

66



City of West Allis Matter Summary

7525 W. Greenfield Ave.
West Allis, WI 53214

File Number	Title	Status
2010-0385	Communication	In Committee
Stipulation In the Matter of the Complaint Against Atlas Tobacco Wholesale Corp., Kamal H. Issa, Agent, d/b/a West Allis Cigarette Depot at 7023 W. Greenfield Ave.		
Introduced: 6/15/2010		Controlling Body: License & Health Committee

COMMITTEE RECOMMENDATION

For Approval

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
<u>JUN 15 2010</u>		<input checked="" type="checkbox"/>	Barczak	<input checked="" type="checkbox"/>			
			Czaplewski	<input checked="" type="checkbox"/>			
			Kopplin				
			Lajsic				
			Narlock				
			Reinke				
		<input checked="" type="checkbox"/>		Roadt	<input checked="" type="checkbox"/>		
				Sengstock	<input checked="" type="checkbox"/>		
				Vitale			
			<input checked="" type="checkbox"/>	Weigel	<input checked="" type="checkbox"/>		
			TOTAL	<u>5</u>	<u>0</u>		

SIGNATURE OF COMMITTEE MEMBER

[Signature]
Chair

Vice-Chair

Member

COMMON COUNCIL ACTION

~~PLACE ON FILE~~ *Approval*

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
<u>JUN 15 2010</u>	<input checked="" type="checkbox"/>		Barczak	<input checked="" type="checkbox"/>			
			Czaplewski	<input checked="" type="checkbox"/>			
			Kopplin	<input checked="" type="checkbox"/>			
			Lajsic	<input checked="" type="checkbox"/>			
			Narlock	<input checked="" type="checkbox"/>			
			Reinke	<input checked="" type="checkbox"/>			
			Roadt	<input checked="" type="checkbox"/>			
			Sengstock	<input checked="" type="checkbox"/>			
			Vitale	<input checked="" type="checkbox"/>			
			Weigel	<input checked="" type="checkbox"/>			
			TOTAL	<u>10</u>			

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

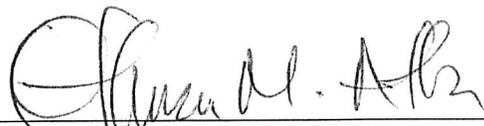
**In the Matter of the Complaint against Kamal Issa,
D/b/a West Allis Cigarette Depot**

STIPULATION

The West Allis City Attorney's Office, by Assistant City Attorney Jenna Merten, and Kamal Issa, by his attorney, Othman Atta, hereby agree and stipulate as follows:

1. That the Summons and Complaint against Kamal Issa, d/b/a West Allis Cigarette Depot, was filed with the City Clerk/Treasurer and served upon Kamal Issa;
2. That Kamal Issa, d/b/a West Allis Cigarette Depot, waives his right to a hearing under Section 9.04 (5) of the Revised Municipal Code;
3. That sufficient grounds are stated in the complaint for the imposition of sanctions set forth in Section 9.04 (5) of the Revised Municipal Code;
4. That no tobacco products, as defined in Wis. Stat. § 139.75 (12), shall be sold at 7023 West Greenfield Avenue, West Allis, Wisconsin for a period of 10 consecutive days commencing at 12:00 a.m., June 12, 2010 and terminating at 12:00 a.m. June 22, 2010;
5. That the allegations which form the basis of this complaint shall not be used as grounds for any future suspension, revocation, or non-renewal proceeding, except to the extent that the facts alleged in the complaint demonstrate a pattern of conduct for Kamal Issa d/b/a West Allis Cigarette Depot;

6. That the West Allis Common Council must approve this stipulation prior to it becoming effective;
7. That if the West Allis Common Council does not approve the agreement, the matter shall return to the License and Health Committee of the West Allis Common Council for hearing pursuant to Section 9.04 (5) of the Revised Municipal Code;
8. That if the West Allis Common Council approves this stipulation, the City of West Allis and Kamal Issa are bound to the terms of the stipulation and failure to comply with said terms will result in continuation of the hearing procedures set forth in Section 9.04 (5) of the Revised Municipal Code.



Attorney-Osman Atta for Kamal Issa

6/10/2010
Date



Jenna Merten
Assistant City Attorney
City of West Allis

6/11/10
Date