

MADISON POLICE DEPARTMENT

Date of Report: 2/21/2006 **Case No:** 2006-15393 Original
Ref. No:
Occurred Incident: 69 - Damaged Property Complaint **Sec/Area:** 405 CENTRAL
Dispatched as: 69 - Damaged Property Complaint **Grid:** CAPITOL

Case Offense: **DISTURBANCE/FIGHT/CRIMINAL DAMAGE TO PROPERTY**
Addr of Occurrence: 115 King St (Club Majestic)
Call Date/Time: 02/11/2006 02:01 **From Date/Time:**
Dispatch Date/Time: 02/11/2006 02:01 **Thru Date/Time:**
Reporting Officer: SGT DAVID W MCCA W 2408
Special Routing: TAVERN FILE; LT. GLOEDE; CAPT. SCHAUF; PO HEMMING

CONTACT NICK SCHIAVO
M/W
115 KING ST., : 251-2582 C: 358-7991

On 02/11/06 I was acting in my capacity as the Central District CPT supervisor, operating a semi-marked sergeant's car in full military uniform. At approximately 2:01 a.m., Dispatch sent CPT units, including Officer Derrick Jones, Officer Ryan Orvis, Officer Kraig Knutson, and Officer Mark Allen as well as myself to the area of Main and King in reference to a large fight at that intersection.

I had come from the square and driving down King St. I had activated my emergency equipment, lights and siren, and when I came to King St., came to an abrupt halt. Due to the volume of people in the street and vehicles stopped in the middle of the roadway in both directions, I was unable to move forward to assist or investigate the battery as vehicles blocked my roadway. It took probably a minute or two for the vehicles stopped both going inbound and outbound to move so I could move and go to the call.

Once we arrived at the location, there was no fight visible, although there were a lot of people on the sidewalks on both sides of the street, in the street, and a lot of people in cars that were stopped in the area.

Members of CPT did ask people if they had witnessed anything or if they had been victims in the battery. Nobody came forward to indicate that they had witnessed or been victims of the battery.

While I was standing in front of the Opus bar across from Majestic, I was contacted by Mr. Schiavo. Mr. Schiavo introduced himself as the owner of the majestic and indicated to me that he had heard something about a fight. As we were talking, Mr. Schiavo then pointed to the area near Main and King where there was a bunch of broken glass, and pointed out the broken glass to me. He then looked some time later inbound or towards the Capitol, and pointed out more broken glass on the sidewalk.

Mr. Schiavo indicated to me that some persons, unknown identity or description, were driving by the Majestic and someone from inside one of the unknown vehicles had thrown a bottle. This bottle nearly missed an employee of the Club Majestic, just missing his head, but then impacted a door directly to the side of this employee. That door has glass in it, and the glass was shattered. Mr. Schiavo had employees clean up the broken glass, both from the bottle and from the broken door.

Mr. Schiavo estimates the cost of the glass in the door to be approximately \$100.

It should be noted when Mr. Schiavo approached and we were having a discussion, Dispatch indicated that there was another call for service inside the Club Majestic, that there were numerous people (four I believe) with guns still inside the club. So when Mr. Schiavo came up to me, I asked him if he knew anything about it, and as we began to have our discussion, he sent an employee back to make sure that that was not occurring. Mr. Schiavo indicated that he believed this to be a false call from the start because the club was basically empty or with very, very few people left in it. That employee did return back to say that there were no persons matching the description or displaying the behaviors indicated by Dispatch.

Members of the CPT unit, along with patrol units, stayed on scene from 2:01, our original time of arrival, until 2:31 as most people had left the area. We had gone to an abbreviated traffic plan, blocking off King St. as well as an entry into the Main/King parking lot to stop people from driving up and down the roadway as they were blocking the roadway. When this happened, the people who had been on the sidewalks congregated to the center of the street then, and were standing and talking. This created a traffic hazard that we didn't feel like we could open up the traffic with these people in the roadway.

It was my discretion, although there were a few people left, perhaps 50, that other calls for service were pending. They were requesting officers from other faraway districts to come downtown to assist with other acts of violence that I had the CPT's go 10-8 to respond to those calls.

NFA/jmc
Supervisory Officer: _____ I D : _____

Reporting Officer: _____ I D : 2408
SGT DAVID W MCCA W