

5-16



City of West Allis Matter Summary

7525 W. Greenfield Ave.
West Allis, WI 53214

File Number	Title	Status
2003-0205	Report	In Committee
	Police Department Report involving Kicks Nightclub, 1900 S. 60 St. (2002-2003 Class B Tavern License no. 71, Dance Hall License no. 56 and Instrumental Music License no. 22 of Palrena, Inc., Wayne J. Paluch, Agent. (Incident Date: February 16, 2003). Introduced: 4/2/2003	
		Controlling Body: License & Health Committee

COMMITTEE RECOMMENDATION

Place on file

MOVER: Sengstock

AYES 4 NOES 0

SECONDER: Vitale

EXCUSED Murphy

COMMITTEE ACTION DATE 4-22-03

SIGNATURES OF COMMITTEE MEMBERS

Amy R. Barczak
Chair

Vice-Chair

COMMON COUNCIL ACTION

Placed on file

FINAL ACTION DATE MAY 06 2003

MOVER:

Barczak

SECONDER:

Sengstock

	AYE	NO
1. Barczak	_____	_____
2. Czaplewski	_____	_____
3. Kopplin	_____	_____
4. Lajsic	_____	_____
5. Murphy	_____	_____
6. Narlock	_____	_____
7. Reinke	_____	_____
8. Sengstock	_____	_____
9. Trudell	_____	_____
10. Vitale	_____	_____
TOTAL	_____	_____

Unan.



**City of West Allis
Police Department**

*2002-2003 Cl B Bar Lic # 71
Dance Hall Lic # 56
Instrumental Music Lic # 22*

Tavern Violation

Date: 3/19/2003
To: Dep. Chief Dunbar
From: Pto. T. Clementi
Subject: Tavern Violation

*Palresa, Inc.
Wayne J. Paluch,
Agent*

Incident #: I0302260
Incident Date: 2/16/2003
Incident Time: 1:28 AM
Location: 1900 S. 60th *dba* Kicks Night Club
Tavern License #: 41 *53219*
Violation: 940.19 Sub. Battery
Citation #: None
Officer(s) involved: Pto. T. Clementi
Offender(s): Unknown
Reviewed by C.O.: Lt. C. Unger

*Wayne's Home address:
1902 S. 60 St.
53219*

*Owner:
W. Paluch & Z. Nito
1900 S. 60 St.*

RECEIVED

MAR 26 2003

CITY OF WEST ALLIS
CLERK/TREASURER

Incident/Arrest Summary

Jamaal Russell got into an argument with an unknown party over a cell phone. While arguing with the unknown party, a second unknown party struck Russell in the face. Russell sustained a substantial blow to the face, possibly breaking his jaw. The suspect was seen on the surveillance video coming into and leaving the bar. The suspect was described as a B/M in his mid 20's, 5'9 180lbs wearing a blue and red Philadelphia 76's team jacket and hat. West Allis rescue squad transported Russell to Froedtert Hospital for medical treatment.

Currently the investigation is ongoing and there is still no suspect identification.



West Allis Police Department Incident Report

I0302260

Substantial Battery

Date: 02/16/03
Time: 0128hrs

Location: 1900 S. 60th (Kicks Night Club)

Investigating Officer: 513-Pto. T. Clementi
Incident Review: 305-Lt. W. Kreuser
Report Review: 505-Lt. C. Unger
Road Supervisor: 307-Sgt. R. Navarrette
Assisting Squads: Pto. A. Zingale

Complainant: Wayne J. Paluch...M/W...09/07/51...1902 S. 60th...327-4494...Owner of Kicks Night Club...543-2320

Victim: Jamaal A. Russell...M/W...05/31/78...247 N. Grant Blvd. Milwaukee 53210...442-5318

Witness: Keith D. Payne...M/W...3707 W. Hilda Pl. Milwaukee 53215...383-0699...Employed at Eddison Liquor Company...262-821-0600...Part time security at Kick's Nigh Club...543-2320

Contact: Douglas E. Vega...M/B...11/19/78...2440 N. 12th Milwaukee 53206

Injury to victim: Broken Jaw

Evidence: Video Surveillance Tape at the night club...Prop# 25385

Suspect Description: M/B...approx. 24yoa...5'9...180-190lbs stocky build...wearing a red and blue Philadelphia 76ers jacket and baseball hat...possibly gold teeth

CASE SYNOPSIS

Jamaal Russell got into an argument with an unknown party over a cell phone. While arguing with the unknown party, a second unknown party struck Russell in the face. Russell sustained a substantial blow to the face, possibly breaking his jaw. The suspect was seen on the surveillance video coming into and leaving the bar. The suspect was described as a B/M in his mid 20's, 5'9 180lbs wearing a blue and red Philadelphia 76's team jacket and hat. West Allis rescue squad transported Russell to Froedtert Hospital for medical treatment.

STATEMENT FROM DOUGLAS E. VEGA

Vega stated he was at the club with the victim Jamaal Russell. During the evening an announcement was made from the DJ's booth that there was a \$100.00 reward if someone found and turned in a cell phone



West Allis Police Department Incident Report

I0302260

that was lost. A short time passed and the reward was upped to \$200.00. Vega said that after the reward was increased his friend Russell was walking and kicked a cell phone that was on the floor. Russell picked up the cell phone and asked Vega if he had dropped his phone. Vega explained that he has a similar phone. Vega told Russell that it was not his phone. Russell took the phone to the DJ booth and turned the phone over to the person that was looking for his phone. After the phone was returned the owner of the phone began to accuse Russell of trying to keep the phone. A small argument broke out and was quickly broken up by security.

After the initial argument was broken up, the parties parted company for a few moments, but came back together and began arguing again. During this argument, an unknown party came from out from behind a group of people and struck Russell. Vega stated he did not see the actual punch, but saw the party approach and disappear into the crowd again. He described the party as a M/B average build wearing a red and blue jacket and blue jeans.

Vega said the party that the offender was with was the person that lost the cell phone, and was arguing with Russell. He described the party Russell was arguing with as a M/B wearing a cream colored jacket with numerous NBA logo patches all over the jacket.

STATEMENT FROM KEITH PAYNE (KICK'S SECURITY)

Payne stated he was working security when he was involved in breaking up an argument involving two M/B's. The argument had begun over a cell phone. Payne stated he broke up an initial argument between Russell and an unknown party that was occurring near the DJ booth. The two parties were separated and Russell walked towards the bar area. A few minutes later the two parties confronted each other again leading to a second argument. Payne stated he got in the middle of both parties and was restraining them when another M/B came out of the crowd and struck Russell. Payne stated he immediately grabbed Russell and helped him to safety.

Payne described the offender as a M/B approx. 24yoa, 5'9, 180-190lbs wearing a red and blue Philadelphia 76ers jacket and hat. Payne said after the offender slipped back into the crowd he was seen carrying a pool cue back to the area where he punched Russell. The pool cue was taken away, but he was seen by other patrons leaving carrying two glass bottles from the bar.

CONTACT WITH JAMAAL RUSSELL (VICTIM)

Russell had been struck in the side of the face and appeared to have a broken jaw. He had difficulty speaking and was only able to give minimal information. He confirmed he was struck by an offender wearing a Philadelphia 76ers jacket and hat. He said he did not give permission to anyone to strike him causing him great pain and injury. No further statement was taken from Russell due to his injuries.

Russell was transported to Froedtert Hosp. by West Allis Fire Dept. rescue squad for medical treatment. Upon initial exam by the ER doctors, it appeared he had a broken jaw.



West Allis Police Department Incident Report

I0302260

VIEWING OF SURVEILLANCE VIDEO

I watched the video surveillance tape at the nightclub and also at the station. I found the club used four different camera angles. I observed the offender on the front door angle at 01:41.20 as he enters the nightclub. The punch is seen being thrown at 02:35.09 at the top rear section of the screen. The punch is thrown just before the camera angle switches. He is seen leaving the bar at 02:37.17 tapping two beer bottles together.

With the assistance of Wauwatosa PD., still photos were made of the offender as he enters the bar and a photo of when the punch is being thrown.

CRIME VICTIM INFORMATION FORM AND MEDICAL RELEASE FORM

I explained the Crime Victim Information form to Russell and gave him a copy. He signed two copies of the medical release form.

CASE DISPOSITION

On 02/22/03 at approx. 0000hrs., Officers checked the bar for the offender, but he was not there.

CONTACT WITH RANDEL ROBINSON II

I spoke to Randal W. Robinson II, M/B, 12/29/73 of 3023 S. 65 Ct Milw 53219, 329-1526 (Kick's security) about the incident. He believed he knew the person in this incident that had originally lost his cell phone, and may be able to find out the name of the offender through that party. He was unable to give any information about the person other than he thought his name was "Antwon", or something similar to that. He said he knew him from the "hood". Randal said he would try to get some information and leave it on my voicemail. As of 02/21/03 at 1900hrs, I had not received a voicemail from Randal.

I did make contact with Randal on 02/23/03 to see if he had any information. He said he tried to make contact at the guy's house, but he was not there. I asked him if he could get the address for me and leave it on my voicemail. As of 02/24/03 at 0332hrs, I had not heard from Randal.

03/01/03 DET MCLEAN reports...

ATTEMPT CONTACT WITH RANDEL ROBINSON

At approx 1645 hrs I called 329-1526 in an attempt to contact ROBINSON, he was not there. I left a message for him to contact me at WAPD as soon as possible.

I checked Ameritech records and found that 329-1526 was subscribed to by D TICE at 3023 S 65 Ct, Milwaukee, WI 53219.



West Allis Police Department Incident Report

I0302260

03/03/03 DET MCLEAN reports...

ATTEMPT CONTACT WITH RANDEL ROBINSON

At approx 1500 hrs I called 329-1526 in an attempt to contact ROBINSON, he was no there.

03/05/03 DET MCLEAN reports...

At approx 1725 hrs I called 329-1526 in an attempt to contact ROBINSON, he was not there. I left a message fro him to contact me at WAPD as soon as possible.

CONTACT WITH WAYNE PALUCH

At approx 1630 hrs I called 543-2320 and spoke with PALUCH. I advised him that I was unable to contact ROBINSON, and therefore unable to proceed with this investigation. PALUCH said that he did not see the altercation, and was unable to provide any pertinent information.

PALUCH said that he would have ROBINSON contact me.

VIDEOTAPE TO CRIME PREVENTION

I turned the surveillance videotape over to SGT MASON/WAPD Crime Prevention for display on WA cable TV.

03/08/03 DET MCLEAN reports...

CONTACT WITH RANDEL ROBINSON

At approx 1550 hrs I called 329-1526 and spoke with ROBINSON. I advised him that I would be investigating this incident, and asked if he was able to make contact with the suspect.

ROBINSON said that he went to an after hours party where the suspect had been approx 3 weeks prior, and spoke with two white women, who were unable or unwilling to provide any information regarding the ID of the suspect. ROBINSON said that he did not get the address, but would return to the residence, obtain the address, and provide it to me.

ROBINSON said that he did not usually work the door, but another employee who usually does called in sick. ROBINSON said that the employee was "Brian", he did not know his last name but said that PALUCH would be able to provide it. ROBINSON said "Brian checks ID at the door and may know who the suspect is.

RECONTACT WITH PALUCH

At approx 1705 hrs I called 543-2320 and spoke with PALUCH. I advised him that I made contact with ROBINSON, and that he would provide me with an address when he obtains it.



West Allis Police Department Incident Report

I0302260

I asked PALUCH to identify "Brian" the employee who works the door. PALUCH identified Brian SCHUENKE, but that he did not have a contact number for him at this time. I told PALUCH to have Brian contact me at WAPD.

PALUCH said that he believes that the person who was missing the phone on the night the incident happened, knows the suspect and will call WAPD if that person comes to the bar.

RETURN OF EVIDENCE

I received the videotape from SGT MASON, and returned it to WAPD/IDB for storage.