

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

**In the Matter of the
Complaint Against**

COMPLAINT

**Daniel Hilety,
d/b/a Sale Inn,**

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

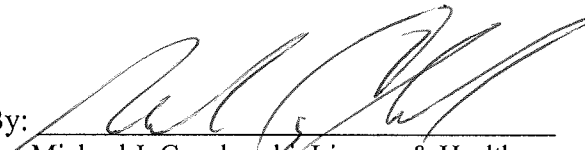
Michael J. Czaplewski, being duly sworn, on oath deposes and states as a complaint against Daniel Hilety as follows:

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 the Chairman 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, which records complainant believes to be reliable and accurate.
3. That Daniel Hilety is the holder of a Class "B" Beer and "Class B" Intoxicating Liquor License Number 15-709, issued by the West Allis Common Council for the license period beginning July 1, 2015, and ending June 30, 2016, for the premises located at 5832 West Lincoln Avenue, West Allis, Wisconsin and does business under the trade name "Sale Inn."
4. That Hilety has not provided an updated Wisconsin Business Tax Registration Certificate to the City Clerk's office; without a certificate, Hilety is unable to obtain a valid seller's permit under Wis. Stat. § 77.61(11).

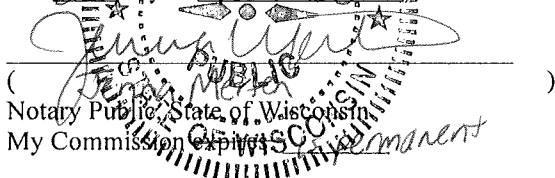

5. That Hiley has not paid the liquor license fee balance of \$500.00.
6. That due to Hiley's failure to have an updated Wisconsin Business Tax Registration Certificate, pay his balance, and have Building Inspections and Neighborhood Services approval for his license, the Sale Inn has remained closed for business for more than 30 consecutive days.
7. That on October 16, 2015, City Clerk Monica Schultz sent a letter to Hiley to notify him that the License and Health Committee ordered his appearance at its meeting on October 27, 2015. See attached Exhibit 1.
8. That Hiley failed to appear at the October 27, 2015 meeting.
9. That Daniel Hiley's conduct substantially relates to the licensed activity and is in violation of Wis. Stat. § 125.04(5)(a)(4), Wis. Stat. § 125.04(8), and Sections 9.02(6), 9.02(9)(c), 9.02(12)(b), and 9.02(12)(d) of the West Allis Revised Municipal Code.

WHEREFORE, Michael J. Czaplewski requests that Daniel Hiley 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" Beer and "Class B" Intoxicating Liquor License of Daniel Hiley should be revoked, suspended, or not renewed.

Dated this 3 day of Nov, 2015.

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

Subscribed and sworn to before me
 this 3rd day of November, 2015.


 ()
 Notary Public, State of Wisconsin
 My Commission Expires Permanent



OFFICE OF THE CITY CLERK

Monica Schultz
City Clerk

414/302-8220
414/302-8207 (Fax)

City Hall
7525 West Greenfield Avenue
West Allis, Wisconsin 53214

mschultz@westalliswi.gov
www.westalliswi.gov

October 16, 2015

Daniel G. Hilety, Agent
d/b/a Sale Inn
5832 W. Lincoln Ave.
West Allis, WI 53219

Dear Mr. Hilety:

The Chairman of the License & Health Committee orders that you appear at their meeting on Tuesday, October 27, 2015, at 6:00 P.M. in Room 128, West Allis City Hall, 7525 W. Greenfield Ave., regarding the status of your 2015-2016 Class B Tavern License renewal application no. 709 for the premises located at 5832 W. Lincoln Ave., which was approved on July 7, 2015.

Our records indicate that the Clerk's Office needs an updated Wisconsin Business Tax Registration Certificate, balance due of \$500.00, and Building Inspections and Neighborhood Services approval. Contact Building Inspections and Neighborhood Services at (414)-302-8400 if you have questions about the inspection. If you settle this matter and your license is issued by October 26, 2015, an appearance will not be necessary.

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

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

Sincerely,

Monica Schultz

Monica Schultz
City Clerk

/amn

Exhibit 1