt. Marks*

Reviewed by Deputy Chief Robert Fletcher:

Copy forwarded to License and Health Committee: Date:



West Allis Police Department

Incident Report

Date:

04/03/2014

CFS Code-1:

1313

Incident Report Number:

14-002780

Incident:
Simple Assault

Incident Report Number:
14-002780

Between: Date - Time

And/At: Date-Time

4/3/14

01:11

Incident Location:

9440 W National Ave;WA, West Allis, WI, 53227

CFS Code-1:

1313

CFS Code-2:

2699B

CFS Code-3:

Offense Code-4:

CFS Code-5:

CFS Code-6:

CFS Code-7:

CFS Code-8:

V Name (Last, First, Middle)
Brooklyn's,

DOB:

Race/Sex

Address: (Address, City, State, Zip)

9440 W National Ave;WA, West Allis, WI, 53227

Home Phone Number

Employer

Work Phone Number

(414) 545-2550

Employer Address

Cell Phone Number

V Name (Last, First, Middle)
Kohler, Todd E

DOB:

02/02/1965

Race/Sex

W/M

Address: (Address, City, State, Zip)

N108 W173 44 Lilac Lane, Germantown, WI, 53022

Home Phone Number

(262) 674-0695

Employer

Work Phone Number

Employer Address

Cell Phone Number

SUMMARY

Officer Schmidt reports:

On 04/03/14 at approximately 0111 hrs, officers responded to a trouble call at Brooklyn's, 9440 W. National Ave. Investigation revealed Ryan D. Soto (m/w, 08/14/90) was unable to pay for a private dance and proceeded to create a disturbance inside the business with staff. Soto was taken into custody and booked under #14-001567 for WA-947.01 Disorderly Conduct and WA-943.21(1)(a) Fraud. Soto was issued corresponding municipal citations M140015671 and M140015672, and later released without incident. Soto's local court date was scheduled for 05/12/14 at 0830 hrs.

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

License Number:

State:

Expiration Year:

Vin:

Insurance Company:

Other Vehicle Information:

NCIC#

Reporting Officer(s):

Schmidt, Kevin

Payroll Number:

9964

Payroll Number:

Report Date:

Time Received:

01:11:23

Time Cleared:

01:37:21

Unit(s) Assigned:

307, 313, 311T

Pages:

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Reviewed by:

Manz, Tracy

Payroll Number

9656

Copy To

West Allis Police Department

Continuation

Incident Report Number
14-002780

Incident Location:
9440 W National Ave;WA, West Allis, WI, 53227

Incident Date:
04/03/2014

NAMES

Offender

Soto, Ryan Daniel W/M-23 of 1410 Oakdale Rd, Waukesha, WI, 53189
 DOB: 08/14/1990 DL: S300-7249-0294-04
 HT: 511 WT: 190 Hair: Brown
 Eyes: Brown
 Cell Phone: (414) 788-0272

Booking#: 14-001567

Case#	Charge	Description	Ct
14-002780	WA-943.21(1)(a)	Fraud on Hotel, Restaurant Keeper, or Taxil	
14-002780	WA-947.01	Disorderly Conduct	1

NARRATIVE

CALL FOR SERVICE

On 04/03/14 at approximately 0111 hrs, officers responded to a trouble call at Brooklyn's, 9440 W. National Ave. Dispatch advised a patron, later identified as Ryan D. Soto (m/w, 08/14/90), was creating a disturbance inside the establishment and fighting with security.

STATEMENT - TODD E. KOHLER

SEE OFFICER SCHNEIDER'S SUPPLEMENTAL REPORT

STATEMENT - RYAN D. SOTO

I arrived on scene and a party later identified by WI DL as Soto was standing outside with security employee, Todd E. Kohler (m/w, 02/02/65). I was informed Soto was the subject creating the disturbance, and Soto was placed in handcuffs to prevent further incident.

I asked Soto what happened inside Brooklyn's, and he stated he paid \$140 for a private dance, but was dissatisfied with the length of the dance. Soto advised the songs for each dance were cut in half, and did not feel he received what he paid for. I informed Soto the complaint came in stating he had not yet paid for

Reporting Officer(s):
Schmidt, Kevin

ID Number
9964

ID Number

Pages:
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Incident Report Number
14-002780

Incident Location:
9440 W National Ave;WA, West Allis, WI, 53227

Incident Date:
04/03/2014

the dance, and Soto advised he had not. Soto stated he did not feel as though he needed to pay for the dance because it was not what he expected.

While speaking with Soto, I detected a strong odor of intoxicants emitting from his breath, slurred speech, and red and glassy eyes. Soto admitted he had consumed an unknown amount of intoxicating beverages prior to the incident inside Brooklyn's. I attempted to ask Soto further questions as it pertained to the incident, but due to his impaired stated, I was unable to obtain further information.

LACK OF CONSENT

Brooklyn's did not consent for Soto to refuse payment for the private dance he received and attempt to leave without paying.

ARREST DECISION

Based on the statements obtained by officers on scene, the decision was made to arrest Soto for disorderly conduct and fraud on the business. Soto was subsequently transported to the West Allis Police Department for processing.

BOOKING

Soto was booked under #14-001567 for WA-947.01 Disorderly Conduct and WA-943.21(1)(a) Fraud on Hotel/Restaurant Keeper/Taxi.

During the booking process, I informed Soto I would be reading him his Miranda Warnings, which he stated he had nothing further to say.

CASE DISPOSITION

Soto was issued municipal citation M140015671 for WA-947.01 and municipal citation M140015672 for WA-943.21(1)(a). Soto signed each court copy and received offender copies of each corresponding citation. Soto's local court date is scheduled for 05/12/14 at 0830 hrs. Soto was later released without incident.

West Allis Police Department

Supplementary Report

Incident Report Number 14-002780	Incident Location: 9440 W National Ave;WA, West Allis, WI, 53227	Incident Date: 04/03/2014
New Incident:	Original CFS Code - 1:	New CFS Code - 1 : New CFS Code - 2:

NAMES

Complainant

Kohler, Todd E W/M-49 of N108 W173 44 Lilac Lane
 Germantown,WI,53022
 DOB: 02/02/1965
 Home Phone:(262) 674-0695

NARRATIVE

Officer Schneider Reports:

INITIAL CALL FOR SERVICE

On 04/03/2014 at 0111hrs, Officers responded to Brooklyn's, 9440 W. National Ave, for a report of a trouble call in regards to bar patron fighting with security. While en route, WAPD dispatch advised the fighting stopped and the male was detained. I arrived on scene and spoke with security, Todd E. Kohler M/W 02/02/1965.

CONTACT WITH TODD KOHLER

Kohler works security for Brooklyn's night club. Kohler stated there was a male inside the club getting dances from girls. This male identified as, Ryan D. Soto M/W 08/14/90, had \$140 worth of dances. Soto went to the ATM to get money to pay for the dances. Kohler said he observed Soto at the ATM and he appeared to be having difficulty.

Kohler went up to Soto and asked him what was going on. Soto told Kohler that his card was not working. Kohler told Soto that it was ok and they could work something out. Soto tried his card a few more times. Kohler was watching Soto and observed Soto place his card in his pocket and say "Fuck it." Soto then tried to run out of the business.

Kohler chased after Soto and grabbed him as he ran down the stairs. Kohler stated Soto turned around and punched him in the face, causing pain. Kohler grabbed Soto and wrestled with him. Kohler tried to pull Soto back into the business. As he did this Soto was holding on to the door. Kohler pulled Soto back inside and held him down until police arrived on scene.

Reporting Officer(s): Schneider, Druscilla	Payroll Number: 9823	Payroll Number:	Report Dat : 04/05/2014
Reviewed by: Corwin, Clint	Payroll Number 1831	Copy To:	

West Allis Police Department

Continuation

Incident Report Number

14-002780

Incident Location:

9440 W National Ave;WA, West Allis, WI, 53227

Incident Date:

04/03/2014

LACK OF CONSENT

Kohler did not give Soto permission to punch him in the face and cause him harm.

Reporting Officer(s):

Schneider, Druscilla

ID Number

9823

ID Number

Pages:

2 Of 2

West Allis Police Department

Supplementary Report

Incident Report Number 14-002780	Incident Location: 9440 W National Ave;WA, West Allis, WI, 53227	Incident Date: 04/03/2014
New Incident:	Original CFS Code - 1: 2699B	New CFS Code - 1 : New CFS Code - 2:

OTHER NAMES

Brooklyn's of 9440 W National Ave;WA
West Allis,WI,53227
Business Phone:(414) 545-2550

PROPERTY LIST

Seq#	Reason	Make/Model	Description/Serial#	Quan/Value
14-002494				
1	STO		U.S. Currency for services rendered	1.000 \$140.00

Reporting Officer(s): Manz, Tracy	Payroll Number: 9656	Payroll Number:	Report Date: 04/14/2014
Reviewed by: Manz, Tracy	Payroll Number: 9656	Copy To:	1 Of 1



**City of West Allis
Police Department**

Liquor Establishment Violation

Date: 4/11/2015
 To: Lieutenant Jessica Johnson
 From: Officer Joseph Lehman

Violation Type

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

Incident #: 14-003075 N/A

Location: 9033 W National Ave;WA, West Allis, WI, 53227 N/A

Establishment Name: JBeans N/A

Establishment License #: N/A

Establishment Owner: Powelski, Jason J N/A

Owner Address: 15201 W Rogers Dr, New Berlin, WI, 53151 N/A

Violation(s): Video Gambling Machine Violations N/A

Offender: N/A

Offender Address: 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:

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: 04/13/2014

CFS Code-1: 2307B

Incident Report Number:

14-003075

Incident:

Theft from Coin Mach >\$200

Incident Report Number:

14-003075

Between: Date - Time

4/11/14

17:40

And/At: Date-Time

4/11/14

20:15

Incident Location:

9033 W National Ave;WA, West Allis, WI, 53227

CFS Code-1:

2307B

CFS Code-2:

CFS Code-3:

Offense Code-4:

CFS Code-5:

CFS Code-6:

CFS Code-7:

CFS Code-8:

Name (Last, First, Middle)

V

Powelski, Jason J

DOB:

05/06/1976

Race/Sex

W/M

Address: (Address, City, State, Zip)

15201 W Rogers Dr, New Berlin, WI, 53151

Home Phone Number

Employer

Work Phone Number

(414) 270-2373

Employer Address

Cell Phone Number

(414) 491-1102

Name (Last, First, Middle)

B

JBeans,

DOB:

Race/Sex

Address: (Address, City, State, Zip)

9033 W National Ave;WA, West Allis, WI, 53227

Home Phone Number

Employer

Work Phone Number

Employer Address

Cell Phone Number

SUMMARY

Officer Lehman reports...On 04/11/14 between 1740 hours and 2015 hours a white male used a \$20.00 bill with fishing line taped to it to pull his money out of the gambling machines at 9033 W. National Ave. allowing him to play the machines for free and collect money from the tavern. The tavern owner, Jason J. Powelski M/w 05/06/76, estimates the male collected approximately \$1500.00 from the tavern. The offender is described as a white male, approximately 40 years of age, heavy build, bald with hair around the side of his head and light facial hair.

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

License Number:

State:

Expiration Year:

Vin:

Insurance Company:

Other Vehicle Information:

NCIC#

Reporting Officer(s):

Lehman, Joseph

Payroll Number:

9293

Payroll Number:

Report Date:

Time Received:

11:09:41

Time Cleared:

12:09:14

Unit(s) Assigned:

112

Pages:

1 Of 3

Reviewed by:

Manz, Tracy

Payroll Number

9656

Copy To

West Allis Police Department

Continuation

Incident Report Number 14-003075	Incident Location: 9033 W National Ave;WA, West Allis, WI, 53227	Incident Date: 04/12/2014
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NARRATIVE

INITIAL RESPONSE

On 04/12/14 at approximately 1109 hours I responded to 9033 W. National Ave. for a theft report. Upon arrival I spoke with Jason J. Powelski.

STATEMENT FROM JASON J. POWELSKI

Jason J. Powelski is the owner of 9033 W. National Ave.

Powelski said on 04/11/14 between 1740 hours and 2015 hours a white male used a \$20.00 bill with fishing line taped to it to pull his money out of the gambling machines allowing him to play the machines for free and collect money from the tavern. Powelski cashed out the machines on 04/12/14 and found a \$20.00 bill with suspiciousstape design on it. Powelski reviewed the video footage from the night before and observed a male pulling his money out of the machine by a fishing line after it was accepted and registered.

Powelski explained once someone wins on the machines a receipt prints out behind the bar and the bar tender pays the winnings and signs the receipt. The receipts do not list the name of the person who won and only list values paid. Powelski said the business keeps a \$2000.00 reserve behind the bar for the machines and \$400.00 was left. Powelski estimates the male collected approximately \$1500.00 from the tavern.

Powelski advised he would need more time to determine the exact amount of money the offender received after playing the machines for free.

OFFENDER DESCRIPTION

Powelski showed me a VHS black and white video surveillance recording of the offender playing the machines. The offender would submit two bills into the machine then pull on a very thin wire and retrieve the money. The offender would then play the machine and appear to walk to the bar.

The offender is described as a white male, approximately 40 years of age, heavy build, bald with hair around the side of his head and light facial hair. The offender appeared to be wearing checkered shorts with a t-shirt with a stripe and "88" printed on it.

VIDEO SURVEILLANCE

Reporting Officer(s): Lehman, Joseph	ID Number 9293	ID Number	Pages: 2 Of 3
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West Allis Police Department

Continuation

Incident Report Number 14-003075	Incident Location: 9033 W National Ave;WA, West Allis, WI, 53227	Incident Date: 04/12/2014
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Powelski was unable to provide a copy of the surveillance video and advised he was having his "I.T." guy determine if he could copy the footage.

LACK OF CONSENT

Powelski did not give anyone permission to play the gambling machines for free and collect money for fraudulent winnings.

PROPERTY

Powelski turned over the \$20.00 bill he found in the machine. The bill had scotch tape down the front center and along the sides. The \$20.00 bill had serial number AH00677020C and routing number H8. The \$20.00 bill was placed on property under property number 14-002452-1.

CASE DISPOSITION

Powelski was given my information and advised to call the police if the offender returns.

A supplemental report to be added upon being contacted by Powelski or acquiring a copy of the video surveillance recording.

Reporting Officer(s): Lehman, Joseph	ID Number 9293	ID Number	Pages: 3 Of 3
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West Allis Police Department

Supplementary Report

Incident Report Number 14-003075	Incident Location: 9033 W National Ave;WA, West Allis, WI, 53227	Incident Date: 04/12/2014
New Incident:	Original CFS Code - 1: 2399B	New CFS Code - 1 : New CFS Code - 2:

OTHER NAMES

Powelski, Jason J W/M-37 of 15201 W Rogers Dr
 New Berlin,WI,53151
 DOB: 05/06/1976
 HT: 600 WT: 155 Hair: Brown
 Eyes: Blue
 Cell Phone:(414) 491-1102 Work Phone:(414) 270-2373

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
14-002452				
1	EVI		\$20.00 bill (U.S. Currency) AH00677020C	1.000 \$20.00 [Recovered]

Reporting Officer(s): Lehman, Joseph	Payroll Number: 9293	Payroll Number:	Report Date: 04/12/2014
Reviewed by: Waarvik, Scott	Payroll Number: 1374	Copy To:	1 Of 1

West Allis Police Department

Supplementary Report

Incident Report Number 14-003075	Incident Location: 9033 W National Ave;WA, West Allis, WI, 53227	Incident Date: 04/12/2014
New Incident:	Original CFS Code - 1: 2307B	New CFS Code - 2:

OTHER NAMES

Powelski, Jason J W/M-37 of 15201 W Rogers Dr
 New Berlin, WI, 53151
 DOB: 05/06/1976
 HT: 600 WT: 155 Hair: Brown
 Eyes: Blue
 Cell Phone: (414) 491-1102 Work Phone: (414) 270-2373

PROPERTY LIST

Seq#	Reason	Make/Model	Description/Serial#	Quan/Value
14-002491				
1	STO		U.S. Currency	1.000 \$1500.00

Reporting Officer(s): Manz, Tracy	Payroll Number: 9656	Payroll Number:	Report Date: 04/14/2014
Reviewed by: Manz, Tracy	Payroll Number: 9656	Copy To:	1 Of 1

West Allis Police Department

Supplementary Report

Incident Report Number 14-003075	Incident Location: 9033 W National Ave;WA, West Allis, WI, 53227	Incident Date: 04/12/2014
New Incident:	Original CFS Code - 1: 2307B	New CFS Code - 1 : New CFS Code - 2:

NAMES**Contact-1**

Collier-Zanon, Jacqueline A W/F-48 of 1556 S 97 St, West Allis,WI,53214
 DOB: 08/08/1965 DL: C460-4216-5788-06
 HT: 511 WT: 155 Hair: Brown
 Eyes: Blue
 Cell Phone:(414) 544-8125 Other Phone:(414) 322-4943

Contact-2

Lisowski, Jill M W/F-49 of 612 KETTLE MORAIN DR S, SLINGER,WI,53086
 DOB: 09/01/1964 DL: L2204336482104
 HT: 504 WT: 203 Hair: Blonde or Strawberry
 Eyes: Blue
 Other Phone:(262) 385-0366 Home Phone:(262) 353-5367

NARRATIVE**FOLLOW UP AT JBEANS**

Det. Stachula reports...

04/18/14

Cpl. Heckler and I responded to 9033 W. National Ave. (JBeans Tavern) regarding a gambling investigation. Prior to this Lt. Hughes spoke with City Attorney Jenna Merten regarding this investigation. It was determined that the owner of JBeans Tavern, Jason Powelski, should be issued a citation for City Ordinance 9.08(2) for Video Gambling Machines.

Upon arrival to the bar contact was made with the bartender Jacqueline A. Collier F/W 08/08/65. I asked Collier if she new anything about the theft from the gambling machines complaint. Collier advised that she knew about it and provided a still photographs of the suspect. Collier advised that she only works on Friday's and was not present when the theft(s) occurred. Collier advised that Powelski was out of town on vacation and the other owner could be reached by telephone. Collier called the co-owner Jill M. Lisowski F/W 09/01/64. I spoke with Liwoski over the telephone regarding this investigation. Liwoski advised that she was working at the time of the thefts.

Reporting Officer(s): Stachula, Nick	Payroll Number: 9167	Payroll Number:	Report Date: 04/18/2014
Reviewed by: Johnson, Jessica	Payroll Number: 1868	Copy To:	1 Of 3

West Allis Police Department

Continuation

Incident Report Number 14-003075	Incident Location: 9033 W National Ave;WA, West Allis, WI, 53227	Incident Date: 04/12/2014
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She advised that on 04/11/14 she was working and paid out the suspect several times.

Liwoski advised that they had five gambling machines in the bar and two of them were actually owned by the bar. She advised that the other three are leased and registered with the City of West Allis. Liwoski described the machines as 1-5, from west to east. She advised that machines 2 and 3 are owner by the bar and machines 1,4 and 5 are leased. Liwoski believed that the theft from 04/11/14 was from gambling machine 2 and 3.

Liwoski advised that on 04/15/14 another two male suspects were inside the tavern and observed with a line attached to a twenty dollar bill. They fled the tavern in a vehicle with Illinois license plates. She advised that these suspects had a southern accent. Liwoski believes that the suspect from 04/11/14 was able to steal approximately \$2,000 to \$3,000. She said that he was able to remove money from the machines and cashed out several times with the bar.

Liwoski admitted that an envelope is kept behind the bar, containing money for the gambling machine payout. I advised Liwoski of the concerns with this investigation. Liwoski was understanding and advised that she would be cooperative with the investigation.

I asked the Collier where the gambling machine payout envelope was kept. She advised that it was in the drawer adjacent to the cash register. Collier accessed the drawer and provided me with the bank envelope labeled "Machines and Pull Tabs Only". Collier added that there is always a total of \$1,000 in the bag. She said that she made several pay outs already today, so whatever cash is left can be cross referenced with the receipts for pay outs. At this time I seized the bank bag containing \$606 (30-\$20's, 1-\$5 and 1-\$1), three pulls tabs, five payout receipts and gambling ledgers.

Photographs of the gambling machines and the seized bank bag were taken on scene. After leaving JBeans I contacted Powelski regarding this investigation. Powelski was very cooperative and understanding. I advised him that I would be issuing him a municipal citation # M100058 for the offense. Powelski agreed to meet once back from vacation on 04/28/14.

PHOTOGRAPHS

I used the Cannon Powershot digital camera and media card # C11-1 to take photographs of the evidence. The photographs are as follows:

1. Overview of the bank bag labeled "Machine and Pull Tabs Only"
2. Overview of the US Currency and notes inside the bank bag
3. Close up of Gambling Machine # 2

Reporting Officer(s): Stachula, Nick	ID Number 9167	ID Number	Pages: 2 Of 3
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West Allis Police Department

Continuation

Incident Report Number 14-003075	Incident Location: 9033 W National Ave;WA, West Allis, WI, 53227	Incident Date: 04/12/2014
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- 4. Close up of Gambling Machine # 3
- 5. Close up of Gambling Machine # 1
- 6. Close up of the City of West Allis registration tag for Gambling Machine # 5
- 7. Close up of the City of West Allis registration tag for Gambling Machine # 4
- 8. Close up of the City of West Allis registration tag for Gambling Machine # 1
- 9. Close up of the Pull Tab machine
- 10. Overview of the content from the bank bag

EVIDENCE

The following was collected as evidence from JBeans:

- 1. Bank bag
- 2. Three pull tabs # 1899368, 1907212 and 1907212
- 3. Gambling ledger from 03/29/14 to 4/18/14 showing the totals of the day (approximately \$1,000 every day)
- 4. Five payout receipts from 04/18/14, showing totals of \$35, \$25, \$205, \$25, \$35 and \$60
- 5. Note showing that "Jim H." lost \$5 in machine # 1 and gave back per Jason 4/17
- 6. \$606 in US Currency (30-\$20's, 1-\$5 and 1-\$1)

Reporting Officer(s): Stachula, Nick	ID Number 9167	ID Number	Pages: 3 Of 3
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West Allis Police Department

Supplementary Report

Incident Report Number 14-003075	Incident Location: 9033 W National Ave;WA, West Allis, WI, 53227	Incident Date: 04/12/2014	
New Incident:	Original CFS Code - 1: 2307B	New CFS Code - 1 :	New CFS Code - 2:

NARRATIVE

Officer Lehman reports...

EVIDENCE

On 04/15/14 at approximately 1500 hours Jason Powelski came into the West Allis Police Department and turned over the following items: A CDR copy of the incident/offender as recorded from the surveillance cameras in the tavern, two still images of the offender and 13 EZ PRINTER receipts for the gambling machines totaling \$1262.00 worth of payouts the offender received from the tavern. The items were entered into property under property number 14-002643-1.

Reporting Officer(s): Lehman, Joseph	Payroll Number: 9293	Payroll Number:	Report Date: 04/20/2014
Reviewed by: Navarrette, Robert	Payroll Number: 1371	Copy To:	1 Of 1

West Allis Police Department

Supplementary Report

Incident Report Number 14-003075	Incident Location: 9033 W National Ave;WA, West Allis, WI, 53227	Incident Date: 04/12/2014
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New Incident:	Original CFS Code - 1: 2307B	New CFS Code - 1 :	New CFS Code - 2:
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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
14-002643				
1	EVI		CDR surveillance footage, 2 still prints, 13 EZ Printer Gambling Machine Receipts	16.000 \$1.00

[Recovered]

Reporting Officer(s): Lehman, Joseph	Payroll Number: 9293	Payroll Number:	Report Date: 04/20/2014
Reviewed by: Navarrette, Robert	Payroll Number: 1371	Copy To:	1 Of 1

West Allis Police Department

Supplementary Report

Incident Report Number 14-003075	Incident Location: 9033 W National Ave;WA, West Allis, WI, 53227	Incident Date: 04/12/2014
New Incident:	Original CFS Code - 1: 2307B	New CFS Code - 1 : New CFS Code - 2:

NARRATIVE

Detective Sgt. Troy Maas reports...

Money Disposition

On Thursday, April 24, 2014, I took this incident report to the Milwaukee County Corporation Counsel office to have them review the request for seizure of the U.S. Currency, which was placed on WAPD property #14-002611-1.

After reviewing the report, and the fact the offender was issued a municipal citation, the money would not be seized by the Milwaukee County Corporation Counsel office.

I contacted Detective N Stachula and advised him to return the U.S. Currency.

Reporting Officer(s): Maas, Troy	Payroll Number: 1872	Payroll Number:	Report Date: 04/29/2014
Reviewed by: Maas, Troy	Payroll Number: 1872	Copy To:	1 of 1



**City of West Allis
Police Department**

Liquor Establishment Violation

Date: 4/24/2014
To: Lieutenant Jessica Johnson
From: Carrie Kielley

Violation Type

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

Incident #: 14-3439 N/A

Location: 5632 W Burnham St N/A

Establishment Name: 57 Bar N/A

Establishment License #: N/A

Establishment Owner: N/A

Owner Address: N/A

Violation(s): DV/Battery N/A

Offender: Harry A. Nunnemacher N/A

Offender Address: 4898 County RD C, Nashotah WI 53058 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:

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: Simple Assault			
Incident Report Number: 14-003439	Between: Date - Time	And/At: Date-Time 4/24/14	18:30
Incident Location: 5632 W Burnham St;WA, West Allis, WI, 53219			
CFS Code-1: 1313	CFS Code-2:	CFS Code-3:	Offense Code-4:
CFS Code-5:	CFS Code-6:	CFS Code-7:	CFS Code-8:

V	Name (Last, First, Middle) Burk, Ezra R	DOB: 12/31/1974	Race/Sex W/F
Address: (Address, City, State, Zip) 4898 County RD C, Nashotah, WI, 53058			Home Phone Number (319) 327-0236
Employer			Work Phone Number
Employer Address			Cell Phone Number (262) 804-0084
O	Name (Last, First, Middle) Nunnemacher, Harry A	DOB: 04/11/1958	Race/Sex W/M
Address: (Address, City, State, Zip) 4898 County RD C, Nashotah, WI, 53058			Home Phone Number
Employer			Work Phone Number
Employer Address			Cell Phone Number (702) 885-1279

SUMMARY

Officer Kielley reports...DV/Battery....5632 W Burnham St....

On 04/24/14 at 1850 Hrs. Officers responded to The 57 Bar at 5632 W. Burnham St. for an assault. I made contact with Ezra R. Burk, F/W, 12/31/74, who advised her roommate had grabbed her face and sweatshirt during an argument. Burk advised this caused her to fear for her safety and she had not given given him consent to touch her. Harry A. Nunnemacher, M/W, 04/11/58 was not on scene. I contacted Nunnemacher on the phone and he denied the allegations.

Vehicle Information: (Year, Make, Model, Style, Color)			
License Number:	State:	Expiration Year:	Vin:
Other Vehicle Information:			Insurance Company:
Reporting Officer(s): Kielley, Carrie F.			NCIC#
Payroll Number: 9690		Payroll Number:	Report Date:
Time Received: 18:41:01	Time Cleared: 19:19:32	Unit(s) Assigned: 215, 219	Pages: 1 Of 3
Reviewed by: Saftiq, Brian		Payroll Number 2103	Copy To

Date: 04/24/2014

CFS Code-1: 1313

Incident Report Number: 14-003439

West Allis Police Department

Continuation

Incident Report Number 14-003439	Incident Location: 5632 W Burnham St;WA, West Allis, WI, 53219	Incident Date: 04/24/2014
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NARRATIVE

Officer Kielley reports...DV/Battery....5632 W Burnham St....

Source of activity...

On 04/24/14 at 1850 Hrs. Officers responded to The 57 Bar at 5632 W. Burnham St. for an assault.

Victim Statement...Ezra R. Burk, F/W, 12/31/74....

Burk advised she was working as the bartender at The 57 Bar when her roommate, Harry A. Nunnemacher, showed up. She advised that Nunnemacher follows her around and that must be how he knew where she was there. Burk was not sure of the exact time, but thought that Nunnemacher showed up at around 1800 Hrs. Burk advised she had asked Nunnemacher to leave. Burk stated that Nunnemacher was saying "I wish you were a skank like your sister."

Burk stated that approximately three hours later Nunnemacher returned. Burk advised that Nunnemacher is not really supposed to be at the bar as he has caused problems with her in the past. She stated this time when he came back she was done working. Burk stated that Nunnemacher was calling her a skanky bitch and a whore. She went outside and had him come out with her. Burk stated once outside, Nunnemacher grabbed her by the shirt. He tried to pull her in the direction of his van. Burk stated she was trying to get his hand off of her shirt by hitting him. Nunnemacher grabbed Burk by the face and squeezed it.

Burk stated this whole situation scared her and caused her to fear for her safety.

Through out my contact with Burk I detected a strong odor of intoxicating beverages. She had red glassy eyes and slurred speech. I believed her to be under the influence of an intoxicant.

Burk became upset with me as I was trying to tell her to respond to the D.A. Office for charging. She stated we never help her.

Lack of consent...

Burk did not give Nunnemacher consent to grab her shirt, her face, cause her pain, cause her to fear for her safety.

Witness Statement...Ronald W. Klein, M/W, 02/25/58...

Reporting Officer(s): Kielley, Carrie F.	ID Number 9690	ID Number	Pages: 2 Of 3
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West Allis Police Department

Continuation

Incident Report Number 14-003439	Incident Location: 5632 W Burnham St;WA, West Allis, WI, 53219	Incident Date: 04/24/2014
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See Cpl. Cerqua's supplementary statement.

72 Hour No Contact Provision...

I filled out and explained the 72 hour no contact provision to Burk. Burk signed the form and was provided a copy of it along with a victim information packet.

Contact with Harry A. Nunnemacher, M/W, 04/11/58....

On 04/24/14 at 1940 Hrs. I called Nunnemacher at (702)885-1279.

Nunnemacher stated he went to pick Burk from work. He advised he arrived around 1500 Hrs. and that Burk had been drinking. Nunnemacher stated that Burk was drunk and out of hand. He advised when she started talking crazy he decided he was not going to take her home. Nunnemacher stated Burk said she was going to call the cops and tell them he was touching her. Nunnemacher said he was going to leave and Burk grabbed him by the coat and slapped him in the chest. Nunnemacher got in his van and left, but not before telling Burk to text him an address to have her belongings shipped to.

Nunnemacher advised he would not come into the station and that he would not go to the D.A. charging. He stated he would have an attorney respond on his behalf sometime during the day.

Nunnemacher had no further information regarding this incident.

Booking out of custody...

Nunnemacher was booked out of custody under WAPD booking number 14-001909.

Sojourner Family Peace Center....

On 04/25/14 at 0005 Hrs. I spoke with Kayla from the Sojourner Family Peace Center and provided her with the information he requested.

Case Disposition...

I created a DV/Battery report. Nunnemacher was not taken into custody. This case is set to be reviewed by the D.A. Office on 04/25/14

Reporting Officer(s): Kielley, Carrie F.	ID Number 9690	ID Number	Pages: 3 Of 3
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West Allis Police Department

Supplementary Report

Incident Report Number 14-003439	Incident Location: 5632 W Burnham St;WA, West Allis, WI, 53219	Incident Date: 04/24/2014
New Incident:	Original CFS Code - 1: 1313	New CFS Code - 1 : New CFS Code - 2:

NAMES

Witness

Klein, Robert W W/M-56 of 8434 W Ruby Ave, Milwaukee,WI,53225
 DOB: 02/25/1958
 Cell Phone:(414) 379-6684

NARRATIVE

Cpl. J. Cerqua reports:

INITIAL COMPLAINT

On 04/24/14, at 1856 hrs, Officer Kielley and I responded to the 57 Bar, 5632 W Burnham St, for an assault. Investigation revealed a female subject, later identified as Ezra R. Burk, F/W 12/31/74, was assaulted by a male subject, later identified as Harry A. Nunnemacher, M/W 04/11/58, who fled prior to our arrival.

STATEMENT OF RONALD W. KLEIN

While on scene, I made contact with a witness, Ronald W. Klein, M/W 02/25/58, who witnessed part of the altercation. Klein stated he was sitting at the bar between a female subject and a male subject, who were later identified as Burk and Nunnemacher. Nunnemacher approached Burk and began talking to her. However, Klein does not know what the nature of the conversation was regarding, as he was not paying much attention to them. Klein did hear Burk telling Nunnemacher that she did not have anything to say to him and she did not want him talking to her.

Klein stated Burk exited the bar a short time later, and Nunnemacher followed her outside. Klein left the bar for a cigarette break and noticed Burk and Nunnemacher talking in the parking lot for the business. Klein heard Nunnemacher tell Burk that he was going to have her evicted, and that "Eagle movers" would remove her belongings from the residence. Burk responded by telling Nunnemacher she was on the lease and not going to leave, and they continued talking to one another.

During their interaction outside, Klein observed Nunnemacher push Burk with both of his hands, causing her to stumble backwards. Burk told Nunnemacher not to put his hands on her, and she shoved him (Nunnemacher) back. Klein

Reporting Officer(s): Cerqua, Jonathan	Payroll Number: 2103	Copy To:	Payroll Number: 9650	Payroll Number:	Report Date: 04/24/2014
Reviewed by: Saftiq, Brian	Payroll Number: 2103	Copy To:	1 Of 2		

West Allis Police Department

Continuation

Incident Report Number

Incident Location:

Incident Date:

14-003439

5632 W Burnham St;WA, West Allis, WI, 53219

04/24/2014

heard something mentioned about a restraining order, but again he stated he was not paying attention to their conversation.

Klein stated Nunnemacher entered a van in the parking lot and left E/B on W Burnham St. He did not observe anything else physical happen between Burn and Nunnemacher, other than when they pushed each other. Klein has never met Burk or Nunnemacher before today's incident, and could not provide me with any additional information or details.

Reporting Officer(s):

ID Number

ID Number

Pages:

Cerqua, Jonathan

9650

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West Allis Police Department

Supplementary Report

Incident Report Number 14-003439	Incident Location: 5632 W Burnham St;WA, West Allis, WI, 53219	Incident Date: 04/24/2014
New Incident:	Original CFS Code - 1: 1313	New CFS Code - 1 : New CFS Code - 2:

NARRATIVE

DA REVIEW

On 04/25/14, this case was presented to ADA Cerwin. Cerwin made this case a NO PROCESS.

Reporting Officer(s): Solie, Ryan	Payroll Number: 9476	Payroll Number:	Report Date: 04/25/2014
Reviewed by: Evenson, Chad	Payroll Number: 1870	Copy To:	1 OF 1



**City of West Allis
Police Department**

Liquor Establishment Violation

Date: 4/15/2014
To: Lieutenant Jessica Johnson
From: Officer D. Foy

Violation Type

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

Incident #: 14-003188 N/A

Location: 1430 S 81 St N/A

Establishment Name: Paulie's Field Trip N/A

Establishment License #: XXXXXXXXXX N/A

Establishment Owner: N/A

Owner Address: N/A

Violation(s): Fraud on Tavern, Disorderly Conduct, Criminal Damage to Property N/A

Offender: Alexander, Brent A N/A

Offender Address: 7443 N Chadwick Rd Glendale, WI 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: Captain Marks

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

Commanding Officer Signature: *Captain Marks*

Reviewed by Deputy Chief Robert Fletcher:

Copy forwarded to License and Health Committee: Date:



West Allis Police Department

Incident Report

Date:

04/16/2014

CFS Code-1: 2699B

Incident Report Number:

14-003188

Incident: Fraud-Restaurant Bill/Cab/Taxi			
Incident Report Number: 14-003188	Between: Date - Time	And/At: Date-Time 4/15/14	23:35
Incident Location: 1430 S 81 St;WA, West Allis, WI, 53214			
CFS Code-1: 2699B	CFS Code-2: 2901	CFS Code-3: 5311	Offense Code-4:
CFS Code-5:	CFS Code-6:	CFS Code-7:	CFS Code-8:

O	Name (Last, First, Middle) Alexander, Brent Anthony	DOB: 05/06/1971	Race/Sex B/M
Address: (Address, City, State, Zip) 7443 N Chadwick Rd, Glendale, WI, 53217			Home Phone Number (414) 446-4361
Employer Self Employed			Work Phone Number (414) 510-2203
Employer Address 10405 W Manor Park Dr;WA, West Allis, WI 53227			Cell Phone Number (414) 213-4714
V	Name (Last, First, Middle) Paulie's Field Trip,	DOB:	Race/Sex
Address: (Address, City, State, Zip) 1430 S 81 St;WA, West Allis, WI, 53214			Home Phone Number
Employer			Work Phone Number
Employer Address			Cell Phone Number

SUMMARY

On 4/15/14 at 2356hrs officers responded to Paulie's Field Trip, 1430 S 81 St, for a report of a male throwing bar stools at the bartender and patrons. Officers arrived on scene and took Brent A Alexander, M/U 5/6/71, into custody. Several customers on scene advised they observed the incident where Alexander refused to pay his \$50 bar tab. Alexander became enraged and began to throw barstools at the bartender and other patrons, causing items throughout the business to break. Alexander was issued two citations for disorderly conduct, one citation for criminal damage to property, and one citation for Fraud on Tavern. Alexander was given a local court date of 5/19/14 at 0830hrs.

Vehicle Information: (Year, Make, Model, Style, Color)				
License Number:	State:	Expiration Year:	Vin:	Insurance Company:
Other Vehicle Information:			NCIC#	
Reporting Officer(s): Foy, Daniel		Payroll Number: 9903	Payroll Number:	Report Date:
Time Received: 23:35:06	Time Cleared: 00:11:00	Unit(s) Assigned: 313, 314, 317, 311T	Pages: 1 Of 3	
Reviewed by: Marks, Christopher		Payroll Number: 9075	Copy To	

West Allis Police Department

Continuation

Incident Report Number

14-003188

Incident Location:

1430 S 81 St;WA, West Allis, WI, 53214

Incident Date:

04/15/2014

NARRATIVE

Officer Foy reports...

DISPATCH TO CALL/ARRIVAL ON SCENE

On 4/15/14 at 2335hrs officers responded to Paulie's Field Trip, 1430 S 81 St, for a report of a male throwing bar stools at patrons and the bartender. I arrived on scene and took a male, later identified by his Wisconsin ID card as Brent A Alexander, M/B 5/6/71, into custody.

STATEMENT OF VICTIM - JOHN SUTTON

See PTO. Molthen's supplement regarding further information.

STATEMENT OF OFFENDER - BRENT ALEXANDER

I attempted to speak with Alexander as he was placed into the back of my squad. Alexander stated he was an original gangster and that he would fight anyone that was around. Alexander denied any physical fighting inside of the business with anyone. Alexander stated he had no knowledge of anything being broken inside of the bar. While I was speaking with Alexander, I detected a strong odor of intoxicants emitting from his breath. I noticed his eyes were red and glassy and he slurred his speech as he spoke to me. Based upon these observations I believed Alexander was highly intoxicated.

Based upon Alexander's statement of being pepper sprayed by a patron in the bar, I had WAFD respond to complete a fluid flush. Alexander was highly uncooperative with officers and was screaming outside of the squad. Alexander's face was cleaned and he was placed back into the squad. As Alexander was being transported to the main station, he would kick the sides of the rear cage of my squad. Alexander was screaming and yelling about physically fighting with police officers and that he was a gangster from Los Angeles. Alexander had to be placed in a cell prior to the booking process based upon his uncooperative behavior.

PHOTOGRAPHS

See PTO. Molthen's supplement regarding further information.

LACK OF CONSENT

Based upon the statements provided by

Reporting Officer(s):

Foy, Daniel

ID Number

9903

ID Number

Pages:

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West Allis Police Department

Continuation

Incident Report Number
14-003188

Incident Location:
1430 S 81 St;WA, West Allis, WI, 53214

Incident Date:
04/15/2014

BOOKING

I mugged/printed Alexander for the following citations: M140017922 for Criminal Damage to Property under 943.01, M140017921 for Disorderly Conduct under 947.01, and M140018923 for Fraud on Tavern under 943.21(1)(a)

Alexander later asked why he was being issued citations for disorderly conduct. Alexander also stated he did not know why he was pepper sprayed and still issued a citation. Alexander stated he feels as if he should not be issued a citation is he was issued a citation for the incident.

CASE DISPOSITION

Alexander was provided his citations and released from the main station. He was given a local court date of 5/19/14 at 0830hrs.

Reporting Officer(s):
Foy, Daniel

ID Number
9903

ID Number

Pages:
3 Of 3

West Allis Police Department

Supplementary Report

Incident Report Number 14-003188	Incident Location: 1430 S 81 St;WA, West Allis, WI, 53214	Incident Date: 04/15/2014
New Incident:	Original CFS Code - 1:	New CFS Code - 1 : New CFS Code - 2:

NAMES

Victim

Sutton, John M W/M-47 of 2942 Brentwood Dr, Grand Marsh, WI, 53936
 DOB: 01/23/1967 DL: S350-4736-7023-03
 HT: 509 WT: 155 Hair: Brown
 Eyes: Brown Complexion: Fair
 Home Phone: (414) 559-7344 Work Phone: (414) 982-4977

NARRATIVE

Officer Agor reports...

INITIAL CALL

On 04-15-14 at 2335 hours, officers responded to Paulie's Field Trip, located at 1430 S. 81st St., for a report of a male throwing bar chairs and "threatening lives". Upon arrival, I made contact with the establishment's bartender, identified as John M. Sutton (M/W 01-23-67).

ON SCENE STATEMENT OF JOHN M. SUTTON (VICTIM)

John reported earlier in the night, a black male, later identified as Brent A. Alexander (M/B 05-06-71), and his unidentified associate entered the bar and started a tab. At approximately 2315 hours, Brent started walking out of the bar. John informed Brent that he needed to pay his bar tab, which was approximately \$50.00. John informed me that Brent was intoxicated and became belligerent when informed about his tab. Brent questioned how John could just punch some buttons on the register and come up with \$50.00. Brent refused to pay his bar tab, which equaled \$54.50.

John stated after the person that Brent came into the bar with told Brent to pay his tab, Brent got even more upset and shoved the unidentified male onto the ground. Brent proceeded to pick up a bar stool and throw it at the John. John ducked and avoided being struck by the stool. Brent then picked up another bar stool and threw at another patron of the bar.

Fearing for his safety and the safety of the other patrons in the bar, John took the pepper spray, which was located behind the bar, and sprayed Brent with it and then immediately called 911. As John called 911, other patrons prevented Brent from leaving until officers arrived. John stated the pepper

Reporting Officer(s): Agor, Ramon	Payroll Number: 9901	Payroll Number:	Report Date: 04/16/2014
Reviewed by: Marks, Christopher	Payroll Number: 9075	Copy To:	1 Of 2

West Allis Police Department

Continuation

Incident Report Number

14-003188

Incident Location:

1430 S 81 St;WA, West Allis, WI, 53214

Incident Date:

04/15/2014

spray is kept behind the bar for protection of all of the bartenders that work there.

Reporting Officer(s):

Agor, Ramon

ID Number

9901

ID Number

Pages:

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West Allis Police Department

Supplementary Report

Incident Report Number 14-003188	Incident Location: 1430 S 81 St;WA, West Allis, WI, 53214	Incident Date: 04/15/2014
New Incident:	Original CFS Code - 1:	New CFS Code -1 : New CFS Code - 2:

NARRATIVE

Officer Molthen reports:

PHOTOGRAPHS

On 04/15/14 at approximately 2336 hrs, I took photograph of the damage at Paulie's Field Trip 1430 S. 81 St. Photographs, (1-10), were taken on scene at 1430 S. 81 St, and the remaining photograph, (11), was taken at the WAPD. All photographs were taken with a WAPD issued digital camera. Below is the photo log:

- 1) . Overview of Paulie's Field Trip were incident took place.
- 2) . Address plate of Paulie's Field Trip 1430 S. 81 St.
- 3) . Overview of damaged/thrown by Brent A. Alexander (M/U, 05/06/71), (offender)
- 4) . Track light support/lights damaged by Brent A. Alexander (M/U, 05/06/71), (offender)
- 5) . Speakers, barstools, and miscellaneous items thrown by Brent A. Alexander (M/U, 05/06/71), (offender)
- 6) . Microphone holder lying on floor damaged by Brent A. Alexander (M/U, 05/06/71), (offender)
- 7) . Close up of track light support/lights damaged by Brent A. Alexander (M/U, 05/06/71), (offender)
- 8) . Close up of light damaged by Brent A. Alexander (M/U, 05/06/71), (offender)
- 9) . Close up of two hole in drywall from track light support being knocked off ceiling by Brent A. Alexander (M/U, 05/06/71), (offender)
- 10) . Picture of computer screen of bar tab (\$54.50), owed by Brent A. Alexander (M/U, 05/06/71), (offender)
- 11) . Face sheet

The media card was placed in an envelope, sealed, and placed in the Forensic and Technical Services Bureau for safekeeping.

Reporting Officer(s): Molthen, Bernie	Payroll Number: 9475	Payroll Number:	Report Date: 04/17/2014
Reviewed by: Saftiq, Brian	Payroll Number: 2103	Copy To:	1 Of 1

