

From: [Foster, Grant](#)
To: [Verbick, Jim](#)
Cc: [Brist, Steven](#)
Subject: Void license cannot be renewed
Date: Thursday, May 28, 2020 3:55:44 PM

Hi, Jim.

Can you please forward the below link regarding relevant WI case law as it relates to renewing voided licenses? It relates to the memo that ACA Zilavy sent today. While this opinion was for a void alcohol license, I believe the same logic applies to a void AEL.

<https://www.wicourts.gov/ca/opinions/01/pdf/01-1733.pdf>

We hold that the trial court erred in finding that the 2000-2001 license was appropriate under WIS. STAT. ch. 125. Once the City found that the Condoes' 1999- 2000 license was void, the Condoes could not apply for an appropriate liquor license via renewal of that void license. The only way for them to obtain an appropriate license was to file an application for an Original Alcohol Beverage License. In fact, the Condoes No. 01-1733 9 filed an application for a Renewal Alcohol Beverage License application and were granted a "renewed" license. The "renewed" license was as much of a legal nullity as the original voided 1999-2000 license because the City could not issue an appropriate license from a renewal application of a void license. In short, the 2000-2001 license, like the 1999-2000 license, was void by virtue of it being a "renewal" of a void license.

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<https://www.cityofmadison.com/council/district15/blog/>