

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

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

Petitioner,

v.

KYLE D. WILLENKAMP  
2923 N. Peach Tree Lane  
Appleton, WI 54915

Respondent.

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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. The Respondent, Kyle D. Willenkamp was convicted on October 23, 2012 of Operating While Intoxicated (3rd Offense), for an incident which occurred in the City of Appleton on June 8, 2012.
2. The Respondent, Kyle D. Willenkamp previously had been convicted of Operating While Intoxicated (2<sup>nd</sup> offense) on November 24, 2000 in Outagamie County and Operating While Intoxicated (1st offense) on February 6, 1996 in the Village of Kimberly.

**CONCLUSIONS OF LAW**

1. The conviction for Operating While Intoxicated (3rd offense) is substantially related to the subject matter of the license.
2. The pattern of convictions are substantially related to the Respondent's ability to responsibly hold an operators license issued pursuant to Appleton Ord. §9-75(a)(8) and §125.17, Wis. Stats.

3. As a result of these convictions, the Respondent does not possess the requisite qualifications to hold an operator's license pursuant to the requirements of §§ 125.12(2)(ag)4.; 125.04(5)(a)1. and (b), Wis. Stats.

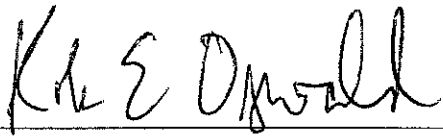
#### **RECOMMENDATIONS**

1. The Committee on a vote of 3/0 recommends that the Common Council approve the findings of fact as stated above.

2. The Committee on a vote of 3/0 recommends that the Common Council approve the conclusions of law as stated above.

3. The Committee on a vote of 3/0 recommends that the Common Council deny the application for renewal of the Respondents operator's license.

Dated this 16<sup>th</sup> day of August, 2013.

A handwritten signature in black ink, appearing to read "Kole E. Oswald", is written over a horizontal line.

Kole Oswald, Chairperson  
Safety and Licensing Committee