

5a.



# City of West Allis Matter Summary

7525 W. Greenfield Ave.  
West Allis, WI 53214

| File Number | Title | Status |
|-------------|-------|--------|
|-------------|-------|--------|

2007-0185

Report

In Committee

Police Department Report involving Lenny's, 6309 W. National Ave. (2006-2007 Class B Tavern License no. 458 and Dance Hall License no. 506, Lenny's Inc., Leonard E. Malan, Agent, Incident Date: March 14, 2007).

Introduced: 4/17/2007

Controlling Body: License & Health Committee

## PLACE ON FILE

### COMMITTEE RECOMMENDATION

| ACTION DATE: | MOVER | SECONDER |            | AYE | NO | PRESENT | EXCUSED |
|--------------|-------|----------|------------|-----|----|---------|---------|
| APR 17 2007  |       |          | Barczak    |     |    |         |         |
|              |       |          | Czaplewski |     |    |         |         |
|              |       | ✓        | Dobrowski  |     |    |         |         |
|              |       |          | Kopplin    |     |    |         |         |
|              |       |          | Lajsic     |     |    |         |         |
|              |       |          | Narlock    |     |    |         |         |
|              |       |          | Reinke     |     |    |         |         |
|              |       | ✓        | Sengstock  |     |    |         |         |
|              |       |          | Vitale     |     |    |         |         |
|              |       | Weigel   |            |     |    |         |         |
|              |       | TOTAL    |            | 5   |    |         |         |

### SIGNATURE OF COMMITTEE MEMBER

*Kurt Kopplin* Chair      Vice-Chair      Member

### COMMON COUNCIL ACTION PLACE ON FILE

| ACTION DATE: | MOVER | SECONDER |            | AYE | NO | PRESENT | EXCUSED |
|--------------|-------|----------|------------|-----|----|---------|---------|
| APR 17 2007  |       |          | Barczak    |     |    |         | ✓       |
|              |       |          | Czaplewski | ✓   |    |         |         |
|              |       |          | Dobrowski  | ✓   |    |         |         |
|              |       | ✓        | Kopplin    | ✓   |    |         |         |
|              |       |          | Lajsic     | ✓   |    |         |         |
|              |       |          | Narlock    | ✓   |    |         |         |
|              |       |          | Reinke     | ✓   |    |         |         |
|              |       |          | Sengstock  | ✓   |    |         |         |
|              |       |          | Vitale     | ✓   |    |         |         |
|              |       | Weigel   | ✓          |     |    |         |         |
|              |       | TOTAL    |            | 9   | -  | -       | 1       |



**City of West Allis  
Police Department**

**Liquor Establishment Violation**

Date: 3/14/2007  
To: Lieutenant Novy  
From: Joseph V. Lehman 9293

**Violation Type**

Tavern Violation     Bartender Violation     Restaurant Violation     Liquor Store

Incident #: I0703241 Case# 07-003854  N/A

Location: 6309 W. National Ave  N/A

Establishment Name: Lenny's Tavern  N/A

Establishment License #:  N/A

Establishment Owner: Leonard E. Malan  N/A

Owner Address: S76 W13390 MoShane Dr, Muskego, WI, 53150  N/A

Violation(s): Robbery (Victim was not the bar but a patron inside of the bar.)  N/A

Offender: 3-4 Unknown Male White Parties  N/A

Offender Address:  N/A

Offender:  N/A

Offender Address:  N/A

Offender:  N/A

Offender Address:  N/A

Offender:  N/A

Offender Address:  N/A

Additional Offenders listed in Incident Report narrative:  Yes  No


Reviewed by Commanding Officer: Captain Unger

Copy of Incident Report Attached to Liquor Laws Violation Report:  Yes  N/A

Commanding Officer Signature: *Capt Unger*

Reviewed by Deputy Chief Mike Jungbluth:

Copy forwarded to License and Health Committee: Date:

|   |  | West Allis Police Department     |  | Incident Report                            |  |
|--|--|----------------------------------|--|--|--|
|  |  | Incident: Robbery-Misc-Strongarm |  |  |  |
| Incident Report Number: 07-003854  |  | Between: Date - Time             |  | And/At: Date-Time                          |  |
|  |  |                                  |  | 3/14/07 00:17                              |  |
| Incident Location: 6309 W National Ave, West Allis, WI, 53214  |  |                                  |  |  |  |
| CFS Code-1: 1299D  |  | CFS Code-2:                      |  | CFS Code-3:                                |  |
| CFS Code-4:  |  | CFS Code-5:                      |  | CFS Code-6:                                |  |
| CFS Code-7:  |  | CFS Code-8:                      |  |  |  |
| Name (Last, First, Middle): V Bantz, Joshua M  |  | DOB: 03/01/1988                  |  | Race/Sex: W/M                              |  |
| Address: (Address, City, State, Zip) 5325 W National Av, West Milwaukee, WI, 53214   |  |                                  |  | Home Phone Number: (414) 732-4531          |  |
| Employer:  |  |                                  |  | Work Phone Number:                         |  |
| Employer Address:  |  |                                  |  | Cell Phone Number:                         |  |
| Name (Last, First, Middle): W Bantz, Christina J   |  | DOB: 05/22/1962                  |  | Race/Sex: W/F                              |  |
| Address: (Address, City, State, Zip) 5325 W National Ave, West Milwaukee, WI   |  |                                  |  | Home Phone Number: (414) 383-0358          |  |
| Employer:  |  |                                  |  | Work Phone Number:                         |  |
| Employer Address:  |  |                                  |  | Cell Phone Number: (414) 628-2806          |  |
| <p><b>SUMMARY</b></p> <p>Officer Lehman reports****Robbery****6309 W National Ave (Lenny's Bar)</p> <p>On 03/14/07 at 0017 hours, officers responded to 6309 W National Ave for a fight inside the bar. Upon arrival, officers made contact with Joshua M. Bantz M/W 03/01/88 who said four white males physically attacked him and stole \$400 from him. Bantz reports he got into an argument with 4 male parties within the bar and the argument escalated into a physical confrontation. During the physical altercation the unknown parties stole \$400.00 which Bantz had in his pants pockets. Bantz had abrasions and minor lacerations to his face/head. WAFD responded to treat Bantz. Unknown male parties left prior to officer's arrival.</p> |  |                                  |  |  |  |
| Vehicle Information: (Year, Make, Model, Style, Color)   |  |                                  |  |  |  |
| License Number:  |  | State:                           |  | Expiration Year:                           |  |
|  |  |                                  |  | Vin:                                       |  |
| Insurance Company:   |  |                                  |  |  |  |
| Other Vehicle Information:   |  |                                  |  | NCIC#                                      |  |
| Reporting Officer(s): Lehman, Joseph V   |  | Payroll Number: 9293             |  | Report Date: 03/14/2007                    |  |
| Time Received: 00:17   |  | Time Cleared: 00:42              |  | Unit(s) Assigned: 306, 310, 312T, 317, 318 |  |
| Reviewed by: Hibbard, Danielle M   |  |                                  |  | Payroll Number: 1885                       |  |
|  |  |                                  |  | Copy To                                    |  |

Date: 03/14/2007

CFS Code-1: 1299D

Incident Report Number: 07-003854

**West Allis Police Department****Continuation**Incident Report Number:  
07-003854Date:  
03/14/2007Location:  
6309 W National Ave, West Allis, WI, 53214**NAMES****Witness**

Malan, Leonard E W/M-62 of S76 W13390 McShane Dr, Muskego, WI, 53150  
 DOB: 01/02/1945 DL: M450-5254-5002-06  
 Home Phone: (414) 529-0298 Work Phone: (414) 774-8100

**NARRATIVE**

Officer Lehman reports....

**INITIAL OBSERVATIONS**

While on patrol at the corner of S. 63 St and W. National Ave, Officer Beyer and I heard men shouting and a woman screaming. The sound appeared to be coming from inside of "Lenny's Bar" at 6309 W National Ave. As we pulled into the parking lot we were dispatched to the location for a trouble call described by the caller as "a war in the bar." Upon entering the bar I observed , a male party, later identified as Joshua M. Bantz, who had blood on his face/head and shirt. Also in the bar was Leonard E. Malan, the bartender, and Christina J. Bantz, Joshua's mother.

I spoke with Joshua while Officer Sterling spoke with Malan and Officer Cato spoke with Christina.

**STATEMENT FROM JOSHUA M. BANTZ**

Joshua said while he was in the bar with his mother, a group of about three or four males were staring him down and whispering while pointing at him. Joshua said he told the parties that if they had a problem with him they should "act like men and say something." A shouting match arose and an unidentified person punched Joshua in the head.

Joshua fell to the ground and three or four guys from the party starting kicking and punching him. While Joshua was lying on the ground he was kicked and punched multiple times in rapid succession. While Joshua was being attacked he felt someone go through his pockets and steal \$400.00.

Joshua said the offenders ran through the backdoors of the bar and drove away prior to officer's arrival.

**DESCRIPTION OF THE OFFENDERS**

Joshua described his attackers as being three or four white, or light skinned males. Two of the males had blueish grey sweaters with hoods on and another was

Reporting Officer(s):  
Lehman, Joseph VPayroll Number:  
9293

Payroll Number:

Report Date:  
03/14/2007

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**West Allis Police Department****Continuation**

Incident Report Number:

07-003854

Date:

03/14/2007

Location:

6309 W National Ave, West Allis, WI, 53214

wearing a black sweater. They were all wearing designer blue jeans and three of them had hats on. Two of the males had thin mustaches and one had a long dark brown ponytail with braided hair. Joshua said he saw his attackers drive away in a white Chevy Lumina and a Cavalier of an unknown color. Joshua said he saw them drive away in their cars when he ran out the door after them after they stole his money. Joshua only gave general descriptions of all the parties, he could not give specific individual descriptions.

**LACK OF CONSENT**

Joshua M. Bantz did not give anyone permission to hit him and take his money.

**OBSERVATIONS OF INJURIES/MEDICAL ATTENTION**

While talking to Joshua I observed abrasions and moderate lacerations on his face/head. His nose appeared red and swollen. There was dried blood on and around his lips. There was fresh blood on his white T-shirt.

An ambulance from the WAFD responded to treat Joshua. Joshua was medically cleared and said he did not need to go to the hospital.

Officer Beyer took pictures of Joshua's injuries. See Officer Beyer's supplemental report.

**CASE DISPOSITION**

Officers checked the area, but were unable to locate anyone.

Joshua was given my business card and told to call me if he could recall any additional information.

Reporting Officer(s):

Lehman, Joseph V

Payroll Number:

9293

Payroll Number:

Report Date:

03/14/2007

Page(s):

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INCLUDE THIS PAGE FOR COMMITTEE

| West Allis Police Department   |  | Supplementary Report         |                            |
|--|--|------------------------------|----------------------------|
| Incident Report Number<br>07-003854  | Incident Location:<br>6309 W National Ave, West Allis, WI, 53214 | Incident Date:<br>03/14/2007 |                            |
| New Incident:  | Original CFS Code-1:<br>1299D                                    | New CFS Code-1:              | New CFS Code-2:            |
| <p><b>NARRATIVE</b></p> <p><b><u>STATEMENT-LEONARD E. MALAN (WITNESS)</u></b></p> <p>Officer B. Sterling reports...</p> <p>I spoke to the owner of the business, Leonard E. Malan, regarding this incident. Malan was working as the bartender this evening and the only staff on duty.</p> <p>Malan stated the night was going fine, there were not many people in the tavern. There was a group of about 4-5 males, and a few females in the rear of the business playing pool and having a good time. There was a young male, later identified as Joshua M. Bantz, sitting at the bar with his mother.</p> <p>Malan stated Bantz kept staring at the large group of males and "running his mouth" at them. Bantz was making comments about gangs and was "mean mugging" them. Malan stated words were eventually exchanged between Bantz and the group of males. <u>Malan told Bantz mother to calm him down or get him out of here before trouble starts.</u></p> <p>Malan stated Bantz took off his glasses and stood up abruptly and walked aggressively towards the group of males. Bantz was getting close to the males and a pushing match started.</p> <p>Malan stated eventually the four males were punching and kicking Bantz. They had him on the ground and were feeling in and around his pockets. Malan thought the males were searching for a weapon. Malan did not see the males remove anything from Bantz. Malan ran towards the altercation and yelled for Bantz mother to call 911. Malan stated he did not have enough time to call himself.</p> <p>Malan was eventually able to break up the fight and the group of males and females ran out the back door. Malan did not get a vehicle description and there is no video surveillance inside or outside the bar.</p> <p>Malan described the four suspects as early 20's, all slim builds, one was a light skinned m/b, the others were all male hispanics. Malan could not give any clothing description but thought one of the males wore a gold New York Yankee baseball cap. Malan stated the four suspects have been in the bar before and he would be able to identify them again.</p> <p>Malan stated he would call the police if the suspects ever came back to the bar.</p> |  |                              |                            |
| Reporting Officer(s):<br>Sterling, Bradley J   |  | Payroll Number:<br>2102      | Report Date:<br>03/14/2007 |
| Reviewed by:<br>Bykowski, Mark S   | Payroll Number:<br>1229  | Copy To:                     | 1 Of 1                     |