

#### LT. LINDEMANN REPORTS:

On Sunday, 01/22/23, I was on routine patrol on College Avenue monitoring bar crowds after bar close. At approximately 02:57 hrs, I was driving westbound on College Avenue near Division Street, when I observed a group of 3-4 people huddled near the entrance of the Durty Leprechaun, 343 West College Avenue, in the City of Appleton, Outagamie County, Wisconsin. My attention was drawn to the group because they were directly in front of the doorway and it was after bar close hours (02:30 hrs). As I watched this group, a female wearing a tan/orange shirt was propping open the front door to the Durty Leprechaun and the group walked into the bar. I continued westbound on College Avenue, turned around, and drove back past the Durty Leprechaun. I was able to see a group of approximately 10 people standing inside near the bar. The lights were on in the bar and the TVs were still on as well. I parked down the road and requested additional units to assist me with checking the bar.

Ofc. Grier-Welch and Ofc. Beck arrived to assist. It was now approximately 03:06 hrs. I looked through the window of the Durty Leprechaun that faces College Avenue and still observed the group of about 10 people gathered around the bar. There was a male sitting at the bar with a Budweiser "Tallboy" can of beer in front of him and approximately 3-4 plastic cups that appeared to be filled with a colored liquid, similar in appearance to "bomb shots." I attempted to enter the bar, but found the door to be locked. The people inside the bar were alerted and came to the door.

I entered the bar with officers and we began to identify everyone. Kailyn (who I had previously seen in the tan/orange shirt) identified herself as the bar manager and the one who was responsible. She informed me that everyone in the bar was either an employee of the bar or worked at the neighboring bars and they were helping her with closing duties. I pointed out that no one was cleaning/closing, there was open alcohol on the bar, and for all appearances the bar still appeared to be open. Kailyn stated she understood and accepted responsibility for not clearing everyone out after bar close. She stated that no one was drinking the alcohol, although the plastic containers I observed were quickly disposed of as we entered. I noted the Budweiser can was about 1/4 full and was open, sitting directly in front of someone who was sitting at the bar.

We gathered contact information for everyone in the bar. I later reviewed traffic camera footage, which showed the group of individuals entering the bar when I first observed them. This traffic camera footage was logged into evidence.

I later issued Kailyn a citation for Open After Hours / Failure to Vacate [AC 9-52(4)]. I spoke to her on the phone and advised her of the citation, which I then mailed to her address. All other occupants will receive a warning for the same violation. I asked Kailyn for contact information for the bar owner and she provided Sara Hoks as the owner with phone number (920) 637-1955.