



Monica Schultz
City Clerk
City Clerk's Office
414.302.8220
mschultz@westalliswi.gov

Sabrina Brzycki
807 S. 58 St.
West Allis, WI 53214

June 27, 2017

Subject: Decision by City of West Allis Administrative Appeals Review Board (AARB) in regard to the Appeal of the Dangerous Dog Order for Sabrina Brzycki of 807 S. 58 St.

Dear Ms. Brzycki:

This letter is to formally notify you of the determination made by the City of West Allis Administrative Appeals Review Board (AARB) from its meeting on June 26, 2017 regarding your appeal.

At the meeting, the Board decided unanimously to rescind the Dangerous Dog Order for your dog, Roxie.

Thank you for the time you took in making your appeal and attending the meeting. If you have any questions, or need further information or clarification, please feel free to contact me.

Sincerely,

Monica Schultz
City Clerk

Enclosure

cc: Mayor Devine
Health Commissioner
City Attorney
Police Department

To whom it may concern

On 11/07/2016 there was a medical emergency at my daughter residence at 807 so.58th st
The paramedics were called and the West Allis police showed up also the incident occurred
In the basement of the residence so the paramedic's and the police entered through the back
Door. The Dog in question was secured in the first floor residence with no family member there
Because my daughter Sabrina and my son Jason were in the basement with paramedics and the police.
So when a officer went into the first floor unannounced and without a family member caught Roxie a 13
yr old Chihuahua who was alone with my Daughters other dog a 10 yr old Yorkie by surprise and Roxie
nipped the officer. I'm sure with Roxie's age and being alone with all the different noise's and lights
Roxie was spooked when the officer walked in alone she reacted like a normal dog and reacted
out of fear and surprise to her. Roxie has been raised in the same house in West Allis since she
was 8 weeks old and has never had a incident raised with many nieces and nephews along with my
children. We are very sorry this happened to the officer but to deem her a dangerous dog seems
unfair. Roxie is mostly a house dog because of her age and when she is in the yard is in a fully gated
yard. The police took Roxie to Madacc for quarantine for 10 days where they evaluated her to be
healthy for her age and fit to go home. The officer told my daughter that he went into the house
unannounced and that the Roxie and my daughter would not get into trouble for this because that what
dogs do when they get spooked. If any question please call me Scott Brzycki 414-975-5461. Again we
are sorry this happened but Roxie is really not to blame and is not a dangerous dog. Just a old Dog trying
to finish off her life at home..

16-046056

ORDER DANGEROUS DOG

Date: 11/07/16

Owner's Name(s): Sabrina LD Brzycki

Address: 807 S. 58 ST.

Address: West Allis, WI 53219

Name of Dog: Scouter Rocci

Description of Dog: ~~Female~~ ~~Terrier~~ ~~Mix~~ ~~tan~~ ~~Chihuahua~~

Pursuant to West Allis Revised Municipal Code Section 7.126, your dog, described above, is hereby declared to be a **dangerous dog**.

Within **30 days** of the date of this order, you must comply with the requirements of 7.126(6) (see back of sheet). A West Allis police officer will conduct a follow-up investigation to ensure compliance with the requirements.

If you wish to contest this order or any of the requirements of 7.126(6), you must file an appeal pursuant to the provisions of Section 7.126(5)(b).

If you have questions about this order, please contact Assistant City Attorney Jenna Merten at (414) 302-8450.

Signature: [Signature]
Name of Officer / Department: ANDER WAPD

Service: (check one) in-person mail

If in person, complete the following:

Date/Time: 11/07/16 @ 2:20

Name of person served: Sabrina LD Brzycki

Location: 807 S. 58 ST

(6) Harboring Dangerous Dogs.

(a) Dangerous Dogs Regulated.

1. Prohibited dangerous dogs are not allowed in the City. No person may bring into or keep in the city any dog that is a prohibited dangerous dog under this section.
2. No person may harbor or keep a dangerous dog within the city unless all provisions of this section are complied with.
3. No person shall obstruct, provide false information, or otherwise unreasonably interfere with officers of the department in the enforcement section or in the capture of any dog suspected of being dangerous.
4. The issuance of a citation for a violation of this section need not be predicated on a determination that a dog is a dangerous dog.

(b) Registration. The owner of any dog declared dangerous, shall register it with the Police Department upon disposition, and annually thereafter on or before April 1st of each year, by providing a current color photograph of the dog and payment of a seventy-five (\$75.00) registration fee.

(c) Leash and Muzzle.

1. No owner or caretaker, harboring or having the care of a dangerous dog may permit such a dog to go outside its dwelling, kennel or pen unless the dog is securely restrained with a leash no longer than ten (10) feet in length.
2. No person may permit a dangerous dog to be kept on a chain, rope or other type of leash outside its dwelling, kennel, or pen unless a person who is sixteen (16) years of age or older, competent to govern the dog and capable of physically controlling and restraining the dog, is in physical control of the leash.
3. A dangerous dog may be securely leashed or chained to an immovable object, with the owner or caretaker being in the physical presence of the dog at all times when it is so leashed or chained.
4. A dangerous dog outside of the dog's dwelling, kennel or pen shall be muzzled in a humane way by a muzzling device sufficient to prevent the dog from biting persons or other animals.

(d) Confinement.

1. Except when leashed and muzzled, all dangerous dogs shall be securely confined indoors or in a securely enclosed and locked pen or kennel that is located on the premises of the owner or caretaker and constructed in a manner that does not allow the dog to exit the pen or kennel on its own volition.
2. When constructed in a yard, the pen or kennel shall, at a minimum, be constructed to conform to the requirements of this paragraph. The pen or kennel shall be childproof from the outside and animal-proof from the inside. A strong metal double fence with adequate space between fences (at least two (2) feet) shall be provided so that a child cannot reach into the animal enclosure. The pen, kennel or structure shall have secure sides and a secure top attached to all sides. A structure used to confine a dangerous dog shall be locked with a key or combination lock when the dog is within the structure. The structure shall either have a secure bottom or floor attached to the sides of the pen or the sides of the pen shall be embedded in the ground no less than two (2) feet. All structures erected to house dangerous dogs shall comply with all city zoning and building regulations. All structures shall be adequately lighted and ventilated and kept in a clean and sanitary condition.
3. Indoor confinement. No dangerous dog may be kept on a porch, patio or in any part of a house or structure on the premises of the owner or caretaker that would allow the dog to exit the building on its own volition. No dangerous dog may be kept in a house or structure when the windows are open or when screen windows or screen doors are the only

obstacles preventing the dog from exiting the structure.

(e) Signs. The owner or caretaker of a dangerous dog shall display, in prominent places on his or her premises near all entrances to the premises, signs in letters of not less than two (2) inches high warning that there is a dangerous dog on the property. A similar sign is required to be posted on the kennel or pen of the dog. In addition, the owner or caretaker shall conspicuously display a sign with a symbol warning children of the presence of a dangerous dog.

(f) Spay and neuter requirements. Within thirty (30) days after a dog has been designated dangerous, the owner or caretaker of the dog shall provide written proof from a licensed veterinarian that the dog has been spayed or neutered.

(g) Microchip Requirements. Within thirty (30) days after dog has been designated dangerous, the owner must provide written proof from a licensed veterinarian that a microchip has been placed in the dog so that the dog can be easily identified. The microchip must be numbered, and the number must be provided to the Police Department within twenty-four (24) hours of placement.

(h) Liability insurance. The owner or caretaker of a dangerous dog shall present to the Health Officer or Humane Officer a certificate of insurance that the owner has procured liability insurance in an amount not less than \$1,000,000.00 for any personal injuries inflicted by the dangerous dog. Whenever such policy is cancelled or not renewed, the insurer and dog's owner or caretaker shall notify the Health Officer or Humane officer of such cancellation or non-renewal in writing by certified mail.

(i) Waiver.

1. Upon request, by the owner or caretaker, the Administrative Review Board may waive any requirement specified in subsections (b) to (h) that is deemed to be inappropriate for a particular dangerous dog.
2. The Health Officer may waive the provisions of subsections (b) to (h) for a military dog, or circuses, zoos or other animal shows or exhibitions, which are properly licensed, upon presentation by the dog's owner or handler of satisfactory arrangement for safe keeping of the dog.

(j) Notification. The owner or caretaker shall notify the Police Department within twenty-four (24) hours if a dangerous dog is unconfined, has attacked another animal, has attacked a human being or has died. The owner or caretaker shall notify the Police Department immediately if a dangerous dog is at large. No person may sell or transfer possession of a dangerous dog to another person without first notifying the person to whom the dangerous dog is being sold or transferred of the fact that such dog is a dangerous dog and of any requirement imposed upon the selling or transferring party by this division. No person may sell or transfer possession of a dangerous dog to another person, agency, organization or the like without first notifying the Police Department in writing, at least three (3) days in advance of the sale or transfer of possession with the name, address, and telephone number of the new owner of the dangerous dog. If the dangerous dog is sold or given away to a person residing outside the City, the owner or caretaker shall present evidence to the Police Department that he or she has notified the Police Department or other law enforcement agency of the dog's new residence, including the name, address and telephone number of the new owner of the dangerous dog.

(k) Euthanasia.

1. If the owner or caretaker of a dog that has been designated a dangerous dog is unwilling or unable to comply with the regulations for keeping the dog in accordance with this section, he or she may have the dog humanely euthanized by an animal shelter, the humane society or a licensed veterinarian.
2. Any dog that has caused bodily harm to a person, persons or a domestic animal on two (2) separate occasions off the owner's premises, without reasonable cause, may be destroyed as a result of judgment rendered by a court of competent jurisdiction, as specified under sec. 174.02(3), Wis. Stats. The City Attorney may petition an appropriate court to obtain a court order to destroy such a dog.

16-046056

West Allis Health Department Rabies Quarantine Order



Public Health
Protect. Promote. Prevent
West Allis Health Department

Animal Owner's Name: Subrina LD BRYZCKI

Animal Owner's Address: 807 S 58 ST

Animal Owner's Telephone Number: 414-366-3286

Name of Animal: Scater Rocco Type of Pet: Dog Cat Other (List) _____

Date Bite Occurred: 11/7/16 Was a person bitten? Y N Did the Bite Break the Skin? Y N

Date of Animal's Rabies Vaccination: _____ Dog/Cat License Tag Number: N/A

Per the Revised Municipal Code of the City of West Allis 7.12(5) the animal identified above and owned/harbored by you at the indicated address is hereby ordered confined, under the conditions defined below, for purposes of quarantine for possible rabies exposure.

- This animal has bitten or otherwise potentially exposed a person or other animal to rabies virus and is quarantined for a minimum of 10 days from the date of the incident.
 - Proof of valid rabies vaccination provided. In home quarantine ordered. See Quarantine conditions below.
 - Proof of valid rabies vaccination is NOT provided. Animal is ordered to be impounded at:
 - MADACC
 - Local Veterinarian Clinic: _____
 - Animal owner is responsible for all costs associated with quarantine/impoundment of the animal.
- This animal has bitten or otherwise potentially exposed a person or other animal to rabies virus AND is exhibiting symptoms consistent with rabies. This animal is ordered to be euthanized for rabies testing. Animal owner is responsible for all costs associated with euthanization and testing.

Quarantine conditions:

- The animal must be seen by a veterinarian within 24 hours for a health clearance. A copy of the veterinarian's report must be submitted to the West Allis Health Department.
- The animal must be confined at all times in an enclosed space that prevents contact with people, other pets, and wild animals. Animal may only be outside only for purposes of toileting and must be kept on a leash.
- At no time may the animal be removed from the premises without prior written permission of the West Allis Health Department. In an emergency, the animal may be taken to a vet. Immediately notify the Health Department.
- If at any time during the quarantine period the animal becomes ill, shows signs of abnormal behavior, or dies, the West Allis Health Department must be notified immediately.
- The Health Commissioner may authorize, at any time that the animal be euthanized for purposes of laboratory testing for rabies.
- Animals without a valid rabies vaccination must be vaccinated after the quarantine period, prior to being released to the owner.
- If the animal does not have a valid Milwaukee County Animal License the owner must obtain the license and submit proof of license to the West Allis Health Department.
- The animal will be released from quarantine only upon completion of the prescribed requirements and by written authorization of the West Allis Health Department.

I understand and agree to abide by the conditions under which the above named animal, for which I am the responsible owner or custodian, is to be quarantined. I understand that violation of the conditions of this quarantine order, whether by volition or negligence, is punishable under the Revised Municipal Code for the City West Allis.

Subrina Bryzcki
Animal owner name (print)

[Signature] 11-5-16
Animal owner signature Date

A Nicmuth
Serving official name (print)

[Signature] 11/7/16
Serving official signature Date

White - Police Department Copy

Pink - Health Department Copy

Yellow - Owner's Copy

Submit completed report to the Health Department within 24 hours.

7120 W National Ave, West Allis, WI 53214
Fax - 414-302-8628



West Allis Police Department

Incident Report

Date: 11/07/2016

Incident: Narcotic Equip-Possession

Incident Report Number: 16-046056 Between: Date - Time: And/At: Date-Time: 11/7/16 18:15

Incident Location: 807 S 58 St, West Allis, WI, 53214

CFS Code-1: 3550 CFS Code-2: 90Z4 CFS Code-3: NARUSED Offense Code-4: ZNP1832

CFS Code-5: CFS Code-6: CFS Code-7: CFS Code-8:

Name (Last, First, Middle): W Brzycki, Sabrina L DOB: 05/10/1991 Race/Sex: W/F

Address: (Address, City, State, Zip) 807 S 58 St, West Allis, WI, 53214 Home Phone Number: (414) 257-3908

Employer: Work Phone Number:

Employer Address: Cell Phone Number: (414) 366-3286

Name (Last, First, Middle): O Malvick, Nikolas Walter DOB: 03/21/1989 Race/Sex: W/M

Address: (Address, City, State, Zip) W1248 Marietta Ave, Ixonia, WI, 53036 Home Phone Number:

Employer: Work Phone Number:

Employer Address: Cell Phone Number:

CFS Code-1: 3550

Incident Report Number: 16-046056

16-046056

SUMMARY

PO Olson reports... CSUB...
On 11/07/16, at approx. 1815hrs, Officers responded to 807 S. 58 St., for a report of a 27 year old not breathing. Investigation revealed that Nikolas W. Malvick m/w 03/21/89 overdosed on heroin. WAFD was able to stabilize Malvick with Narcan. Malvick's overdose was accidental and there was nothing to warrant an ED hold. NCIC revealed that Malvick had a valid warrant through the Jefferson County Sheriffs Department. Officers located a syringe and a metal cooker on Malvick. Malvick was transported to Froedtert hospital. Walter was issued a citation for Possession of drug paraphernalia, and conveyed to CJF on his warrants.

Vehicle Information: (Year, Make, Model, Style, Color)

License Number: State: Expiration Year: Vin: Insurance Company:

Other Vehicle Information: NCIC#

Reporting Officer(s): Olson, Lane Payroll Number: 2682 Payroll Number: Report Date: 11/07/2016

Time Received: 18:15:21 Time Cleared: 01:52:31 Unit(s) Assigned: 207, 216, 222, 231, 251, 399, Pages: 1 Of 4

Reviewed by: Clerical and Coding Manz, Tracy Payroll Number: 9656 Copy To:

West Allis Police Department**Continuation**Incident Report Number
16-046056Incident Location:
807 S 58 St, West Allis, WI, 53214Incident Date:
11/07/2016**NARRATIVE****INITIAL CALL**

On 11/07/16, at approx. 1815hrs, Officers responded to 807 S. 58 St., for a report of a 27 year old not breathing. PO Niemuth and I were the first responders on scene.

ARRIVAL ON SCENE / DOG BITE

PO Niemuth and I were the first responders on scene. We approached the front door to the residence and made several announcements that we were the West Allis Police Department. I observed two smaller dogs in the window barking. I have responded to this residence several times in the past for heroin overdoses. Each time I responded, the subject who overdosed was located in the basement.

Due to the nature of the call for service, of a 27 year old not breathing, there was an urgency of community care taker to enter the residence. I entered the unlocked front door to the residence and was attacked by the two small dogs. One of the dogs (the Chihuahua) bit my upper right calf causing an inch long laceration.

I grabbed a broom to use as a barrier to put between me and the dogs, which allowed PO Niemuth and I to make it safely through the residence and to the unresponsive 27 year old, which was located in the basement. WAFD arrived on scene and was able to stabilize the 27 year old.

STATEMENT OF SABRINA L. BRZYCKI F/W 05/10/91 (WITNESS)

Brzycki stated she met the 27 year old, later identified as Nikolas W. Walter m/w 03/21/89, at McDonalds approximately two weeks prior. Walter was homeless and Brzycki talked to him for a while. Brzycki stated they exchanged numbers and talked periodically. On 11/07/16, Walter texted Brzycki, asking to hang out because he had no where to go. Brzycki told Walter he could come over to her residence, 807 S. 58 St.

Walter arrived at Brzycki's on 11/07/16, approximately 1800hrs. Brzycki stated they went into the basement of the residence, and Walter immediately began to, "Nod off." Brzycki stated she yelled at Walter, "You cant do that stuff here, I told you not to come over if you are going to be using." Brzycki stated she believed Walter used Heroin before he came over because she has overdosed in the past, and knows how people act when overdosing.

I spoke briefly with Det. Madden, who advised Brzycki and Walter were hanging out before the incident and arrived together at 807 S. 58 St. Det. Madden also advised that Brzycki and Walter left Rogers Hospital together earlier that day, which they

Reporting Officer(s):
Olson, LaneID Number
2682

ID Number

Pages:
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West Allis Police Department**Continuation**Incident Report Number
16-046056Incident Location:
807 S 58 St, West Allis, WI, 53214Incident Date:
11/07/2016

were both there for heroin rehab. I confronted Brzycki about my findings. Brzycki admitted to lying to me about the events of the day.

I asked Brzycki to start over on what occurred. Brzycki stated she met Walter in Rogers hospital, they were both there for heroin rehab. Brzycki and Walter were both released on 11/07/16, and both left together. Brzycki stated she dropped Walter off near 73 St. and Bluemound for approximately 30 minutes. Brzycki stated she believed Walter was picking up heroin.

Walter and Brzycki arrived at their residence at approximately 1800hrs. Brzycki stated she did not observe Walter do heroin, but knew as soon as he started to nod off, Walter was overdosing. Brzycki stated Walter went to his knees and began to crawl on the ground. Walter completely collapsed on the ground and stopped breathing. Brzycki stated she performed CPR for approximately five minutes until Officers and WAED arrived on scene.

LOCATING DRUG PARAPHERNALIA

Refer to Corp. Cerqua's supplement report.

CONTACT WITH NIKOLAS W. WALTER M/W 03/21/89 (OFFENDER)

Refer to Corp. Cerqua's supplement report.

NCIC

Refer to Corp. Cerqua's supplement report.

CONTACT WITH P&P

Refer to Corp. Cerqua's supplement report.

BOOKING

Refer to Corp. Cerqua's supplement report.

PROPERTY

Refer to Corp. Cerqua's supplement report.

DOG BITE

Refer to PO Niemuth's supplement report.

CASE DISPOSITION

Reporting Officer(s):

Olson, Lane

ID Number
2682

ID Number

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West Allis Police Department**Continuation**

Incident Report Number

16-046056

Incident Location:

807 S 58 St, West Allis, WI, 53214

Incident Date:

11/07/2016

Walter was stabilized by WAFD after Walter overdosed on heroin. Walter was conveyed to Froedtert Hospital to be monitored for several hours due to the overdose. Walter had two Warrants, was issued a citation for Possession of Drug paraphernalia and conveyed to CJF on his two warrants.

Reporting Officer(s):

Olson, Lane

ID Number

2682

ID Number

Pages:

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West Allis Police Department**Supplementary Report**

Incident Report Number:

16-046056

Incident Location:

807 S 58 St, West Allis, WI, 53214

Incident Date:

11/07/2016

New Incident:

Original CFS Code - 1:

New CFS Code - 1 :

New CFS Code - 2:

NARRATIVE

Cpl. J. Cerqua reports:

INITIAL COMPLAINT

On 11/07/16, at 1816 hrs, I responded to 807 S 68 St to assist WAFD and other officers with a 27 year old not breathing. Investigation revealed Nikolas W. Malvick, M/W 03/21/89, overdosed on heroin at the residence. WAFD personnel were able to stabilize Malvick with the use of Narcan, and he was escorted into the back of the med unit.

RECOVERED DRUG PARAPHERNALIA

I made contact with Malvick and rescue personnel in the med unit, and Christopher Kandarapally of WAFD informed me a used syringe was recovered from the front left pocket of Malvick's shorts. Kandarapally had asked Malvick if he had anything on him and Malvick removed the syringe from his pocket and turned it over to him.

STATEMENT OF NIKOLAS W. MALVICK

While I was in the med unit with Malvick, I asked him if he had anything else on him. Malvick removed a tin cooker from the same pocket, which had dried residue inside. I asked Malvick if he had used heroin, and he stated he did. Malvick admitted the recovered syringe was what he used to inject the heroin into his right arm. He stated he was not suicidal and that he injected the heroin in an attempt to get high (not an attempt to harm himself).

Malvick was subsequently conveyed to Froedtert Hospital for medical attention.

PROPERTY

I transported the recovered syringe and tin cooker to the station, where I placed them on property as evidence. The paraphernalia was entered under property #16-007721-1, and secured in property room locker 21 for processing.

NCIC

NCIC revealed Malvick had a warrant for his arrest through the Jefferson County Sheriff's Office, which dispatch confirmed. Malvick is also currently on probation, and conditions of his probation state he cannot possess or consume any illegal substances and that he shall not be present in a place

Reporting Officer(s):

Cerqua, Jonathan

Payroll Number:

9650

Payroll Number:

Report Date:

11/07/2016

Reviewed by:

Primising, Megan

Payroll Number:

9872

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West Allis Police Department**Continuation**

Incident Report Number

16-046056

Incident Location:

807 S 58 St, West Allis, WI, 53214

Incident Date:

11/07/2016

where drugs or drug paraphernalia items are found, used or possessed.

PROBATION & PAROLE NOTIFICATION

I contacted Probation & Parole and notified them of the incident. Probation & Parole subsequently entered a warrant into NCIC for Malvick's arrest, which dispatch confirmed.

BOOKING

I booked Malvick out of custody under arrest #16-004805, for possession of drug paraphernalia and for his two warrants. Mavlick was issued municipal citation #1S80532KRS for the paraphernalia charge, and assigned a court date of 12/12/16, at 0830 hrs.

After Malvick was medically cleared, he was transported to CJF on his warrants.

Reporting Officer(s):

Cerqua, Jonathan

ID Number

9650

ID Number

Pages:

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West Allis Police Department

Supplementary Report

Incident Report Number: 16-046056	Incident Location: 807 S 58 St, West Allis, WI, 53214	Incident Date: 11/07/2016	
New Incident:	Original CFS Code - 1:	New CFS Code - 1:	New CFS Code - 2:

OTHER NAMES

Malvick, Nikolas Walter W/M-27 of W1248 Marietta Ave, Ixonia, WI, 53036
DOB: 03/21/1989

PROPERTY LIST

Seq#	Reason	Make/Model	Description/Serial#	Quan/Value
16-007721				
1	SEI		Used heroin syringe and tin cooker	1.000 \$1.00 [Recovered]

Reporting Officer(s): Cerqua, Jonathan	Payroll Number: 9650	Payroll Number:	Report Date: 11/07/2016
Reviewed by: Pasdera, Trever	Payroll Number: 1851	Copy To:	Page: 1 Of 1

West Allis Police Department**Supplementary Report**

Incident Report Number:

16-046056

Incident Location:

807 S 58 St, West Allis, WI, 53214

Incident Date:

11/07/2016

New Incident:

Original CFS Code - 1:

New CFS Code - 1:

New CFS Code - 2:

NAMES**Contact**

Brzycki, Sabrina L W/F-25 of 807 S 58 St, West Allis, WI, 53214

DOB: 05/10/1991

Cell Phone: (414) 366-3286

NARRATIVE**PO Niemuth Reports...****Initial Call**

On 11/07/16 at approx. 1815hrs, officers responded to 807 S. 58 St. for a report of a 27 year old male not breathing. On scene officers entered the residence through the front door.

On Scene Observations

While entering through the front door Officer Olson and I were met by two dogs, a tan Chihuahua and a gray Terrier. I observed the Chihuahua growling and bite onto the front toe area of Officer Olson's right boot. Officers were able to make it through the house and away from the dogs to get to the victim. I did not observe the dog bite Officer Olson's body.

Dog Bite

Later in the evening, I was advised by Sgt. Stikl that Officer Olson was bitten by the dog on his right calf. She requested I do follow up with the owner and fill out the dangerous dog and suspect rabies paperwork.

The dog bit Officer Olson's right calf, breaking the skin and causing it to bleed.

Contact with Sabrina L. Brzycki

On 11/07/16, I made contact with Sabrina - the dog owner - at her residence and advised her of the dog bite. Sabrina advised me the tan Chihuahua was hers and it has never bitten anyone before.

Reporting Officer(s):

Niemuth, Adam

Payroll Number:

2681

Payroll Number:

Report Date:

11/08/2016

Reviewed by:

Primising, Megan

Payroll Number:

9872

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West Allis Police Department**Continuation**Incident Report Number
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11/07/2016

Sabrina stated the dog was vaccinated about 3 years ago. She did not have paperwork on her and agreed to get it from the vet tomorrow.

On 11/08/16, I again made contact with Sabrina who advised her vet, State Street Veterinarian Clinic, is no longer in business and she was unable to provide vaccination paperwork.

Dog Information

Sabrina provided me with the following information about her dog.

- Name - Rocci
- Sex - Female
- Age - 7-8 years old
- Type- Chihuahua / Pit Bull mix
- License - None
- Rabies Tag - Does not have a tag
- Spayed

Suspect Rabies / Dangerous Dog Form

I filled out the forms while at Sabrina's residence and explained the forms which she signed at 2120hrs.

Due to Sabrina not being able to provide the required vaccination paperwork, I took possession of the dog which was transported to MADACC.

MADACC

On 11/08/16 at approx. 1600hrs, I took custody of the dog and transported it to MADACC. The dog was turned over to MADACC staff for observations. The hold will be in place until 11/18/16.

Photo Log

On 11/07/16 at approx. 2245hrs, I took the following photos, which were saved on my departmental media card and later uploaded to the DIMS system.

1. Photograph of Officer Olson
2. Photograph of Officer Olson's pant leg
3. Photograph of Officer Olson's right calf
4. Photograph of Officer Olson's right calf with measurement

Case Disposition

The Suspect Rabies form and Order Dangerous Dog forms were filled out with the

Reporting Officer(s):

Niemuth, Adam

ID Number
2681

ID Number

Pages:

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West Allis Police Department**Continuation**

Incident Report Number:

16-046056

Incident Location:

807 S 58 St, West Allis, WI, 53214

Incident Date:

11/07/2016

owner, Sabrina L. Brzycki. Copies of all forms were left with Sabrina. This report and copies of the paperwork will be forwarded to the Health Department.

The dog was turned over to MADACC staff for observation.

Reporting Officer(s):

Niemuth, Adam

ID Number

2681

ID Number

Pages:

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Monica Schultz

From: Monica Schultz
Sent: Tuesday, December 06, 2016 8:28 AM
To: Sally Nusslock; Nicholas Cerwin; Peter Borree
Subject: AARB Appeal Notice - Sabrina Brzycki (dangerous dog Rocci)
Attachments: SCH-CLERK-C16120608230.pdf

Attached:
AARB Appeal Notice - Sabrina Brzycki (dangerous dog Rocci)

The father turned this document in on behalf of his daughter who is in the hospital. I'll call him back and let him know that we actually need a written appeal and not just a copy of the Order.

SUBPOENA

CITY OF WEST ALLIS : ADMINISTRATIVE APPEALS REVIEW BOARD : MILWAUKEE COUNTY

STATE OF WISCONSIN)
) ss.
COUNTY OF MILWAUKEE)

RECEIVED
JUN 21 2017
WEST ALLIS
CITY ATTORNEY

THE STATE OF WISCONSIN TO:

**PATROL OFFICER LANE OLSON
West Allis Police Department**

PURSUANT TO SECTION 805.07 OF THE WISCONSIN STATUTES, you are hereby
commanded to appear in person before the West Allis Administrative Appeals Review Board,
7525 West Greenfield Avenue, Room 128, West Allis, Wisconsin, on the 26th day of **June 2017**,
at **4:00 p.m.**, to give evidence in the matter of the appeal of the Dangerous Dog Order of Rocci,
owner **Sabrina Brzycki**. Failure to appear may result in punishment for contempt which may
include monetary penalties, imprisonment and other sanctions.

Issued this 14th day of June, 2017.

CITY OF WEST ALLIS



Jenna Merten, Assistant City Attorney

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

Service admitted this 17 day of
June, 2017.

X 

Signature of Witness

1947
The following information was obtained from the records of the
Department of the Interior, Bureau of Land Management, on
the subject of the above captioned land.

The land is situated in the County of [illegible] State of [illegible].
The land is owned by [illegible].

The land is situated in the [illegible] Section, [illegible] Township, [illegible] County, [illegible] State.

The land is situated in the [illegible] Quarter, [illegible] Section, [illegible] Township, [illegible] County, [illegible] State.

The land is situated in the [illegible] Quarter, [illegible] Section, [illegible] Township, [illegible] County, [illegible] State.

The land is situated in the [illegible] Quarter, [illegible] Section, [illegible] Township, [illegible] County, [illegible] State.

The land is situated in the [illegible] Quarter, [illegible] Section, [illegible] Township, [illegible] County, [illegible] State.

The land is situated in the [illegible] Quarter, [illegible] Section, [illegible] Township, [illegible] County, [illegible] State.

The land is situated in the [illegible] Quarter, [illegible] Section, [illegible] Township, [illegible] County, [illegible] State.

The land is situated in the [illegible] Quarter, [illegible] Section, [illegible] Township, [illegible] County, [illegible] State.

The land is situated in the [illegible] Quarter, [illegible] Section, [illegible] Township, [illegible] County, [illegible] State.

The land is situated in the [illegible] Quarter, [illegible] Section, [illegible] Township, [illegible] County, [illegible] State.

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The land is situated in the [illegible] Quarter, [illegible] Section, [illegible] Township, [illegible] County, [illegible] State.

City of West Allis
Administrative Review Board

6.25-17

RECEIVED

JUN 26 2017

CITY OF WEST ALLIS
CITY CLERK

Dear Sirs,

I am writing to let you know, that I do not consider Marley a dangerous dog. Any dog will charge when it is startled. That is normal dog behavior.

Since this incident Mr. McQuestion has done all that I requested of him. He has moved his mail box to the front of the house. He has stationed Marley at the back of the house on a shorter leash, that he can not reach the front.

Also the dog is usually in until after I have delivered.

I can not appear in court today!

I have a dental appointment at the exact same time. It took me 4 weeks to get this appointment. I am not cancelling it.

I would appreciate it if you would drop this case against Marley.

Sincerely Tracy McKenzie
City Letter Carrier



