



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

February 14, 2014

Rupinder K. Randhawa, Agent
Dilneet Corp.
d/b/a West Allis Liquor & Tobacco
7218 W. Greenfield Ave.
West Allis, WI 53214

Dear Ms. Randhawa:

Pursuant to Sec. 125.12 of the Wisconsin Statutes, the Hearing on the complaint in the matter of Dilneet Corp., Rupinder K. Randhawa, Agent, for the premises located at 7218 W. Greenfield Ave., d/b/a West Allis Liquor & Tobacco (2013-2014 Combination Class A Liquor License no. 1080, Cigarette and Tobacco Products License no. 1081, and Food-Related Permit), is scheduled for Tuesday, February 25, 2014 at 6:00 PM, in the Common Council Chambers, West Allis City Hall, 7525 W. Greenfield Ave.

A copy of the agenda and the Hearing Procedure Guide will be sent on February 21, 2014.

Sincerely,

Monica Schultz /amn

Monica Schultz
Assistant City Clerk

/amn

cc: Rupinder K. Randhawa (home address)
Attorney David C. Bangert
City Attorney



CITY CLERK/TREASURER'S OFFICE

414/302-8200 or 414/302-8207 (Fax)

www.westalliswi.gov

Paul M. Ziehler

City Admin. Officer, Clerk/Treasurer

Monica Schultz

Assistant City Clerk

Rosemary West

Treasurer's Office Supervisor

February 21, 2014

Rupinder K. Randhawa, Agent
Dilneet Corp.
d/b/a West Allis Liquor & Tobacco
7218 W. Greenfield Ave.
West Allis, WI 53214

Dear Ms. Randhawa:

Pursuant to Sec. 125.12 of the Wisconsin Statutes, the Hearing on the complaint in the matter of Dilneet Corp., Rupinder K. Randhawa, Agent, for the premises located at 7218 W. Greenfield Ave., d/b/a West Allis Liquor & Tobacco (2013-2014 Combination Class A Liquor License no. 1080, Cigarette and Tobacco Products License no. 1081, and Food-Related Permit), is scheduled for Tuesday, February 25, 2014 at 6:00 PM, in the Common Council Chambers, West Allis City Hall, 7525 W. Greenfield Ave.

A copy of the agenda and the Hearing Procedure Guide is enclosed.

Sincerely,

Monica Schultz
Assistant City Clerk

/amn
enclosures

cc: Rupinder K. Randhawa (home address)
Attorney David C. Bangert
City Attorney

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

**In the Matter of the
Complaint Against**

SUMMONS

**Dilneet Corporation., d/b/a West Allis Liquor & Tobacco,
Rupinder Randhawa, agent
7218 West Greenfield Avenue
West Allis, Wisconsin 53214**

STATE OF WISCONSIN)
) SS.
COUNTY OF MILWAUKEE)

THE WEST ALLIS COMMON COUNCIL TO RUPINDER RANDHAWA:

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 A Beer, Class A Liquor, Cigarette and Tobacco Products, and Food-Related licenses pursuant to the provisions of sec. 125.12, Wis. Stats.

NOW THEREFORE, you, Rupinder Randhawa, 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 January 21, 2014, at 6:00 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

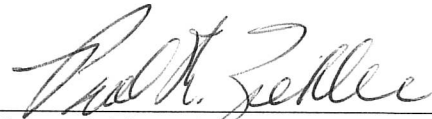
license(s) be suspended or revoked will be made to the full Common Council. The Common Council may then vote to suspend, revoke, or not renew your license(s).

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 21st day of January, 2014.

WEST ALLIS COMMON COUNCIL

By:



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

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

**In the Matter of the
Complaint Against**

COMPLAINT

**Dilneet Corporation, d/b/a West Allis Liquor & Tobacco
C/o Rupinder Randhawa, registered agent**

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

Michael J. Czaplewski, being duly sworn, on oath deposes and states as a complaint against Dilneet Corporation 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 chair 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 Dilneet Corporation is the holder of a "Class A" Beer and "Class A" Liquor License to sell alcoholic beverages under Chapter 125, Wis. Stat., issued by the West Allis Common Council.
4. That Dilneet Corporation is the holder of a Cigarette and Tobacco Products License to sell cigarette and tobacco products under Chapter 139, Wis. Stat., issued by the West Allis Common Council.
5. That Dilneet Corporation is the holder of a Food-Related Permit/License to sell food under Chapter 75 of the Wisconsin Agriculture, Trade & Consumer Protection Code,

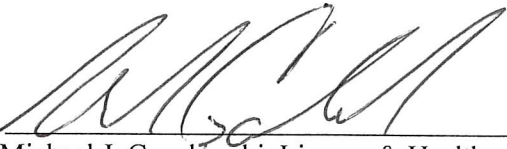
issued by the West Allis Common Council.

6. That Dilneet Corporation does business under the trade name “West Allis Liquor & Tobacco.”
7. That Rupinder Randhawa (hereinafter “Randhawa”) is the agent of Dilneet Corporation’s above-referenced licenses/permits.
8. That due to non-payment of real estate taxes and non-compliance with the West Allis Revised Municipal Code in regard to the building code, Dilneet Corporation has not been eligible for renewal of its licenses or permits since the 2011-2012 license year, but has been operating, at various times, due to its entering into a payment agreement with the City in September 2011 and, eventually, paying off its delinquent real estate taxes.
9. That on or about August 6, 2013, the Wisconsin Department of Revenue notified the West Allis City Clerk’s office that Dilneet Corporation did not possess a valid seller’s permit and could not sell any retail goods. See attached Exhibit 1.
10. That on September 5, 2013, Wisconsin Department of Revenue Agent Georgeann King (hereinafter “King”) performed an inspection of West Allis Liquor & Tobacco and discovered that the business was operational and selling alcoholic beverages despite having a revoked seller’s permit.
11. That King also discovered that the “Class A” Beer and “Class A” Liquor license for Dilneet Corporation had been altered to show that it was issued on June 30, 2013 and expired on June 30, 2014, when in fact, no such license had ever been issued. See attached Exhibit 2.
12. That due to the business not having a valid seller’s permit, King required Dilneet Corporation to shut down its operations at that location until its permit was reinstated.

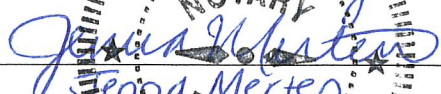
13. That the Wisconsin Department of Revenue reported to the West Allis City Clerk's office on September 9, 2013 that Dilneet Corporation could re-open West Allis Liquor & Tobacco due to its reinstating its seller's permit.
14. That on October 15, 2013, due to a prior summons and complaint issued against Dilneet Corporation for failure to pay its real estate taxes, the West Allis Common Council approved a Findings and Recommendations in regard to that summons and complaint that revoked Dilneet Corporation's licenses. See attached Exhibit 3.
15. That on October 16, 2013, Assistant City Clerk Monica Schultz mailed Dilneet Corporation a letter informing it that the Common Council had revoked its licenses and it could no longer engage in licensed activity. See attached Exhibit 4.
16. That on October 18, 2013, at approximately 4:00 p.m., West Allis Police Sergeant Trever Pasdera entered West Allis Liquor & Tobacco and discovered that the business was open and engaged in licensed activity.
17. That Sergeant Pasdera spoke with Randhawa, who stated that she had received the letter from Monica Schultz at 11:00 a.m. that same morning and had continued engaging in licensed activity despite the revocation of the licenses.
18. That Sergeant Pasdera required Randhawa to shut down the business, and West Allis Police Officer Megan Primising issued her a citation for selling alcoholic beverages without a license.
19. That the conduct of Dilneet Corporation, doing business as West Allis Liquor & Tobacco, by agent Rupinder Randhawa, substantially relates to the licensed activity and is contrary to Wisconsin Statutes Sections 77.52(12), 125.04(1) and 943.38(1), West Allis Revised Municipal Code Section 9.02(12)(d), and is grounds for non-renewal, suspension, or revocation of its "Class A" beer license, "Class A" liquor license, tobacco license, and food-related permit/license.

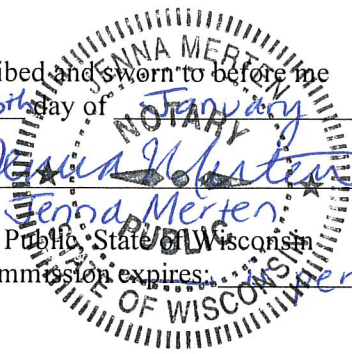
WHEREFORE, Michael J. Czaplewski, requests that Dilneet Corporation, doing business as West Allis Liquor & Tobacco, by registered agent Rupinder Randhawa, be summoned to appear before the License and Health Committee of the West Allis Common Council to answer this complaint and, if the material allegations of the complaint are denied, that a hearing be held to determine whether the "Class A" beer license, "Class A" liquor license, tobacco license, and food-related permit/license of Dilneet Corporation should be revoked, suspended, or not renewed.

Dated at this 13 day of JAN, 2014.

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

Subscribed and sworn to before me
this 13th day of January, 2014.


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





WISCONSIN DEPARTMENT OF REVENUE
819 N 6TH ST RM 408
MILWAUKEE, WI 53203-1606

State of Wisconsin • DEPARTMENT OF REVENUE

COMPLIANCE BUREAU
819 N 6TH ST RM 408 MILWAUKEE, WI 53203-1606
PHONE: 414-227-4955 FAX: 414-227-4406
EMAIL: Meryellen.Franson@revenue.wi.gov WEBSITE: www.revenue.wi.gov

MONICA SCHULTZ
CLERK OF WEST ALLIS
7525 W GREENFIELD AVE
WEST ALLIS WI 53214

August 6, 2013
Tax Account Number: 456-1020031647-04
Letter ID: L0088227618

RE: DILNEET CORPORATION
7218 W GREENFIELD AVE
MILWAUKEE WI 53214-4710

FAX# 414-302-8207

We are requesting that you deny the issuance of any license or permits to the above named applicant or to anyone for this location without first contacting this office.

This request is made under the provisions of Section 77.61(11), Wis. Stats. (2005-2006), which requires any city, village or town clerk, or other official to require proof that such applicant has a Wisconsin seller's permit or has been informed by an employee of the Department of Revenue that such permit will be issued.

The above named applicant does not hold a valid seller's permit at this time.

The Department does not intend to issue a permit to this applicant until all tax matters, including business registration, filing requirements, security requirements and/or delinquent liabilities have been resolved.

If the Department issues a seller's permit to this applicant we will inform you immediately.

Please call me if you have any questions or concerns regarding this matter.

Sincerely,

Mary Ellen Franson
Revenue Field Agent
414-227-4955

RECEIVED

AUG 06 2013

CITY OF WEST ALLIS
CLERK/TREASURER

Exhibit I

CITY OF WEST ALLIS

CLASS "A" BEER AND "CLASS A" LIQUOR LICENSE

License Number 11-00001080

For the sale of Fermented Malt Beverages and Intoxicating Liquor



ISSUED TO:

**DILNEET CORPORATION
RUPINDER K. RANDHAWA, AGENT
D/B/A WEST ALLIS LIQUOR & TOBACCO
7218 W GREENFIELD AVE
WEST ALLIS WI 53214**

Fee: \$150.00 for Class "A" Beer License and \$500.00 for "Class A" Liquor License

License Period: July 1, 2013 to June 30, 2014

Issued Date: June 30, 2013

Expiration Date: June 30, 2014

*This license is subject to the laws of the State of Wisconsin, in particular Chapter 125 of the Wisconsin State Statutes, the Ordinance of the City of West Allis, and the enactment of a new law or ordinance.
This license is subject to suspension or revocation for non-observance of the provisions of the Ordinances of the City of West Allis or of the Statutes of the State of Wisconsin.*



Paul A. Zeller

City Administrative Officer, Clerk/Treasurer

This license must be framed and posted in a conspicuous place in the room where fermented malt beverages and intoxicating liquors are sold

Exhibit 2

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

In the Matter of the
Complaint Against

FINDINGS OF FACT, CONCLUSION OF
LAW, AND RECOMMENDATION

Dilneet Corporation,
d/b/a West Allis Liquor & Tobacco
Rupinder Randhawa, agent,

STATE OF WISCONSIN)
) ss.
COUNTY OF MILWAUKEE)

Upon deliberation and consideration of the complaint presented at the License and Health meeting held on September 24, 2013, the Committee finds:

FINDINGS OF FACT:

1. That Dilneet Corporation, by registered agent, Rupinder Randhawa, was properly served a copy of the summons and complaint, pursuant to Wis. Stat. § 125.12(2)(ar);
2. That Dilneet Corporation failed to pay its 2012 real estate taxes in full;
3. That the License and Health Committee ordered Dilneet Corporation to appear at the September 24, 2013 License and Health meeting and the City Clerk sent a notice to appear at said meeting, but Dilneet Corporation did not appear.
4. That the conduct of Dilneet Corporation described in the complaint substantially relates to the alcohol beverage licensed activity contrary to Wis. Stat. § 125.10(1) and West Allis Revised Municipal Ordinance Sections 1.08(9)(a), 9.02(12)(b), and 9.02(12)(d).
5. That in particular, Dilneet Corporation's failure to pay its 2012 real estate taxes and failing to appear at the License and Health meeting as ordered is contrary to Wis. Stat. § 125.10(1) and West Allis Revised Municipal Ordinance Sections 1.08(9)(a), 9.02(12)(b), and 9.02(12)(d).

Exhibit 3
p. 1 of 2

CONCLUSION OF LAW:

1. That the foregoing constitutes a sufficient basis to revoke and not renew the Class A Beer, Class A Liquor, Cigarette and Tobacco Products licenses and Food-Related Permit of Dilneet Corporation.

RECOMMENDATION:

1. Therefore, the License and Health Committee recommends to the Common Council of the City of West Allis that the Class A Beer, Class A Liquor, Cigarette and Tobacco Products licenses and Food-Related Permit of Dilneet Corporation be revoked and not renewed.

Dated at this 27 day of September, 2013.

By: 

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

Exhibit 3
p. 2 of 2



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

October 16, 2013

Rupinder K. Randhawa, Agent
Dilneet Corporation
d/b/a West Allis Liquor & Tobacco
7218 W. Greenfield Avenue
West Allis, WI 53214

Re: Findings of Fact, Conclusions of Law, and Recommendations for Dilneet Corporation.

Dear Ms. Randhawa:

Enclosed please find the Findings of Fact, Conclusions of Law, and Recommendations approved by the City of West Allis Common Council on October 15, 2013 regarding the revocation and non-renewal of your Class A Beer, Class A Liquor, Cigarette and Tobacco Products Licenses and Food-Related Permits.

The Council's approval means that effective immediately, you may no longer engage in licensed activity.

Please feel free to contact me should you have any questions in this regard.

Sincerely,

Monica Schultz
Assistant City Clerk

/jl

Enclosure

c: Chairman, License & Health Committee
Scott Post, City Attorney
Charles Padgett, Police Chief
Sally Nusslock, Health Commissioner
Attorney Vincent J. Bobot
Rupinder K. Randhawa, home address

Exhibit 4

IN THE MATTER OF THE COMPLAINT AGAINST DILNEET CORPORATION: CITY OF WEST
ALLIS v. DILNEET CORPORATION

State of Wisconsin)
 : ss
Milwaukee County)

AFFIDAVIT OF SERVICE

CPL. RANDAL R. HOLMES, under oath, says:

1. That affiant is a citizen and resident of the State of Wisconsin, over 18 years old, and is not a party nor in any manner interested in this proceeding.
2. That on 1-17, 2014, at 11:03 o'clock A.m., at 7218 W. GREENFIELD, affiant served a copy of this **Summons and Complaint** on the Defendant, Dilneet Corp., by personally delivering to and leaving a copy of same with:

a) The Agent, Rupinder Randhawa.

b) _____, a person in charge of the office at 7218 West Greenfield Avenue. The person was informed of the contents of the summons.



(Signature of person serving papers)

Subscribed and sworn to before me
this 17th day of January, 2014.

Carell Hesperia

(
Notary Public, State of Wisconsin
My Commission: expires 4-24-16)

2014
JAN 24 11:03 AM
MILWAUKEE COUNTY

RECEIVED
JAN 20 2014
WEST ALLIS
CITY ATTORNEY