

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

---

**In the Matter of the  
Complaint Against**

**COMPLAINT**

**ARH Enterprises, LLC,  
d/b/a Las Palmas,  
Hugo Jose Juarez, agent.**

---

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

Michael J. Czaplewski, being duly sworn, on oath deposes and states as a complaint against ARH 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 ARH Enterprises, LLC is the holder of “Class B” Intoxicating Liquor & Class “B” Fermented Malt Beverage License Number 12-1541, Dance Hall License No. 12-1543, and Instrumental Music License 12-1544, issued by the West Allis Common Council for the license period beginning July 1, 2012, and ending June 30, 2013, for the premises located at 1901 South 60<sup>th</sup> Street, West Allis, Wisconsin and does business under the trade name “Las Palmas.”
4. That Hugo Jose Juarez is the agent of ARH Enterprises, LLC’s above-referenced

licenses.

5. That on March 15, 2010, at approximately 2:43 a.m., West Allis police officers observed several people inside Las Palmas. Investigation revealed that Cayetano Antonio-Rivera and Juarez had a meeting inside the tavern for their employees that began at 2:00 a.m. that morning. Approximately 14 non-employees were present in the bar. Antonio-Rivera admitted that both he and Juarez were serving alcoholic beverages to employees and their friends after hours; officers observed 5 open beer bottles inside the tavern that were two-thirds empty and still cold to the touch. Both Antonio-Rivera and Juarez were cited for allowing a tavern to remain open after closing hours. Another patron, Camerino Juarez-Jose, was cited for obstructing an officer when he ran and hid from the officers during this encounter.
6. That on April 1, 2011, at approximately 2:20 a.m., Corporal Ryan McNally observed three men inside Las Palmas after hours. Each man was drinking from glasses that were set on the bar, and none of the men were working. When Corporal McNally announced his presence, he observed one of the men, Leonardo Sanchez, try to hide two of the glasses on a bar stool. Sanchez admitted that they were drinking beer. The three men were issued citations for remaining on licensed premises after closing, and Cayetano Antonio Rivera, the person in charge of the bar, was issued a citation for remaining open after hours.
7. That on February 26, 2012, at approximately 1:48 a.m., Sgt. Trever Pasdera was flagged down outside of Las Palmas due to people fighting there. He observed several people yelling out the front door of the restaurant and one male, Dion Franckowiak, yelling back at the people inside the restaurant. Investigation revealed that Andrew Jaworski threw a margarita glass at Franckowiak after he called his wife a “bitch” two times inside the restaurant. The glass caused the window of the front

door to shatter. Jaworski and Francowiak, who was intoxicated, then began yelling at each other about the incident. Officers cited Francowiak for disorderly conduct and Jaworski for criminal damage to property.

8. That on June 24, 2012, at approximately 2:12 a.m., Officer Gregory Blunt was flagged down outside Las Palmas for two males fighting on the patio of the restaurant. Officer Blunt observed the two males wrestling on the ground with a Las Palmas employee trying to separate them. Officer Blunt pulled one of the men, Jorge Villagran, away from the fight and noted that he was very intoxicated and had urinated on himself. Officer Sharif Said pulled the other male, Alberto Campuzano, away, and officers noted that Campuzano was highly intoxicated. Campuzano argued with officers, refused to follow instructions, and resisted arrest. Villagran was cited for disorderly conduct, and Campuzano was cited for disorderly conduct and resisting an officer.
9. That on May 19, 2013, at approximately 1:27 a.m., Officer Daniel Foy was on patrol when he heard individuals screaming near the 6000 block of West Burnham Street. He observed several people exiting Las Palmas and stopped to investigate. The investigation revealed that a fight occurred inside the bar between several individuals. One of the bar patrons, Jaime Nungaray, shoved three security officers during the fight and had to be removed from the premises by security officers. Another patron, Miguel Nungaray, tried removing Jaime Nungaray from the security officers' grip. Despite the security officers telling Miguel Nungaray to stop several times, he continued interfering, and, accordingly, security officer Leston Harms sprayed oleoresin capsicum (pepper) spray to Miguel Nungaray's face. Officer Foy noted that Jaime Nungaray exhibited a strong odor of intoxicants and could not remain standing. Both Miguel and Jaime Nungaray were cited for disorderly

conduct.

10. That on June 24, 2013, at approximately 1:58 a.m., an argument involving 12-15 men began outside Las Palmas. When Carlos Cruz, security officer at Las Palmas, observed the fight, he used his baton to try to separate the males from fighting. The altercation turned physical, though, so Cruz sprayed pepper spray on approximately five males who were actively fighting. As Cruz observed that the pepper spray had little effect on the participants, he observed a male, later identified as Adrian Sanchez, standing on the north side of West Burnham Street. Sanchez held a firearm and fired it in the sky approximately 2-3 times. Sanchez then stated, "Chill out" and "Get off my guys." After the shots were fired, Cruz drew his weapon and pointed it at Sanchez while shouting "Drop the weapon!" in Spanish and English. Sanchez did not react. Cruz observed Sanchez turn away from him and lower the handgun to the right side of his body. Several associates of Sanchez stated, "Let's go, man" and passed the firearm around. Cruz recognized the males as regular patrons of the bar.
11. That when Officer Jacob Kaye arrived on scene, he heard the gun shots and observed 10 to 15 people fighting in the street. The males who were fighting ran when they observed that the police had arrived. Officer Kaye yelled at them to stop, but they kept on running. When Officer Kaye pointed his handgun at them and ordered them to stop, only three of the males complied. Officer Kaye ordered one of the males who stopped, Edy Matute, to the ground; however, Matute refused and argued with Officer Kaye. Officer Foy had to assist Officer Kaye in putting Matute to the ground, and Matute resisted the officers by refusing to put his hands behind his back, rolling back and forth on the ground, and refusing to go on his stomach. Matute was arrested and taken to the West Allis Police Department for questioning.
12. That approximately 45 minutes after the shots were fired, Officer Erin Luedke found

Sanchez in a parked car at the intersection of South 65<sup>th</sup> and West Burnham Street.

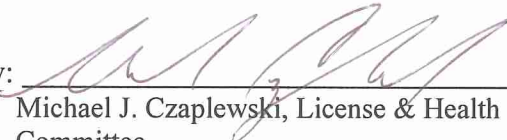
Sanchez was arrested and taken to the West Allis Police Department.

13. That officers located six shell casings from a .40 caliber handgun on the north side of West Burnham Street.
14. That at the police station, Matute told officers that he was in Las Palmas drinking alcohol and became involved in a fight with other individuals because he is “Honduran” and not “Mexican.” Matute stated that he was leaving the business when he was attacked by other individuals in the bar.
15. That Sanchez later told officers that he had consumed two tequila shots and three mixed tequila drinks at Las Palmas that night. At approximately 1:30 p.m., he went outside to his car to call his wife because he was too intoxicated to drive home. While outside, he observed the males fighting, grabbed his .40 caliber Beretta from his truck, and fired approximately four to five shots in the air. After firing, he saw the armed security guards running toward him and were afraid that they would shoot him. He ran westbound on West Burnham Street and threw the gun in the parking lot of Burnham Bowl.
16. That as a result of this incident, Matute was charged with resisting an officer and bail jumping, Sanchez was charged with disorderly conduct while armed, and other men involved in the fight were cited for disorderly conduct.
17. That ARH Enterprises, LLC has violated the provisions of Chapter 125, Wis. Stats.; keeps or maintains a disorderly or riotous, indecent or improper house; and has violated sections 9.02(12)(c), 9.02(12)(d), and 9.02(15)(c) of the West Allis Revised Municipal Code.


**WHEREFORE**, Michael J. Czaplewski requests that ARH 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, Dance Hall License, and Instrumental Music License should be revoked, suspended, or not renewed.

Dated this 19th day of August, 2013.

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

Subscribed and sworn to before me  
this 19th day of August, 2013.

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

