

CITY OF DE PERE

Shana Defnet, Clerk-Treasurer
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March 18, 2015

CERTIFIED MAIL: 7009-1410-0000-1088-5543

Leah Michaletz
Studio 132 LLC owned by Leah Michaletz
628 Karl Street
Green Bay, WI 54301

RE: **WARNING LETTER**
Studio 132 LLC owned by Leah Michaletz, Licensed
Premise
132 S. Broadway St, De Pere WI 54115

Dear Ms. Michaletz:


At the March 17, 2015 License Committee meeting, there was a pre-hearing held regarding several incidents involving violations of state and city laws, calls for service and self-initiated activity by the City of De Pere Police Department at Studio 132, 132 S. Broadway Street, a licensed premises in the City of De Pere. A copy of the list of incidents is enclosed for your reference.

You and Mr. Claude Robinson appeared before the Committee and indicated that since February 2015, you have initiated several business improvements to assist you in maintaining an orderly premises, including replacing your private security company, installing video surveillance within the premises, and using an electronic ID reader for out-of-county customers.

After discussing this matter and your business improvements in detail with you, the License Committee approved issuing a letter of warning to you with the understanding if there are any future problems, further action would be taken.

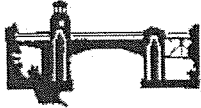
If you have questions, please do not hesitate to call the office.

Sincerely,


Shana Defnet
Clerk-Treasurer

cc: Atty. Judy Schmidt-Lehman
Police Chief Derek Beiderwieden

City of De Pere, Wisconsin

Request For Common Council Action

MEETING DATE: March 17, 2015

DEPARTMENT: Police

FROM: Derek Beiderwieden

SUBJECT: Recommendation from the License Committee on an evidentiary hearing before the Common Council to consider the suspension or revocation of the Class B Retail License for the sale of fermented malt beverages and intoxicating liquors issued to Studio 132, 132 S. Broadway, De Pere WI 54115.

I am requesting a pre-hearing on the license of Studio 132, located at 132 S Broadway, based on numerous calls for service and self-initiated activity by the police department.

Studio 132 license became effective July 1, 2014. Since that time police have discovered on certain nights special performing acts [events] are presented which draw patron followers, much like groupie's, who travel from south east Wisconsin, Green Bay and more locally to attend. The patrons attending the event have sometimes become unruly especially in adjoining public spaces like the parking lot to the north of Studio 132 and on Broadway in front of the bowling alley at 132 S. Broadway. Police have discovered there are a number of times the police were not summoned for disturbances in or around Studio 132. The following is a listing of issues police have so far discovered related to Studio 132.

1. On September 27, 2014, a call was received regarding a hit and run/fight on Broadway. Participants in the fight were patrons of Studio 132. Two males arrested for disorderly and battery, Electronic Control Device deployed to subdue one male. Event at Studio 132 was a "Twerking" Contest. Large crowd had gathered at scene of disturbance.
2. On October 11, 2014, a call was received there was a disturbance call with 20 people fighting. The next call was that there were people leaving in vehicles at high rates of speed. Area cleared out prior to officer arrival.
3. On November 2, 2014, call received about a noise complaint from Studio 132 and from associated cars in parking lot. Police instructed Studio 132 staff to turn music volume down. Staff complied. Noise from parking lot not observed while police on scene.
4. December 13, 2014, police observed disturbance and assisted security guard with intoxicated female who wouldn't leave from Studio 132.
5. January 1, 2015, male called and claimed guns were on the premises. Police unable to locate

any guns due to large crowd. Male remained anonymous.

6. February 15, 2015 at 2:34am, call was received of a male security guard down who had been pistol whipped and was injured. Police discovered injured party with severe head laceration. Suspects left scene. Information received by police indicated security guards and patrons had witnessed some 4 shots fired 20 minutes earlier at a vehicle but failed to report to police. Shell casings found at scene. Vehicle that was shot at recovered in Green Bay and evidence processed. Suspects for the assault still at large.
7. Fire Department had declared Studio capacity at 89 persons. Sign was ripped off wall. Police believed there was an over capacity on last several calls, estimated to be 140 or more patrons and notified Fire Department. Officers also observed patrons were using the bowling alley bar as additional space to mingle and purchase alcohol, food, etc. Patrons freely crossed back and forth between bars. The doors between the bars were wide open. Premise descriptions do not allow for crossing over to another bar and thus avoid overcrowding. Staff at Studio 132 indicated that at only an 89 person capacity, they can't make a profit at events. Fire Department re-inspected and signed capacity temporarily at 85. A final capacity will be determined with assistance of Building Department.
8. Found on internet: All-you-can-drink specials that occurred August 22, 28 and September 4 and 10, 2014, that are prohibited by city ordinance.
9. During calls for service, police have observed a smell of marijuana but due to crowds were unable to locate sources. It is expected the staff also smelled it but took no additional action.
10. Several OWI stops in a 6-month period of time have been associated with Studio 132.