

**WEST ALLIS COMMON COUNCIL
PUBLIC SAFETY COMMITTEE
CITY OF WEST ALLIS**

**In the Matter of the
Complaint Against**

**FINDINGS OF FACT, CONCLUSIONS
OF LAW, AND RECOMMENDATION**

**Katherine Wisniewski
(Operator's License)**

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

The West Allis Public Safety Committee convened on December 18, 2023, at approximately 7:00 PM, for a hearing pursuant to Wis. Stat. 125.12(2) to determine whether the Operator's License issued to Katherine Wisniewski, under license number BART- 513, should be suspended or revoked based on the allegations in the complaint. The West Allis Public Safety Committee makes the following determinations:

FINDINGS OF FACT:

1. That Katherine Wisniewski was provided a copy of the summons and complaint in this matter on April 27, 2023.
2. That Katherine Wisniewski appeared, as summonsed, at the May 2, 2023, Public Safety Committee where Katherine Wisniewski denied receiving the complaint, despite being present at the meeting as summonsed, and was provided a physical copy of the complaint by Attorney Kail Decker. Katherine Wisniewski denied the allegations in the complaint and requested a hearing.

3. That Katherine Wisnieski was sent notice to appear at the Public Safety Committee Meeting on July 17, 2023, yet Katherine Wisnieski failed to appear and the matter was rescheduled.
4. That once again Katherine Wisniewski was summonsed to appear for the Public Safety Committee Hearing on December 18, 2023. The West Allis Clerk's office sent notice of the hearing to the physical address provided by Katherine Wisniewski on her license application and to the email address provided by Katherine Wisniewski's license application.
5. That Katherine Wisniewski did not appear for her scheduled hearing on December 18, 2023.

CONCLUSIONS OF LAW:

1. That Pursuant to Wis. Stat. § 125.12(2)(b)1. that if the licensee does not appear as required by the summons, that the allegations of the complaint shall be taken as true.
2. That the Public Safety Committee finds that Katherine Wisniewski was properly served with a copy of the summons and complaint on two occasions and had denied the allegations in the complaint.
3. That the Public Safety Committee finds that Katherine Wisnieski was sent properly noticed of the hearing date on December 18, 2023, and failed to appear for that date.
4. That the Public Safety Committee finds the allegations in the complaint as true and sufficient to justify revocation of the license, pursuant to Wis. Stat. § 125.12(2)(b)1.

5. That Katherine Wisniewski did violate Wis. Stat. § 125.12(2)(ag)1 and West Allis Municipal Code § 9.49(6) for making false statements to the Public Safety Committee to help induce approval of her license.

RECOMMENDATION:

Therefore, the Public Safety Committee recommends to the Common Council of the City of West Allis that the Class D Operator's License BART – 513, issued to Katherine Wisniewski, should be revoked.

Dated this 20th of December, 2023.

By: Suzzette Grisham

Aldersperson Suzzette Grisham
Public Safety Committee Chairperson
West Allis Common Council