

Case # 08-274084

A 082477

WISCONSIN UNIFORM MUNICIPAL COURT CITATION AND COMPLAINT

<input type="checkbox"/> Juvenile	* Deposit Permitted \$ 288.00	<input type="checkbox"/> Cash	(For Court Use Only)
		<input type="checkbox"/> Card	

You Are Notified to Appear

Is this a mandatory appearance? yes no

Date 10/22/08
Time 8:30 AM

Defendant Name - Last OHARO		First JEFFREY	MI A	
Street Address 134 CURRY GR 3		Post Office FITCHBURG WI	State WI	Zip Code 53711
Driver License Number or Other I D (specify) D210-4217-6368-07		State WI	Exp Yr 10	
Date of Birth 10/8/76	Sex M	Race B	Height 100	Weight 260
			Hair BLK	Eyes BLU
License Plate Number N/A		Plate Type N/A	State N/A	Exp Yr N/A

CITY OF MADISON MUNICIPAL COURT

RM#203, 210 MARTIN LUTHER KING JR BLVD

MADISON, WI 53703

Plaintiff City Village Town

OF MADISON

Defendant Violated Ordinance No 9.13(1)

Adopting State Statute No

Description of Violation

No STREET VENDING LICENSE

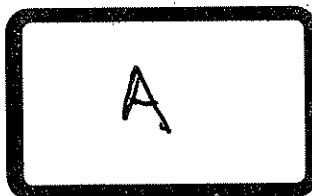
Week Day TUE	Month - Day - Year 9/18/08	Time 11:52	<input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	At 400 N. FRANCES ST	Name & Address of Parent/Guardian/Legal Custodian (if minor defendant)
Citation Served <input checked="" type="checkbox"/> Personally <input type="checkbox"/> Mailed to defendant's last known address				County DAVE	
<input type="checkbox"/> Left with person residing at defendant's residence Name				Age	
Print Officer Name P.O. S. HEASNESS		Department MADISON POLICE	ID No 2792	Date Citation Issued 9/18/08	Telephone Number of Parent/Guardian/Legal Custodian

MC-2000, 02/06

08-274084

AGENCY COPY

08 MOR 9556



MADISON POLICE DEPARTMENT

Date of Report: 9/22/2008 **Case No:** 2008-274084 Field
Occurred Incident: 97 - Information **Ref. No:**
Dispatched as: 97 - Information **Sec/Area:** 403 CENTRAL
Grid: STATELANGD

Case Offense: SOLICITOR COMPLAINT
Addr of Occurrence: 400 N Frances St
Call Date/Time: 09/18/2008 23:51 **From Date/Time:** 9/18/08 11:50 PM
Dispatch Date/Time: 09/18/2008 23:51 **Thru Date/Time:** 9/19/08 12:01 AM
Reporting Officer: PO STEPHEN E HEIMSNESS 2792
Special Routing:

SUSPECT JEFFREY A OKAFO
M/B DOB: 10/08/76 (31 yrs) Height: 6.00 Weight: 280
HairColor: BLK EyeColor: BRO
134 CURRY CT 3 FITCHBURG WI

NARRATIVE:

On 9/18/08, at approximately 11:50 PM, PO D Hamilton and I were on routine patrol, entering the 400 block of North Frances Street. At about that time, I saw the street the Jin's Chicken and Fish vending cart was set up on the east side of the block approximately 50 feet from the intersection of University Avenue/West Gilman Street/North Frances Street.

I saw that the lights were on inside the cart and I saw one person inside the cart, whom I recognized as Okafo. I saw the shutter for sidewalk vending was down and I saw Okafo involved in what appeared to be prep work in the cart. It appeared to me he was breading/flouring food items for later deep frying. The cart was serving customers at that time. Prior to becoming a Police Officer for the City of Madison, I spent approximately 15 years in the restaurant/hospitality industry, mainly working in and managing kitchen operations.

I know from professional knowledge and communication from Assistant City Attorney Lara Mainella Okafo's street vending license is suspended and he is not to be inside the cart or involved in or assist in the operation of the cart, including any type of food preparation.

I drive by the cart a second time several minutes later and had PO Hamilton activate the in-car digital video system in car C367 to capture this violation. I then parked up the street on the west side of North Frances Street in order to complete a city ordinance citation for No Vending License, MGO 9.13(1).

While I was completing the citation, I saw Okafo could be observed through the window of cart working inside the cart and I again had PO Hamilton record the violation on the in-car video system. We did record the activity in the cart until approximately 12:01 am on 9/19/08.

After completing the citation, I did serve and explain the citation to Okafo. I did tell him my understanding of the restrictions against his activities in relation to vending and working in the cart and Okafo disagreed with me, stating, "I can do this." I did tell him he could go to court to dispute the citation and he told me, "I shouldn't have to go to court." After serving the citation to Okafo, PO Hamilton and I then left the area as we were then assigned to a call for service on State Street.

I did see Okafo inside the cart a few more times on 9/19/08 while on patrol. PO R Patterson did tell me he also saw Okafo several times carrying items from his pickup truck to the cart as well. I did complete a lab request for a copy of the video files to be made and will forward the disc to ACA Lara Mainella when I receive it from the Forensic Services Unit.

NFA

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