

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**

Non-renewal of "Class A" Liquor and  
Class "A" Beer Alcohol Beverage License

MACRO INC.  
d/b/a West Badger Liquor  
Nadeem Syed, Agent

Madison WI 53713

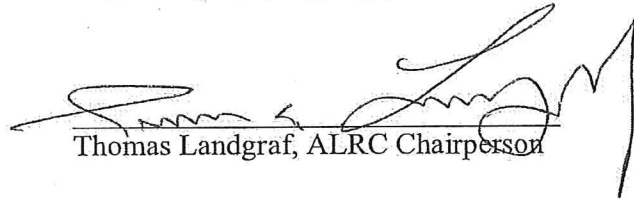
Respondent.

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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 Common Council at its meeting of May 2, 2019, in Room 215, Madison Municipal Building, 215 Martin Luther King Jr. Blvd., Madison, Wisconsin, at 5:30 p.m., to answer to the attached Complaint for MACRO Inc., d/b/a West Badger Liquor, 714 W. Badger Road, Madison WI 53713.

Dated this 24 day of April, 2019.

  
Thomas Landgraf, ALRC Chairperson

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.



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**CITY OF MADISON**

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Complainant,

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**COMPLAINT**

**MACRO INC.**

d/b/a West Badger Liquor  
Nadeem Sved, Agent

Madison WI 53713

Non-renewal of "Class A" Liquor and  
Class "A" Beer Alcohol Beverage License

Respondent.

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

1. The Complainant, Assistant City Attorney Jennifer Zilavy, is an adult resident of the City of Madison, with a business address of 210 Martin Luther King Jr. Blvd, Room 401, Madison, Wisconsin, and at all times material to this action, she was and is a member of the Office of the City Attorney, in her official capacity.

2. The Respondent herein, MACRO INC., Nadeem Syed, Agent, is the alcohol beverage licensee doing business as West Badger Liquor, 714 W. Badger Road, 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 "Class A" Liquor and Class "A" Beer Alcohol Beverage License to Respondent for the period July 1, 2018 through June 30, 2019. At all times alleged in this complaint, Respondent was the holder of a "Class A", Liquor and Class "A" Beer Alcohol Beverage License issued by the City of Madison.

4. Respondent has filed a renewal application for its “Class A” Liquor and Class “A” Beer Alcohol Beverage License for the period July 1, 2019 through June 30, 2020.

5. On information and belief, Respondent, under the City of Madison “Class A” Liquor and Class “A” Beer Alcohol Beverage License for the retail sale of those beverages at the premises known as West Badger Liquor, 714 W. Badger Road, Madison, Wisconsin, has violated various provisions of Sec. 38.10(1)(a) of the Madison General Ordinances and various provisions of Chapter 125 of the Wisconsin Statutes, as set forth in Madison Police Department officers’ reports and Department of Revenue Agent reports, to wit:

**VIOLATION OF CHAPTER 38 OF THE MADISON GENERAL ORDINANCES AND WISCONSIN STATE STATUTES WITHIN THE MEANING OF § 38.06(2), MGO, AND §125.68(2), WIS. STAT., NO LICENSED OPERATOR ON PREMISE**

1. On February 25, 2019. At approximately 1:00 p.m., Madison Police Officers and Agent Henry Morel from the Wisconsin Department of Revenue were conducting an inspection at 714 W. Badger Road and made contact with the sole employee on premise, identified as Hector Ulises Corona. Corona told officers he was in charge of the premise, that he was alone, and that his operator’s license was valid, although he did not have the license with him or anywhere on premise. Madison Police called the City of Madison Clerk’s office and learned that Corona did not have a valid operator’s license.

**VIOLATION OF CHAPTER 38 OF THE MADISON GENERAL ORDINANCES AND WISCONSIN STATE STATUTES WITHIN THE MEANING OF § 38.05(7) MGO, AND § 125.03(10), WIS. STAT., FAILED TO HAVE PERMIT FRAMED AND DISPLAYED**

1. On February 25, 2019, failed to have West Badger Liquor’s Wisconsin Seller’s Permit framed and posted as required by Wisconsin Statute.

**VIOLATION OF CHAPTER 38 OF THE MADISON GENERAL ORDINANCES AND WISCONSIN STATE STATUTES WITHIN THE MEANING OF § 38.05(7) MGO, AND § 125.69(6), WIS. STAT., FAILED TO OBTAIN ALCOHOL BEVERAGES FROM WHOLESALER**

1. On February 25, 2019, Wisconsin Department of Revenue Agent Henry Morel discovered 294 bottles of liquor at West Badger Liquor that were not invoiced and Corona confirmed that those bottles had been obtained directly from Madison Bazaar rather than a wholesaler. The employee on duty, Hector Corona, told Madison Police Detective Don Penly that once or twice per month alcohol and tobacco products are transferred between Madison Bazaar and 714 W. Badger Road. Corona said that he knows it is illegal and that he does not partake in that activity. Corona said the owner moves the items between the stores.

**VIOLATION OF CHAPTER 38 OF THE MADISON GENERAL ORDINANCES AND WISCONSIN STATE STATUTES WITHIN THE MEANING OF § 38.05(7) MGO, AND §§ 139.11(1), 139.25(9) WIS. STATS. FAILED TO KEEP PROPER RECORDS**

1. On February 25, 2019, Agent Morel asked Corona for invoices. Corona handed Agent Morel a box with hundreds of invoices and other documents, receipts, and paperwork that were unrelated to the inspection. Retailers are required to keep two years' worth of invoices on the premise organized by distributor, in sequence, and in order and available for inspection at all reasonable times. Agent Morel explained to Corona that not keeping all the invoices organized and separate could potentially put their products in jeopardy of being seized by the Department of Revenue.

**VIOLATION OF CHAPTER 38 OF THE MADISON GENERAL ORDINANCES AND WISCONSIN STATE STATUTES WITHIN THE MEANING OF § 38.10(1) (A) (9) MGO, VIOLATED LICENSE CONDITIONS**

1. **VIOLATION OF CONDITION ONE:** On February 25, 2019, several Madison Police Officers and Wisconsin Department of Revenue Agent Henry Morel went

to West Badger Liquor at 714 W. Badger Road, Madison, WI for purposes of a compliance inspection. Condition One on West Badger Liquor's license states the following: "No sale of single bottles or single cans of beer or fermented malt beverages." Upon arriving at West Badger Liquor, Madison Police Officer John Christian observed the coolers on the North side of the store. In the coolers were nine (9) single cans of 25-ounce beer, four (4) single cans of 16-ounce beer. In the same coolers, there were several single bottles or single cans of beer and fermented malt beverages that had been taped together in pairs with strapping tape. These bottles and cans were not factory packaged, it was more of a hack—job obviously for purposes of evading the "no sale of single bottles or single cans" license Condition. Among these improvised packages were twenty-eight (28) 2-packs of 23.5 ounce cans, twenty-five (25) 2-packs of 24 ounce cans and one (1) 2-pack of 32 ounce cans. In the cooler on the south side of the store, there were one hundred fifty eight (158) 2-packs of 25-ounce cans of beer and fermented malt beverages and eight (8) 2-packs of 25-ounce bottles of beer/fermented malt beverages.

2. **VIOLATION OF CONDITION 4:** Condition four (4) on the license states: "The establishment shall not sell, dispense or give away intoxicating liquor in the original container in amounts of two hundred (200) milliliters or less in volume." On February 25, 2019, while conducting an inspection, Madison Police found on the premise at West Badger Liquor literally hundreds of bottles of alcohol that were in violation of Condition Four (4). The majority of the intoxicating liquor was in bottles of 200 milliliters. There were 120 bottles of intoxicating liquor in the form of 50-milliliter bottles, forty-eight (48) bottles of intoxicating liquor in 100-milliliter bottles, and 48 bottles of intoxicating liquor in 200-milliliter bottles. In all, there were 792 bottles of intoxicating liquor in quantities of 50 milliliters, 100 milliliters and 200 milliliters. There was also several hundred bottles of

intoxicating liquor in the back storage room in quantities of 50 milliliters, 100 milliliters and 200 milliliters. See Exhibit "A" attached and incorporated by reference as if fully set forth herein, for a detailed inventory list or products for sale or stocked in violation of license conditions.

3. On February 14, 2019, at approximately 1:30 p.m., Madison Police Officer Kenneth Snoddy went to 714 W. Badger Road in plain clothes to purchase alcohol in violation of West Badger Liquor's license conditions. Officer Snoddy entered the store, greeted the clerk, and asked if they had any orange juice. The clerk directed officer Snoddy to the orange juice cooler and they were out of orange juice. Officer Snoddy went to the front counter and observed small bottles of alcohol for sale in a small display case on the counter. Officer Snoddy pointed out a 100-milliliter bottle of Fleishmann's Vodka and a 100-milliliter bottle of Paul Masson Brandy. The clerk told him the total was \$4.35. Officer Snoddy paid for the bottles and left.

4. On February 20, 2019, Madison Police Officer Kathryn Wahl was working in plain clothes and went to 714 W. Badger Road to purchase liquor in violation of West Badger Liquor's license conditions. Officer Wahl entered West Badger Liquor at approximately 4:29 p.m., selected a 12-ounce can of Canada Dry Ginger Ale, and approached the front counter. At the counter, she observed a clear case displaying numerous bottles of liquor, many of which were 200 milliliters or less in size. Officer Wahl selected a 100 milliliters bottle of Paul Masson brandy. She made the purchase and was not offered a receipt for her purchase. Officer Wahl did not observe any prices listed for the items she purchased. The total for her purchase was \$3.13.

**VIOLATION OF CHAPTER 38 OF THE MADISON GENERAL ORDINANCES  
AND WISCONSIN STATE STATUTES WITHIN THE MEANING OF § 38.10(1) (a)  
(2) MGO, KEEPING OR MAINTAINING A DISORDERLY OR IMPROPER HOUSE**

1. On February 9, 2019, Madison Police Officer Kyle Hoppman was dispatched to contact a woman identified as A.M.M. (“AMM”) reference a sexual assault that occurred at 714 W. Badger Road. Officer Hoppman called AMM and she told Officer Hoppman that she had gone to West Badger Liquor to make a purchase and just prior to she had been on the phone with her stepmom and had been crying in the course of their conversation. AMM said that the clerk in the store asked her what was wrong and that he grabbed her hand. AMM told the clerk she was sad and the clerk grabbed AMM and pulled her toward him to give her a hug. The clerk then grabbed AMM by the face, kissed her on the right cheek and then kissed her on the lips. AMM said that after the clerk did that she asked him, “why did you just do that? Why did you kiss me?” AMM said the clerk looked “dumbfounded” when she asked the clerk that question and he responded by saying, “it’s okay. It’s okay.” AMM told Officer Hoppman she felt violated by the clerk kissing her on the lips and that she was angry and wanted to hit him for kissing her. AMM said she smelled alcohol on the clerk’s breath and could taste it on his breath when he kissed her.

The clerk was later identified as Sanjay Bhandari. Officer Hoppman made contact with him at West Badger Liquor after speaking to AMM. Bhandari appeared to have glassy eyes. Bhandari was behind the counter in the liquor store making transactions with customers. Officer Hoppman asked Bhandari who the owner was and Bhandari said, “Sheriff” and gave Officer Hoppman Shariff’s phone number. Bhandari said he was the only one working at West Badger Liquor that day. Bhandari admitted to kissing AMM but said he only kissed her on the cheek. Bhandari told Officer Hoppman that when AMM came into the store she was very upset. He said AMM was a regular customer. Officer

Hoppman asked Bhandari when he had last consumed alcohol and he said he stopped around 1 a.m. on February 9, 2019. Officer Hoppman asked Bhandari if he would submit to a Portable Breath Test and he said “no.” Officer Hoppman attempted to view video footage from the store, but there was no footage for the time period of the alleged assault. Bhandari was given a misdemeanor citation for disorderly conduct.

2. Suhail Shariff Syed (“Shariff”) is involved in the management of 714 W. Badger Road, and employees at West Badger Road have referred to him as the “owner.” In April 2017, Shariff was charged with Four (4) counts of manufacture/deliver synthetic cannabinoids (Felon I), one (1) Count of Possession with Intent to Deliver Synthetic Cannabinoids (Felony F), one (1) count Possession with Intent to Deliver Cocaine (Felony D) and Maintaining a Drug Trafficking Place (Felony I) related to activity occurring at the Madison Bazaar at 1901 S. Park Street. In March 2018, Shariff ultimately pled “no contest” (guilty) to one count of manufacture/deliver synthetic cannabinoids (violation of Wisconsin Statute 961.41(1) (em) (Felony I). Shariff was placed on 3 years’ probation and ordered not to use/possess drug paraphernalia or use/possess controlled substances without a valid prescription. Shariff is a convicted felon who sold trafficked illegal substances out of his liquor store at 1901 S. Park Street and is involved in the management of West Badger Liquor.

3. In the course of the inspection at West Badger Liquor on February 25, 2019, Officer John Christian observed Chore Boy copper scrub pads on a shelf near the cash register. In close proximity to the Chore Boy pads was a package of “flower in a glass” tubes. Officer Christian knows from his training and experience that Chore Boys are used as improvised filters in illicit drug pipes. Officer Christian also knows that the glass tubes observed near the Chore Boys are also used for ingesting illicit drugs, most frequently,



crack cocaine. Detective Don Penly asked the clerk on duty, Hector Corona, why they had Chore Boys and the glass tubes for sale. Corona responded, “maybe for drugs” and that “people ask for them.” Officer Christian also observed in a case near the cash register numerous glass pipes and bowls. Directly below these items he observed grinders and digital scales for sale. Officer Christian, in his professional experience, has never observed an individual to use a digital scale or a grinder to grind or weigh a legal substance that is later smoked in a glass bowl or pipe.

4. On February 12, 2019, Madison Police Detective Kelly Dougherty went to West Badger Liquor in plain clothes in an attempt to purchase alcohol in violation of the license conditions. Detective Dougherty walked into West Badger Liquor and immediately smelled the odor of marijuana. Detective Dougherty purchased a can of Squirt and a 100-milliliter bottle of Fleishmann’s Royal Vodka. Detective Dougherty was not offered a receipt for the transaction. While making the purchase, Detective Dougherty observed a display of bongs in the front of the store.

5. Inspectors from the Madison Fire Department were at 714 W. Badger Road on February 25, 2019, for purposes of performing an inspection. Fire Inspector Jennifer Blair observed several serious electrical and other safety violations and issued an Official Notice to West Badger Liquor citing fourteen (14) separate fire code violations. A copy of this Official Notice is attached to this Complaint as Exhibit “B” and is referenced as if fully set forth herein.

6. On March 12, 2019, at approximately 8:55 p.m., two males walked into West Badger Liquor and pointed a black handgun at the clerk’s side and said, “give me the money.” The suspect directed the clerk to the cash register keeping the gun to her side. The other suspect grabbed money from the till and the suspect with the gun began grabbing

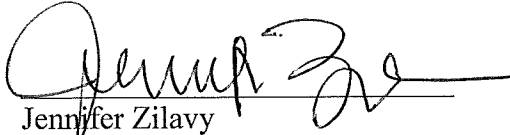
bottles of liquor. The clerk was struck on the back of the head with a liquor bottle and needed stitches to close the laceration. The suspects got approximately \$1300 in cash and seven (7) bottles of liquor.

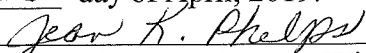
7. On February 25, 2019, in the course of the compliance inspection, Madison Police Officers found plastic bags lying on the floor behind the front counter. The plastic bags contained small paper bags that contained significant amounts of cash.

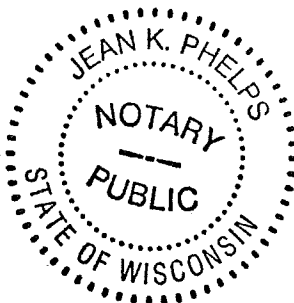
**NOW, THEREFORE**, for all the above stated reasons and pursuant to Sec. 38.10(1) (e), Madison General Ordinances, the complainant requests that the Common Council of the City of Madison NON-RENEW the "Class A" Liquor and Class "A" Beer Alcohol Beverage license issued to MACRO INC., for the premises known as, West Badger Liquor, 714 W. Badger Road, Madison, Wisconsin.

STATE OF WISCONSIN )  
 ) ss.  
COUNTY OF DANE )

Assistant City Attorney Jennifer Zilavy, being duly sworn on oath, states that she has read the foregoing Complaint against MACRO INC., d/b/a W. Badger Liquor, 714 W. Badger Road, Madison, WI, and that the statements are true of her own knowledge, except those which are stated upon information and belief, and as to such matters, she believes them to be true as they are based upon records from the Wisconsin Department of Revenue filed by agents pursuant to their official duties, reports by Madison Police Officers filed pursuant to their official duties, Official Notices from the Madison Fire Department issued and filed pursuant to their official duties, and Official records from the City of Madison Clerk's office.

  
Jennifer Zilavy  
Assistant City Attorney

Subscribed and sworn to before me  
this 26<sup>th</sup> day of April, 2019.  
  
Notary Public, Dane County, Wis.  
My Commission expires: 6/02/2022





# Case Report Summary

Madison Police Department  
Official Case Report  
Do Not Re-Release

Print Date/Time: 02/26/2019 15:20  
Login ID: pddlb2  
Case Number: 2019-00055596

\*MADISON POLICE DEPARTMENT  
ORI Number: WI0130100

### Case

Case Number: 2019-00055596  
Location: 714 W BADGER RD  
Madison, WI 53713  
Reporting Officer ID:  
Incident Type: Liquor Law  
Occurred From: 02/12/2019 17:12  
Occurred Thru: 02/12/2019 17:12  
Disposition:  
Disposition Date:  
Reported Date: 02/12/2019 17:12 Tuesday

### Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
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### Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
Contact	1	CORONA PAREDES, HECTOR ULISES	811 KOTTKE DR Madison, WI 53719	(608)622-6873	White	Male	02/02/1991 28
Contact	2	RAMOS-PEREZ, LUIS MIGUEL JESUS	937 BURR OAK LN Madison, WI 53713	(939)475-4343	White	Male	10/10/1986 32

### Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
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### Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
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### Vehicles

No.	Role	Vehicle Type	Year	Make	Model	Color	License Plate	State
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### Routing:

- Animal Control
- Building Inspection
- Commitment
- DCHS
- Death Investigation
- Fire Investigation
- Non-Disclosure
- Outside LE Agency
- Other
- Traffic Engineering

**PO CHRISTIAN - STORE INVENTORY****MADISON POLICE DEPARTMENT**CASE# **2019-00055596****CASE REPORT SUPPLEMENT**

REPORTING OFFICER

**JOHN CHRISTIAN**

REPORT DATE

**02/26/2019****SUPPLEMENTAL NARRATIVE****SPECIAL ROUTING:**

Jennifer Zilavy, PO Josh Bower, Lt. Kelly Beckett, Capt. Corey Nelson, Self

On 02/25/19, I was dressed in full military-style uniform, driving a fully-marked City of Madison Police Department squad car, acting in my official capacity as a City of Madison police officer. On today's date, I was assigned to a bar check at 714 West Badger Road (City of Madison, County of Dane), Macro Inc, West Badger Liquor.

At the beginning of my shift, I was briefed regarding the Class A Beer and Class A Liquor licenses (license number 71251-77472) of the establishment that were issued on 07/03/18 and were valid through 06/30/19. I observed the license to have the following conditions:

- 1) No sale of single bottles or single cans of beer or fermented malt beverages
- 2) No sale of 40-ounce bottles of fermented malt beverages.
- 3) No sale of fortified wines.

Common council granted on 06-06-2017 with the following conditions:

- 4) The establishment shall not sell, dispense, or give away intoxicating liquor in the original container in amounts of two hundred (200) milliliters [mL] or less in volume. 'Intoxicating liquor' shall not include wine in the original container with an alcohol content of 15% or less by volume.

At approximately 1:00 pm, I responded with Lt. Beckett, Detective D. Penly, PO T. Coyne, PO M. Allen, PO C. Marzullo, PO A. Palmer, and PO W. Rentmeester, as well as Wisconsin Department of Revenue Agent H. Morel, Madison Fire Department Inspector A. Lampe, and Madison Building Inspector S. Shearer to 714 West Badger Road. Upon entering the business, contact was made with the clerk, who was informed that we would be conducting an inspection. Once the premises were secured, I worked with PO Allen, PO Marzullo, and PO Coyne to conduct and document the inspection.

PO Marzullo utilized a department-issued digital camera to photograph the establishment and the contents therein (see attachments) prior to beginning the inspection.

I then documented the items located in violation of the above-listed liquor license as observed by PO Allen and PO Coyne.

We began the inspection of the business behind the front counter. I observed the counter to consist of a glass display case on top of five drawers. Beginning with the leftmost drawer (as observed from behind the counter), the following items were discovered in each drawer:

**Second Drawer from the left:**

(14) 200 mL bottles of liquor to include: (1) bottle of 200 mL Jim Beam, (2) bottles of 200 mL Jose Cuervo Blue Agave, (3) bottles of 200 mL El Jimador Tequila Reposado, (1) bottle of 200 mL Jose Cuervo Gold Tequila, (1) bottle of 200 mL Bacardi Gold, (2) bottles of 200 mL Captain Morgan Original, and (4) 200 mL bottles of Seagram's 7 American.

**Third Drawer from the left:**

(3) bottles of 100 mL and (14) bottles of 200 mL liquor, to include: (1) bottle of 100 mL Paul Masson Grande Amber, (2) bottles of 200 mL Crown Royal, (1) bottle of 200 mL Crown Royal Regal Apple, (2) bottles of 100 mL Courvoisier Cognac, and (11) bottles of 200 mL Southern Comfort Original.



## MADISON POLICE DEPARTMENT

CASE# 2019-00055596

## CASE REPORT SUPPLEMENT

REPORTING OFFICER  
JOHN CHRISTIANREPORT DATE  
02/26/2019

## SUPPLEMENTAL NARRATIVE (continuation)

Fourth Drawer from the left: (12) bottles of 50 mL, (22) bottles of 100 mL, and (15) bottles of 200 mL liquor to include: (1) bottle of 100 mL Paul Masson Grande Amber Brandy, (1) bottle of 50 mL Jack Daniels Whiskey, (1) bottle of 50 mL Paul Masson, (1) bottle of 50 mL Bacardi Oakheart Spiced Rum, (5) bottles of 50 mL Ryan's Irish Style Cream Liqueur, (2) bottles of 50 mL E&J Apple, (2) bottles of 50 mL Bacardi Raspberry vodka, (2) bottles of 200 mL E&J Brandy, (5) bottles of 100 mL E&J Brandy, (4) bottles of 100 mL Courvoisier Cognac, (6) bottles of 200 mL E&J VSOP Superios Reserve Brandy, (12) bottles of 100 mL E&J VSOP Superios Reserve Brandy, and (7) bottles of 200 mL Paul Masson Grande Amber Brandy.

Fifth Drawer from the left: (19) bottles of 50 mL, (27) bottles of 100 mL, (4) bottles of 187 mL, and 42 bottles of 200 mL liquor to include: (1) bottle of 50 mL Old Thompson American Whiskey, (1) bottle of 200 mL Seagram's golden apricot-flavored vodka, (6) bottles of 200 mL Remy Martin Fine Champagne Cognac, (2) bottles of 200 mL Fleischmann's Royal Vodka, (1) bottle of 187 mL Mad Drago Mean Passion Cranberry, (4) bottles of 50 mL Defrost Peppermint Schnapps, (3) bottles of 50 mL Paul Masson Grande Amber Brandy, (1) bottle of 200 mL UV Cherry Vodka, (1) bottle of 50 mL UV Blue Vodka, (1) bottle of 50 mL Stolichnaya Premium Vodka, (1) bottle of 50 mL Havana Club Puerto Rican Rum, (1) bottle of 50 mL Jack Daniel's Tennessee Honey, (3) bottles of 50 mL UV Vodka, (2) bottles of 50 mL Bacardi Raspberry Rum, (2) bottles of 50 mL New Amsterdam Coconut Vodka, (4) bottles of 200 mL Seagram's Golden Apricot-Flavored Vodka, (2) bottles of 100 mL Fleischmann's Royal Vodka, (6) bottles of 200 mL Seagram's Extra Dry Gin, (3) bottles of 187 mL Mad Dragon Mean Passion Blazing Watermelon, (5) bottles of 200 mL Karkov Vodka, (4) bottles of 200 mL Smirnoff Vodka, (4) bottles of 200 mL Seagram's Platinum Select Vodka, (3) bottles of 200 mL Barton Charcoal Filtered Vodka, (3) bottles of 100 mL Seagram's Extra Dry Gin, (3) bottles of 200 mL Fleischmann's Royal Vodka, (2) bottles of 200 mL Tvarscki Vodka, (1) bottle of 200 mL Vodca Exclusiv, (1) bottle of 200 mL Svedka Vodka, and (24) bottles of 100 mL Jagermeister.

Sixth drawer from the left: Inside of this drawer were numerous paper packages, which appeared comprised of brown packaging paper, folded over, and stapled shut. One of the packages had a rip in the packaging and from the outside, you could observe that the package contained a large amount of U.S. paper currency, which appeared to be denominations of \$20.00 and \$100.00 bills. The exact amount of each package, or the total amount of the packages within the drawer is unknown.

A blue plastic shelf located immediately to the right of the cash register: (7) bottles of 100 mL and (101) bottles of 200 mL liquor to include: (20) bottles of 200 mL New Amsterdam Mango Vodka, (2) bottles of 200 mL New Amsterdam Gin, (23) bottles of 200 mL New Amsterdam Vodka, (9) bottles of 200 mL UV Cherry Vodka, (7) bottles of 200 mL Fireball Cinnamon Whisky, (4) bottles of 200 mL UV Blue Raspberry Vodka, (8) bottles of 200 mL UV Coconut Vodka, (7) bottles of 200 mL UV Vodka, (1) bottle of 200 mL Hornitos Reposado Tequila, (5) bottles of 200 mL New Amsterdam Pineapple Vodka, (5) bottles of 200 mL New Amsterdam Peach Vodka, (2) bottles of 100 mL Tequila Corralejo, (5) bottles of 100 mL Outer Space Vodka, and (10) bottles of 200 mL Ciroc French Vanilla Vodka.

Additionally, beneath this same shelf, I observed there to be a box of Chore Boy copper scrub pads. Based on my previous professional training and experience, I know that Chore Boy scrub pads are frequently used as improvised filters in illicit drug pipes. It should be noted that I did not observe there to be any soap that would be used in conjunction with Chore Boy copper scrub pads during our inventory of the store. Furthermore, in close proximity to the Chore Boy, approximately two shelves above it, were a package of Flower in a Glass



## MADISON POLICE DEPARTMENT

CASE# 2019-00055596

## CASE REPORT SUPPLEMENT

REPORTING OFFICER  
JOHN CHRISTIANREPORT DATE  
02/26/2019

## SUPPLEMENTAL NARRATIVE (continuation)

Tube. Based on my previous professional training and experience, I know these items to frequently be bought for the explicit use of converting them into illicit drug pipes, and, more specifically, crack pipes.

On the floor of the podium behind the cash register: (4) 16-ounce cans of malt liquor, (1) 200 mL bottle of liquor to include: (1) bottle of 200 mL Ciroc Mango Vodka, (2) cans of 16-ounce Steel Reserve Spiked Punch and (2) cans of 16-ounce Colt 45 Reserve. Each of the pairs of cans was part of a four-pack of beer that had two of the cans from the pack removed. I noted that there was no damage to these cans, as though they were damaged inventory. I also noted that there were numerous cans in incomplete four-packs throughout the store, with none of them being the same brand as another incomplete package.

On a metal shelf on the left side of the podium as viewed from the cash register: (5) bottles of 200 mL liquor to include: (1) bottle of 200 mL Tito's Handmade Vodka, and (4) bottles of 200 mL Jameson Irish Whiskey.

On the second metal shelf on the left side of the podium as viewed from the cash register: (1) bottle of 200 mL liquor to include: (1) bottle of 200 mL Bailey's Irish Cream.

On the third metal shelf on the left side of the podium as viewed from the cash register: (4) bottles of 200 mL liquor to include (4) bottles of Hornitos Reposado Tequila

In a large cooler on the podium behind the register: (11) bottles of 100 mL liquor and (4) bottles of 200 mL liquor to include: (11) bottles of 100 mL Hennessy, and (4) bottles of 200 mL Hennessy.

On a metal shelf on the podium to the right of the cooler: (5) bottles of 200 mL liquor to include: (1) bottle of 200 mL Fireball, (3) bottles of 200 mL Southern Comfort, and (1) bottle of 200 mL Early Times.

In a smaller cooler on the podium to the right of the larger cooler: (13) bottles of 200 mL liquor to include: (8) bottles of 200 mL Remy Martin VSOP, and (5) bottles of 200 mL 1738 Remy Martin.

As we began to inventory the shelves above the drawers and beneath the front counter, Captain Nelson advised that due to the sheer quantity, the liquor could be documented as the number of bottles that were in violation of the liquor license (200 mL or less). The list of the following bottles of liquor are only bottles that were in violation of the liquor license and not counting bottles that were 201 mL or greater in size.

On the first shelf on the left side of the counter, the top shelf contained 158 bottles of liquor while the bottom shelf contained 21 bottles of liquor. On the second shelf on the left side of the counter, the top shelf contained 107 bottles, while the bottom shelf contained 57 bottles of liquor. On the third shelf of the counter, there were 166 bottles on the top shelf and 69 bottles on the bottom shelf. On top of the counter, to the right of the register, was a clear plastic shelf that sat on top of the glass display case. The plastic shelf contained (159) 100 mL bottles and (1) 50 mL bottle of liquor.

To the left of the cash register was a similar plastic case. I noted that this plastic case contained numerous glass pipes and bowls. Directly below these pipes and bowls, I observed there to be grinders as well as digital scales for sale. Based on my previous professional experience, I know that individuals frequently use pipes to smoke a number of different items, some of which are legal and some of which are not; however, I have never in my previous experience observed an individual to use a digital scale or a grinder to grind or weigh a legal



## MADISON POLICE DEPARTMENT

CASE# 2019-00055596

## CASE REPORT SUPPLEMENT

REPORTING OFFICER

JOHN CHRISTIAN

REPORT DATE

02/26/2019

## SUPPLEMENTAL NARRATIVE (continuation)

substance that they have later smoked in a glass bowl or pipe. In this same area, I also observed a box containing screen filters for sale. Based on my previous professional training and experience, screen filters, which are approximately the diameter of a dime, are frequently used as improvised filters for makeshift pipes.

We then began inspecting the coolers located on the north side of the store. Within the coolers, we located (9) single cans of 25 ounce beer and (4) single cans of 16 ounce beer. Additionally, within the same bank of coolers, we located numerous single bottles or single cans of beer or fermented malt beverages that had been taped using strapping tape in an improvised fashion that was clearly not factory packaged. Among these were (28) "packages" of 2-packs of 23.5 ounce cans, (25) "packages" of 2-packs of 24 ounce cans, and (1) "package" of a 2-pack of 32 ounce cans.

PO Allen inspected the coolers located on the south side of the store. Within the cooler, he located (158) "packages" of 2-packs of 25 ounce cans, and 8 "packages" of 2-packs of 25 ounce bottles.

On the northwest side of the store, there was additional inventory that was not displayed for purchase. Due to the sheer amount of inventory, boxes of bottles that were in violation of the liquor license (200 mL or less) were determined to be either full or partial. The list of the following boxes that contained bottles of liquor are only boxes that contained bottles that were in violation of the liquor license and not counting boxes that contained bottles that were 201 mL or greater in size.

In the inventory area there were (2) full boxes of 50 mL bottles that each contained 120 bottles; there were (3) full boxes of 100 mL bottles that each contained 48 bottles, there was (1) full box of 200 mL bottles that contained 24 bottles; and there was (1) full box of 200 mL bottles with 48 bottles. The total number of bottles contained in these full boxes was 792 bottles. Additionally, there were (7) partially-full boxes of 200 mL bottles that originally contained 24 bottles each; as well as 19 partially-full boxes of 200 mL bottles that originally contained 48 bottles each.

In the back storage room, there was additional inventory that was not displayed for purchase. Again, due to the sheer amount of inventory, boxes of bottles that were in violation of the liquor license were determined to be either full or partial. The list of the following boxes that contained bottles of liquor are only boxes that contained bottles that were in violation of the liquor license and not counting boxes that contained bottles that were 201 mL or greater in size.

In the storage room, there were (2) full boxes of 50 mL bottles which each contained 120 bottles, (1) full box of 100 mL bottles which contained 24 bottles, (2) full boxes of 100 mL bottles which each contained 48 bottles, (6) full boxes of 200 mL bottles which each contained 24 bottles, and (2) full boxes of 200 mL bottles which each contained 48 bottles. The total number of bottles contained in these full boxes was 600. Additionally, there were (6) partial boxes of 200 mL bottles which originally contained 24 bottles each; (1) partial box of 200 mL bottles which originally contained 48 bottles each; (2) partial boxes of 50 mL bottles which originally contained 120 bottles each, and (5) partial boxes of 100 mL bottles which originally contained 48 bottles each.

Lt. Beckett, PO T. Coyne, PO M. Allen, PO C. Marzullo, PO Palmer, and PO Rentmeester, remained at the store with Wisconsin Department of Revenue Agent H. Morel until Agent Morel completed his investigation. Agent Morel completed both a Field Report and a Property Report, providing carbon copies of each to Lt. Beckett. Lt. Beckett provided me with the carbon copies of these documents and I placed them into a plastic



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SUPPLEMENTAL NARRATIVE (continuation)

evidence bag, which was issued property tag 427487 and secured in South property locker 40.

NFA.

PO John Christian #4189

dlb





# CITY OF MADISON FIRE DEPARTMENT

314 W Dayton St., Madison, WI 53703  
(Phone) 608-266-4420 (Fax) 608-267-1100 (Email) [fireprevention@cityofmadison.com](mailto:fireprevention@cityofmadison.com)

## OFFICIAL NOTICE

02/27/2019

NADEEM SYED  
NORTH AMERICAN GROUP OF COMPANIES INC  
5787 AUBURN DRIVE  
FITCHBURG, WI 537115866

Dear Owner/Responsible Party:

This notice summarizes the recent inspection conducted by the Madison Fire Department. As the owner and/or occupant it is your responsibility to correct any violations of applicable state codes and local ordinances prior to the reinspection below.

Failure to comply with this notice prior to the reinspection date may result in the issuance of a citation and/or referral to the City Attorney or the applicable state agency for prosecution.

A fee may be assessed for compliance inspections. The fee shall be assessed based on Madison General Ordinance and the type of inspection conducted. For questions regarding the application of fees, please contact the inspector listed below.

Any person violating any provision of the City Ordinances or applicable state codes enforced by the Fire Prevention Division is subject to the penalties provided by the appropriate Ordinance violated. **All applications for appeal shall be submitted to the Fire Marshal in writing within 15 days of the postmark on the official notice envelope.**

If you have any questions about compliance or the nature of this notice, call 608-261-9841. Alternately, the inspector can be reached via (Fax) 608-267-1100 or by email at [jrblair@cityofmadison.com](mailto:jrblair@cityofmadison.com).

Address of Inspection: 714 W BADGER  
Business Name: WEST BADGER LIQUOR

Date of Inspection:	02/25/2019	Inspected By:	Amy Lampe
Reinspection Date:	03/29/2019	Record ID:	FD00542
Status:	Annual Routine	Assigned Station:	Jennifer Blair

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Electrical equipment work spaces and clearances

A working space of not less than 30 inches in width, 36 inches in depth and 78 inches in height shall be provided in front of electrical service equipment. Where the electrical service equipment is wider than 30 inches, the working space shall not be less than the width of the equipment. No storage of any materials shall be located within the designated working space. IFC 605.3

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At the time of inspection, the electrical panels in the back room were obstructed by merchandise and storage items. Move items and maintain the clearance to the electrical panels at all times. Furthermore, the water softener appears installed within the working space of the electrical panels. Consult with an electrician to ensure that the softener was installed per code.

An electrical panel behind the counter was obstructed by shelving and merchandise. Ensure that this are

All electrical work shall conform to SPS 316

All electrical work shall conform to the requirements of all the Wisconsin State Electrical Code Chapter SPS 316. MGO 34.01(13)(d)

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At the time of inspection, an unsecured electrical feed was noted powering the walk-in and unprotected electrical wiring was observed on the exterior of the building. Have the building inspected by a certified electrician to confirm that the building is in compliance with electrical codes.

Clearance from ignition sources

Clearance between ignition sources, such as light fixtures, heaters and flame-producing devices, and combustible materials shall be maintained in an approved manner. IFC 305.1

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At the time of inspection, combustible materials were found stored close to the furnace. All storage and merchandise shall be a minimum of 36" from the furnace and be stored in an orderly manner.

Discontinue use of extension cords

Extension cords shall only be used for temporary wiring and shall not be substituted for permanent wiring. Extension cords shall be permitted only with portable appliances, hand tools or fixtures. Relocatable power taps are permitted only with portable electronic equipment such as audio-visual equipment, computers and peripheral equipment. MGO 34.605.

(1)

At the time of inspection, multiple extension cord violations were noted:

The white cooler by the register was plugged into a multi-plug adapter  
The microwave and mini-fridge by the counter was plugged into a power strip  
(2) power strips were daisy-chained together by the entrance to the stock room.  
The Red Bull cooler was plugged into a power strip at the front of the store.  
The Budweiser cooler along the front wall was plugged into a multi plug adapter.  
The large cooler along the front wall near the side exit was plugged into an extension cord.

Here are some of the rules for proper extension cord use:

Extension cords shall not be attached to structures.  
Extension cords and / or strip outlets may not be plugged in to one another.  
Large devices such as fridges and microwaves may not be powered by strip outlets.  
Extension cords may not be continuously for more than 90 days.  
Extension cords shall not be extended through walls, ceilings, floors, under or through doors or floor coverings nor shall they be subject to damage.

UL listed strip outlets with over current protection may be used for portable electronic equipment, such as computers and peripheral equipment.

Microwave, refrigerators, mini-refrigerators and toasters need to plug directly into permanently installed outlets.

All noted appliances shall be plugged directly into permanently installed outlets. Consult a certified electrician to ensure that you electrical needs are addressed.

Aisle width, public areas

In public areas of Business & Mercantile, the minimum clear aisle width shall be determined by Sec. 1005.1 for the occupant load served, but shall not be less than 36 inches. IFC 1017.3

At the time of inspection, the isle along the back row of the coolers was approximately 24 inches in width. Ensure that all public isles maintain a 36" clearance.

Electrical shall be covered and installed

Open junction boxes and open-wiring splices shall be prohibited. Approved covers shall be provided for all switch and electrical outlet boxes. IFC 605.6

At the time of inspection, multiple open junction boxes were noted. Locations: on the ceiling by the front entrance, in the back stock room on the ceiling and on the wall in the walk in cooler. All (4) coolers along the front wall were missing their covers and (2) had open wiring exposed at the bottom. The furnace cover was removed with exposed wiring.

All electrical wiring shall be covered and secured.

Obstructions - Exit, Exit Access & Exit Discharge

**The exit, exit access and exit discharge shall be free of obstructions that would prevent it's use, including the accumulation of snow and ice. IFC 1030.3**

**At the time of inspection, the side exit was obstructed with merchandise storage. These items were moved during the inspection. The exterior was obstructed with cardboard encased in ice. These items shall be cleared to ensure free egress at all times.**

From: Building Inspection Division  
 215 Martin Luther King Jr. Blvd.  
 P.O. Box 2984  
 Madison, Wisconsin 53701-2984

**City of Madison**  
**OFFICIAL NOTICE**

Notice: An inspection discloses that  
 certain sections of the City  
 Ordinances are being violated.

**Property Located At:**  
 714 WEST BADGER ROAD

**OWNER:**  
 NORTH AMERICAN GROUP OF  
 COMPANIES INC  
 1901 S PARK ST  
 MADISON WI 53713

Item No.	Violating Section No.	CORRECTIONS REQUIRED
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**714 WEST BADGER RD**

**REFERRAL**

**Retail Store Interior**

1. 27.05(2)(g)1 Repair all holes in walls and ceiling areas. Repairs shall be made in a skillful manner and closely resemble the surrounding areas. This includes, but may not be limited to, general holes, excessive gaps around junction boxes and wall penetrations, and other similar irregularities.

2. 27.04(2)(g) Remove all daisy chaining of power strips and extension cords. Power strips may be used when plugged directly into a wall outlet only. Extension cords may not be used as a permanent means of power supply, such as providing power to coolers or other semi-permanent fixtures and appliances. Remove all items stored in front of the electrical service panels, breaker panels, or fuse boxes. You shall maintain a clear working space of at least 36 inches in front of all such electrical panels for a minimum of 30 inches wide, or the width of the electrical panels.

NOTE: Where extension cords are currently in place, additional outlets may be needed to power these devices. The addition of outlets will require the services of a licensed electrical contractor and be performed only after obtaining the appropriate electrical permit per MGO 19.10(1) and 19.12(1).

3. 27.04(2)(g)  
 19.10(1)  
 19.12(1) Have a licensed electrical contractor evaluate the entire electrical system of the retail liquor store and the exterior wiring that is not properly protected along the second floor in front of the building and make required repairs. Once the electrician has evaluated the electrical system, they shall obtain an electrical permit and all required inspections to make any repairs or alterations. There is sufficient evidence indicating

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714 WEST BADGER ROAD

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COMPANIES INC  
1901 S PARK ST  
MADISON WI 53713

Item No.	Violating Section No.	CORRECTIONS REQUIRED
		multiple electrical wiring deficiencies, which are not to code and were not completed correctly, nor inspected by an electrical inspector.
4.	18.09(1) 18.11(1)	Have a licensed plumbing contractor obtain the appropriate plumbing permit and relocate the water softener system to maintain the appropriate clearance requirements in front of the electrical panels.
5.	27.05(2)(j)	Take whatever steps necessary to repair or replace the two utility sinks in the building. The white utility sink next to the cooler is disconnected with exposed drainpipes, etc., and the utility sink in the storage room is currently leaking from the faucet.
6.	27.05(2)(i) 29.05(1) 29.08(1)	Have a licensed building contractor obtain the required permit and all inspections to make the necessary alteration to change or add a step to the raised floor area where the registers are located (at the time of the inspection, your step up to the raised platform was over 11 inches tall, you are only allowed to have a maximum of 7 inches for commercial steps, and the risers shall be equal in height) and to add a guard and hand rail to the staircase in the storage room.
7.	27.04(2)(h)	Remove all items stored around the boiler system and water heater to maintain the appropriate clear space of non-combustible materials.

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Item No.	Violating Section No.	CORRECTIONS REQUIRED
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**Residential Common Entrance**

8.	27.05(2)(h)10*	Replace the door knob for the exterior door with an approved knob that is equipped with a positive locking guarded latch lock and an approved self-closing device. Provide each tenant with an access key to the new lock.
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9.	27.05(2)(z)*	Install the required door bell(s) for the apartments. At the time of the inspection, there was only one doorbell installed for two dwelling units. Each apartment shall be equipped with a working doorbell system.
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10.	SPS 362.0915	Install the required carbon monoxide detector within the hallway between the two dwelling units.
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11.	27.05(2)(w)*	Install the required smoke detector in the hallway between the two units.
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12.	27.05(2)(h)1	Install an approved door viewer for the dwelling unit entrance door on the right side of the hallway as you enter the building from the rear.
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**Exterior**

13.	27.05(2)(e)	Scrape and repaint all painted surfaces where the paint is chipped, peeling, or deteriorated.
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14.	27.05(2)(g)2	Properly seal all penetrations through the building to provide an adequate water tight, weather tight, and rodent proof condition.
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Item No.	Violating Section No.	CORRECTIONS REQUIRED
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This notice does not start any legal action. However, if the violations are not corrected by the due date listed below, the Building Inspection Division may issue citation(s), and/or refer the situation to the City Attorney's Office.

The Building Inspection Division is willing to answer questions pertaining to this official notice in order to assist you in correcting the violations. If you have questions or problems, it is important to contact me before the due date at the number listed below. You should also contact me on or before the due date if you wish to attend the follow-up inspection.

**NOTE:**

Any items on this notice not corrected by the due date may be subject to rent abatement claims. The items marked by the asterisks (\*) are, in this department's judgment, the most likely to actually result in an award. Actual abatement, if applied for, will be determined by a Hearing Examiner.

THE APPLICATION FOR AND GRANTING OF AN EXTENSION OF TIME TO COMPLETE REPAIRS WILL NOT STOP THE RENT ABATEMENT PROCESS. ABATEMENT, IF APPLICABLE, WILL BE BASED ON YOUR ORIGINAL DUE DATE.

**YOU ARE RESPONSIBLE FOR CONTACTING THE ASSIGNED INSPECTOR BEFORE THE DUE DATE TO SET UP AN APPOINTMENT FOR ANY INTERIOR REINSPECTIONS.**

**FAILURE TO ARRANGE A REQUIRED INTERIOR REINSPECTION BEFORE THE DUE DATE MAY CAUSE A REINSPECTION TO RESULT IN NO ENTRY OR NON COMPLIANCE. THE MADISON GENERAL ORDINANCES REQUIRE ATTEMPTS RESULTING IN NO ENTRY TO BE BILLED AT \$35.00 AND EACH AND ANY REINSPECTIONS THAT DO NOT RESULT IN FULL COMPLIANCE TO BE BILLED AT \$75.00 EACH.**

The inspector can be reached by phone at 608-266-4907 or by email at [sshearer@cityofmadison.com](mailto:sshearer@cityofmadison.com)

Inspected by: Scott Shearer On: 2-25-2019 Date Issued: 3-6-2019

The violations shall be corrected on or before: March 28, 2019

Code Enforcement Officer: \_\_\_\_\_

Any person violating any provision of the City Ordinances enforced by the Building Inspection Division is subject to the penalties provided by the appropriate Ordinance violated. ALL APPLICATIONS FOR APPEAL OF CHAPTERS 17, 18, 19, 27, 28, 29, 30 and 31 SHALL BE SUBMITTED TO THE BUILDING INSPECTION DIRECTOR IN WRITING WITHIN FIFTEEN (15) DAYS OF POSTMARK ON OFFICIAL NOTICE ENVELOPE. Appeal information may be obtained by calling 266-4551.