

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

**In the Matter of the
Complaint Against**

**FINDINGS OF FACT, CONCLUSIONS OF
LAW, AND RECOMMENDATION**

**Bunty's Liquor, LLC
d/b/a Cleveland Ave. Bunty's Liquor,
Beant Singh, agent**

STATE OF WISCONSIN)
) ss.
COUNTY OF MILWAUKEE)

Upon deliberation and consideration of the complaint presented at the License and Health Committee meeting held on March 15, 2017, the Committee finds:

FINDINGS OF FACT:

1. That Bunty's Liquor, LLC, by agent Beant Singh, was properly served a copy of the summons and complaint, pursuant to Wis. Stat. § 125.12(2)(ar) and West Allis Revised Municipal Code Section 9.02(20)(d)1.
2. That Bunty's Liquor, LLC, is the holder of "Class A" Intoxicating Liquor and Class "A" Fermented Malt Beverage License Number 16-1351 and Cigarette and Tobacco Products License Number 16-1354, both issued by the West Allis Common Council for the license period beginning July 1, 2016, and ending June 30, 2017 for the premises located at 8423 West Cleveland Avenue, West Allis, Wisconsin, and does business under the trade name "Cleveland Ave. Bunty's Liquor."
3. That Beant Singh is the agent of Bunty's Liquor, LLC's above-referenced licenses.
4. That Bunty's Liquor, LLC, by agent Beant Singh, admitted to paragraphs 3, 4, and 5 of the complaint and violating Wis. Stat. Sec. 125.69(6)(a); and, thus, those allegations are considered to be true.

5. That Beant Singh purchased intoxicating liquor from approximately three General Beverage employees on three to four occasions in 2016.
6. That the New Berlin Police Department's investigation revealed that this intoxicating liquor had been stolen from General Beverage Company.
7. That when Beant Singh purchased the intoxicating liquor from the General Beverage employees, they were not wearing their General Beverage uniforms and were not driving a General Beverage truck.
8. That the purchase of this alcohol was not from a wholesaler, was in cash and significantly cheaper than the wholesale price, and that Beant Singh never received any invoices from the purchase of this intoxicating liquor.
9. That the aforementioned liquor was stored by the General Beverage employees, with the knowledge of Beant Singh, in the boiler room of the basement of Bunty's Liquor, LLC's premises, separate from intoxicating liquor that Bunty's Liquor, LLC had legally purchased.
10. That Beant Singh knew that the purchase of the liquor was illegal and concealed the liquor on the licensed premises of Bunty's Liquor, LLC behind a cardboard partition.
11. That on August 23, 2016, New Berlin Police Department officers and Department of Revenue agents confiscated the illegal liquor, which consisted of 69 cases of Skyy vodka, 18.5 cases of Mr. Boston vodka, and 70 cases of Skol vodka.
12. That the conduct of Bunty's Liquor, LLC, by agent Beant Singh, described in the complaint and through testimony at the hearing substantially relates to the licensed activity contrary to Wisconsin Statute Sections 125.69(6)(a), 134.65(7)(a), and 943.34; Wisconsin Administrative Code, Department of Revenue Tax Section 8.21(1); and Sections 9.02(12)(d) and 9.04(7)(a)3 of the West Allis Revised Municipal Code.
13. That in particular, Bunty's Liquor, LLC's purchasing intoxicating liquor from a non-wholesaler, purchasing intoxicating liquor without an invoice, and receiving stolen

property is contrary to Wisconsin Statute Sections 125.69(6)(a), 134.65(7)(a), and 943.34; Wisconsin Administrative Code, Department of Revenue Tax Section 8.21(1); and Sections 9.02(12)(d) and 9.04(7)(a)3 of the West Allis Revised Municipal Code.

CONCLUSIONS OF LAW:

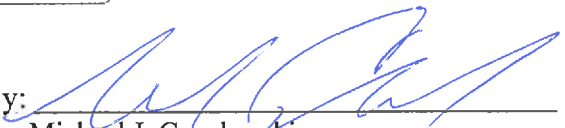
1. That on at least three occasions, Bunty's Liquor, LLC violated the laws of the State of Wisconsin with regard to purchasing intoxicating liquor by purchasing intoxicating liquor from a person other than a wholesaler.
2. That on at least three occasions, Bunty's Liquor, LLC violated the laws of the State of Wisconsin with regard to purchasing intoxicating liquor by failing to have invoices for the purchases of intoxicating liquor from the non-wholesaler.
3. That on at least three occasions, Bunty's Liquor, LLC violated the laws of the State of Wisconsin by receiving stolen property.
4. That due to Bunty's Liquor, LLC's actions above in paragraphs 1-3 of the Conclusions of Law, Bunty's Liquor, LLC knowingly permitted criminal activity to occur on the licensed premises.
5. That Bunty's Liquor, LLC's actions above in paragraphs 1-3 of the Conclusions of Law violated the ordinances of the City of West Allis.
6. That the foregoing Conclusions of Law substantially relate to the licensed activity and constitute a sufficient basis to suspend the "Class A" Intoxicating Liquor and Class "A" Fermented Malt Beverage License and Cigarette and Tobacco Products License of Bunty's Liquor, LLC.

RECOMMENDATION:

1. Therefore, the License and Health Committee recommends to the Common Council of the City of West Allis that the "Class A" Intoxicating Liquor and Class "A" Fermented Malt

Beverage License and Cigarette and Tobacco Products License of Bunty's Liquor, LLC be suspended for 45 days.

Dated at this 20 day of MARCH, 2017.

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