

60.
79.
6.



City of West Allis Matter Summary

7525 W. Greenfield Ave.
West Allis, WI 53214

File Number **Title** **Status**

2010-0425 **Summons and Complaint** **In Committee**

Summons and Complaint in the matter of the complaint against LAM Enterprises, LLC, Loretta Matovich, Agent, for the premises located at 1101 S. 60 St., d/b/a Shawna's Pub & Grub (2009-2010 Class B Tavern License no. 1579).

Introduced: 7/6/2010 **Controlling Body:** License & Health Committee

COMMITTEE RECOMMENDATION

POF

ACTION
DATE:
SEP 28 2010

MOVER	SECONDER	
	✓	Barczak
		Czaplewski
		Kopplin
		Lajsic
		Narlock
		Reinke
✓		Roadt
		Sengstock
		Vitale
		Weigel

AYE	NO	PRESENT	EXCUSED
✓			
✓			
✓			
✓			
✓			

TOTAL 5 0 _____

SIGNATURE OF COMMITTEE MEMBER

[Handwritten Signature]
Chair

Vice-Chair

Member

COMMON COUNCIL ACTION

PLACE ON FILE

ACTION
DATE:
OCT 05 2010

MOVER	SECONDER	
✓		Barczak
✓		Czaplewski
✓		Kopplin
✓		Lajsic
✓		Narlock
✓		Reinke
✓		Roadt
✓	✓	Sengstock
✓		Vitale
✓		Weigel

AYE	NO	PRESENT	EXCUSED
✓			
✓			
✓			
✓			
✓			
✓			
✓			✓
✓			
✓			
✓			

TOTAL 9 - 1

Unanimous

**STANDING COMMITTEES OF THE
CITY OF WEST ALLIS COMMON COUNCIL**

ADMINISTRATION & FINANCE

Chair: Kurt E. Kopplin
Vice-Chair: Vincent Vitale
Thomas G. Lajsic
Richard F. Narlock
Rosalie L. Reinke

PUBLIC WORKS

Chair: Gary T. Barczak
Vice-Chair: Martin J. Weigel
Michael J. Czaplewski
Daniel J. Roadt
James W. Sengstock

SAFETY & DEVELOPMENT

Chair: Thomas G. Lajsic
Vice-Chair: Richard F. Narlock
Kurt E. Kopplin
Rosalie L. Reinke
Vincent Vitale

LICENSE & HEALTH

Chair: Michael J. Czaplewski
Vice-Chair: James W. Sengstock
Gary T. Barczak
Daniel J. Roadt
Martin J. Weigel

ADVISORY

Chair: Rosalie L. Reinke
Vice-Chair: Daniel J. Roadt
Kurt E. Kopplin
Richard F. Narlock
Vincent Vitale



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

August 16, 2010

Loretta A. Matovich
3043 S. 83 St., #6
West Allis, WI 53219

Dear Ms. Matovich:

The Chairman of the License & Health Committee orders that you appear at its meeting on Tuesday, August 24, 2010, at 6:00 P.M. in Room 128, West Allis City Hall, 7525 W. Greenfield Ave., regarding your 2010-2011 Class B Tavern License application.

Sincerely,

Monica Schultz
amn

Monica Schultz
Assistant City Clerk

/amn



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

September 20, 2010

Loretta A. Matovich
3043 S. 83 St., #6
West Allis, WI 53219

Dear Ms. Matovich:

The Chairman of the License & Health Committee orders that you appear at its meeting on Tuesday, September 28, 2010, at 6:00 P.M. in Room 128, West Allis City Hall, 7525 W. Greenfield Ave., regarding a hearing to revoke, suspend or not renew your Class B License for the premises located at 1101 S. 60 St., d/b/a Shawna's Pub & Grub (2009-2010 Class B Tavern License no. 1579).

Sincerely,

Monica Schultz
Assistant City Clerk

/amn



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

July 27, 2010

Loretta A. Matovich
3043 S. 83 St., #6
West Allis, WI 53219

Dear Ms. Matovich:

The Chairman of the License & Health Committee orders that you appear at its meeting on Tuesday, August 3, 2010, at 5:45 P.M. in Room 128, West Allis City Hall, 7525 W. Greenfield Ave., regarding your 2010-2011 Class B Tavern License renewal application.

Sincerely,

Monica Schultz
amn

Monica Schultz
Assistant City Clerk

/amn



CITY CLERK/TREASURER'S OFFICE

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

www.ci.west-allis.wi.us

Paul M. Ziehler

City Admin. Officer, Clerk/Treasurer

Monica Schultz

Assistant City Clerk

Rosemary West

Treasurer's Office Supervisor

June 30, 2010

Loretta A. Matovich
3043 S. 83 St., #6
West Allis, WI 53219

Dear Ms. Matovich:

The Chairman of the License & Health Committee orders that you appear at its meeting on Tuesday, July, 6, 2010, at 7:00 P.M. or shortly thereafter, when the Common Council breaks for recess meetings, in Room 128, West Allis City Hall, 7525 W. Greenfield Ave., regarding your 2009-2010 Class B Tavern License, 2010-2011 Class B Tavern License renewal application, and an incident on May 30, 2010.

Sincerely,

Monica Schultz
Assistant City Clerk

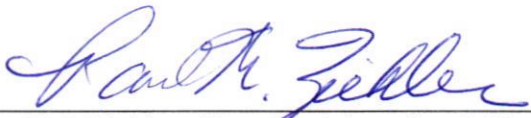
/amn

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 June, 2010.

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

**LAM Enterprises, LLC,
Loretta Matovich, agent,**

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

Michael J. Czaplowski, being duly sworn, on oath deposes and states as a complaint against LAM Enterprises, LLC 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 and the West Allis Police Department, which records complainant believes to be reliable and accurate.
3. That LAM Enterprises, LLC is the holder of "Class B" Intoxicating Liquor & Class "B" Fermented Malt Beverage License Number 1579, issued by the West Allis Common Council for the license period beginning July 1, 2009, and ending June 30, 2010, for the premises located at 1101 South 60th Street, West Allis, Wisconsin and does business under the trade name "Shawna's Pub & Grub."
4. That Loretta Matovich is the registered agent of LAM Enterprises, LLC.
5. That on August 11, 2009, Ted Atkinson, Director of Building Inspection, issued LAM Enterprises, LLC an occupancy permit that was conditioned upon compliance

with the West Allis Municipal Code in regard to building, electrical, and landscape/site plan requirements by November 1, 2009.

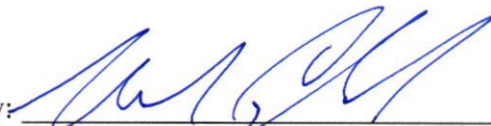
6. That the License and Health Committee and Common Council granted LAM Enterprises, LLC its 2009-2010 tavern licenses on the condition that it complied with the requirements for its occupancy permit.
7. That LAM Enterprises, LLC did not correct the building, electrical, and landscape/site plan violations, so Atkinson issued an order to LAM Enterprises, LLC regarding violation of its business occupancy permit on March 17, 2010. See Attached Exhibit 1.
8. That on May 20, 2010, an inspection of the property at 1101 South 60th Street revealed the following building code violations: the building exterior is missing siding and trim, has unprotected/exposed wood, missing and/or broken windows; the interior work to the upper floor has not been completed, with no electrical permit issued for work; the electrical service was not replaced; the landscaping/site plan is not complete as the architectural work is not done and the trash enclosure and fencing have not been installed. See Attached Exhibit 2.
9. That the City of West Allis duly assessed and levied a 2009 personal property tax pursuant to Chapter 74 of the Wisconsin Statutes against LAM Enterprises, LLC in the amount of \$467.30. See Attached Exhibit 3.
10. That the personal property tax was due in full by January 31, 2010, but has not yet been paid.
11. That on April 7th, 2010, a summons and complaint was issued to LAM Enterprises, LLC for violations of 14.26, 14.27, and 14.75 of the West Allis Revised Municipal Code. See Attached Exhibit 4.
12. That LAM Enterprises, LLC was served with the summons and complaint on May 4,

2010. See Attached Exhibit 5.
13. That no one appeared in municipal court on its behalf on May 12, 2010, so the municipal court entered a default judgment of \$3,000 against LAM Enterprises, LLC. See Attached Exhibit 6.
 14. That as of June 22, 2010, the amount remains outstanding and has not been paid to the municipal court, nor has LAM Enterprises, LLC filed a motion to reopen the case.
 15. That on May 30, 2010, at approximately 2:32 a.m., Officer Ryan McNally observed three people inside Shawna's; two of the people were sitting at the bar (Kristy Lemon and Tod Cwiklinski) and the other person (Christopher Wheat) was standing behind the bar.
 16. That Officer McNally observed that the three people did not appear to be cleaning the tavern or closing it down; rather, the people appeared to be having a conversation.
 17. That when Officer McNally, who was wearing the official uniform of the West Allis Police Department, walked toward Shawna's, he observed Cwiklinski arise from the stool, walk away from the bar and go downstairs.
 18. That Officer Caleb Porter found Cwiklinski hiding in the basement.
 19. That Officer McNally's investigation revealed that Cwiklinski was not an employee of the tavern.
 20. That Officer McNally had previously warned Shawna's employees on two previous occasions, on April 6, 2010 and May 9, 2010 about having patrons present in the tavern after hours; that specifically, on May 9, 2010, Officer McNally observed Wheat and Cwiklinski inside the tavern after hours and told them that Cwiklinski could not remain on the premises.

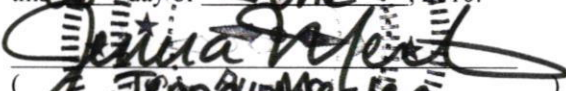
21. That Officer McNally issued citations to Cwiklinski for remaining on licensed premises after hours and to Wheat and Lemon for allowing Cwiklinski to remain on licensed premises after hours, in violation of West Allis Revised Municipal Ordinance 9.02(15)(c).
22. That LAM Enterprises, LLC has violated the provisions of Chapter 125, Wis. Stats.; and sections 1.08(9)(a), 1.08 (9)(b), 9.02 (12)(d), 9.02 (15)(c), 12.13(15), 13.05(1), 13.28(9)(a), 13.28(9)(b), 13.33(4), 14.26, 14.27, 14.75 of the West Allis Revised Municipal Code.

WHEREFORE, Michael J. Czaplewski requests that LAM Enterprises, LLC 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 Licenses of LAM Enterprises, LLC should be revoked, suspended, or not renewed.

Dated this 28 day of JUNE, 2010.

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

Subscribed and sworn to before me
this 28th day of June, 2010.


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



DEPARTMENT OF BUILDING INSPECTIONS &
NEIGHBORHOOD SERVICES

414/302-8400
414/302-8402 (Fax)

City Hall
7525 West Greenfield Avenue
West Allis, Wisconsin 53214

www.ci.west-allis.wi.us

March 17, 2010

ORDER
TA2987

Exhibit
7
(2 pages)

Shawna's Pub & Grub
Attn: Shawna Fisher/Loretta Matovich
1101 S. 60th St.
West Allis, WI 53214

RE: Conditional Business Occupancy Incomplete @ 1101 S. 60th St., West Allis, WI
d/b/a Shawna's Pub & Grub

Dear Ms. Fisher/Loretta Matovich:

On August 11, 2009, I issued the Business Occupancy Permit for the above referenced property, conditional upon certain listed work being completed by November 1, 2009. As of this communication, building, electrical, plumbing and Plan Commission requirements still require completion.

I offer the following for discussion:

1. Conditional Occupancy. The conditional occupancy, approved August 11, 2009, required the following:
 - Compliance with the Building Inspector Notice of July 9, 2009.
 - Compliance with the Electrical Inspector Notice of July 9, 2009.
 - Completion of architectural, site and landscaping plans approved by the Plan Commission on September 26, 2007.
 - Completion of all conditions in accordance with your written agreement dated August 3, 2009.
 - Completion of all items (Building, Electrical, Plan Commission) by November 1, 2009.
2. Incomplete building code violations include completing exterior alterations (missing siding, unprotected wood siding and trim work) and completing interior work under building permit and other work per July 9, 2009 communication from Rob Woodard, Building Inspector.
3. Incomplete electrical code violations include electrical service update and other related items.
4. Plumbing permit #54072 issued to Bloomquist requires inspection. Permit is for 2nd floor work. Further, inspectors require building, electrical and plumbing permits for 2nd floor apartment work.
5. Incomplete Plan Commission violations include installing landscaping, installing refuse enclosure and parking lot striping. I do note that the concrete parking lot and patio improvements were completed in late fall of 2009.

In closing, the occupancy of this property is in violation of conditional occupancy requirements. Further, the conditional approval allowed approval of a liquor license for this property. I have requested the License & Health Committee of the City of West Allis review the issued liquor license for possible revocation. I understand the Committee will require your attendance at it's regularly scheduled meeting on Tuesday, March 23, 2010 at 6:00 pm in Room 128, West Allis City Hall, 7525 W. Greenfield Ave., West Allis, WI 53214.

Sincerely,



Ted Atkinson, Director
Dept. of Bldg. Insp. & Neighborhood Services
City of West Allis
phone: (414)302-8415
email: tatkinson@ci.west-allis.wi.us

cc: License & Health Committee/Clerk's Office
Business Occupancy File
Property File
Referral File (New)



May 20, 2010

TA2987

RECEIVED
JUN 22 2010
WEST ALLIS
CITY ATTORNEY

City of West Allis License & Health Committee
Attn: Alderman Michael Czaplewski, Chairperson

RE: Shawna's Pub, 1101 S. 60th St., West Allis, WI
Recommendation of License Revocation for Violations of Occupancy & Building Codes

Dear License & Health Committee Members:

I am requesting review of the liquor license issued to Shawna's Pub, 1101 S. 60th St. for violations of occupancy and building codes.

I offer the following:

1. On August 11, 2009 conditional (temporary) occupancy was granted, conditioned upon compliance with building, electrical, and landscape/site plan issues by November 1, 2009.
2. On March 17, 2010 I issued an Order regarding violation of occupancy. Ms. Fisher appeared before the License & Health Committee on March 23, 2010 and indicated all work would be completed soon.
3. An inspection of the property on May 20, 2010 found that very little (if any) work has been done on the property since the fall of 2009.
 - a. The building exterior is missing siding and trim, has unprotected/exposed wood, and windows are missing or in disrepair.
 - b. The interior work to the upper floor has not been completed, with no electrical permit issued for work in this area.
 - c. The electrical service was ordered to be replaced. It has not been replaced. An electrical permit, previously issued for work, was cancelled by the electrical contractor. A municipal court summons was issued for electrical violations. They failed to appear at the May 11, 2010 court hearing and were fined for not appearing.
 - d. The property is under an approved site landscaping/screening and Architectural plan approved by the Plan Commission on September 26, 2007. This plan is incomplete, to include but not limited to architectural (see 3.a. above) and installation of landscaping (trash enclosure, fencing around patio, and bushes, etc.) around the property.

In closing, the City has attempted to work with this business for many years on these listed issues. It appears the work may not be completed after numerous assurances. The property violates occupancy and building codes. I request a further review of their issued license and recommend license revocation.

Please contact me if you have any questions regarding this matter.

Sincerely,

Ted Atkinson, Director
Dept. of Bldg. Insp. & Neighborhood Services
City of West Allis
phone: (414)302-8415
email: tatkinson@ci.west-allis.wi.us

Exhibit
2
(1 page)

City of West Allis
 Treasurer's Office
 7525 W Greenfield Ave
 West Allis, WI 53214

STATEMENT OF
 PERSONAL PROPERTY TAXES FOR 2009
 CITY OF WEST ALLIS
 COUNTY OF MILWAUKEE
 STATE OF WISCONSIN

Exhibit
 3
 (1 page)

SHAWNA'S PUB & GRUB
 WHEATCOENT LLC
 1215 S 47TH STREET
 WEST ALLIS WI 53214-3507

00000810

TAX ID: 000538196

KEY 26646
 SHAWNA'S PUB & GRUB
 WHEATCOENT LLC
 1101 S 60 ST



IMPORTANT: The owner above is for tax bill purposes only.
 It may be abbreviated.

Assessed Value Land	Ass'd. Value Improvements	Total Assessed Value	Ave. Assmt. Ratio	Net Assessed Value Rate (Does NOT reflect Credits)	24.5945
Personal Property	Personal Property	19,000	.9804		
Est. Fair Mkt. Land	Est. Fair Mkt. Improvements	Total Est. Fair Mkt.	<input type="checkbox"/> A star in this box means Unpaid Prior Year Taxes	School taxes reduced by school levy tax credit	29.38
TAXING JURISDICTION	EST. STATE AIDS ALLOCATED TO TAXDIST. FOR	EST. STATE AIDS ALLOCATED TO TAXDIST. FOR	NET TAX	NET TAX	% CHANGE NET TAX
	2008	2009	2008	2009	
CITY OF WEST ALLIS	12,548,727	12,254,372	.00	169.80	.0
MILWAUKEE COUNTY	4,181,230	4,158,084	.00	80.39	.0
MILW METRO SEWERAGE DIST			.00	25.66	.0
WAAM SCHOOL DISTRICT	38,902,015	36,822,416	.00	151.13	.0
MILW AREA TECH COLLEGE	1,417,287	1,420,296	.00	37.03	.0
STATE OF WISCONSIN			.00	3.29	.0
TOTALS	57,049,259	54,655,168	.00	467.30	.0
FIRST DOLLAR CREDIT					
LOTTERY CREDIT			.00	.00	.0
NET PROPERTY TAX AFTER CREDITS			.00	467.30	.0

Warning: If the first installment is not paid by the due date, the installment option is lost and the total tax is delinquent and subject to interest and penalty. (See reverse)

NET PROPERTY TAX 467.30

DUE DATE AMOUNT DUE
 01-31-2010 \$ 467.30

IMPORTANT: BE SURE THIS DESCRIPTION COVERS YOUR PROPERTY.
 NOTE THAT THIS DESCRIPTION IS FOR TAX BILL ONLY AND MAY NOT
 BE A FULL LEGAL DESCRIPTION.

Full Payment of: \$ 467.30
 or First Installment of: \$ 467.30
 Due on or Before: January 31, 2010
 Make Check Payable to: City of West Allis



CITY OF WEST ALLIS
7525 West Greenfield Avenue
West Allis, Wisconsin 53214

Plaintiff,

-vs-

SUMMONS

LAM ENTERPRISES LLC
D/B/A SHAWNA'S PUB & GRUB
C/o Registered Agent, Loretta Ann Matovich,
7224 West Dreyer Place, Apt 3
West Allis, Wisconsin 53219

And

SHAWNA M. FISCHER
& CHRISTOPHER WHEAT,
1215 South 47th Street
West Milwaukee, Wisconsin 53214

Defendants.

Exhibit
4
(6 pages)

THE STATE OF WISCONSIN TO SAID DEFENDANT:

The complaint, a copy of which is attached, has been made charging you with a violation of section(s) 14.26, 14.27 & 14.75 of the West Allis Revised Municipal Code.

NOW, THEREFORE, You, Loretta Ann Matovich, as registered agent for LAM Enterprises LLC, dba Shawna's Pub & Grub and Shawna M. Fischer & Christopher Wheat, are summoned to appear at the West Allis Municipal Court at 11301 West Lincoln Avenue, West Allis, Wisconsin, on the 12th day of May, 2010, at 10:00 a.m., or as soon thereafter as this matter can be heard to answer said complaint.

In case of your failure to appear, a warrant for your arrest may be issued or a default judgment may be entered against you.

Dated this 7th day of April, 2010.


Jenna R. Merten, Assistant City Attorney
City of West Allis
State Bar No. 1051848

WEST ALLIS
STATE OF WISCONSIN : MUNICIPAL COURT : MILWAUKEE COUNTY

CITY OF WEST ALLIS,

Plaintiff,

v.

COMPLAINT

**LAM ENTERPRISES LLC
D/b/a SHAWNA'S PUB & GRUB
C/o Registered Agent, Loretta Ann Matovich,**

And

**SHAWNA M. FISCHER
& CHRISTOPHER WHEAT,**

Defendants.

The plaintiff, City of West Allis, hereby alleges that on or about July 9, 2009, and everyday continuously thereafter, at 1101 South 60th St., in the City of West Allis, County of Milwaukee, State of Wisconsin, the above-named defendants, owner and occupant of said property, did violate sections 14.26, 14.27 and 14.75 of the West Allis Revised Municipal Code, in that the defendant have failed to properly correct or remove unsafe electrical installations, have failed to remove the unlawful connections, the work was performed by an unlicensed contractor and have failed to obtain the necessary electrical permit as set forth in Exhibit A attached hereto.

The penalty for violation of sections 14.26, 14.27 and 14.75 of the West Allis Revised Municipal Code is a forfeiture of not less than ten dollars (\$10.00), nor more than five hundred dollars (\$500.00), together with the costs of prosecution and, in default of payment thereof, by imprisonment in the Milwaukee County House of Correction until such forfeiture and costs are

paid, but not more than the number of days set forth in section 800.095(4)(b)(1) of the Wisconsin Statutes. Each and every day during which any violation continues constitutes a separate offense.

This complaint is based upon personal knowledge of the undersigned complainant and upon his review of the records maintained by the City of West Allis.

Dated at West Allis, Wisconsin, this 7th day of April, 2010.



Anthony Tadysak, Complainant,
Electrical Inspector
Department of Building Inspections
& Zoning
(414) 302-8400



Jenna R. Merten, Assistant City Attorney
State Bar No. 1051848

P. O. Address
7525 West Greenfield Avenue
West Allis, Wisconsin 53214
(414) 302-8450



DEPARTMENT OF BUILDING INSPECTIONS &
NEIGHBORHOOD SERVICES

414/302-8400
414/302-8402 (Fax)

City Hall
7525 West Greenfield Avenue
West Allis, Wisconsin 53214

www.ci.west-allis.wi.us

July 9, 2009

NOTICE
BUSINESS OCCUPANCY PERMIT
ELECTRICAL CODE CORRECTIONS
TM2829

Loretta Matovich
1101 South 60th Street
West Allis, WI 53214

RE: 1101 South 60th Street d.b.a. Shawna's Pub & Grub


To The Above:

On July 8, 2009, an electrical inspection was made of the above referenced premises as requested by a Business Occupancy Permit Application. The following deficiencies (with correction information where applicable) are violations of the City of West Allis Revised Municipal Code (RMC) and/or the State of Wisconsin Department of Commerce (COMM) adopted National Electrical Code (NEC) and shall be corrected and reinspected for compliance before occupancy of the premises.

1. Secure outdoor conduits. *outdoor by overhang - SW corner*
2. Neon signs are to be listed and protected if under 8' 6". *- Taken down - temporary*
3. Install show window receptacles, one (1) per window. *- Temporary - I added need 1 mo*
4. Cords are not to be fastened to building surface. *- Done*
5. Amusement/gaming machines are to be listed. *- Need new machines*
6. Cords are not to be located above ceiling tiles. *- Done*
7. Rope light is to be listed for permanent use. *- Done*
8. Secure permit and rework low voltage ~~above ceiling~~.
9. Repair exhaust fan in women's room.
10. Insure refrigerator receptacle under cooking head is on with ansul system.
11. Provide light for ~~basement staircase~~.
12. Rework walk in cooler wiring - ~~wet location wiring and proper box mounting, etc.~~

EXHIBIT A

1101 S. 60th St

13. ~~Close open J-boxes in basement.~~
14. ~~Secure all wiring as needed in basement (boxes, conduit, etc.).~~
15. ~~Rework broken lights in basement.~~
16. ~~Remove receptacle in octagon box - basement.~~
17. Rework service for proper distribution, access and clearance. 

For occupancy, note that any electrical signs, including neon and fluorescent, to be installed on the premises shall be listed/labeled by a recognized testing laboratory (i.e., UL) and approved by the electrical inspector before installation.

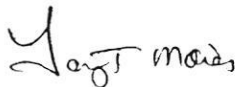
All items above require a licensed electrical contractor to secure an electrical permit, correct the listed violations, and contact the inspector for reinspection when completed. Be sure to refer the listing of corrections to the electrical contractor. No corrective work shall be commenced until an electrical permit has been issued. Please call 414-302-8400 for a list of currently licensed electrical contractors.

OCCUPANCY NOTES: 1. Listed deficiencies shall be corrected and reinspected by the inspector prior to occupancy of the premises. 2. Corrections listed in this NOTICE pertain only to the electrical inspection portion of the occupancy inspection. 3. Approvals for occupancy are required from the zoning, building, electrical, plumbing, fire, and health inspectors.

The property owner may assume responsibility for the above listed corrections, but this is a matter to be resolved between the tenant and the owner. Ultimately, corrections of code violations are the responsibility of the owner who is hereby informed through this NOTICE.

If you have any questions regarding this NOTICE, please feel free to contact me.

Sincerely,



Terry Maier, Electrical Inspector
City of West Allis
phone: (414)302-8406
email: tmaier@ci.west-allis.wi.us

Recall: 30 days
cc: Business Occupancy File
Inspector File
Property Owner: Shawna Fischer
TM/dl



OFFICE OF THE CITY ATTORNEY

Scott E. Post
City Attorney

Sheryl L. Kuhary
Jeffrey J. Warchol
Jenna R. Merten
Assistant City Attorneys

April 7, 2010

Carlton Manske
Manske Process & Investigations, LLC
1715 Sycamore Dr.
Waukesha, WI 53189

RE: *Shawna's Pub & Grub*
1101 South 60th St.

Dear Mr. Manske:

Enclosed please find an original and two copies of a **Summons & Complaint** for *LAM Enterprises LLC, dba Shawna's Pub & Grub and Shawna M. Fischer & Christopher Wheat*. Please serve the Summons & Complaint upon the registered agent and one of the other defendants **prior to May 12, 2010** and **return the original** to our office together with an Affidavit of Service for each. Thank you.

Registered Agent: **Loretta Ann Matovich**
7224 W. Dreyer Place, Apt 3
West Allis, WI 53219

Shawna M. Fischer or
Christopher Wheat
1215 South 47th Street
West Milwaukee, WI 53214

Please serve the registered agent, Loretta Ann Matovich **AND either Shawna M. Fischer or Christopher Wheat. If unable to serve at their addresses, please try the pub address (1101 S. 60th St.)*

Very truly yours,

A handwritten signature in black ink that reads "Jenna R. Merten".

Jenna R. Merten
Assistant City Attorney

Enclosures
JRM:kp

Affidavit of Process Server

Court/Appearance Date: 05/12/10

Case Number _____

City of West Allis

LAM Enterprises LLC dba

Vs

Shawna's Pub and Grub

I the undersigned am an adult resident of the state and not a party to the action. I hereby swear that on May 4, 2010 at 7:00 p.m. I duly served/or attempted to serve, (see non service section)

NAME LAM Enterprises LLC dba Shawna's Pub and Grub

- | | | | | | |
|-------------------------------------|---------------------|--------------------------|------------|--------------------------|-----------------------------|
| <input checked="" type="checkbox"/> | DEFENDANT | <input type="checkbox"/> | PETITIONER | <input type="checkbox"/> | OTHER ATTEMPTED DATES _____ |
| <input type="checkbox"/> | GARNISHEE DEFENDANT | <input type="checkbox"/> | RESPONDENT | | |
| <input type="checkbox"/> | PLAINTIFF | <input type="checkbox"/> | WITNESS | | |

By serving Kim Franke at _____
 Name Title/Relationship
 Home _____ Wisconsin
 Business 1101 S. 60th St City of West Allis Wisconsin

Manner of Service:

- Personal Service
 Corporate Service: by leaving, during office hours, copies at the office of the person/entity being served, leaving same with the person apparently in charge thereof.
 After diligent search and inquiry, having made _____ attempts by leaving true & correct copies of the above documents with a competent occupant of the residence over the age of 14, and informed that person of the contents thereof. (See other Attempt Dates)
 By posting copies in a conspicuous manner to the address of the person/entity being served. (Use only for evictions)
 Copies of the documents were mailed by prepaid, first class mail on: _____ DATE FROM

NonService: after due search, careful inquiry and diligent attempts at the address(s). listed above, I have been unable to effect process upon the person/entity being served because of the following reason(s):

- | | | | | | |
|--------------------------|-------------------------|--------------------------|-------------------------------------|--------------------------|---|
| <input type="checkbox"/> | Unknown at address | <input type="checkbox"/> | Moved no forwarding | <input type="checkbox"/> | Refuses to cooperate in acceptance |
| <input type="checkbox"/> | Address does not exist | <input type="checkbox"/> | Evading | <input type="checkbox"/> | Service cancelled by litigant |
| <input type="checkbox"/> | Not home three attempts | <input type="checkbox"/> | Unable to serve in a timely fashion | <input type="checkbox"/> | Search was conducted, whereabouts unknown |

Type of Documents:

- | | | | |
|-------------------------------------|-------------------------------------|--------------------------|---|
| <input checked="" type="checkbox"/> | SUMMONS & COMPLAINT | <input type="checkbox"/> | ORDER TO SHOW CAUSE & AFFIDAVIT |
| <input type="checkbox"/> | AUTHENTICATED SUMMONS & COMPLAINT | <input type="checkbox"/> | GARNISHEE SUMMONS & COMPLAINT EARNINGS – NON EARNINGS |
| <input type="checkbox"/> | EVICITION: SUMMONS & COMPLAINT | <input type="checkbox"/> | SUBPOENA – SUBPOENA DUCES TECUM |
| <input type="checkbox"/> | NOTICE OF MOTION & MOTION/AFFIDAVIT | <input type="checkbox"/> | SUMMONS AND PETITION |
| <input type="checkbox"/> | OTHER: _____ | <input type="checkbox"/> | NOTICE OF/TERMINATING TENANCY/PAY OR QUIT |
| | | <input type="checkbox"/> | WRITTEN INTERROGATORIES & REQUEST FOR PRODUCTION OF DOCUMENTS |

At the time of service, I did place upon it the date, time, and my name, leaving a true and correct copy thereof, and that the server knew the person so served to be the defendant (or other) mentioned and named therein.

NUMBER OF ATTEMPTS 3 NUMBER OF ADDRESSES ATTEMPTED (if more than one) 2
 SERVICE FEE \$ 37.00 WITNESS FEE \$ _____
 FILING FEE \$ _____ SEARCH FEE \$ _____
 TOTAL FEE \$ 37.00 MILEAGE \$ _____

Server's Name Carlton W. Manske
(Print)

Server's Signature Carlton W. Manske

Subscribed and sworn to before me
 This 6 day of May, 2010
[Signature]
 NOTARY PUBLIC, State of Wisconsin
 My Commission expires 6/19/2010

Exhibit
5
(1 page)

10 TJ 531

STATE OF WISCONSIN)
MUNICIPAL COURT)SS
CITY OF WEST ALLIS)

TRANSCRIPT OF JUDGMENT DOCKET

Name of Judgment Debtor(s):

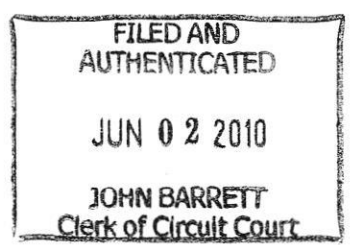
Name of Judgment Creditor:

LAM Enterprises LLC
D/B/A Shawna's Pub & Grub
C/O Registered Agent, Loretta Ann Matovich
7224 W. Dreyer Place, Apt. 3
West Allis, WI 53219

City of West Allis
7525 W. Greenfield Avenue
West Allis, WI 53214

Municipal Court Case Amount \$3,000.00
Three thousand and 00/100 dollars

Date of entry of judgment: May 12, 2010



Attorney for judgment creditor:

Scott Post, City Attorney

HON. JOHN SIEFERT, BR. 47

STATE OF WISCONSIN)
MUNICIPAL COURT)SS
CITY OF WEST ALLIS)

I, the undersigned Clerk of Court of said court, do hereby certify that I have compared the foregoing with the original docket, now of record in my office, and that it is a correct transcript therefrom and of the whole thereof in a certain action entitled.

City of West Allis,
Plaintiff,

vs.

Case No. 321656

LAM Enterprises LLC,
Defendant.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said court, at West Allis, on May 27, 2010

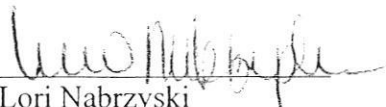

Lori Nabrzyski
Clerk of Court
City of West Allis Municipal Court

Exhibit
(1⁶ page)

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

**In the Matter of the
Complaint Against**

SUMMONS

**LAM Enterprises, LLC,,
C/o Loretta Matovich, registered agent
7224 West Dreyer Place, Apt. #3
West Allis, Wisconsin 53219**

STATE OF WISCONSIN)
) SS.
COUNTY OF MILWAUKEE)

THE WEST ALLIS COMMON COUNCIL TO LORETTA MATOVICH:

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 2009-2010 Class B Tavern License, pursuant to the provisions of sec. 125.12, Wis. Stats.

NOW THEREFORE, you, Loretta Matovich, 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 July 6, 2010, at 7:00 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.

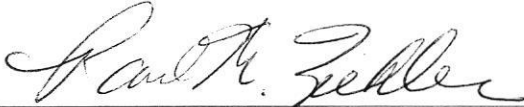
In the case of your failure to appear as required by this summons, the allegations in the complaint against you shall be taken as true and, if the License and Health Committee of the West Allis Common Council finds the allegations sufficient, a recommendation that your

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 28th day of June, 2010.

WEST ALLIS COMMON COUNCIL

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



CITY CLERK/TREASURER'S OFFICE

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

www.ci.west-allis.wi.us

Paul M. Ziehler

City Admin. Officer, Clerk/Treasurer

Monica Schultz

Assistant City Clerk

Rosemary West

Treasurer's Office Supervisor

**OFFICE OF CITY CLERK/TREASURER
CITY OF WEST ALLIS, WISCONSIN**

CERTIFICATION

August 20, 2010

I hereby certify that the attached is a true and correct copy of
Statement of Personal Property Taxes for 2009, City of West Allis,
Shawna's Pub & Grub, 1101 S. 60 Street.

Paul M. Ziehler
City Administrative Officer
Clerk/Treasurer

City of West Allis
 Treasurer's Office
 7525 W Greenfield Ave
 West Allis, WI 53214

**STATEMENT OF
 PERSONAL PROPERTY TAXES FOR 2009
 CITY OF WEST ALLIS
 COUNTY OF MILWAUKEE
 STATE OF WISCONSIN**

SHAWNA'S PUB & GRUB
 WHEATCOENT LLC
 1215 S 47TH STREET
 WEST ALLIS WI 53214-3507

00000810

TAX ID: 000538196

KEY 26646
 SHAWNA'S PUB & GRUB
 WHEATCOENT LLC
 1101 S 60 ST



IMPORTANT: The owner above is for tax bill purposes only.
 It may be abbreviated.

Assessed Value Land Personal Property	Ass'd. Value Improvements Personal Property	Total Assessed Value 19,000	Ave. Assmt. Ratio .9804	Net Assessed Value Rate (Does NOT reflect Credits)	24.5945
Est. Fair Mkt. Land	Est. Fair Mkt. Improvements	Total Est. Fair Mkt.	<input type="checkbox"/> A star in this box means Unpaid Prior Year Taxes	School taxes reduced by school levy tax credit	29.38
TAXING JURISDICTION	EST. STATE AIDS ALLOCATED TO TAXDIST. FOR	EST. STATE AIDS ALLOCATED TO TAXDIST. FOR	NET TAX	NET TAX	% CHANGE NET TAX
	2008	2009	2008	2009	
CITY OF WEST ALLIS	12,548,727	12,254,372	.00	169.80	.0
MILWAUKEE COUNTY	4,181,230	4,158,084	.00	80.39	.0
MILW METRO SEWERAGE DIST			.00	25.66	.0
WA/WM SCHOOL DISTRICT	38,902,015	36,822,416	.00	151.13	.0
MILW AREA TECH COLLEGE	1,417,287	1,420,296	.00	37.03	.0
STATE OF WISCONSIN			.00	3.29	.0
TOTALS	57,049,259	54,655,168	.00	467.30	.0
FIRST DOLLAR CREDIT					
LOTTERY CREDIT			.00	.00	.0
NET PROPERTY TAX AFTER CREDITS			.00	467.30	.0

Warning: If the first installment is not paid by the due date, the installment option is lost and the total tax is delinquent and subject to interest and penalty. (See reverse)

DUE DATE **AMOUNT DUE**
 01-31-2010 \$ 467.30

NET PROPERTY TAX 467.30

IMPORTANT: BE SURE THIS DESCRIPTION COVERS YOUR PROPERTY.
 NOTE THAT THIS DESCRIPTION IS FOR TAX BILL ONLY AND MAY NOT
 BE A FULL LEGAL DESCRIPTION.



Full Payment of: \$ 467.30
 or First Installment of: \$ 467.30
 Due on or Before: January 31, 2010
 Make Check Payable to: City of West Allis

City of West Allis
 7525 W. Greenfield Avenue

West Allis WI 53214
 Phone: (414) 302-8200
 As of 8/20/10

Account description

538196
 26646
 Legal Description
 1101 S 60 ST

Current owner:
 SHAWNA'S PUB & GRUB
 WHEATCOENT LLC
 1215 S 47 ST
 WEST ALLIS WI 53214

* * T A X C E R T I F I C A T E # 80803 * *

2009 Valuations:

OTHER PROPERTY VALUE 19,000
 Total 19,000

	PD	BILLED	PAID	UNPAID	PENALTY/INT	OTHER +/-	TOTAL DUE	DELQ
Current year								
1		467.30	.00	467.30	49.08	.00	516.38	1/31/10
Previous year		.00	.00	.00	.00	.00	.00	
Delinquent years		.00	.00	.00	.00	.00	.00	
Grand				467.30	49.08	.00	516.38	

New

1579

ORIGINAL ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

For the license period beginning July 1 2009 ;
ending June 30 2010

Applicant's Wisconsin Seller's Permit Number: <u>4561026998786-03</u>	
Federal Employer Identification Number (FEIN): <u>37-0443363</u>	
LICENSE REQUESTED	
TYPE	FEE
<input type="checkbox"/> Class A beer	\$
<input checked="" type="checkbox"/> Class B beer	\$ <u>100</u>
<input type="checkbox"/> Wholesale beer	\$
<input type="checkbox"/> Class C wine	\$
<input type="checkbox"/> Class A liquor	\$
<input checked="" type="checkbox"/> Class B liquor	\$ <u>500</u>
<input type="checkbox"/> Reserve Class B liquor	\$
Publication fee	\$ <u>10.00</u>
TOTAL FEE	\$ <u>610</u>

TO THE GOVERNING BODY of the: Town of }
 Village of } West Allis
 City of }

County of Milwaukee Aldermanic Dist. No. 1 (if required by ordinance)

1. The named INDIVIDUAL PARTNERSHIP LIMITED LIABILITY COMPANY
 CORPORATION/NONPROFIT ORGANIZATION

hereby makes application for the alcohol beverage license(s) checked above.

2. Name (individual/partners give last name, first, middle; corporations/limited liability companies give registered name): LAM Enterprises LLC

An "Auxiliary Questionnaire," Form AT-103, must be completed and attached to this application by each individual applicant, by each member of a partnership, and by each officer, director and agent of a corporation or nonprofit organization, and by each member/manager and agent of a limited liability company. List the name, title, and place of residence of each person.

Full Name (Inc. Middle Name) Home Address (City/Zip) Home Phone Date of Birth

President/Member Loretta Amatovich 7224 W Dreyer Pl W141803 5795

Vice President/Member West Allis 53219 3123151

Secretary/Member _____

Treasurer/Member _____

Agent _____

Directors/Managers _____

3. Trade Name Shawna's Pub + Grub. Business Phone Number 414 732-5930

4. Address of Premises 1101 S. 60th St. Post Office & Zip Code 53214

5. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period? Yes No
6. Is the applicant an employe or agent of, or acting on behalf of anyone except the named applicant? Yes No
7. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business? Yes No
8. (a) Corporate/limited liability company applicants only: Insert state _____ and date _____ of registration.
- (b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company? Yes No
- (c) Does the corporation, or any officer, director, stockholder or agent or limited liability company, or any member/manager or agent hold any interest in any other alcohol beverage license or permit in Wisconsin? Yes No

(NOTE: All applicants explain fully on reverse side of this form every YES answer in sections 5, 6, 7 and 8 above.)

9. Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) Tavern/restaurant w/storage in closet + basement.

10. Legal description (omit if street address is given above): _____

11. (a) Was this premises licensed for the sale of liquor or beer during the past license year? Yes No
- (b) If yes, under what name was license issued? Wheat Co Ent. LLC.

12. Does the applicant understand they must file a Special Occupational Tax return (TTB form 5630.5) before beginning business? [phone 1-800-937-8864] Yes No

13. Does the applicant understand a Wisconsin Seller's Permit must be applied for and issued in the same name as that shown in Section 2, above? [phone (608) 266-2776] Yes No

14. Is the applicant indebted to any wholesaler beyond 15 days for beer or 30 days for liquor? Yes No

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the applicant states that each of the above questions has been truthfully answered to the best of the knowledge of the signers. Signers agree to operate this business according to law and that the rights and responsibilities conferred by the license(s), if granted, will not be assigned to another. (Individual applicants and each member of a partnership applicant must sign; corporate officer(s), members/managers of Limited Liability Companies must sign.) Any lack of access to any portion of a licensed premises during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

SUBSCRIBED AND SWORN TO BEFORE ME

this 26 day of June, 2009

Jane M. Lemanski
(Clerk/Notary Public)

My commission expires 2-6-11

Kathleen M. ...
(Officer of Corporation/Member/Manager of Limited Liability Company /Partner/Individual)

(Officer of Corporation/Member/Manager of Limited Liability Company /Partner)

(Additional Partner(s)/Member/Manager of Limited Liability Company if Any)

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk: <u>6/26/09</u>	Date reported to council/board: <u>8-3-09</u>	Date provisional license issued: _____	Signature of Clerk / Deputy Clerk: <u>Kathleen Zeller</u>
Date license granted: <u>AUG 04 2009</u>	Date license issued: <u>8-11-09</u>	License number issued: <u>9-1579</u>	

AT-106 (R. 1-05)

Wisconsin Department of Revenue

FEES ARE NONREFUNDABLE

OK mo
7/7

cc: Pat Walker 8-11-09



CITY CLERK/TREASURER'S OFFICE

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

www.ci.west-allis.wi.us

Paul M. Ziehler

City Admin. Officer, Clerk/Treasurer

Monica Schultz

Assistant City Clerk

Rosemary West

Treasurer's Office Supervisor

September 24, 2010

Loretta A. Matovich
3043 S. 83 St., #6
West Allis, WI 53219

Dear Ms. Matovich:

Enclosed you will find a copy of the License and Health Agenda for September 28, 2010 and a copy of the Hearing Procedure Guide.

Sincerely,

Monica Schultz
Assistant City Clerk

/amn

enc.

SURRENDER OF LIQUOR LICENSE

LAM Enterprises, LLC. hereby surrenders all of right, title and interest to the liquor license issued by the City of West Allis for the property located at 1101-1103 South 60th Street, West Allis, Wisconsin 53214.

LAM ENTERPRISES, LLC.

By: 
Loretta Matovich, Managing Member

RECEIVED

SEP 27 2010

CITY OF WEST ALLIS
CLERK/TREASURER