



West Allis Police Department

Incident Report

Incident:
Criminal Dam-Business

Incident Report Number: 19-043543	Between: Date - Time	And/At: Date-Time 11/4/19	04:53
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Incident Location:
5732 W Mitchell St, West Allis, WI, 53214

CFS Code-1: 2901	CFS Code-2: 5213	CFS Code-3: ZJF9874	Offense Code-4:
CFS Code-5:	CFS Code-6:	CFS Code-7:	CFS Code-8:

CN	Name (Last, First, Middle) Tumidajewicz, Jeffrey P	DOB: [REDACTED]	Race/Sex W/M
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Address: (Address, City, State, Zip) 2334 W National Ave, Milwaukee, WI, 53204	Phone 1 (414) 207-2707
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Employer	Phone 2
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Employer Address	Work Phone #
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V	Name (Last, First, Middle) Uncle Fester's,	DOB:	Race/Sex
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Address: (Address, City, State, Zip) 5732 W Mitchell St, West Allis, WI, 53214	Phone 1
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Employer	Phone 2
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Employer Address	Work Phone #
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SUMMARY

Solie reports...SHOTS FIRED AT BUSINESS...On 11/04/19, I responded to Uncle Festers, 5732 W Mitchell St, for a vandalism. Upon arrival I observed what appeared to be a bullet hole in the south window of the business. A bullet fragment was recovered on the sidewalk below the window, and additional damage was observed on the brick portion of the building as well as a gutter above the window. Video surveillance at the bar showed at least 2 rounds striking the building at 04:53:04. The shots came from the south of the business, and no vehicle is observed driving on Mitchell St when the incident occurred. No suspects identified at this time.

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

License Number:	State:	Expiration Year:	Vin:	Insurance Company:
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Other Vehicle Information:	NCIC#
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Reporting Officer(s): Solie, Ryan	Payroll Number : RS9476	Report Date: 11/04/2019
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Time Received: 08:28:40	Time Cleared: 09:49:11	Unit(s) Assigned: 113, 114, 115	Pages: 1 Of 4
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Reviewed by: Clerical and Coding Manz, Tra	Payroll Number : TM9656	Copy To
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Date: 11/04/2019
CFS Code-1: 2901
Incident Report Number: 19-043543

West Allis Police Department**Continuation**Incident Report Number
19-043543Incident Location:
5732 W Mitchell St, West Allis, WI, 53214Incident Date:
11/04/2019**NAMES****Contact**

Weems, Amy J W/F- [REDACTED] of 1340 S 93 St, West Allis, WI, 53214
DOB: [REDACTED]
[REDACTED] 508 WT: 175 Hair: Brown
Eyes: Brown

Phone 1: (414) 628-9528 Phone 2: (414) 329-4024

Complainant

Wergin, Timothy Erwin W/M- [REDACTED] of 1666 S 58 St, West Allis, WI, 53214
DOB: [REDACTED]
HT: 506 WT: 185 Hair: Brown
Eyes: Brown Complexion: Fair

Phone 1: (414) 316-1506 Phone 2: (414) 313-8393

NARRATIVE**INITIAL CALL**

On 11/04/19, I responded to Uncle Fester's, 5732 W Mitchell St, for a vandalism.

CONTACT WITH JEFFREY TUMIDAJEWICZ

Upon arrival I spoke with janitor Jeffrey Tumajewicz, who stated he located what appeared to be a bullet hole in the south window of the bar.

WINDOW DAMAGE

I observed what appeared to be a bullet hole in the center of the south window of the building. I checked the interior of the bar for the bullet fragment and any additional damage, and did not locate any.

RECOVERED BULLET FRAGMENT

I located a spent bullet fragment on the sidewalk below the window that had the bullet hole.

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Solie, RyanPayroll Number :
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The bullet fragment was oval shaped, with one side being flat. It was approximately 1.5cm in length and 1 cm in width.

I recovered the spent bullet fragment, and transported it to the station to be placed on property.

I took four photos of the recovered bullet fragment at the station. The photos were downloaded into the DIMS System.

The spent bullet fragment was placed on WAPD Property # 19-006483-1.

ADDITIONAL DAMAGE TO BUILDING LOCATED

In addition to the damaged window, I located additional damage to the building that could have been from gunshots:

- Damage to the brick west of the window, approximately 6 inches from the ground.
- Damage to the brick west of the window, approximately 3-4 feet from the ground.
- A hole in the gutter which was above the window, approximately 10-12 feet from the ground.

PHONE CONTACT WITH BAR OWNER

I made phone contact with bar owner Timothy Wergin. Timothy stated he was driving back from the Atlanta area, and was unable to make it to the bar to access the video surveillance. Timothy called former bar manager Amy Weems, who responded to the bar to access the video surveillance.

VIDEO SURVEILLANCE

In looking at the video surveillance from the bar, I observed at least two rounds striking the exterior of the building at 04:53:04 (time on video surveillance). It appeared one of the rounds struck the building above the bar window (near where the hole in the gutter was located), and the other round struck lower.

The camera showing the rounds striking the building showed the sidewalk in front of Uncle Fester's, as well as Mitchell St in front of the bar. No vehicles are seen driving past at the time the shots were fired at the building, and no one was seen on foot either.

PO Hartmann obtained a copy of the video surveillance, and placed it on property.

See supplemental Hartmann

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Solie, RyanPayroll Number:
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West Allis Police Department**Continuation**

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ON SCENE PHOTOGRAPHS

See supplemental Matter

CANVASS

I searched the immediate area to the south of the bar for shell casings (the road, sidewalks, and yards to the south), and did not locate any further evidence during my search.

PO Hartmann conducted an additional canvass of the area.

See Supplemental Hartmann for his results

3RD SHIFT RESPONSE FOR SHOTS FIRED

On 11/04/19, at 0349 hrs, WAPD 3rd shift responded to 1714 S 58 St for reports of shots being fired in the area. 3rd shift officers spoke with 4 parties on scene who heard 5 consecutive gunshots being fired from the area of 58th/Mitchell. 3rd shift checked the area and was unable to locate anything. **See WAPD Call # 19.043527 and additional supplements**

CASE DISPOSITION

Shots were fired at the exterior of Uncle Festers on 11/04/19 at 04:53:04 (video surveillance time).

No suspects identified at this time.

Reporting Officer(s): Solie, Ryan	Payroll Number: RS9476	Pages: 4 Of 4
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West Allis Police Department**Supplemental Report**

Incident Report Number: 19-043543	Incident Location: 5732 W Mitchell St, West Allis, WI, 53214	Incident Date: 11/04/2019	
New Incident:	Original CFS Code - 1:	New CFS Code - 1 :	New CFS Code - 2:

NARRATIVE**PHOTOGRAPHS**

Officer Matter reports;

On 11/04/2019 at 0828hrs. I assisted Officers with a weapons/shots fired complaint at Uncle Festers (5732 W Mitchell St). While on scene I took 14 photographs of the damage to the property. I took the photographs with a department issued digital camera and secured the photographs onto a WAPD issued media card. I later uploaded the photographs into the DIM's system. The following is a log of the photographs that I took.

1. Uncle Festers Sign on SW corner of property
2. Bullet Hole in window on south side of property
3. Bullet Hole in window on south side of property
4. Bullet Hole in window on south side of property
5. Bullet Hole in concrete below window (south side of property)
6. Spent Bullet Fragment lying on ground below window (south side of property)
7. Spent Bullet Fragment lying on ground below window (south side of property)
8. Spent Bullet Fragment lying on ground below window (south side of property)
9. Incident Address
10. Bullet Hole in south window from inside of business
11. Bullet Hole in concrete above south window
12. Bullet Hole in concrete above south window
13. Bullet Hole in concrete to the left (west) of south window
14. Bullet Hole in gutter above the south window

Reporting Officer(s): Matter, Andrew	Payroll Number : AM9511	Report Date: 11/04/2019
Reviewed by: Fabrycki, Jonathan	Payroll Number : JF9874	Copy To: Page: 1 Of 1

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Supplemental Report

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

NAMES

Contact-1

Casarez, Rose M W/F [REDACTED] of 1729 S 58 St, West Allis, WI, 53214

DOB: [REDACTED]

Phone 1: (414) 231-1775

Contact-2

Duran Ronco, Nicolas James W/M [REDACTED] of 1725 S 58th St, Milwaukee, WI, 53214

DOB: [REDACTED]

Phone 1: (414) 202-1125

PROPERTY LIST

Seq#	Reason	Make/Model	Description/Serial#	Quan/Value
19-006494				
1	EVI		CD recording of Video Surveillance	1.000 \$0.00 [Recovered]

NARRATIVE

Hartmann Reports...

INITIAL CALL

See Incident Report.

VIDEO SURVEILLANCE/PROPERTY

I subsequently responded to the business to collect video surveillance evidence for this incident. I was able to make a digital copy of the video surveillance for this incident for the time frame of 0440hrs to 0459hrs for outside the

Reporting Officer(s): Hartmann, Paul	Payroll Number : PH9593	Report Date: 11/04/2019
Reviewed by: Fabrycki, Jonathan	Payroll Number : JF9874	Page: 1 Of 2

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business. The time to note during the video is at **04:53:05** when it appears the business is struck by gun fire at least twice as indicated by brick material coming off the business.

Officer notes that even though the time of this incident on the display is at **04:53:05**, daylight savings time occurred the day prior to this incident and it is unknown at this time if the time frame was adjusted for daylight savings.

A CD copy of the video surveillance was made and placed on property at the West Allis Police Department under Property #19-006494-1.

AREA CANVASS

I performed a canvass of the area of the 1700blk of S 58 St. for this incident.

At 1725 S 58 St. I made contact with Nicolas JN Duran Ronco. Nicolas advised that at 0300hrs he heard loud banging or what he thought may have been two gun shots. Nicolas did not observe anything for this incident.

At 1729 S 58 St. I made contact with Rose M Casarez. Rose advised at 0300hrs, she heard a loud boom, but did not think anything further of it. She did not observe anything for this incident.

I attempted contact at the following residences and did not make contact with any parties:

5805 W Mitchell St.
5807 W Mitchell St.
5809 W Mitchell St.
5811 W Mitchell St.
1702 S 58 St.
1706 S 58 St.
1711 S 58 St.
1712/14 S 58 St.
1713 S 58 St.
1715 S 58 St.
1717 S 58 St.
1718/20 S 58 St.
1721 S 58 St.
1724 S 58 St.
1728 S 58 St.
1734 S 58 St. (Video Surveillance on garage facing back yard)
1735 S 58 St.

Reporting Officer(s):
Hartmann, PaulPayroll Number:
PH9593Pages:
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West Allis Police Department**Supplemental Report**

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New Incident:	Original CFS Code - 1: 2901	New CFS Code - 1: New CFS Code - 2:

NAMES**Contact**

Cruz, Dana Rae W/F- [REDACTED] of 1718 S 60 St, West Allis, WI, 53214

DOB: [REDACTED]

HT: 503 WT: 165 Hair: Brown

Eyes: Brown Complexion: Fair

Phone 1: (414) 247-1127

Phone 2: (414) 916-3262

NARRATIVE

Officer Otto reports:

CALL FOR SERVICE

On 11/4/19, at approx. 0349hrs, WAPD received a call regarding shots being heard in the area of S. 58th St./W. Mitchell St.

See Call #: 19-043527

STATEMENT BY DANA R. CRUZ-CALLER

Dana R. Cruz, (f/w, [REDACTED]), who resides at 1718 S. 60th St., also called in regards to hearing gunfire in the area. Dana advised her window is on the north side of her residence. She indicated that she heard approx. 7-10 shots. There was one shot, a pause and then the rest were in succession of each other. Dana thought that the shots came from the north of her residence, however she did not hear anyone or any vehicles in the area.

End of Supplemental Report.

Reporting Officer(s): Otto, Michael A.	Payroll Number : MO9829	Report Date: 11/05/2019
Reviewed by: Kleinfeldt, John	Payroll Number : JK2618	Copy To: Page: 1 Of 1

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

NAMES**Contact**

Valentin, Edwin Jorge H/M- [REDACTED] of 5811 W MITCHELL ST, WEST ALLIS, WI, 53214
 DOB: [REDACTED]
 HT: 511 WT: 280 Hair: Black
 Eyes: Brown
 Phone 1: (414) 595-0112 Phone 2: (414) 545-0112

NARRATIVE

PO Budish reports..... Interview with Edwin Valentin

Initial Call

On 11/05/19 at 0349hrs squads were dispatched to S 58th/ W Mitchell St for a shots fired complaint. Numerous calls came in stating they heard four to five shots fired in the area.

Interview with Edwin Valentin (W/M 06/18/98)

Edwin stated he was in the back (south) bedroom on the residence, trying to get his daughter back to sleep, when he heard 4 to 5 gun shots. Edwin stated he opened up the bedroom window when he heard the shots. Edwin believes they came from the north to the northwest of his residence.

Edwin stated he did not see anything, but wanted to call regarding because he has never heard gun shots in the area before.

Reporting Officer(s): Budish, Benjamin	Payroll Number : bb3019	Report Date: 11/05/2019
Reviewed by: Fabrycki, Jonathan	Payroll Number : JF9874	Copy To: Page: 1 Of 2

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POLICE RESPONSE

On 11/04/19 at approximately 0349hrs, officers responded to a shots heard call around the area of S 58 St / W Mitchell St. Upon my arrival, I was tasked with speaking to one of the callers regarding this incident.

STATEMENT OF ELENA G. ORTIZ

At 1714 S 58 St., I spoke with the first caller, Elena G. Ortiz, f/w [REDACTED]. Elena stated approximately a minute prior to calling police, she was in her bedroom sleeping when she heard five consecutive gun shots. Elena added that her bedroom was in the northwest corner of the residence. Elena stated after she heard the gunshots she did not hear anything further. Elena believed the gun shots came from the alley just north of her residence. Elena had nothing further to add to her statement.

STATEMENT OF JUAN M. ORTIZ

At 1712 S 58 St., I spoke with Juan M. Ortiz, m/w [REDACTED] 0. Juan stated he was in his bedroom sleeping when he heard five consecutive gun shots. Juan added his bedroom is on the north side of the residence. Juan stated after he heard the gunshots he did not hear anything further. Juan believed the gun shots came from just north of his residence, possibly S 58 St / W Mitchell St. Juan had nothing further to add to his statement.

STATEMENT OF MANUEL S. MARES

At 1724 S 58 St., I spoke with Manuel S. Mares, m/w [REDACTED] who was sitting in his front porch. I asked Manuel if he had heard gunshots earlier and he stated he did. Manuel stated he heard 5 consecutive gunshots as he sat in the front porch. Manuel stated after the gunshots he did not hear anything else or observe anything else. Manuel believed the gunshots came from around the area of S 58 St / W Mitchell St. Manuel stated he did not call police regarding this incident. Manuel had nothing further to add to his statement.

STATEMENT OF BETHANNE J. MANVILLA

At 1724 S 58 St., I also spoke with Beathanne J. Manvilla, f/w [REDACTED]. Beathanne stated she was in her bedroom when she heard approximately 6 to 7 consecutive gunshots. Beathanne stated she believed the gunshots came from north of her residence. Beathanne added after she heard the gunshots she did not hear anything further. Beathanne stated she did not call police regarding this incident. Beathanne had nothing further to add to his statement.

-End of Supplemental Report-

Reporting Officer(s): Santa Cruz Medina, Sergio	Payroll Number: SS2864	Pages: 2 Of 2
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12/11/2019 10:57
** For official use only **

WEST ALLIS POLICE DEPARTMENT

11301 W LINCOLN AVE | WEST ALLIS, WI 53227 | (414) 302-8000

Liquor Establishment Violation



Date: 11/6/19
To: Sargeant James Cato
From: Solie, Ryan

Caller/Complainant: Timothy Wergin

Violation Type

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

Case #: 2019043543
Location: 5732 W Mitchell St
Establishment Name: Uncle Festers
Establishment License # 2251
Establishment Owner Timothy Wergin
Owner Address 1666 S 58 St

Violation(s):
None

Offenders

Commanding Officer Signature: _____

Reviewed by Deputy Chief Robert Fletcher: