

Numbers 837, 838, 840, 841, 843, 844, 845, to possess amusement devices under Section 9.08 of the West Allis Revised Municipal Code.

6. That PM Pub & Grub, Inc. is the holder of a Phonograph License, License Number 836, to possess a phonograph under Section 9.08 of the West Allis Revised Municipal Code.
7. That PM Pub & Grub, Inc. is the holder of a Food-Related Permit to sell/serve food under Chapter 97 and 254, Wis. Stat.
8. That Dorene Monty is the registered agent and agent for the above-referenced licenses/permit of PM Pub & Grub, Inc.
9. That Pec-Mon Corporation is the owner of the property located at 6533 West Mitchell Street, West Allis, Wisconsin.
10. That John Monty is the registered agent of Pec-Mon Corporation.
11. That Dorene Monty and John Monty are married to each other and both reside above the tavern at 6531 West Mitchell Street.
12. That for the 2008-2009 license year, Pec-Mon Corporation possessed the tavern licenses for the premises at 6533 West Mitchell Street and also operated under the trade name "PM Pub & Grub."
13. That John Monty was the registered agent for Pec-Mon Corporation during that time period.
14. That in 2008, the License and Health Committee issued a summons and complaint to suspend, revoke, or non-renew Pec-Mon Corporation's tavern licenses. See Exhibit 1.
15. That in response to the summons and complaint, John Monty agreed to surrender his tavern licenses.
16. That upon John Monty's surrendering his tavern licenses, Dorene Monty applied for

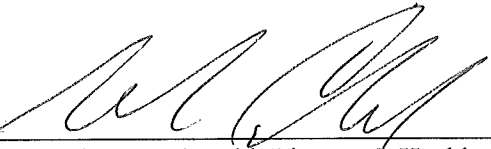
- a tavern license to run a tavern at that same location under the same trade name.
17. That upon Dorene Monty's application for the tavern license, she told the License and Health Committee on May 25, 2010 that John Monty would have nothing to do with the tavern business. See Exhibit 2.
 18. That John Monty signed the Food-Related Permit/License renewal notice on behalf of PM Pub & Grub, Inc. on July 1, 2011 and July 10, 2013. See Exhibit 3 and 4.
 19. That John Monty signed a Health Department Inspection Report as the "person in charge" of PM Pub & Grub, Inc. on June 6, 2012. See Exhibit 5.
 20. That John Monty has been calling the City of West Allis's clerk's office and City Attorney's office to inquire and negotiate payments on behalf of PM Pub & Grub, Inc.
 21. That John Monty attended the License and Health Committee meeting on August 27, 2013 with Dorene Monty and spoke to the Committee on behalf of PM Pub & Grub, Inc. in regard to the real estate tax payments. See Exhibit 6.
 22. That the City of West Allis assessed and levied a 2011 real estate tax pursuant to Chapters 70 and 74 of the Wisconsin Statutes against the property at 6533 West Mitchell Street in the amount of Nine Thousand One Hundred Eighteen and 74/100 Dollars (\$9,118.74).
 23. That the City of West Allis assessed and levied a 2012 real estate tax pursuant to Chapters 70 and 74 of the Wisconsin Statutes against the property at 6533 West Mitchell Street in the amount of Nine Thousand Five Hundred Twenty-Seven and 91/100 Dollars (\$9,527.91).
 24. That the 2011 and 2012 real estate taxes have not been paid in full as of November 8, 2013.
 25. That due to John and Dorene Monty being married, their shared residence above the

tavern, their corporations sharing the same principal office, John Monty signing off on Health Department permit renewals and inspections for PM Pub & Grub, Inc. in 2011-2013, and the inception of Dorene Monty's corporation occurring at the same time the City filed a summons and complaint to revoke John Monty's tavern licenses, the corporations are so intertwined that they are essentially the same entity.

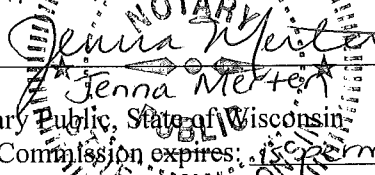
26. That according to the records of the West Allis City Clerk's office, Assistant City Clerk Monica Schultz notified Dorene Monty in writing on September 16, 2013 that she was required to appear at the September 24, 2013 License and Health meeting to discuss PM Pub & Grub, Inc.'s non-payment of its real estate taxes. See Exhibit 7.
27. That Dorene Monty did not appear at the September 24, 2013 meeting and did not contact the clerk's office.
28. That the conduct of PM Pub & Grub, Inc. is contrary to West Allis Revised Municipal Code sections 1.08(9)(a) and 9.02(12)(b) and is grounds for non-renewal, suspension, or revocation of its "Class B" Intoxicating Liquor License, Class "B" Fermented Malt Beverage License, Dance Hall License, Amusement Devices Licenses, Phonograph License, and Food-Related Permit.

WHEREFORE, Michael J. Czaplewski, requests that PM Pub & Grub, Inc., c/o registered agent Dorene Monty, be summoned to appear before the License and Health Committee of the West Allis Common Council to answer this complaint and, if the material allegations of the complaint are denied, that a hearing be held to determine whether the "Class B" Intoxicating Liquor License, Class "B" Fermented Malt Beverage License, Dance Hall License, Amusement Devices Licenses, Phonograph License, and Food-Related Permit of PM Pub & Grub, Inc. should be revoked, suspended, or not renewed.

Dated at this 11 day of Nov, 2013.

By: 
Michael J. Czaplewski, License & Health
Committee
West Allis Common Council

Subscribed and sworn to before me
this 11 day of November, 2013.


(Jenna Merten)
Notary Public, State of Wisconsin
My Commission expires: permanant

**WEST ALLIS COMMON COUNCIL
LICENSE AND HEALTH COMMITTEE
CITY OF WEST ALLIS**

**In the Matter of the
Complaint Against**

SUMMONS

**Pec Mon Corporation, d/b/a PM Pub & Grub,
John R. Monty, agent
6533 West Mitchell Street
West Allis, Wisconsin 53214**

STATE OF WISCONSIN)
) SS.
COUNTY OF MILWAUKEE)

THE WEST ALLIS COMMON COUNCIL TO JOHN R. MONTY:

You are hereby notified that a sworn complaint, a copy of which is attached, has been duly made and filed, requesting a hearing on the suspension, revocation, or non-renewal of your Class B Intoxicating Liquor and Class B Fermented Malt Beverage Licenses, pursuant to the provisions of sec. 125.12, Wis. Stats.

NOW THEREFORE, you, John R. Monty, are hereby summoned to appear before the License and Health Committee of the West Allis Common Council in Room 128 of the West Allis City Hall, 7525 West Greenfield Avenue, West Allis, Wisconsin, on August 5, 2008, at 5:45 p.m., or as soon thereafter as this matter can be heard, to admit or deny the allegations in the complaint. You may be represented by counsel on this date.

In the case of your failure to appear as required by this summons, the allegations in the complaint against you shall be taken as true and, if the License and Health Committee of the West Allis Common Council finds the allegations sufficient, a recommendation that your

*Exhibit 1
p. 1 of 8*

license(s) be suspended or revoked will be made to the full Common Council. The Common Council may then vote to suspend, revoke, or not renew your license(s).

You are further notified that if you appear as required by this summons and contest the allegations in the complaint, a hearing will be scheduled at a later date before the License and Health Committee, at which time you may be represented by counsel, cross examine the witnesses who testify adversely against you, and present witnesses in your own behalf. A written transcript of said hearing shall be made and you may obtain a copy of the transcript of this proceeding at your expense.

Dated at West Allis, Wisconsin, this 28th day of July, 2008.

WEST ALLIS COMMON COUNCIL

By:

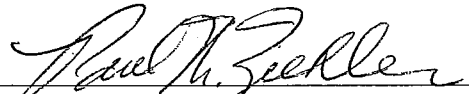

Paul M. Ziehler, City Administrative Officer,
Clerk/Treasurer

Exhibit 7
p. 2 of 8

**WEST ALLIS COMMON COUNCIL
LICENSE AND HEALTH COMMITTEE
CITY OF WEST ALLIS**

**In the Matter of the
Complaint Against**

COMPLAINT

**Pec Mon Corporation, d/b/a PM Pub & Grub,
John R. Monty, agent**

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

Michael J. Czaplewski, being duly sworn, on oath deposes and states as a complaint against Pec Mon Corp., as follows:

1. That the complainant is a resident of the City of West Allis, is the duly elected Alderperson for the First Aldermanic District in the City of West Allis, is Chairperson of the License and Health Committee, and makes this complaint at the direction of the License and Health Committee of the West Allis Common Council.
2. That the information contained in this complaint comes from the complainant's review of official records maintained by the City of West Allis and the West Allis Police Department, which records complainant believes to be reliable and accurate.
3. That Pec Mon Corp. is the holder of a "Class B" Intoxicating Liquor & Class "B" Fermented Malt Beverage Licenses under Tavern License No. 619, issued by the West Allis Common Council for the license period beginning July 1, 2007, and ending June 30, 2008, for the premises located at 6533 West Mitchell Street, West Allis, Wisconsin, and does business under the trade name "PM Pub & Grub."
4. That John R. Monty is the registered agent of Pec Mon Corp.
5. That the tavern at 6533 West Mitchell Street is located on the first floor of a building that also consists of a basement and a second-floor apartment that has the address of

6531 West Mitchell Street.

6. That John R. Monty resides above the tavern in the second-floor apartment at 6531 West Mitchell Street, West Allis, Wisconsin.
7. That in early 2008, the West Allis Police Department's Special Investigations Unit received information from a confidential informant that John R. Monty was operating a large-scale sports gambling operation out of PM Pub & Grub.
8. That the confidential informant reported that he had gambled through John Monty for over 10 years, that he knew John R. Monty operated PM Pub & Grub as a "front" to cover his gambling activity and proceeds, and that he knew John R. Monty was using the upstairs apartment as a business office for his gambling operation.
9. That the confidential informant reported that he knew that John R. Monty had approximately 40 gambling customers, had observed computer printouts of bets that customers placed through John R. Monty, had observed John R. Monty possessing approximately \$20,000 during payout periods and paying customers with large amounts of currency, knew that John R. Monty charged a fee of 10 percent for the wagers, and saw lists of upcoming games for customers to reference stored behind the bar inside the tavern.
10. That in February and March 2008, the Special Investigations Unit organized an undercover operation in which the confidential informant placed bets with John R. Monty at PM Pub & Grub using prerecorded/ "marked" bills. Undercover officers observed the confidential informant place bets with John R. Monty via telephone and exchange gambling payouts inside the tavern on several occasions.
11. That as a result of the gambling investigation, on March 28, 2008, West Allis Police Department officers executed a search warrant at 6531 and 6533 West Mitchell Street.

12. That during a search of the tavern, in the bar area, West Allis Police Detective Troy Maas recovered a notebook, a burgundy check binder, and envelope that contained a NCAA basketball pool, NBA all-star pool, lottery pool, and some blank gambling sheets.
13. That during a search of John R. Monty's living room, Detective Maas recovered several white envelopes with the words "Powerball Pool" written on them, along with gambling notes and names of individuals who had paid for the pool; several lists of names of people who were involved in the Powerball pool; four bundled stacks of U.S. currency inside a safe; and gambling notes inside a safe. The first stack of currency was in a white envelope with "Powerball" written on it and contained \$3,204. The next two bundles of \$445 and \$472 had a handwritten note with "Mach" written on them. Inside the bundle of \$472 was a \$20 bill that was a prerecorded bill from a controlled payout made by the confidential informant at the direction of the West Allis Police Department. The fourth bundle did not have any notes attached to it and consisted of \$5,727.
14. That in the living room, Detective Maas recovered a plastic bag that contained numerous mailings and correspondence for John and Dorene Monty.
15. That during a search of the master bedroom, Detective Maas recovered three black leather folders that contained \$8,630 in U.S. currency, checks, and handwritten gambling notes. A \$10 bill found inside the folder matched a prerecorded bill from a controlled payout bet made by the confidential informant at the West Allis Police Department's direction.
16. That on the floor of the master bedroom, officers recovered numerous bank deposit slips inside a container. The deposit slips ranged from 9/14/2006 to 11/30/2007, and when Detective Maas tallied the deposit slips, he discovered that John R. Monty had

deposited \$932,209.86 during that time period.

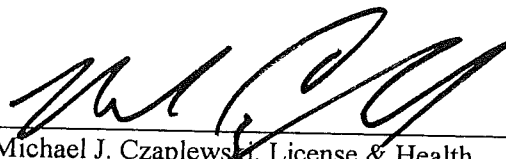
17. That in the dresser of the master bedroom, Detective Maas recovered a .45 caliber handgun, a plastic baggie containing 17.2 grams of marijuana, and a marijuana pipe. Additionally, Detective Maas recovered various bills and paperwork in John R. Monty's name, lottery tickets, and 500 gambling machine payout slips with points written on them.
18. That in the master bedroom, next to the computer desk, Detective Maas recovered a white plastic garbage bag that contained approximately 250 to 500 betting slips/books for professional and college football, basketball, and baseball. Half of the slips were used. On several of the betting slips, Detective Maas found handwritten gambling notes.
19. That in the master bedroom, on the computer desk, Detective Maas observed that a Sony laptop computer was connected to a website that displayed the current betting lines. A Dell computer was running a betting program with the heading "General Purpose Program to Process Sporting Contest Information."
20. That in the master bedroom, next to the computers, Detective Maas recovered 83 pages of handwritten gambling notes/bets; 24 gambling parlay sheets for football, basketball, and baseball; and two sets of Powerball lottery pool sheets. Detective Maas observed that the notes were dated from 1/28/2007 until 3/30/2008 and contained notations regarding whether Monty collected money or paid out money from the bet. From those gambling notes, Detective Maas was able to determine that Monty received \$170,074 from gambling and paid out \$30,598. He also determined that on average, \$19,700 in bets were being placed each week, and that someone named "Big K" owed Monty over \$100,000.
21. That West Allis Police Department Corporal Stacie Napoli spoke to Dennis

Sweeney, who is employed as a bartender at PM Pub & Grub. Sweeney stated that he knew gambling bets were being placed when customers came into the tavern and heard customers placing the bets to John R. Monty.

22. That Corporal Napoli spoke to Dorene Monty, who is John R. Monty's wife. Ms. Monty stated that Monty has owned PM Pub & Grub by himself for approximately 18-19 years. She further stated that John R. Monty's income solely comes from the bar and that he did not have any other jobs.
23. That on March 28, 2008, John R. Monty was arrested for commercial gambling, and the case was referred to Assistant District Attorney David Feiss for prosecution. At the time of this complaint, criminal charges were still pending.
24. That Pec Mon Corporation, d/b/a PM Pub & Grub, has violated the provisions of Chapter 125, Wis. Stats.; keeps or maintains a disorderly or riotous, indecent or improper house; has violated the provisions of Chapter 945 of the Wisconsin Statutes; and has violated section 9.02(12)(d) of the West Allis Revised Municipal Code.

WHEREFORE, Michael J. Czaplewski requests that Pec Mon Corporation, d/b/a PM Pub & Grub, be summoned to appear before the License and Health Committee of the West Allis Common Council to answer this complaint and, if the material allegations of the complaint are denied, that a hearing be held to determine whether the Class B Tavern License of Pec Mon Corporation, d/b/a PM Pub & Grub, Inc. should be revoked, suspended, or not renewed.

Dated at this 31 day of JULY, 2008.

By: 
Michael J. Czaplewski, License & Health
Committee
West Allis Common Council

Subscribed and sworn to before me



City of West Allis

Master

7525 W. Greenfield Ave.
West Allis, WI 53214

File Number: 2010-0310

File Number: 2010-0310	File Type: License Application(s)	Status: Granted
Version: 1	Reference:	Controlling Body: City Attorney
File Name: LIC-10-11 Cl B Tav Lic #1447, PM Pub & Grub, Inc., Dorene Monty, Agent, d/b/a PM Pub & Grub @ 6533 W. Mitchell St.		Introduced: 5/18/2010
Requester:	Cost:	Final Action: 8/3/2010

Title: 2010-2011 Class B Tavern license renewal application no. 1447, PM Pub & Grub, Inc., Dorene Monty, Agent, d/b/a PM Pub & Grub for premises located at 6533 W. Mitchell Street. (new agent).

Sponsors:

Notes: DORENE J. MONTY, 6531 W. Mitchell St., 53214 West Allis

Funding Source:

Indexes:

Attachments:

History of Legislative File

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	License & Health Committee	5/18/2010	Held				
1	Common Council	5/18/2010	Referred	License & Health Committee		5/25/2010	
1	License & Health Committee	5/25/2010	Returned from Held Status				
1	License & Health Committee	5/25/2010	Appearance Ordered				
1	License & Health Committee	5/25/2010	Recommended for Denial				Pass
Action Note:			Appearance by Dorene J. Monty. Ms. Monty told the Committee that she was now living on the premises upstairs with John Monty. Ms. Monty said her and Mr. Monty were separated for six years and are now back together. She stated she was going to be the agent and that Mr. Monty has no involvement in the business. Ald. Weigel stated he was very concerned with Mr. Monty still living on the premises. He said it appears that Ms. Garvey was a front person for the past year just to hold onto the liquor license. Ald. Barczak reviewed minutes from last year when Ms. Garvey became the agent. Ald. Barczak said it appears nothing has changed. He asked if Ms. Monty was involved in the running of the tavern when the gambling charges happened. Ms. Monty told the Committee when she was separated from Mr. Monty she had no involvement in the business. Ald. Roadt stated he recalled there being massive amounts of cash involved and could not understand how Ms. Monty did not know what was going on.				
1	License & Health Committee	6/1/2010	Referred for Summons and Complaint	City Attorney			Pass

Exhibit 2
p. 1 of 2

1	Common Council	8/3/2010	Approved subject to the necessary requirement(s)	Pass
	Action Note:	A motion was made by Ald. Czaplewski, seconded by Ald. Weigel, that this matter be Denied. The motion failed by the following vote: Votes: Aye: 4 - Ald. Barczak, Ald. Reinke, Ald. Roadt and Ald. Weigel No: 5 - Ald. Czaplewski, Ald. Kopplin, Ald. Lajsic, Ald. Narlock, and Ald. Sengstock.		
1	License & Health Committee	8/3/2010	Recommended for Denial	Pass
	Action Note:	Appearance by Dorene J. Monty and Attorney Dennis Coffey. Discussion ensued regarding to what capacity, if any, Mr. John Monty is involved in running the business and allowed in the bar, and if Ms. Monty is just a front person. Attorney Coffey informed the Committee that the State is watching Mr. Monty and his probation does not allow him to tend bar. A motion was made by Ald. Sengstock, seconded by Chair Czaplewski to approve. The motion failed by the following vote: Ayes: 2 - Alderpersons Czaplewski and Sengstock Noes: 3 - Alderpersons Barczak, Roadt and Weigel		
1	License & Health Committee	8/3/2010	Appearance Ordered	

City of West Allis Health Department
Food-Related Permit/License Renewal
For 2011-2012

Please check the information regarding your license, noting changes where appropriate, and adding missing information.

PM PUB & GRUB INC.
DORENE MONTY
6533 WEST MITCHELL STREET
WEST ALLIS, WI 53214

Name of Licensee
 Agent (If Corporation)
 Address of Licensee
 City, State, Zip Code

07778 02 MODERATE
PM PUB & GRUB
6533 WEST MITCHELL STREET
WEST ALLIS, WI 53214

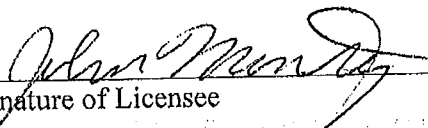
Name of Establishment
 Establishment Address
 City, State, Zip Code

(414) 321-1419

Establishment Phone Number

FEE SCHEDULE

FULL SERVICE RESTAURANT	\$260.00
STATE ADMINISTRATIVE FEE	\$33.00
TOTAL DUE BY JULY 1, 2011	\$293.00
TOTAL DUE AFTER JULY 1	\$345.00



 Signature of Licensee

7/1/11

 Date

RETURN ONE COPY OF THIS FORM WITH FEE TO:

West Allis Health Department
 7120 West National Avenue
 West Allis, WI 53214-4774

Telephone (414) 302-8600

FOR OFFICE USE ONLY	
Date Received	<u>7-1-11</u>
Amount	<u>\$293.00</u>
Cash or Check #	_____
Receipt #	_____ DCS
<small>2011-2012 LT</small>	

Exhibit 3

WEST ALLIS HEALTH DEPARTMENT
7120 W NATIONAL AVENUE
WEST ALLIS, WI 53214
414-302-8600

STATE OF WISCONSIN

Rec'd 7-10-13
ck # 152
\$345.00
DLS

SECOND RENEWAL APPLICATION

Business/Establishment Address
PM PUB & GRUB
6533 W MITCHELL ST
WEST ALLIS WI 53214

Due Date UPON RECEIPT	Amount Due \$345.00
ID Number 124 GSAC-8WYKK6	
Activity Restaurant-Moderate Complexity	

* Make check payable to:
"WEST ALLIS HEALTH DEPARTMENT"
* Write ID number on check
* Do NOT send cash
* Return this renewal application with fee
* Mail to:
WEST ALLIS HEALTH DEPARTMENT
7120 W NATIONAL AVE
WEST ALLIS, WI 53214-4774

DORENE MONTY
PM PUB & GRUB INC
6533 W MITCHELL ST
WEST ALLIS WI 53214

Amount	Reason
\$52.00	Late Fee
\$293.00	Permit Fee

Please call (414) 302-8600 regarding any questions with this application

VOIDED PERMIT FOR FAILURE TO PAY FEES. If an applicant or operator fails to pay all applicable fees, late fees and processing charges under DHS administrative rule within 15 days after the applicant or operator receives notice of an insufficiency under s. DHS administrative rule, or within 45 days after the expiration of the permit, whichever occurs first, the permit is void. An operator whose permit is voided under this subsection may appeal the decision under s. DHS administrative rule. In an appeal concerning a voided permit under this subsection, the burden is on the permit applicant or operator to show that the entire applicable fees, late fees and processing charges have been paid. During any appeal process concerning a payment dispute, operation of the facility is deemed to be operating without a permit and is subject to the fees under s. DHS administrative rule in addition to the fees otherwise due, unless the applicant or operator meets its burden of proof under this subsection. **DHS APPEALS OF ACTIONS BY THE DEPARTMENT.** A request for a hearing for a denial of a permit, a voided permit, suspension, revocation, forfeiture, or an order given under s. DHS Administrative Rule shall be submitted in writing to the Department or the agent health department within 15 days after receipt of the notice of the Department's or Agent's action. (DHS Administrative Code includes DHS 172, 173, 175, 178, 195, 196, 197, and 198.)

Make corrections/changes above then read the following statements and provide a response to any that apply.

If you are not the Licensee/Operator of the above name business:

1. Is the establishment out of business or no longer operating as a facility that is required to be licensed by our agency?

Yes _____ No _____ (Check one)

2. If you have sold the business to someone else or if there is a different operator of the facility, please provide the following information.

New Owner Name: _____

Address: _____

City, State & Zip: _____

Date of Change: _____ Phone Number: _____

If new owner is a family member, specify relationship _____

If the address has changed:

1. Make necessary changes to the Business/establishment address shown above.

2. Has the facility moved? Yes _____ No _____ (Check one)

3. Was the address altered due to a Post Office change? Yes _____ No _____

If the Licensee/Operator name has changed:

Was this name change due to marriage or divorce? Yes _____ No _____

Your signature below will indicate that all of the above information is true and correct to your knowledge.

Signature: *Dorene Monty* Date: 7/10/13

Exhibit 4

RESTAURANT/RETAIL INSPECTION REPORT

Business Name PM Pub 36 Pub		Business Address 6533 W. Mitchell		County	License ID Number
Name of Legal Licensee		Mailing Address of Legal Licensee		Telephone Number	
Current Date 6/6/2022	Date of Last Inspection	Release Date	Type of Establishment <input checked="" type="checkbox"/> Restaurant <input type="checkbox"/> Retail	Is operator certified? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A	
INSPECTION TYPE (check one) <input type="checkbox"/> Pre-Inspection <input checked="" type="checkbox"/> Routine <input type="checkbox"/> Reinspection			ACTION TAKEN (check one) <input checked="" type="checkbox"/> Operational <input type="checkbox"/> Conditional <input type="checkbox"/> Withhold		
<input type="checkbox"/> Complaint <input type="checkbox"/> Downtime <input type="checkbox"/> Visit/No Action <input type="checkbox"/> Onsite Visit <input type="checkbox"/> Other			<input type="checkbox"/> License Suspended <input type="checkbox"/> Revoke <input type="checkbox"/> Other		
Reinspection Fee Charged <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Name of Certified Food Manager			

FOODBORNE ILLNESS RISK FACTORS AND PUBLIC HEALTH INTERVENTIONS

Circle designed compliance status (IN, OUT, N/O, N/A) for each numbered item
 IN=in compliance OUT=not in compliance N/O=not observed N/A=not applicable
 Mark "X" in appropriate box for COS and/or R
 COS=corrected on site during inspection R=repeat violation

Compliance Status		COS	R
Demonstration of Knowledge			
1 <input checked="" type="checkbox"/> N/A	Certified food manager; duties		
1 IN OUT	Person in Charge (PIC) is knowledgeable; duties and responsibilities		
Employee Health			
2 IN OUT	Management Awareness; Policy present		
3 IN OUT	Proper use of reporting, restriction & exclusion		
Good Hygienic Practices			
4 IN OUT N/O	Proper eating, tasting, drinking,		
5 IN OUT N/O	No discharge from eyes, nose, and mouth		
Preventing Contamination by Hands			
6 IN OUT N/O	Hands cleaned and properly washed		
7 IN OUT N/O N/A	No bare hand contact or using approved plan		
8 IN OUT	Adequate handwashing facilities supplied and accessible		
Approved Source			
9 IN OUT	Food obtained from approved source		
10 IN OUT N/O N/A	Food received at proper temperature		
11 IN OUT	Food in good condition, safe, & unadulterated		
12 IN OUT N/O N/A	Required records available: Shellstock tags, parasite destruction		
Protection from Contamination			
13 IN OUT N/A	Food separated and protected		
14 IN OUT N/A	Food contact surfaces: cleaned and sanitized		
15 IN OUT	Proper disposition of returned, previously		

Compliance Status		COS	R
Potentially Hazardous Food Time/Temperature			
16 IN OUT N/O N/A	Proper cooking time and temperature		
17 IN OUT N/O N/A	Proper reheating procedures for hot holding		
18 IN OUT N/O N/A	Proper cooling time and temperature		
19 IN OUT N/O N/A	Proper hot holding temperatures		
20 IN OUT N/O N/A	Proper cold holding temperatures		
21 IN OUT N/O N/A	Proper date marking and disposition		
22 IN OUT N/O N/A	Time as a public health control: procedures and record		
Consumer			
23 IN OUT N/A	Consumer Advisory provided		
Highly Susceptible Populations			
24 IN OUT N/A	Pasteurized foods used; prohibited foods not offered		
Chemical			
25 IN OUT N/A	Food additives: approved and properly used		
26 IN OUT	Toxic substances properly identified, stored and used		
Conformance with Approved Procedures			
27 IN OUT N/A	Compliance with variance, specialized process, or HACCP plan		

Risk factors are improper practices or procedures identified as the most prevalent contributing factors of foodborne illness or injury. Public health interventions are control measures to prevent foodborne illness of injury

GOOD RETAIL:

Good Retail Practices are preventative measures to control the addition of pathogens, chemicals, and physical objects into food

Compliance Status		COS	R
Safe Food and			
28	Pasteurized eggs used where required		
29	Water and ice from approved source		
30	Variance obtained for specialized processing methods		
Food Temperature Control			
31	Proper cooling methods used; adequate equipment for temperature control		
32	Plant food properly cooked for hot holding		
33	Approved thawing methods used		
34	Thermometers provided and accurate		
Food			
35	Food properly labeled; original container		
36	Pests and animals not present; no unauthorized persons		
37	Contamination prevented during food preparation, storage and display		
38	Personal Cleanliness		
39	Wiping cloths: properly used and stored		
40	Washing fruits and vegetables		

Compliance Status		COS	R
Proper Use of			
41	In-use utensils: properly stored		
42	Utensils, equipment, and linens: properly stored, dried and handled		
43	Single-use and single-service articles: properly stored and used		
44	Gloves properly used		
Utensils and			
45 <input checked="" type="checkbox"/>	Food and nonfood contact surfaces: cleanable, properly designed, constructed and used		
46	Warewash facilities: installed, maintained, and used		
47	Non-food contact surfaces clean		
Physical			
48	Hot and cold water available; adequate pressure		
49	Plumbing installed; proper backflow devices		
50	Sewage and waste water properly disposed		
51	Toilet Facilities: properly constructed, supplied, and clean		
52	Garbage and refuse properly disposed; facilities maintained		
53	Physical facilities installed, maintained, and clean		
54	Adequate ventilation and lighting; designated and used		

I understand and agree to comply with the corrections ordered on this report. I understand that failure to comply could result in legal action or loss of license.

SIGNATURE - Person in Charge

John M...

SIGNATURE - Inspector

[Signature]

Follow up Needed: Yes No Follow up Date:

Exhibit 5
p. 1 of 2

Business Name PH Pub & Grub Date of Inspection _____

TEMPERATURES					
Item / Location	Temp	Item / Location	Temp	Item / Location	Temp
Fryer	6-210°F				
upbait cooler	37°F				
upbait fryer	0-177°F				
heat cooler	28°F				
beer cooler	33°F				

WAREWASHING INFORMATION					
Machine Name	Sanitization Method	Thermo Label	PPM	Sanitizer Name	Sanitizer Type
2-4 compartment sink	manual		200ppm	Seramine	

CDC Risk Code Factor Abbreviations and Violation by Category Numbers Table
 (Use this table to group CDC risk factor listed below with violation from page 1)

Unsafe Sources (US)	Inadequate Cooking (IC)	Improper Hold (IH)	Cross Contamination (CC)	Personal Hygiene (PH)	Other CDC Factor (O)
9	16	18	13	3	1A
10	17	19	14	4	1B
11		20	15	5	2
12		21		6	23
		22		7	24
				8	25
					26

Comments:

Violations:

1A) There is no certified food manager. Expired in 2009. Obtain food manager cert.

45) Food & non-food contact surfaces

- cutting boards in poor repair; replace or resurface
- handles of equipment (cooler & fryer doors, etc)

I understand and agree to comply with the corrections ordered on this report. I understand that failure to comply could result in legal action or loss of license.

John Mundy
 SIGNATURE - Person In Charge

[Signature]
 SIGNATURE - Inspector

Date Signed _____
6/6/12
 Date Signed

Exhibit 5
 p. 2 of 2

12. 2013-0411 Discussion relative to delinquent 2012 taxes and other outstanding requirements for various 2013-2014 license/permit applicants.
- Appearance by John & Dorene J. Monty. Mr. Monty told the Committee that he contacted Milwaukee County Treasurer at the beginning of August to make a payment on the delinquent taxes. He said he was told by the County that they had not received the City of West Allis delinquent information at that time. The Committee suggested Mr. Monty keep contacting Milwaukee County because the information should be available now. Mr. Monty was told that the County Treasurer will accept a payment on the prior delinquent years.*
- Held**
13. 2013-0519 Discussion regarding poker runs relative to gambling.
- Discussion ensued regarding how Poker Runs operate and if they are legal. Attorney Merten informed the Committee that Poker Runs, as a form of gambling, are illegal. The Committee asked that the Clerk's Office inform any applicant applying for a Special Event Permit involving a Poker Run be informed that they are illegal, and refer the applicant to the City Attorney if they would like to discuss it further.*
- A motion was made by Ald. Barczak, seconded by Ald. Roadt, that this matter be Discussed and Consensus Given. The motion carried by the following vote:**
- Votes:** Aye: 4 - Ald. Czaplewski, Ald. Roadt, Ald. Barczak and Ald. Weigel
No: 0

F. CLOSED SESSION

A closed session was not held.

14. 2013-0517 Summons and Complaint in the matter of the complaint against Club Canine, LLC, Cynthia A. Bickler, for the premises located at 10506 W. Greenfield Ave., d/b/a Club Canine (2013-2014 Grooming License).
- Nonappearance of Cynthia A. Bickler. Ms. Bickler contacted the Clerk's Office. Attorney Merten told the Committee that Ms. Bickler contacted her and agreed to sign a payment agreement. The Committee requested Ms. Bickler to appear at the next License & Health meeting.*
- Held**
15. 2013-0518 Summons and Complaint in the matter of the complaint against Scardina Bakery & Delicatessen, Inc., Rosa Scardina, Agent, d/b/a Scardina Bakery & Delicatessen, for the premises located at 5901 W. Beloit Rd. (2013-2014 Food Permit).
- Nonappearance of Rosa Scardina. Appearance by Vince & Sue Scardina. Mr. Scardina admitted to the allegations in the complaint. The Committee requested a closed session for September 3, 2013.*
- Held**



September 16, 2013

CITY CLERK/TREASURER'S OFFICE
414/302-8200 or 414/302-8207 (Fax)
www.westalliswi.gov
Paul M. Ziebler
City Admin. Officer, Clerk/Treasurer
Monica Schultz
Assistant City Clerk
Rosemary West
Treasurer's Office Supervisor

Dorene J. Monty
PM Pub & Grub, Inc.
d/b/a PM Pub & Grub
6531 W. Mitchell St.
West Allis, WI 53214

Dear Ms. Monty:

The Chairman of the License & Health Committee orders that you appear at its meeting on Tuesday, September 24, 2013, at 6:00 P.M. in the Common Council Chambers, West Allis City Hall, 7525 W. Greenfield Ave., regarding your 2013-2014 Class B Tavern License renewal application and the delinquent real estate taxes, as discussed at the meeting of August 27, 2013.

Please note that your license to operate PM Pub & Grub is being withheld due to your failure to pay the Real Estate Taxes owed to the City of West Allis. As of July 1, 2013, you are operating your establishment without a license and in violation of the City's ordinances.

Sincerely,

Monica Schultz
amn

Monica Schultz
Assistant City Clerk

/amn

cc: Dorene J. Monty (home address)
City Attorney

Exhibit 7