

IN THE MATTER OF THE COMPLAINT AGAINST TOP DOG ENTERPRISES, LLC.: CITY OF WEST ALLIS v. TOP DOG ENTERPRISES, D/B/A THE CHOICE EATERY AND ENTERTAINMENT

State of Wisconsin)

: ss

AFFIDAVIT OF SERVICE

Milwaukee County)

CPI. Scott Geys

, under oath, says:

1. That affiant is a citizen and resident of the State of Wisconsin, over 18 years old, and is not a party nor in any manner interested in this proceeding.
2. That on July 26th, 2017, at 0825 o'clock A.m., at 12340 W. Oklahoma Ave West Allis WI 53227, affiant served a copy of this **Summons and Complaint** on TOP DOG ENTERPRISES, LLC, by personally delivering to and leaving a copy of same with:

a) The Agent, Ronald Mellantine.

b) _____, a person in charge of the office at 100 Lynnwood Lane, Brookfield WI, 53005. The person was informed of the contents of the summons.

CPI. Scott Geys
(Signature of person serving papers)

Subscribed and sworn to before me
this 26 day of July, 2017.

Marisa Szymuszkiewicz

Notary Public, State of Wisconsin

My Commission: 5/30/20



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

**In the Matter of the
Complaint Against**

SUMMONS

**Top Dog Enterprises, LLC,
d/b/a The Choice Eatery and Entertainment
Ronald Mellantine, agent,**

STATE OF WISCONSIN)
) SS.
COUNTY OF MILWAUKEE)

THE WEST ALLIS COMMON COUNCIL TO Ronald Mellantine:

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 Class "B" Intoxicating Liquor and Class "B" Fermented Malt Beverage License under License, pursuant to the provisions of Sec. 125.12, Wis. Stat. and West Allis Revised Municipal Code Sections 7.04(16) and 9.02(20).

NOW THEREFORE, you, Ronald Mellantine, 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 August 1, 2017, at 6:00 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.

*Send Ronald Mellantine
Time: 7/26/17 0825
Location: 12340 W. Oklahoma Ave
West Allis WI 53227
CP: [Signature] 10/16*

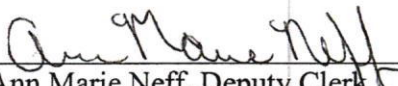
In the case of your failure to appear as required by this summons, the allegations in the complaint against you shall be taken as true and, if the License and Health Committee of the West Allis Common Council finds the allegations sufficient, a recommendation that your license(s) be suspended or revoked 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 21 day of July, 2017.

WEST ALLIS COMMON COUNCIL

By:


Ann Marie Neff, Deputy Clerk

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

**In the Matter of the
Complaint Against**

COMPLAINT

**Top Dog Enterprises, LLC,
d/b/a The Choice Eatery and Entertainment
Ronald Mellantine, agent,**

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

Michael J. Czaplewski, being duly sworn, on oath deposes and states as a complaint against Top Dog Enterprises, LLC, follows:

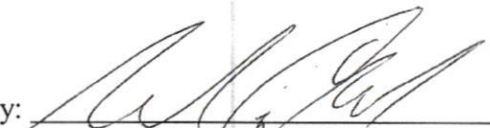
1. That the complainant is a resident of the City of West Allis, is the duly elected Alderperson for the First Aldermanic District in the City of West Allis, is the chair of the License and Health Committee, and makes this complaint at the direction of the License and Health Committee of the West Allis 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, which records complainant believes to be reliable and accurate.
3. That Top Dog Enterprises, LLC, is the holder of a Class "B" Intoxicating Liquor and Class "B" Fermented Malt Beverage License under License Number 2316, issued by the West Allis Common Council on June 7, 2016 for the license period beginning July 1, 2016 through June 30, 2017 for the premises located at 9638 W. National Avenue, West Allis, Wisconsin and does business under the trade name, "The Choice Eatery and Entertainment."

4. That Top Dog Enterprises, LLC, is the holder of a Class "B" Intoxicating Liquor and Class "B" Fermented Malt Beverage License under License number 2453 for the license period beginning July 1, 2017 and ending June 30, 2018 for the premises located at 9638 W. National Avenue, West Allis, Wisconsin, and does business under the trade name, "The Choice Eatery and Entertainment."
5. That Top Dog Enterprises, LLC, holds a West Allis Health Department Restaurant/Food permit under I.D. number "GSAC-AEWSNY" which expires on June 30, 2018, for the premises located at 9638 W. National Avenue, West Allis, Wisconsin d/b/a "The Choice Pub and Eatery."
6. That Ronald L. Mellantine is the registered agent for Top Dog Enterprises, LLC.
7. That Top Dog Enterprises, LLC, d/b/a "The Choice Eatery and Entertainment" located at 9638 W. National Avenue, West Allis, Wisconsin, has never opened for business or utilized the Class "B" Intoxicating Liquor and Class "B" Fermented Malt Beverage Licenses during the 2016-2017 or the 2017-2018 license period, and has not opened to utilize the food permit provided by the City of West Allis.
8. That Top Dog Enterprises, LLC, has violated West Allis Ordinance Sections 7.04(16)(a)4, 9.35(2) and Section 9.02(9)(c) by failing to conduct the licensed or permitted business at the authorized location for a period of thirty (30) consecutive days and is therefore subject to revocation, suspension, or nonrenewal of the licenses.

WHEREFORE, Michael J. Czaplewski requests that Top Dog 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" Intoxicating Liquor and Class "B" Fermented Malt Beverage License, should be revoked, suspended, or not renewed.

Dated this 21 day of July, 2017.

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

Subscribed and sworn to before me
this 21 day of July



(
Notary Public, State of Wisconsin
My Commission expires: February 2019



Service of Top Dog Enterprises, LLC, d/b/a The Choice Eatery and Entertainment Summons and Complaint

**The Summons and Complaint Must Be Served
Between July 23, 2017 and July 29, 2017.**

- 1) Serve Ronald Mellantine at the agent address/ home address of 100 Lynnwood Lane, Brookfield WI, 53005, the establishment address (where Ronald Mellantine may be working) of 9638 W. National Avenue, West Allis, WI, 53214 or the person in charge at The Choice Eatery and Entertainment at of 9638 W. National Avenue, West Allis, WI, 53214.
- 2) Leave a copy of the summons and complaint; return an endorsed copy of the summons, a copy of the complaint, and the affidavit of service as instructed below.

For the affidavit of service:

- 3) Fill in your name on the top line
- 4) Fill in the date and time of the service, indicating a.m. or p.m.
- 5) Fill in the name of the person served
- 6) Sign before a notary public (City Attorney's office can notarize for you)
- 7) We need the affidavit of service and return copy of the summons and complaint back in our office after service.

ENDORSEMENT ON SUMMONS RETURN COPY

Note in writing on the front or back of the summons:

- 1) Name of the party served (or have them sign it anyplace)
- 2) Date and time of service (regular time w/ am/pm or military time)
- 3) Address where service took place
- 4) Sign your name and put officer # on summons

This can all be jotted in any corner where there is a free area to write (or the back if you like).

Thank you!
Nick Cerwin, Assistant City Attorney
302-8448

MEMORANDUM

To: Deputy Chief Christopher Botsch, West Allis Police Department
From: Nicholas S. Cerwin, Assistant City Attorney
Date: July 21, 2017
Re: *City of West Allis v. Top Dog Enterprises, LLC*

Enclosed are two copies of the Summons & Complaint for each above captioned matter together with an Affidavit of Service.

Please serve **Ronald L. Mellantine (Agent for Top Dog Enterprises, LLC) or the person in charge at The Choice Eatery and Entertainment between July 23, 2017 – July 29, 2017.**

Upon service please fill out the Affidavit of Service and return the Summons and Complaint together with the Affidavit of Service to our office.

Thanks!

Enclosures

IN THE MATTER OF THE COMPLAINT AGAINST TOP DOG ENTERPRISES, LLC.: CITY OF WEST ALLIS v. TOP DOG ENTERPRISES, D/B/A THE CHOICE EATERY AND ENTERTAINMENT

State of Wisconsin)

: ss

AFFIDAVIT OF SERVICE

Milwaukee County)

_____, under oath, says:

1. That affiant is a citizen and resident of the State of Wisconsin, over 18 years old, and is not a party nor in any manner interested in this proceeding.
2. That on _____, 2017, at _____ o'clock ____ .m., at _____, affiant served a copy of this **Summons and Complaint** on TOP DOG ENTERPRISES, LLC, by personally delivering to and leaving a copy of same with:

a) The Agent, Ronald Mellantine.

b) _____, a person in charge of the office at 100 Lynnwood Lane, Brookfield WI, 53005. The person was informed of the contents of the summons.

(Signature of person serving papers)

Subscribed and sworn to before me
this _____ day of _____, 2017.

(
Notary Public, State of Wisconsin
My Commission: _____

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

**In the Matter of the
Complaint Against**

SUMMONS

**Top Dog Enterprises, LLC,
d/b/a The Choice Eatery and Entertainment
Ronald Mellantine, agent,**

STATE OF WISCONSIN)
) SS.
COUNTY OF MILWAUKEE)

THE WEST ALLIS COMMON COUNCIL TO Ronald Mellantine:

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 Class "B" Intoxicating Liquor and Class "B" Fermented Malt Beverage License under License, pursuant to the provisions of Sec. 125.12, Wis. Stat. and West Allis Revised Municipal Code Sections 7.04(16) and 9.02(20).

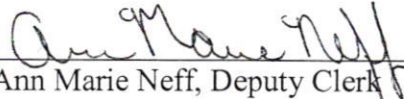
NOW THEREFORE, you, Ronald Mellantine, are hereby summoned to appear before the License and Health Committee of the West Allis Common Council in Room 128 of the West Allis City Hall, 7525 West Greenfield Avenue, West Allis, Wisconsin, on August 1, 2017, at 6:00 p.m., or as soon thereafter as this matter 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 21 day of July, 2017.

WEST ALLIS COMMON COUNCIL

By: 
Ann Marie Neff, Deputy Clerk

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

In the Matter of the
Complaint Against

COMPLAINT

**Top Dog Enterprises, LLC,
d/b/a The Choice Eatery and Entertainment
Ronald Mellantine, agent,**

STATE OF WISCONSIN)
) ss.
COUNTY OF MILWAUKEE)

Michael J. Czuplewski, being duly sworn, on oath deposes and states as a complaint against Top Dog Enterprises, LLC, follows:

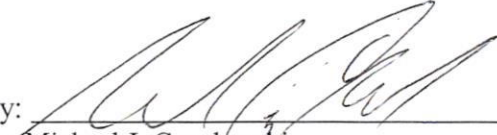
1. That the complainant is a resident of the City of West Allis, is the duly elected Alderperson for the First Aldermanic District in the City of West Allis, is the chair of the License and Health Committee, and makes this complaint at the direction of the License and Health Committee of the West Allis 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, which records complainant believes to be reliable and accurate.
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4. That Top Dog Enterprises, LLC, is the holder of a Class "B" Intoxicating Liquor and Class "B" Fermented Malt Beverage License under License number 2453 for the license period beginning July 1, 2017 and ending June 30, 2018 for the premises located at 9638 W. National Avenue, West Allis, Wisconsin, and does business under the trade name, "The Choice Eatery and Entertainment."
5. That Top Dog Enterprises, LLC, holds a West Allis Health Department Restaurant/Food permit under I.D. number "GSAC-AEWSNY" which expires on June 30, 2018, for the premises located at 9638 W. National Avenue, West Allis, Wisconsin d/b/a "The Choice Pub and Eatery."
6. That Ronald L. Mellantine is the registered agent for Top Dog Enterprises, LLC.
7. That Top Dog Enterprises, LLC, d/b/a "The Choice Eatery and Entertainment" located at 9638 W. National Avenue, West Allis, Wisconsin, has never opened for business or utilized the Class "B" Intoxicating Liquor and Class "B" Fermented Malt Beverage Licenses during the 2016-2017 or the 2017-2018 license period, and has not opened to utilize the food permit provided by the City of West Allis.
8. That Top Dog Enterprises, LLC, has violated West Allis Ordinance Sections 7.04(16)(a)4, 9.35(2) and Section 9.02(9)(c) by failing to conduct the licensed or permitted business at the authorized location for a period of thirty (30) consecutive days and is therefore subject to revocation, suspension, or nonrenewal of the licenses.

WHEREFORE, Michael J. Czaplowski requests that Top Dog 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" Intoxicating Liquor and Class "B" Fermented Malt Beverage License, should be revoked, suspended, or not renewed.

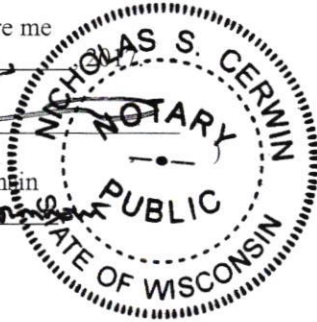
Dated this 21 day of July, 2017.

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

Subscribed and sworn to before me
this 21 day of July,



(
Notary Public, State of Wisconsin
My Commission expires: Perman





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

August 18, 2017

Ronald L. Mellantine
2911 S. 126 St.
New Berlin, WI 53151

Dear Mr. Mellantine:

The Hearing on the complaint in the matter of Top Dog Enterprises, LLC, Ronald L. Mellantine, Agent, for the premises located at 9638 W. National Ave., d/b/a The Choice Pub and Eatery (2017-2018 Class B Tavern License no. 2453) is scheduled for Tuesday, August 22, 2017, at 6:00 P.M., in Room 128, West Allis City Hall, 7525 W. Greenfield Ave.

Enclosed is a copy of the agenda, Hearing Procedure Guide and section 9.02(20) of the Municipal Code.

Sincerely,

Monica Schultz
amn

Monica Schultz
City Clerk

/amn

enclosures



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

August 8, 2017

Ronald L. Mellantine
2911 S. 126 St.
New Berlin, WI 53151

Dear Mr. Mellantine:

The Hearing on the complaint in the matter of Top Dog Enterprises, LLC, Ronald L. Mellantine, Agent, for the premises located at 9638 W. National Ave., d/b/a The Choice Pub and Eatery (2017-2018 Class B Tavern License no. 2453) is scheduled for Tuesday, August 22, 2017, at 6:00 P.M., in Room 128, West Allis City Hall, 7525 W. Greenfield Ave.

A copy of the agenda and the Hearing Procedure Guide will be sent on August 18, 2017.

Sincerely,

Monica Schultz
amn

Monica Schultz
City Clerk

/amn

enclosures



City Attorney's Office

Scott E. Post
City Attorney

Sheryl L. Kuhary
Jenna R. Merten
Nicholas S. Cerwin
Assistant City Attorneys

August 14, 2017

Ronald Mellantine
Agent for Top Dog Enterprises, LLC
d/b/a The Choice Eatery and Entertainment
100 Lynnwood Lane
Brookfield, WI 53005

RE: Top Dog Enterprises, LLC Hearing

Dear Mr. Mellantine:

Attached please find a sample Hearing Procedure Guide that will be used at the upcoming hearing on the above referenced matter currently scheduled for August 22, 2017 at 6:00 p.m.

If you have any questions regarding the procedure or wish to subpoena any witnesses, please contact me. If you wish to discuss the merits of the matter and/or resolution, your inquiries should be directed to Assistant City Attorney Nicholas Cerwin.

Sincerely,

Jenna Merten
Assistant City Attorney

Enclosure

CC (via e-mail): Nick Cerwin
Ann Neff

Note: Italicized print is a guide to the reader. Regular text should be read out loud.

HEARING PROCEDURE GUIDE

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

I. *Convene the Hearing.*

A. This is a license hearing pursuant to sec. 125.12 of the Wisconsin Statutes, in the matter of the Complaint against Top Dog Enterprises, LLC d/b/a the Choice Eatery and Entertainment.

B. Let it be noted for the record that the following Committee members are present: *(Identify by title and name.)* Would you state your appearances. *(Licensee and attorney should identify themselves. City Attorney and Prosecutor to identify themselves.)*

II. *Nature of the Hearing. (Sec. 125.12, Stats., attached.)*

A. I am Michael Czaplewski, Chairman of the License and Health Committee of the Common Council of the City of West Allis.

A Complaint against you has been filed with this Committee. Under the provisions of sec. 125.12 of the Wisconsin Statutes and section 9.02(20) of the West Allis Revised Municipal Code, this hearing has been convened for the purpose of determining whether any of the charges against you are true, and to make a recommendation based upon that determination. This Committee will examine all the evidence concerning the charges through inquiry to both sides. The Committee will evaluate and then impartially weigh the evidence. It will determine whether or not any of the charges have been proven solely upon the evidence introduced at this hearing.

- B. This hearing is open to the public.
 - C. A verbatim record of the proceedings is being made by audio recording.
 - D. You may be represented by an attorney. Assistant City Attorney Nicholas Cerwin is here as the Prosecutor and will present the case against you to the Committee. Assistant City Attorney Jenna Merten is present and will serve as legal advisor to the Council. Ms. Merten will advise the Committee on questions of law and procedure and may also direct questions to witnesses on behalf of the Committee.
 - E. You may present evidence, call and examine witnesses, and cross-examine witnesses against you. Such witnesses will be sworn.
 - F. Both the Complainant and licensee shall be limited to one hour each for presentation of testimony, not including cross-examination or questions from the Committee or City Attorney representing the Committee. The Chair may extend the time for presentation of testimony to assure a full and fair hearing.
 - G. Subject to a motion for consideration by the full Committee, made by a member of the Committee, I will rule upon all questions, objections and motions as to procedural matters, admissibility of evidence, and similar issues. All objections, questions and motions, should be directed to me.
 - H. You may testify on your behalf with regard to the charges against you. However, what you say will be considered as evidence. Further, if you do testify, you may be cross-examined.
 - I. If a charge or charges against you are proven, you are advised that the Committee may recommend to the Common Council that your licenses be suspended, revoked, or not renewed and that the Common Council may accept or reject such recommendation and may determine, upon such recommendation, whether your licenses should be suspended, revoked or not renewed.
-

III. *The Complaint. (Summons and Complaint attached.)*

- A. You have been served with a Summons for this hearing and a copy of the Complaint against you, which have been filed with the Committee for a determination. I now request the Clerk to append as exhibits to the record, a copy of the Summons and Complaint, together with a copy of the Affidavit of Service.
- B. Do you admit to any of the allegations in the complaint or are there portions which are not contested?

IV. *Evidence.*

- A. I will now ask Mr. Cerwin to present evidence as to the charges before the Committee.

All witnesses who testify before the Committee should be sworn. The form of oath which should be administered to each witness by the Chairman is as follows:

"Do you solemnly swear that the testimony you shall give in this matter shall be the truth, the whole truth, and nothing but the truth, so help you God?"

If the witness states that he has conscientious scruples against taking the oath, or swearing in the usual form, administer the following:

"Do you solemnly, sincerely and truly declare and affirm that the testimony you shall give in this matter shall be the truth, the whole truth and nothing but the truth; and that you do this under the pains and penalties of perjury?"

(After each witness testifies on direct examination, permit the opposing party to cross examine the witness, then, if desired, allow redirect and recross examination until both sides have no further questions of each witness. The Chairman may limit the questioning in his discretion if the questions are repetitive or irrelevant.)

- B. Does any member of the Committee wish to ask questions of the witness?
- C. Does Attorney Merten wish to ask questions of the witness?

(Questions of Committee members or from Attorney Merten may prompt either side to ask additional questions. This should be permitted, following the same procedure above.)

D. Does Mr. Cerwin wish to present any further evidence? *(If not, proceed.)*

E. I will now ask the licensee to present its evidence.

(Follow same procedure as with the complainant's evidence, i.e., swear witness, direct examination, cross-examination, etc.)

F. Does any member of the Committee wish to ask questions of the witness?

G. Does Attorney Merten have any questions of the witness?

(Permit further questions by the parties, if requested.)

H. Is there anything further?

(If nothing further, proceed.)

I. Does Mr. Cerwin wish to make a closing statement?

J. Does the licensee wish to make a closing statement?

K. Rebuttal by Mr. Cerwin.

V. *Adjourn for Deliberation.*

Having heard all evidence in this case, the Committee will go into closed session, pursuant to sec. 19.85(1)(a), Stats., to deliberate. Upon completion of the deliberation, the Committee will reconvene in open session and at that time announce its findings and determinations.

VI. *Announce Deliberation.*

Read the basics of the decision the Committee arrived at.

Findings and recommendations to be drafted by the City Attorney.

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

**In the Matter of the
Complaint Against**

SUMMONS

**Fratelli Restaurant Group, Inc.
d/b/a Fratelli's
Timothy Sanchez, agent,**

STATE OF WISCONSIN)
) SS.
COUNTY OF MILWAUKEE)

**THE WEST ALLIS COMMON COUNCIL TO Timothy Sanchez, agent for Fratelli
Restaurant Group, Inc.:**

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 "Restaurant- Moderate Complexity" permit identification number GSAC-9M8LM2, pursuant to the provisions of West Allis Revised Municipal Code Section 7.04(15)(a)6 for failure to pay any tax or forfeiture.

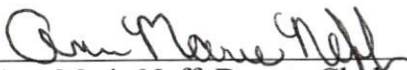
NOW THEREFORE, you, Timothy Sanchez, are hereby summoned to appear before the License and Health Committee of the West Allis Common Council in Room 128 of the West Allis City Hall, 7525 West Greenfield Avenue, West Allis, Wisconsin, on August 22, 2017, at 6:00 p.m., or as soon thereafter as this matter 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 15 day of August, 2017.

WEST ALLIS COMMON COUNCIL

By:  _____
Ann Marie Neff, Deputy Clerk

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

**In the Matter of the
Complaint Against**

SUMMONS

**The Cat Network, Inc.
Lynette Weidner, agent,**

STATE OF WISCONSIN)
) SS.
COUNTY OF MILWAUKEE)

**THE WEST ALLIS COMMON COUNCIL TO Lynette Weidner, agent for The Cat
Network, Inc.:**

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 “Animal-Related Permit/License” which expires March 31, 2018, pursuant to the provisions of West Allis Revised Municipal Code Sections 1.08(9)(c), 7.04(15)(a)6, 7.17(3), and 7.17(6)(d) for failure to pay any tax or forfeiture.

NOW THEREFORE, you, Lynette Weidner, 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 August 22, 2017, at 6:00 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 15 day of August, 2017.

WEST ALLIS COMMON COUNCIL

By: Ann Marie Neff
Ann Marie Neff, Deputy Clerk

RECEIVED

AUG 22 2017

CITY OF WEST ALLIS
CITY CLERK

To the City of West Allis and Aldermans,

As of today August 22, 2017 5:30 PM , I am surrendering my rights to the liquor license until I can finish the bar. Once the bar is complete and all inspections have been approved, with your cooperation I will then reapply for my liquor license. Due to the stress of this project and the timelines that have not been met, it would be greatly appreciated if you grant me this withdraw.

Sincerely,

A handwritten signature in black ink, appearing to read "Ronald Mellantine". The signature is fluid and cursive, with a long horizontal stroke at the end.

Ronald Mellantine
Agent for Top Dog Enterprises LLC