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62.



City of West Allis

7525 W. Greenfield Ave.
West Allis, WI 53214

Matter Summary

File Number	Title	Current Status
2014-0804	Report	Introduced

Police Department Report involving Tap 58, 5732 W. Mitchell St. (2014-2015 Class B Tavern License no. 2004, Dance Hall License no. 2005 and Instrumental Music License no. 2083 of Morgan Murphy Enterprises, LLC, Sarah M. Reimer, Agent, Incident Date: November 9, 2014).

Introduced: 12/16/2014

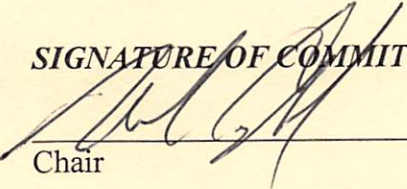
Controlling Body: License & Health Committee

POP

COMMITTEE RECOMMENDATION

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
JAN 06 2015			Barczak	✓			
			Czaplewski	✓			
			Haass	✓			
			Lajsic				
			May				
			Probst				
			Reinke				
			Roadt		✓		
			Vitale				
		Weigel		✓			
		TOTAL		5	0		1

SIGNATURE OF COMMITTEE MEMBER

 _____ Chair
 _____ Vice-Chair
 _____ Member

COMMON COUNCIL ACTION

PLACE ON FILE

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
JAN 06 2015		✓	Barczak	✓			
		✓	Czaplewski	✓			
			Haass	✓			
			Lajsic	✓			
			May	✓			
			Probst	✓			
			Reinke	✓			
			Roadt	✓			
			Vitale	✓			
		Weigel	✓				
		TOTAL		10			

UNANIMOUS

**STANDING COMMITTEES OF THE
CITY OF WEST ALLIS COMMON COUNCIL**

ADMINISTRATION & FINANCE

Chair: Vincent Vitale
Vice-Chair: Kevin Haass
Thomas G. Lajsic
Michael P. May
Cathleen M. Probst

PUBLIC WORKS

Chair: Gary T. Barczak
Vice-Chair: Martin J. Weigel
Michael J. Czaplewski
Rosalie L. Reinke
Daniel J. Roadt

SAFETY & DEVELOPMENT

Chair: Thomas G. Lajsic
Vice-Chair: Cathleen M. Probst
Michael P. May
Rosalie L. Reinke
Vincent Vitale

LICENSE & HEALTH

Chair: Michael J. Czaplewski
Vice-Chair: Daniel J. Roadt
Gary T. Barczak
Kevin Haass
Martin J. Weigel

ADVISORY

Chair: Rosalie L. Reinke
Vice-Chair: Michael P. May
Thomas G. Lajsic
Cathleen M. Probst
Vincent Vitale



**City of West Allis
Police Department**

Liquor Establishment Violation

Date: 11/9/2014
To: Lieutenant Jessica Johnson
From: Ofc. Megan Primising

Violation Type

- Tavern Violation Bartender Violation Restaurant Violation Liquor Store
- No Violation but the Incident is Liquor License Related

Incident #: ~~14-010007~~ N/A

Location: 5732 W. Mitchell St. N/A

Establishment Name: Tap 58 N/A

Establishment License #: 14-00002004 N/A

Establishment Owner: Morgan Murphy Enterprises, LLC N/A

Owner Address: N/A

Violation(s): Fight outside of the bar, stemming from customers N/A

Offender: 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: Sgt. Kempinski

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

Commanding Officer Signature:

Reviewed by Deputy Chief Robert Fletcher:

Copy forwarded to License and Health Committee: Date:



West Allis Police Department

Incident Report

Date: 11/09/2014
CFS Code-1: 1305
Incident Report Number: 14-010007

Incident: Agg Assault-Nonfamily-Weapon			
Incident Report Number: 14-010007	Between: Date - Time	And/At: Date-Time 11/9/14	00:34
Incident Location: 1702 S 58 St;WA, West Allis, WI, 53214			
CFS Code-1: 1305	CFS Code-2: 7401	CFS Code-3:	Offense Code-4:
CFS Code-5:	CFS Code-6:	CFS Code-7:	CFS Code-8:

CN	Name (Last, First, Middle) Munson, Jennifer M	DOB: 06/06/1980	Race/Sex W/F
Address: (Address, City, State, Zip) 2043 S 94 St;WA, West Allis, WI, 53227			Home Phone Number (414) 476-9207
Employer			Work Phone Number (414) 226-5721
Employer Address			Cell Phone Number (414) 731-3999
CN	Name (Last, First, Middle) Tap 58,	DOB:	Race/Sex
Address: (Address, City, State, Zip) 5732 W Mitchell St, West Allis, WI, 53214			Home Phone Number
Employer			Work Phone Number (414) 541-5658
Employer Address			Cell Phone Number

SUMMARY

Officer Molthen reports:

On 11/09/14 at approx. 0036 hrs, officers responded to Tap 58 Bar 5732 W Mitchell St for 20 people fighting. Further investigation revealed Brad M Lyons (M/W, 11/07/77), was struck by a vehicle traveling at a very low speed. It appeared Brad did not suffer any injuries, and refused any medical treatment. Investigation on going.

Vehicle Information: (Year, Make, Model, Style, Color)			
License Number:	State:	Expiration Year:	Vin:
Other Vehicle Information:			Insurance Company:
Reporting Officer(s): Molthen, Bernie			NCIC#
Time Received: 00:34:48	Time Cleared: 00:58:29	Unit(s) Assigned: 210, 214, 307, 311, 316.	Payroll Number: 9475
Reviewed by: Saftig, Brian		Payroll Number: 2103	Report Date: 1 Of 4
Copy To			

West Allis Police Department**Continuation**Incident Report Number
14-010007Incident Location:
1702 S 58 St;WA, West Allis, WI, 53214Incident Date:
11/09/2014**NAMES****Victim**

Lyons, Brad M B/M-37
 of 3872 S 85TH ST,4
 MILWAUKEE,WI,53228
 DOB: 11/07/1977 DL: L5200737740709
 Other Phone:(414) 628-1406

Witness-1

Escobedo, Omar A W/M-31
 of 1944 S 94 St;WA
 West Allis,WI,53227
 DOB: 12/01/1982
 Cell Phone:(414) 460-8284

Witness-2

Gonzalez, Israel Alberto M-33
 of 311 E RICHMOND ST
 Shawano,WI,54166
 DOB: 12/29/1980 DL: G5244018046908

NARRATIVE**INITIAL CALL**

On 11/09/14 at approx. 0036 hrs, officers responded to Tap 58 Bar 5732 W Mitchell St for 20 people fighting. Upon arrival, I observed a large group of people standing outside Tap 58. I spoke with a male later identified as, Brad M Lyons (M/W, 11/07/77).

STATEMENT OF BRAD LYONS

Brad stated he was at Tap 58 celebrating his birthday when a fight broke out between two males. Brad told me the fight was resolved very quickly, and both "problem" parties left. As he was standing in the road by the driver's side door, talking with one of the males who was involved in the fight, a black Cadillac Escalade came around the corner, and hit Brad causing him to fall to the ground. Brad immediately got back up on his feet, and observed his

Reporting Officer(s):
Molthen, BernieID Number
9475

ID Number

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West Allis Police Department**Continuation**Incident Report Number
14-010007Incident Location:
1702 S 58 St;WA, West Allis, WI, 53214Incident Date:
11/09/2014

cousin's husband, "Robert" in the driver's seat before he drove off. Brad could not provide me any more information on Vazquez, or the vehicle he was driving. I asked Brad several times if he was injured and needed an ambulance and he told me he was a little sore, but did not want an ambulance.

OFFICER OBSERVATIONS

As I was speaking with Brad, I did not observe any marks on him, and he appeared at the time to be walking fine. He was advised if he did seek medical treatment at a later date he would have to contact me to let me know where he received his treatment.

LACK OF CONSENT

Brad did not give permission to Vazquez to strike him with his vehicle at anytime.

FOLLOW UP

On 11/09/14, I attempted to make contact with Robert via phone, but was unsuccessful. I left a message and as of 11/19/14, he has not returned my phone call.

On 11/11/14, Brad left me a voice mail message stating he did receive medical treatment for some bruises on his legs. He also informed me the name of the driver who struck him was Guadalupe R. Vazquez. The only other information he could provide me with about Vazquez was his address, 2541 S 43 St, #208. 414-207-5540

On 11/12/14, Brad came into the station and signed the Medical Release Form, and provided me with a copy of his medical paperwork.

On 11/12/14, I attempted to make contact with Vazquez at his apartment. I was unable to make contact with Vazquez, and due to underground parking, was unable to obtain any information on Vazquez's vehicle.

On 11/18/14, I spoke with Brad via phone, and he still could not provide me with any more information on Vazquez. Brad told me if he obtained any more information he would leave myself, and Sgt. Kempinski a voice mail message.

CASE DISPOSITION

Officers responded to Tap 58 for a large fight. Further investigation revealed Brad M Lyons was struck by a vehicle traveling at a very low speed. It appeared Brad did not suffer any injuries, and refused any medical treatment. Several attempts were made to make contact with Guadalupe R Vazquez, who may have been

Reporting Officer(s):
Molthen, BernieID Number
9475

ID Number

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West Allis Police Department

Continuation

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14-010007

Incident Location:
1702 S 58 St;WA, West Allis, WI, 53214

Incident Date:
11/09/2014

driving the vehicle who struck Brad. As of 11/19/14, all attempts were unsuccessful. See accident A14110904 for more details.

Reporting Officer(s):
Molthen, Bernie

ID Number
9475

ID Number

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West Allis Police Department

Supplementary Report

Incident Report Number 14-010007	Incident Location: 1702 S 58 St;WA, West Allis, WI, 53214	Incident Date: 11/09/2014
New Incident:	Original CFS Code - 1:	New CFS Code - 1 : New CFS Code - 2:

NAMES

Witness

Escobedo, Omar A W/M-31
of 1944 S 94 St;WA
West Allis,WI,53227
DOB: 12/01/1982
Cell Phone:(414) 460-8284

NARRATIVE

Pto Stikl reports

STATEMENT OF OMAR A ESCOBEDO

Omar was standing outside of Tap 58, 5732 W Mitchell St, when he observed Brad Lyons attempting to break up a fight between two unknown males on the south east corner of W Mitchell St/S 58 St near a red truck. Omar stated Brad stepped in between the parties and broke them up. One of the males left the area and proceeded to a black truck near the intersection of S 58 St/W Mitchell St.

The black truck pulled up along the red truck on W Mitchell street facing E/B. The driver of the black truck stopped for a few seconds then pulled forward striking Brad in the leg, causing him to fall to the ground on his back. Omar explained he heard Brad yell in pain after getting hit and rolled on the ground. After the driver of the black truck struck Brad, the driver backed up then proceeded forward towards Brad like he was going to hit him again. Brad rolled out of the way to avoid getting hit. The black truck was last observed driving E/B on W Mitchell St.

Omar was unable to give a physical description of the driver in the black truck.

END OF SUPPLEMENT

Reporting Officer(s): Stikl, Adam	Payroll Number: 2557	Payroll Number:	Report Dat. : 11/09/2014
Reviewed by: Marks, Christopher	Payroll Number 9075	Copy To:	1 Of 1

West Allis Police Department

Supplementary Report

Incident Report Number 14-010007	Incident Location: 1702 S 58 St;WA, West Allis, WI, 53214	Incident Date: 11/09/2014
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New Incident:	Original CFS Code - 1:	New CFS Code -1 :	New CFS Code - 2:
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NAMES

Contact

Munson, Jennifer M W/F-34
of 2043 S 94 St;WA
West Allis,WI,53227
DOB: 06/06/1980 DL: M525-4338-0706-00
HT: 502 WT: 115 Hair: Blonde or Strawberry
Eyes: Hazel
Work Phone:(414) 226-5721 Cell Phone:(414) 731-3999

Business

Tap 58 of 5732 W Mitchell St
West Allis,WI,53214
Business Phone:(414) 541-5658 Other Phone:(414) 211-2171

NARRATIVE

Ofc. Primising reports:

CONTACT WITH BARTENDER

Officers had responded to Tap 58, 5732 W. Mitchell St. for a report of approx. twenty bar patrons outside of the establishment engaged in an altercation. Upon arrival, the altercation had ceased; however, there was a male party claiming to have been struck by a vehicle in the process of two parties involved fleeing the scene. Cpl. McNally spoke with this male, while Sgt. Kempinski and I went inside of the bar to speak with the managing bartender, Jennifer M. Munson, F/W 06-06-80.

Munson stated the bar was holding an event / birthday party for the alleged victim, Brad M. Lyons, M/B 11-07-77. Munson advised she was unaware of any altercation or issues outside of the bar, as there were no known problems with the patrons inside. Munson provided the bar license and was compliant with all of officers' requests. Munson was advised to monitor the patrons who went outside to smoke and / or loiter in front of the building, so further issues could be avoided.

A Tavern Report was completed and forwarded to Ofc. Molthen, Sgt. Kempinski,

Reporting Officer(s): Primising, Megan	Payroll Number: 9872	Payroll Number:	Report Dat. : 11/09/2014
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Reviewed by: Marks, Christopher	Payroll Number 9075	Copy To:	1 Of 2
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West Allis Police Department

Continuation

Incident Report Number
14-010007

Incident Location:
1702 S 58 St;WA, West Allis, WI, 53214

Incident Date:
11/09/2014

and Lt. Johnson.

END OF SUPPLEMENT.

Reporting Officer(s):
Primising, Megan

ID Number
9872

ID Number

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West Allis Police Department

Supplementary Report

Incident Report Number 14-010007	Incident Location: 1702 S 58 St;WA, West Allis, WI, 53214	Incident Date: 11/09/2014
New Incident:	Original CFS Code - 1:	New CFS Code - 1 : New CFS Code - 2:

NARRATIVE

Officer Said reports:

INITIAL OBSERVATIONS

On 11-9-14 at approximately 0034 hrs, Squad 311 responded to the tavern Tap 58, 1702 S 58 ST for report of approx. 20 people fighting in front of the establishment. Upon arrival on scene I found a large crowd of people in front of the establishment and a male, who identified himself as Israel A. Gonzalez (m/h, 12-29-80) and stated that he saw some of what took place.

ON SCENE CONTACT WITH BAR PATRON / WITNESS - ISRAEL A. GONZALEZ (M/H, 12-29-80)

Israel A. Gonzalez stated he was at the Tap 58 Tavern with his wife and his wife's cousin "Brad", who was outside with some people that Israel did not know personally. Israel came outside to smoke with his wife when they saw that "Brad" was on the ground and a dark SUV was taking off eastbound on W Mitchell St. Israel stated that it appeared "Brad" was rolling out of the way to avoid the vehicle striking him.

Israel said he did not believe that "Brad" knew the people in the dark SUV, but he did think that they were acquaintances of "Brad."

Israel added that just after the dark SUV took off a maroon colored SUV took off following the vehicle in the same direction.

Reporting Officer(s): Said, Sharif	Payroll Number: 9871	Payroll Number:	Report Dat : 11/10/2014
Reviewed by: Marks, Christopher	Payroll Number 9075	Copy To:	1 Of 1