

RECORD INDEX

1. Documents distributed prior to the Hearing to Board Members and Counsel:
 - A. Notice of Hearing pursuant to Open Meetings Law
 - B. Procedures Format
 - C. Correspondences dated March 4, 1996, to Atty. Olsen, Atty. Macy
 - D. Applicant's Brief in Support of Request for Review of Determination
 - E. Applicant's Notice of Appeal dated February 15, 1996
 - F. Decision on Review dated January 23, 1996, from Common Council
 - G. Correspondence dated February 23, 1996, to Atty. Olson
 - H. Request for Review of Determination dated January 16, 1996
 - I. Applicant's Brief in Support of Request for Review of Determination dated January 19, 1996
 - J. Resolution dated December 19, 1995
 - K. Section 8.195(9)(c) of the Waukesha Municipal Code
 - L. Section 2.11 of the Waukesha Municipal Code

2. Documents distributed at the Commencement of the Hearing to Board Members and Counsel:
 - A. Notice of Hearing pursuant to Open Meetings Law
 - B. Procedures Format
 - C. Correspondences dated March 4, 1996, to Atty. Olson, Atty. Macy, etc.
 - D. Correspondence dated February 23, 1996, to Atty. Olson
 - E. Applicant's Notice of Appeal dated February 15, 1996
 - F. Decision on Review dated January 23, 1996, to Atty. Olson
 - G. Applicant's Brief in Support of Request for Review of Determination dated January 19, 1996

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DATED FEBRUARY 23, 1996

- H. Request for Review of Determination dated January 16, 1996
- I. Resolution dated December 19, 1995
- J. Section 8.195 of the Waukesha Municipal Code
- K. Section 2.11 of Waukesha Municipal Code
- 3. Copy of Chapter 68, Wis. Stats., entitled, Municipal Administrative Procedure
- 4. Administrative Review Board, copy of Subpoena issued to William Long
- 5. Administrative Review Board, copy of subpoena issued to Daniel Bishop
- 6. Transcript of Administrative Review Board Hearing, April 2, 1996
- 7. Administrative Review Board Hearing exhibits from April 2, 1996; exhibits 1 through 27:
 - E-1. Criminal Complaint and Judgment of Conviction, State of Wisconsin v. Don C. Heschke
 - E-2. Criminal Complaint, State of Wisconsin v. Bruce D. Wicklund
 - E-3. Judgment of Conviction, State of Wisconsin v. Bruce D. Wicklund
 - E-4. Criminal Complaint, State of Wisconsin v. Hector Munoz
 - E-5. Court Minutes, State of Wisconsin v. Hector Munoz
 - E-6. Employee Training Form for Policies and Procedures
 - E-7. Employee Agreement--Information
 - E-8. Employee Agreement, signed by David Hull
 - E-9. Affidavit of Signature, signed by David Hull
 - E-10. Employee Agreement--Statement of Duties, signed by David Hull
 - E-11. Does not exist
 - E-12. Incident Report regarding arrest of Hector Munoz
 - E-13. Subpoena of William Long

- E-14.** Letter 3/21/96 to Racine County Sherrif's Department; Subpoena of Daniel Bishop
- E-15.** Certification of Service of Subpoena for Daniel Bishop by Racine County Sheriff Department
- E-16.** Certification and License Application and Renewal Applications for City News and Novelty for years 1/95 to 1/96; 1/94 to 1/95; 1/93 to 1/94; 1/92 to 1/93; 1/91 to 1/92; and 1/90 to 1/91
- E-17.** Incident Report for 12/24/94, involving Peggy Lindsley and Holly Basterash
- E-18.** Photo of sign on front door, City News and Novelty
- E-19.** Photo of sign on wall, City News and Novelty
- E-20.** Photo of signs in front of counter, City News and Novelty
- E-21.** Photo of City News and Novelty, interior
- E-22.** Photo of No Innuendos sign at City News and Novelty
- E-23.** Photo of sign on exterior of the emergency exit, City News and Novelty
- E-24.** Memo dated March 29, 1996 from Marv Lemke to City Attorney Curt Meitz
- E-25.** Memo dated December 9, 1994 from Marv Lemke to City Attorney Curt Meitz
- E-26.** Certification and Payment Notice Forms which reflect the disposition as it appears on the Court Docket for citations issued to Daniel L. Bishop and Peggy B. Lindsley
- E-27.** Incident Report for February 28, 1995, involving Bruce Wicklund
- 8.** Administrative Review Board Meeting Agenda for April 9, 1996
- 9.** Transcript of Administrative Review Board Hearing, April 9, 1996
- 10.** Administrative Review Board Meeting exhibits from April 9, 1996; exhibits 28 through 31.

- E-28.** Certification of Service by Racine County Sheriff Department and Subpoena for Daniel Bishop
 - E-29.** Waukesha Police Citation No. 79179 issued to Daniel Bishop and Incident Report
 - E-30.** Incident Report for July 23, 1995, involving Sarresa Stolpa; Incident Report for November 29, 1995, involving Sarah Kalisz and Matthew Rieck
 - E-31.** Incident Report for October 18, 1995, involving Sonny Dietscher and Justin Uphill
- 11.** Administrative Review Board Meeting Agenda for May 7, 1996
 - 12.** Transcript of May 7, 1996 Administrative Review Board Hearing
 - 13.** Administrative Review Board Hearing exhibits from May 7, 1996; exhibits 32 through 34:
 - E-32.** Certification and court docket which reflect disposition of citation issued to Christopher M. Alverson
 - E-33.** Incident Report for April 4, 1996, involving Sonny Dietscher, Justin Uphill, and Paul Comstock
 - E-34.** Waukesha Police Department Victim Witness Statement from Timothy R. Morgan
 - 14.** Administrative Review Board Meeting Agenda for May 8, 1996
 - 15.** Transcript of Administrative Review Board Hearing, May 8, 1996
 - 16.** Administrative Review Board Hearing exhibits from May 8, 1996; exhibits 35 through 44:
 - E-35.** Affidavit of Service by Officer John Konkol that he served Subpoena to David Hull
 - E-36.** Summons and Complaint--City News and Novelty, Inc. v. City of Waukesha; Case No. 90-CV-1861
 - E-37.** Certification and copy of citation issued to Jamie L. Bahr
 - E-38.** Certification, copy of citation and court docket for Charlotte F. Schnook

- E-39.** Certification and Wisconsin Domestic Corporation Annual Report for City News and Novelty, Inc. for 10/1/95 to 9/30/96
- E-40.** Certification and Wisconsin Domestic Corporation Annual Report for City News and Novelty, Inc. for 7/1/92 to 6/30/93
- E-41.** Certification and Wisconsin Domestic Corporation Annual Report for City News and Novelty, Inc. delinquent 10/1/91
- E-42.** Certification and Wisconsin Domestic Corporation Annual Report for City News and Novelty, Inc. delinquent 10/1/94
- E-43.** Citation No. 81446 issued to Timothy Morgan
- E-44.** Citation No. 81446 issued to Timothy Morgan
- 17.** Applicant's Brief in Support of License Renewal, Applicant's Proposed Findings of Fact, and Applicant's Proposed Conclusions of Law and Decision dated May 28, 1996
- 18.** City of Waukesha's Proposed Findings and Conclusions in Support of the Board's Final Determination dated May 28, 1996
- 19.** Applicant's Response to City's Proposed Findings and Conclusions dated May 31, 1996
- 20.** City of Waukesha's Response to Applicant's Proposed Conclusions of Law and Decision and the City's Response to Applicant's Proposed Findings of Fact dated June 3, 1996
- 21.** City of Waukesha's Brief in Support of a Finding that City News and Novelty, Inc's License not be Renewed dated June 7, 1996
- 22.** Administrative Review Board Meeting Agenda for June 10, 1996
- 23.** Administrative Review Board Meeting Agenda for June 18, 1996
- 24.** Administrative Review Board Meeting Agenda for June 25, 1996
- 25.** Administrative Review Board Meeting Agenda for June 28, 1996
- 26.** Administrative Review Board Findings, Conclusions and Decision dated June 28, 1996.