

STATE OF WISCONSIN      BEFORE THE CITY OF MADISON      DANE COUNTY  
ALCOHOL LICENSING REVIEW COMMITTEE

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CITY OF MADISON  
210 Martin Luther King Jr. Blvd. #401  
Madison WI 53703

Complainant,

v.

**SUMMONS**

Revocation of "Class B" Combination  
Alcohol Beverage License Due To  
Non-Use

CLIFFORD FISHER  
Liquor/Beer Agent  
Blair Street BBQ LLC  
107 N. Hancock Street  
Madison, WI 53703


Respondent.

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To each person named above as Respondent:

You are hereby summoned and required to appear before the Alcohol License Review Committee of the City of Madison at its meeting of May 18, 2016 in Room 201, City-County Building, 210 Martin Luther King Jr. Blvd., Madison, Wisconsin, at 5:30 p.m., to answer to the attached Complaint for

Dated this 11th day of May, 2016

  
Maribeth Witzel-Behl  
Madison City Clerk

If you require the assistance of auxiliary aids or services because of a disability, call 266-4511 (TDD 267-8664) to make the appropriate arrangements.

STATE OF WISCONSIN      BEFORE THE ALCOHOL      DANE COUNTY  
LICENSE REVIEW COMMITTEE  
OF THE CITY OF MADISON

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CITY OF MADISON,

Complainant,

vs.

**COMPLAINT FOR  
REVOCATION**

**Blair Street BBQ LLC**  
Clifford Fisher, Liquor/Beer Agent  
605 East Washington Avenue  
Madison, WI 53703

Respondent.

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NOW COMES the City of Madison by Jennifer Zilavy, Assistant City Attorney,  
and alleges as follows, that:

1.      The Complainant, Captain Carl Gloede, is an adult resident of the City of Madison, with a business address of 210 Martin Luther King Jr. Blvd., Madison, Wisconsin, and at all times material to this action, was and has been the East Police District Captain for the City of Madison.
2.      The respondent herein, Blair Street BBQ LLC, Clifford Fisher, agent, is the alcohol beverage licensee formerly doing business as Blair Street BBQ, 605 East Washington Avenue, Madison, Wisconsin, according to documents filed with the City Clerk of the City of Madison.
3.      The Common Council of the City of Madison granted a renewal of Respondent's "Class B" Combination Alcohol Beverage License for the premises located at 605 E. Washington Avenue, Madison, WI for the period July 1, 2015 through June 30, 2016.

4. At all times alleged in this complaint, Respondent was the holder of a "Class B" Combination Alcohol Beverage License issued by the City of Madison.

5. On information and belief, the licensee, under the City of Madison Class B Combination Alcohol Beverage License for the retail sale of alcohol beverages, at the premises known as Blair Street BBQ, has not been in business since at least January 1, 2016, and thus, has not used its alcohol beverage license pursuant to Sec. 38.10(1)(f) of the Madison General Ordinances, as set forth in a Madison Police Department Lieutenant's report, to wit:

**DISCONTINUED USE OF "CLASS B" ALCOHOL BEVERAGE LICENSE  
FOR A PERIOD OF MORE THAN FIFTEEN (15) DAYS OR MORE  
WITHIN THE MEANING OF SEC. 38.10(1)(F), MADISON  
GENERAL ORDINANCES**

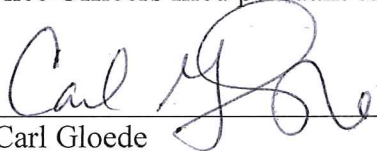
On January 2, 2016, Complainant was given information from a citizen regarding the closure of Blair Street BBQ. The citizen stated that they had attended an event at the establishment on New Year's Eve to celebrate the closing of the business. As a result of this information, Complainant drove by the business at 605 East Washington Avenue and observed a large sign in the East Washington side window indicating the space was for lease or rent. Complainant also observed a sign on the door located on the Blair Street side of the building that indicated the business was closed. As of the date of this complaint, the business remains closed. Madison Police Case No. 2016-85405.

WHEREFORE, the complainant asserts that Blair Street BBQ LLC has not used its "Class B" Combination Alcohol Beverage license issued to it for the premise at 605 East Washington Avenue, Madison, WI since January 1, 2016 and that under Sec. 38.10(1)(f), the license is subject to revocation due to nonuse.

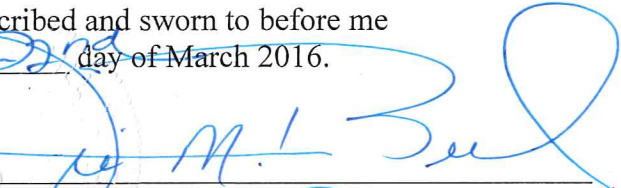
NOW, THEREFORE, for all the above stated reasons and pursuant to Sec.38.10(1)(f), Madison General Ordinances, the Complainant requests that the Common Council of the City of Madison revoke the Class B Combination Alcohol Beverage License issued to Blair Street BBQ LLC, 605 East Washington Avenue, Madison, Wisconsin.

STATE OF WISCONSIN )  
 ) ss.  
COUNTY OF DANE )

City of Madison Captain of Police Carl Gloede, being duly sworn on oath, states that he has read the foregoing Complaint against Blair Street BBQ LLC and that the statements are believed to be true of his own knowledge, except those which are stated upon information and belief, and as to such matters, he believes them to be true as they are based upon reports by Madison Police Officers filed pursuant to their official duties.

  
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Carl Gloede  
Captain of Police, City of Madison

Subscribed and sworn to before me  
this 22nd day of March 2016.

  
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Notary Public, Dane County, Wis.  
My Commission expires: 2.16.2020