

**IN THE CITY OF APPLETON,
OUTAGAMIE COUNTY,
STATE OF WISCONSIN,
BEFORE THE SAFETY AND LICENSING COMMITTEE**

APPLETON POLICE DEPARTMENT,
222 South Walnut Street
Appleton, WI 54911

Plaintiff,

v.

SHANNA MCKEEFRY
707 North Superior Street
Appleton WI 54911

Defendant.

The Safety and Licensing Committee for the City of Appleton does hereby make the following findings of fact, conclusions of law, and recommendation to the Common Council in the above referenced matter:

FINDINGS OF FACT

1. Based on the stipulation of the parties as to the accuracy of the complaint, the facts of the complaint are accepted by the Committee as accurate and true.
2. That the Respondent, Shanna McKeefry was convicted on June 4, 2014 of resisting/ obstructing an officer, encouraging a parole/ probation violation, possessing an illegally obtained prescription, and possessing drug paraphernalia, for incidents which occurred in the City of Appleton on or about September 13, 2013.

CONCLUSIONS OF LAW

1. The convictions for resisting/ obstructing an officer, encouraging a parole/ probation violation, possessing an illegally obtained prescription, and possessing drug paraphernalia are substantially related to the subject matter of the license.
2. The pattern of convictions does not substantially relate to the Respondent's, ability to responsibly hold an operator's license issued pursuant to Appleton Ord. §9-75(10) and §125.17, Wis. Stats.

3. Despite these convictions, the Respondent, Shanna McKeefry does possess the requisite qualifications to hold an operator's license pursuant to the requirements of Wis. Stats § 125.12(2)(ag)4.; 125.04(5)(a)1. and (b).

RECOMMENDATIONS

1. The Committee on a vote of 5-0 recommends that the Common Council approve the findings of fact as stated above.
2. The Committee on a vote of 3-2 recommends that the Common Council approve the conclusions of law as stated above.
3. The Committee on a vote of 3-2 recommends that the Common Council approve the application for renewal of the Respondents operator's license.

Dated this 26 day of August, 2015.



Kyle Lobner, Chairperson
Safety and Licensing Committee

For Official Use Only
 Exhibit # A
 Date 8-26-15

State of Wisconsin vs. Shanna L. McKeefry

Judgment of Conviction

Sentence Withheld, Probation Ordered

FILED
 06-12-2014
 Clerk of Circuit Court
 Outagamie County

Date of Birth: 01-20-1987

Case No. 2013CM001349

The defendant was found guilty of the following crime(s):

| Ct. | Description | Violation | Plea | Severity | Date(s) Committed | Trial To | Date(s) Convicted |
|-----|-----------------------------------------|--------------|------------|----------|-------------------|----------|-------------------|
| 1 | Resisting or Obstructing an Officer | 946.41(1) | No Contest | Misd. A | 09-30-2013 | | 06-04-2014 |
| 2 | Encouraging Parole/Probation Violation | 946.46 | No Contest | Misd. A | 09-30-2013 | | 06-04-2014 |
| 3 | Possess/Illegally Obtained Prescription | 450.11(7)(h) | No Contest | Misd. U | 09-30-2013 | | 06-04-2014 |
| 6 | Possess Drug Paraphernalia | 961.573(1) | No Contest | Misd. U | 09-30-2013 | | 06-04-2014 |

IT IS ADJUDGED that the defendant is guilty as convicted and sentenced as follows:

| Ct. | Sent. Date | Sentence | Length | Agency | Comments |
|-----|------------|--------------------------|--------|---------------------------|----------|
| | 06-04-2014 | Probation, sent withheld | 24 MO | Department of Corrections | |

Conditions of Sentence or Probation

Obligations: (Total amounts only)

| Fine | Court Costs | Attorney Fees | <input type="checkbox"/> Joint and Several Restitution | Other | Mandatory Victim/Wit. Surcharge | 5% Rest. Surcharge | DNA Anal. Surcharge |
|------|-------------|---------------|--------------------------------------------------------|-------|---------------------------------|--------------------|---------------------|
| | 163.00 | | | 13.00 | 67.00 | | |

Conditions

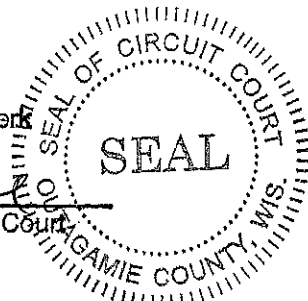
| Ct. | Condition | Length | Agency/Program | Begin Date | Begin Time | Comments |
|-----|-------------------|--------|----------------|------------|------------|--------------------------------------------------------------------------|
| | Jail time | 20 DA | County | | | As to Count 1. Stayed. To be used by the Agent for probation violations. |
| | Community service | 40 HR | | | | Defendant is to complete 20 hours per year. |

| Ct. | Condition | Agency/Program | Comments |
|-----|-----------|---------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | Costs | | Paid in full. |
| | Other | Department of Corrections | The Defendant is to undergo any counseling the agent finds appropriate and must comply with any recommended treatment/assessment/counseling. The Defendant is to obtain and maintain full time employment and/or educational programming as recommended. The Defendant is to have no contact with drug dealers or drug users. The Agent may discharge the defendant after 18 months if she completes all her conditions. If probation is revoked or discharged with outstanding financial obligations, a civil judgment shall be entered for the balance due, and/or other collection means, such as income assignment will be issued. |

This document (2 pages) is a full and true copy of the original on file in the office of the Outagamie County Clerk of Circuit Court, State of Wisconsin.

8-24-15
Date

Joan Kessel
Deputy/Clerk of Court



Pursuant to §973.01(3g) and (3m) Wisconsin Statutes, the court determines the following:

The Defendant is is not eligible for the Challenge Incarceration Program.
 The Defendant is is not eligible for the Substance Abuse Program.

State of Wisconsin vs. Shanna L. McKeefry

Judgment of ConvictionSentence Withheld, Probation
OrderedFILED
06-12-2014
Clerk of Circuit Court
Outagamie County

Date of Birth: 01-20-1987

Case No. 2013CM001349

The following charges were Dismissed but Read In

| Ct. | Description | Violation | Plea | Severity | Date(s) Committed | Date(s) Read In |
|-----|------------------------------------|---------------|------|----------|----------------------|--------------------|
| 4 | Possess Amphetamine/LSD/Psilocin | 961.41(3g)(d) | | Misd. U | 09-30-2013 | 06-04-2014 |
| 5 | Possession of Controlled Substance | 961.41(3g)(b) | | Misd. U | 09-30-2013 | 06-04-2014 |

IT IS ADJUDGED that 0 days sentence credit are due pursuant to §973.155, Wisconsin Statutes**IT IS ORDERED** that the Sheriff shall deliver the defendant into the custody of the Department.**BY THE COURT:****Distribution:**Gregory B. Gill Jr., Judge
Andrew Maier, District Attorney
Nathaniel Wojan, Defense Attorney
DOCElectronically signed by Gregory B. Gill Jr.
Circuit Court Judge/Clerk/Deputy ClerkJune 12, 2014
Date



PUB FARE WITH A FLAIR!

8/26/15

To: Review Board for Appleton Bartender's Licenses,

My name is Steve Owens, Restaurant Manager for Stone Cellar Brewpub. I have been asked by our Supervisor and Team Leader, Shanna McKeefry for a letter of character in regards to procuring an Appleton Bartender's License.

Shanna has been an employee of Stone cellar for more than 3 years and has without a doubt, grown into a strong leader and has moved up our employee ladder from server/bartender to Dining Room Supervisor. Shanna, like many of us, has had some setbacks in her personal life, but has never once shown any sign of this as a front line employee. She has always held her standard much higher than traditional service employees and helped Stone Cellar maintain our strong guest service and satisfaction.

We at Stone Cellar understand how important the responsibility is to serve alcohol. We explain to all staff how keeping people safe is our number one goal as a business. We offer extra safety training to staff who ask for it, and are a member of the Tavern League's Safe Ride program. Shanna has been a strong influence in a lot of these decisions. She has made great changes in her personal life and is considered a leader when it comes to identification checks and proper alcohol service. We are more than happy to support Shanna as she has blossomed into a asset for any business in the service industry.

We at Stone Cellar hope that the review board can see that Shanna has made great progress in maintaining her sobriety and has been given a leadership position based on her work ethic, and growth as a person.

We ask that Shanna be considered for her Bartender's License so she may continue her growth into management at Stone cellar and her continued support of the Appleton community as a whole.

Thank you for your consideration and time on this matter.

Warm regards,

Steve Owens

Manager

Ex #2

Scott Walker
Governor



5600 West Grande Market Drive
Appleton, WI 54913
Phone: (920) 997-1480
Fax: (920) 997-3979

Ed Wall
Secretary

State of Wisconsin Department of Corrections

8/25/15

To Whom it may Concern

From: Maria Pla
Probation and Parole

RE: Shanna McKeefry
Case# 2013CM1349

To Whom it may Concern:

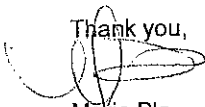
On 06/04/14 Shanna McKeefry was placed on Probation for a term of 2 years for the charge of Resisting and Obstructing an Officer Encouraging Parole/Probation Violation Possession of illegally obtained prescription and Posses Drug Paraphernalia.

Ms. McKeefry has been doing well on her probation, she has made payments towards her financial obligations has had no known violations and is consistent in maintaining a sober lifestyle.

I am aware that she is appealing to try and renew her bartending license. Since being on probation she has maintained employment in the food and beverage field with no issues. At times two jobs. Recently she was offered a promotion at the Stone Cellar wherein having her license would be a key component of her job. Should she not be granted her appeal her job would be in jeopardy.

Should you have any questions or concerns please feel free to contact me.

Thank you,


Maria Pla
Probation Agent #40407
920-997-3971