

### City of West Allis

7525 W. Greenfield Ave. West Allis, WI 53214

#### **Matter Summary**

File Number	Title	Current Status
2015-0243	Report	Introduced
		k-Her-Inn, 900 S. 74 St. (2014-2015 Class B Tavern e no. 1540 of Diane D. Plumeri) Incident Date:
	Introduced: 4/21/2015	Controlling Body: License & Health Committee

COMMITTEE REC							
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DATE:			Czaplewski				
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### STANDING COMMITTEES OF THE CITY OF WEST ALLIS COMMON COUNCIL

#### **ADMINISTRATION & FINANCE**

#### PUBLIC WORKS

#### SAFETY & DEVELOPMENT

Chair: Vincent Vitale Vice-Chair: Kevin Haass Thomas G. Lajsic Michael P. May Cathleen M. Probst Chair: Gary T. Barczak Vice-Chair: Martin J. Weigel Michael J. Czaplewski Rosalie L. Reinke Daniel J. Roadt Chair: Thomas G. Lajsic Vice-Chair: Cathleen M. Probst Michael P. May Rosalie L. Reinke Vincent Vitale

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#### ADVISORY

Chair: Rosalie L. Reinke Vice-Chair: Michael P. May Thomas G. Lajsic Cathleen M. Probst Vincent Vitale

#### Liquor Establishment Violation 3/21/2015 Date: Lieutenant Jessica Johnson To: PO Luedke From: **Violation Type** Liquor Store ☐ Bartender Violation Restaurant Violation Tavern Violation No Violation but the Incident is Liquor License Related $\square$ N/A Incident #: 15-011917 □ N/A Location: 900 S 74 St □ N/A Establishment Name: Walk Her Inn □ N/A Establishment License #: 1538 ן N/A ר Establishment Owner: Kristian C. Plumeri N/A Owner Address: 1657 S 79 St, West Allis WI 53214 ⊠ N/A Violation(s): □ N/A Offender: Antonio K. Johnson ¬ n/a Offender Address: 1630 S 56 St N/A Offender: N/A Offender Address: N/A Offender: N/A Offender Address: 🛛 N/A Offender: N/A Offender Address: Additional Offenders listed in Incident Report narrative: X Yes X No Reviewed by Commanding Officer: Sgt. Cato Copy of Incident Report Attached to Liquor Laws Violation Report: X Yes □ N/A Commanding Officer Signature: Reviewed by Deputy Chief Robert Fletcher: Copy forwarded to License and Health Committee: Date:

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Reporting Officer(s):					I	Payroll Number:	Payroll Number:	Report Date:	
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Time Received: 22:00:09		Cleared: 22:36:45	Unit(s) Assigned: 207, 210, 2	11, 215, 217, 222	1	rayts.		1 Of 5	
22.00.00				Payroll Number		Сору То			

1870

Reviewed by:

Evenson, Chad

West Allis Police Department

Incident Report Number | Incident Location: 900 S 74 St, West Allis, WI, 53214

Continuation | Incident Date: 03/21/2015

#### NAMES

#### Offender

Johnson, Antonio Kim W/M-30 of 1630 S 56 St, West Milwaukee, WI, 53214

DOB: 11/27/1984

HT: 510 WT: 130 Hair: Brown

Eyes: Blue

Cell Phone: (414) 484-6436

#### NARRATIVE

#### INITIAL CALL FOR SERVICE

On 3/21/15 at 2200hrs, officers responded to 900 S 74 St for a weapons call involving a male with a knife and numerous males fighting. The offender was described as a white male wearing a gray hoodie and last scene walking westbound on W Walker St with a white female wearing all black.

On scene, officers located the female, later identified as Lynnette S. Oelke (F/W 2/2/73). While officers spoke with Oelke, I searched the immediate area for the male, later identified as Antonio K. Johnson (M/W 11/27/84), who had fled the scene on foot.

CONTACT WITH LYNNETTE S. OELKE (CO-OFFENDER)

Please refer to PO Wagner's supplemental report for details.

CONTACT WITH ANTONIO K. JOHNSON (OFFENDER)

When I arrived on scene, I parked my squad in the alleyway in the 900blk of S 75/S 74 St. I began to walk northbound through the alley looking for the offender. While walking, I observed a white male wearing as gray hoodie and jeans (Antonio Johnson) jumping a fence in the back yard of 908 S 75 St. I immediately told Johnson to stop and show me his hands. Johnson stopped and slowly turned away from me. I thought he may jump back over the fence so I instructed Johnson to face me and show me his hands. Johnson then turned towards me and showed me his hands. I told Johnson to place his hands on the top of his head at which point he put his hands in the front pockets of his hoodie and again turned away from me.

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I moved towards Johnson and using heavy control talk, ordered Johnson to get on the ground. Johnson just stood there looking at me. I grabbed Johnson by the left arm and directed him to the ground while controlling his decent. While on the ground, Johnson was handcuffed and searched. A folding knife with a black handle and steel blade was found in Johnson's front right jeans pocket. Johnson was then detained for further investigation. Johnson was placed in a squad and transported to the station for the booking process.

On Johnson's person was his WI/ID Card. A search of Johnson through NCIC revealed he has two final commitments through our department.

I remained on scene to take the statement of the caller.

Please refer to PO J. Cerqua's supplemental report for further details on the apprehension of Johnson.

#### STATEMENT OF MICHAEL S. DIECKELMAN (CALLER/WITNESS)

I spoke with Michael in the 7400 block of W Walker St, where I received the following statement. Michael stated he and some of his friends were drinking at the bar, Walk Her Inn (900 S 74 St) earlier in the evening. Michael said he observed Johnson, whom he knew as a regular at the bar, having a verbal altercation with unknown parties at the bar. Michael stated he verbal altercation arose from a previous altercation Johnson had with the same parties about a week ago. Michael said Johnson was highly intoxicated and could barely stand. Johnson became more and more agitated as the night progressed and eventually physically confronted the other parties stating they were talking shit about his girl.

Michael observed several males standing around Johnson, "talking shit." Johnson told the parties he just got out of jail and he could take all of them. Johnson then pulled out a folding knife with a black handle (unfolded the knife) and began to wave it around. Michael said Johnson pointed at the parties but never moved towards them. While holding the knife, Johnson again stated he just got out of jail and he did not give a shit. Michael yelled he was going to call the cops at which point Johnson exited the bar with another known female, Lynnette S. Oelke. The two walked westbound on W Walker St and Michael followed, giving updated information to WAPD dispatch who he was now on the phone with.

Michael said when officers arrived on scene, he could see Johnson and Oelke standing on the corner of W Walker St and S 75 St. Michael observed Johnson look towards the oncoming squad cars which had their emergency lights on and quickly ran into the front door of the residence at 902 S 75 St. Michael said several seconds later, he saw Johnson run out of the back door of the residence and through the yards, heading southbound on foot. Michael believed the female, Oelke, resided in the UPPER of 902 S 75 St. It was later determined Johnson's mother resides in the UPPER unit of 902 S 75 St.

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Michael described Johnson as a white male about 509 and thin build wearing a gray hoodie and jeans. Michael said Johnson has a tattoo of "writing" on the left side of his neck. Johnson does in fact have a tattoo on the left side of his neck.

#### STATEMENT OF TOMMY A VELASQUEZ (WITNESS)

Please refer to PO Wagner's supplemental report for details.

#### STATEMENT OF REBECCA A. JENSEN (BARTENDER/WITNESS)

Please refer to PO J. Cerqua's supplemental report for details.

#### STATEMENT OF JOSEPH V. VALLONE (WITNESS)

Please refer to PO Schneider's supplemental report for details.

#### STATEMENT OF ERIC G. MILLARD (WITNESS)

Please refer to PO Eckland's supplemental report for details.

#### ARREST DECISION

Based on the statement of the caller and witnesses stating Johnson pulled out a knife inside the bar and threatened to use it, Johnson matching the description of the suspect, Johnson being in possession of a knife matching the description of the knife used in the above incident and Johnson running from police, Johnson was placed under arrest for Disorderly Conduct While Armed, Obstructing and local warrants.

#### BOOKING INFORMATION - JOHNSON

At the station, Johnson was mugged, fingerprinted and booked for the above offenses. Johnson was issued municipal citation (MM150013551) for Disorderly Conduct While Armed and municipal citation (M/150013552) for Obstructing an Officer. Johnson was given a court date of 4/27/15 at 0830 hrs. Johnson was able to post his own bail and was later released from the station.

On 3/21/15 at approx. 2358hrs, in the booking room at the station, I read Johnson his Miranda rights. Johnson stated he understood his rights and declined to give a statement without a lawyer present.

The above interview was recorded using an Olympus Digital Recorder and media card P7-6.

#### BOOKING INFORMATION - OELKE

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Please refer to PO Wagner's supplemental report for details on booking, in custody statement and citation issuance of Lynnette Oelke

#### PROPERTY

The following item was placed on property under property #15-001795-1.

1 - (1) folding knife with black handle and sleet blade (blade approx. 3.5" in length)

#### CASE DISPOSITION

On 3/21/15 at 2200hrs, officers responded to 900 S 74 St for a weapons call involving a male with a knife and several males fighting. After a brief search of the area, Antonio K. Johnson (M/W 11/27/84) was taken into custody for Disorderly Conduct - While Armed and Obstructing an Officer. Lynnette S Oelke (F/W 2/2/73) was also taken into custody for Disorderly Conduct. Antonio has a final commitment through our department which he paid. Antonio was issued municipal citations for the above offenses and released from the station. Lynnette was issued a municipal citation for Disorderly Conduct and released from the station. Both Antonio and Lynnette were given a municipal court date of 4/27/15 at 0830hrs.

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West Allis Police Department			Supplen	nentary Report
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New Incident:		Original CFS Code - 1:	New CFS Code -1 :	New CFS Code - 2:

#### NAMES

#### Witness-1

Millard, Eric G W/M-30 of 4466 N Mayfair Rd, Wauwatosa, WI, 53225

DOB: 03/24/1984

Cell Phone: (414) 704-5769

Cell Phone: (414) 750-3950

#### Witness-2

Vallance, Joseph V W/M-32 of 833 S 74 St, West Allis, WI, 53214

DOB: 04/28/1982

Cell Phone: (262) 527-3123

#### NARRATIVE

#### ON SCENE STATEMENT - ERIC G. MILLARD - WITNESS

Eric G. Millard, M/W, 03/24/84, stated Oelke and Johnson entered Guzzlers, 7408 W. Walker St., as well as another party which Millard would only refer to as 'Tommy'. Millard stated Oelke and Tommy had a previous history of getting upset with each other. On this particular night, Oelke and Tommy were getting along for a short amount of time and eventually a verbal argument began between Oelke and Tommy.

Millard stated Oelke began the verbal argument with Tommy and things began to escalate, but remained verbal. Millard stated he was able to get the parties separated and brought Oelke and Johnson outside to have a cigarette. While outside, Johnson appeared visibly upset by the verbal argument between Oelke and Tommy. Johnson stated, "I just got out of jail. I have a knife and I'm going to do what I'm going to do".

Oelke, Johnson and Millard returned inside and another verbal argument began between Oelke and Tommy. Tommy left Guzzlers and walked across the street to the Walk Her Inn, 900 S. 74 St. in an attempt to avoid further confrontation. Millard called the main bartender at Walk Her Inn and advised her that Tommy was on his way over and was involved in an argument with Oelke.

Shortly after, Johnson and Oelke exited Guzzlers and began to walk towards the Walk Her Inn. Millard, Joseph V. Vallance, M/W, 04/28/82, and another Guzzlers employee followed Johnson and Oelke to the other bar. Millard

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observed Johnson with his right hand in his right front pants pocket while walking to the other bar.

Oelke and Johnson entered the bar with Millard, Vallance, and the other Guzzlers employee following. A verbal argument ensued between Oelke and Tommy at the Walk Her Inn and Millard went to the back room of the bar to speak with the owner and inform them of the situation. While Millard was in the back room he heard several people yelling. Millard returned to the front of the bar and observed Johnson with a knife in his hand and was waving it around. Millard stated Johnson did not make any stabbing motions towards any of the people standing in front of him, and was just waving the knife in front of him. Millard stated a couple people formed a barrier with their bodies and were able to coax Johnson out of the bar. At this time, Millard dialed 911.

Millard observed Johnson enter a residence on the south east corner of S. 75 St. and W. Walker St. Shortly after, Millard heard sirens from responding police squad cars and observed a person exit the residence and run south, possibly through the alley. Millard was unable to determine if the party was Johnson or not, and was not able to determine if the party ran south through the alley or cut through the yards. Millard stated he was updating the dispatcher of his observations until officers arrived on scene.

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#### NAMES

#### Witness

Vallone, Joseph V W/M-32 of 833 S 74 St; WA, West Allis, WI, 53214

DOB: 04/28/1982

HT: 602 WT: 165 Hair: Brown

Eves: Green

Cell Phone: (262) 527-3123

#### NARRATIVE

Officer Schneider Reports:

#### INITIAL CALL FOR SERVICE

On 03/21/2015 at 2200hrs, Officers responded to 900 S 74 St, Walker her Inn, for a report of a weapons call, in regards to a male with a knife involved in a fight. I arrived on scene and spoke with Joseph V. Vallone M/W 04/28/1982.

#### CONTACT WITH JOSEPH V VALLONE - WITNESS

Vallone stated he was at Guzzler's bar, having some drinks with friends. Vallone stated a male, later identified as Antonio L. Johnson, M/W, 11/27/1984, and Lynnette S. Oelke, F/W, 02/02/1973, entered the bar at approximately 1900hrs and where being loud. He stated Oelke walked up to a male named "Tommy" and began arguing with him. Vallone stated the argument had to do with something that had occurred on St. Patrick's day. Vallone stated Tommy, tried to diffuse the situation but Oelke would not back down.

Vallone stated Tommy tried to walk away from Oelke but she began to follow him. He also stated Johnson began to get in Tommy's face as well. Vallone stated Tommy tried to leave the bar and Johnson and Oelke followed him onto the porch. While on the porch, Vallone heard Johnson say, "Im going to knife you." Johnson also stated, "I just got out of jail."

Based on Johnson's statements and the escelation of the argument, Vallone and his freinds, including Tommy ran across the street to Walk Her Inn. Vallone stated once they entered the bar and walked to the end of it, Johnson entered the bar. Vallone stated Johnson began to walk toward Tommy, with his hands in his pockets. As he approached Tommy, Johnson pulled a knife from his right

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pocket. Vallone stated it was a black handled folding knife, with the blade being approximately 3 inches in length. Vallone stated he pushed Tommy away from Johnson. Vallone stated the bartender tried to diffuse the situation.

I asked Vallone if he has ever seen Johnson before or if he knew his name and he stated no. Vallone was able to identify Johnson as a white male, approximately 5'09" with a tattoo on his neck saying "Antonino."

West Allis	s Police Department	Sup	plementary Report
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New Incident:		Original CFS Code - 1: New CFS Code -1:	New CFS Code - 2:

#### NAMES

#### Witness

Jensen, Rebecca A W/F-35 of 2206 N 57 St, Milwaukee, WI, 53208

DOB: 03/08/1980

Cell Phone: (608) 206-3536

#### NARRATIVE

Cpl. J. Cerqua reports:

#### APPREHENSION OF ANTONIO K. JOHNSON

On 03/21/15, at approximately 2200 hrs, I responded with several other officers to the Walk Her Inn tavern, 900 S 74 St, for a complaint of subjects fighting. Dispatch advised one of the subjects was armed with a knife. Upon arrival, officers discovered the male subject with the knife had fled the area and a witness told Officer Primising he was last seen running S/B in the alley from W Walker St, between S 74 St and S 75 St. The information dispatch received was that the subject was an intoxicated white male subject wearing a gray hoody.

While officers were checking the area, Officer Luedke advised she had a male subject in the alley between S 74 St and S 75 St. I responded to her location and observed her standing over a male subject, later identified as Antonio K. Johnson, M/W 11/27/84. Johnson was lying on his stomach next to the garage at 908 S 75 St, and along a chain-link fence. Johnson matched the description of the subject in question and I immediately detained him in handcuffs.

I asked Johnson if he had any weapons on him, including a knife, and he stated he did not. I searched Johnson's person and located a folding knife in his front left pants pocket, which I turned over to Officer Kwasinski. Johnson did not have any additional weapons on his person and he was secured in the back of a squad car.

#### STATEMENT OF REBECCA A. JENSEN

I responded to the Walk Her Inn and made contact with the bartender, Rebecca A. Jensen, F/W 03/08/80. I asked Jensen what happened at the tavern and she stated she had received a phone call from Eric G. Millard, M/W 03/24/84, who

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owns Guzzler's tavern at 7408 W Walker St. Millard told her there had been an altercation at his tavern involving Tommy A. Velasquez, M/W 01/31/67, and a male and female subject. Millard advised Velasquez was not the problem but that the male and female were. He advised both of the subjects were outside of her tavern (Walker Inn), and he would come over there if they entered to ensure the altercation would not continue.

Jensen stated Velasquez entered her tavern and the male and female subjects followed shortly thereafter. The subjects, later identified as Antonio Johnson and Lynnette S. Oelke, F/W 02/02/73, immediately began arguing with Velasquez and she heard Johnson state, "I'm gonna beat your ass!" Millard entered the tavern and tried to diffuse the situation. Johnson and Oelke began arguing with Millard, and Johnson walked away and entered the men's bathroom.

According to Jensen, Johnson emerged from the bathroom a short time later and she observed him "flick" the blade of a pocket knife open. He was holding the knife in his hands and other bar patrons lunged towards Johnson to control him and prevent a possible attack or stabbing from occurring. She does not remember if Johnson said anything while holding the knife open, but he had opened it and held it in a threatening manner. Millard immediately called to report the incident to the police. As soon as Johnson realized the police had been contacted, he ran out of the tavern and Oelke followed behind him approximately 30 seconds later.

During my contact with Jensen, it was obvious she was distraught and scared as a result of the incident. She advised that Johnson and Oelke were the only problems at the tavern and everyone else tried to walk away or diffuse the situation. She did not see anyone physically assaulting or hitting anyone during the incident, and she did not know the actual identities of the Johnson or Oelke.

Jensen could not provide me with any additional information.

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#### NAMES

#### Witness

Velasquez, Tommy A W/M-48 of 858 S 74 St; WA, West Allis, WI,53214

DOB: 01/31/1967

HT: 508 WT: 185 Hair: Brown Eyes: Brown Complexion: Fair

Cell Phone: (414) 699-4145

#### Offender

Oelke, Lynnette Shea W/F-42 of 4303 W Oklahoma Ave, Milwaukee, WI, 53219

DOB: 02/02/1973

HT: 508 WT: 175 Hair: Blonde or Strawberry

Eyes: Blue Complexion: Fair

Cell Phone: (414) 343-6872

Booking#: 15-001356

Case#	Charge	Description	Ct
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15-011917	WA-947.01	Disorderly Conduct	1

#### NARRATIVE

Officer Wagner reports

#### INITIAL CONTACT WITH LYNNETTE S OBLKE - OFFENDER

On 03/21/15 at approx 2200hrs, officers were dispatched to the area of W Walker St and S 74 St for a report of a fight involving a male with a knife. While on the way to the call, dispatch advised the male with the knife was walking westbound on W Walker St and was with a female wearing all black. Upon arrival, parties in the street informed me the female involved was standing on the south east corner of S 75 St and W Walker St. I observed a white female with short heair wearing a black sweatshirt standing on the corner. I exited my squad and instructed her to keep her hands up above her head. Based upon the report of a possible weapon involved, she was detained in handcuffs for officer safety purposes. A frisk search was conducted and no

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weapons were found.

I informed Oelke she was not under arrest, but simply being detained. I asked her to tell me what happened. While speaking with Oelke, her eyes were glassy and her speech was thick and slurred. I could detect the odor of ingested intoxicants emanating from her breath. She appeared to be intoxicated by alcohol.

Oelke stated she had been drinking at Guzzlers bar with a large group of friends to watch the NCAA tournement games. At an unknown time, she and a friend, later identified as Antonio K Johnson, M/W 11/27/84, went to the Walk Her Inn at 900 S 74 St. While there she stated they ordered a beer and a shot when a male she called "Tony" punched her in the face before she and Johnson exited the bar. She stated she knew "Tony" previously from seeing him at the bar. She stated she did not know anything about a knife and stated she did not fight anyone at the bar.

She was not able to provide me any additional information regarding the identity of "Tony."

#### ON-SCENE STATEMENT OF TOMMY A VELASQUEZ - WITNESS

I also responded to the Walk Her Inn to speak with witnesses in the bar. While at the bar, I spoke with Tommy A Velasquez, M/W 01/31/67. Velazquez stated he was drinking at the bar when a female he knew as "Shea", later identified as Oelke, entered the bar. He described her as a white female with all black and short hair. He stated he previously knew her from an argument thay had a week prior. He stated she entered the bar and ordered a drink. He advised he Oelke began to verbally argue while in the bar, but the incident did not get physical.

Valasquez stated he eventually walked away because he did not want to argue with Oelke further as she "was way to drunk." HE stated he later heard about a male with a knife, but stated he did not see the knife directly.

#### TRANSPORT

Oelke was secured in the rear of squad 1 and transported to the station for booking.

#### IN-CUSTODY STATEMENT OF LYNNETTE S OELKE - OFFENDER

On 03/21/15 at approx. 2327hrs, while in Interview Room B of the West Allis Police Department, I read Oelke her Miranda Warnings off Department Directive 42.016. Oelke declined to speak with me regarding this incident. This was audio recorded on an Olympus DS-2200 Digital Voice Recorder and saved on a

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departmental media card (P15-2) and stored in the DIMS digital storage program.

#### BOOKING AND CITATION ISSUANCE

Oelke was booked under booking # 15-001356 and issued municipal citation M150013561 for Disorderly Conduct. Her local court date is set for 04/27/15 at 0830hrs.

END OF SUPPLEMENT

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