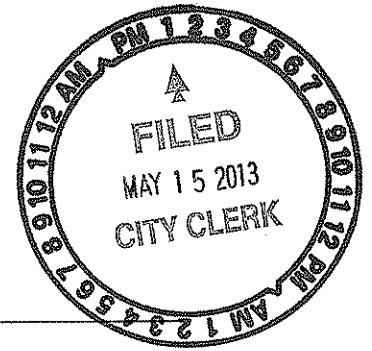


**CITY OF APPLETON
COMMON COUNCIL
SAFETY AND LICENSING COMMITTEE**



**CITY OF APPLETON,
a Wisconsin Municipal Corporation,**

Petitioner,

vs.

**DK PETROLEUM, INC.
DAVINDER SINGH, AGENT
2619 NORTH RICHMOND STREET
APPLETON, WI 54911**

Respondents.

The Petitioner, City of Appleton, by Assistant City Attorney, Stacy Doucette, and the Respondents, DK Petroleum, Inc. and Davinder Singh, Agent, hereby agree and stipulate as follows:

1. That DK Petroleum, Inc. and Davinder Singh, as agent therefore, are the license holders of a Class "A" beer license issued pursuant to Chapter 125, Wisconsin Statutes, and City of Appleton Municipal Code in conformity therewith, for DK Petroleum, Inc., located at 2619 North Richmond Street, in the City of Appleton, Outagamie County, Wisconsin.
2. That the following violations of the City of Appleton Municipal Code have been committed at DK Petroleum, Inc. within the last twelve (12) months:
 - a. Sale of a Fermented Beverage to an Underage Person, date of offense on April 24, 2012, conviction on June 13, 2012 (80 demerit points);
 - b. Critical Retail Health Code violation, date of offense on February 18, 2013, conviction on April 10, 2013 (80 demerit points).
3. That the foregoing are all violations of Appleton Municipal Code adopted pursuant to 125.10, Wisconsin Statutes, and therefore form the basis for suspension of the Class "A" license issued to Respondents.

4. That this Stipulation is based upon the foregoing violations, in lieu of a suspension hearing before the Safety and Licensing Committee of the Appleton Common Council.

5. That the Class "A" license issued to the Respondents will be suspended for a period of ten (10) days, commencing on Monday, June 10, 2013.

6. That on or before 9:00 am on the date the suspension is effective, the Respondents shall deposit the aforementioned license with the Appleton City Clerk. The license will remain in possession of the City Clerk until the suspension has terminated.

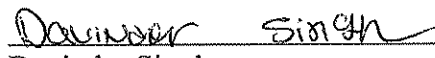
7. That a Notice provided by the Petitioner, advising customers of the suspension of the aforementioned license, shall be placed and remain in several conspicuous locations at the licensed premises during the entire term of the suspension.

8. That on or after 9:00 am on Thursday, June 20, 2013, the Respondents shall retrieve the license from the City Clerk 's Office.

9. That any further violations of State or local laws or ordinances will result in a suspension or revocation hearing before the Safety and Licensing Committee, during which evidence of any prior violations, including those referred to in the Stipulation, may be used to determine the appropriate penalty.


Stacy Doucette, Assistant City Attorney
Attorney for Petitioner, City of Appleton

Date: 5/13/13


Davinder Singh
Agent for DK Petroleum, Inc.

Date: 5/13/13

Page 2
SAFETY AND LICENSING COMMITTEE
AGENDA
4:30 P.M., February 14, 2013
Sixth Floor, Committee Room 6 A/B
City Hall, 100 North Appleton Street

- j. Fire Department request for approval to purchase radio equipment. (ATTACHMENT)
- k. The Stipulation for Suspension of the "Class B" Beer and Liquor License of Grin & Barrett, Inc., Sheli A. Paez, Agent, d/b/a The Hide-A-Way at 1400 West Wisconsin Avenue for a period of 10 days starting at 9 a.m. on Monday, February 25, 2013 through 9:00 a.m. on Thursday, March 7, 2013. (ATTACHMENT)
- l. The "Class B" Beer/Liquor License application of River Island Investments, LLC owned by Thomas Trinko, Michael R. Whiting, Agent, d/b/a Mi Casa at 2190 South Memorial Drive contingent upon approvals from all departments.
- m. Request to amend premises description – "Class B" Beer/Liquor License Badger Boys II, LLC, d/b/a Badger Sports Park at 3600 East Evergreen Drive.
- n. The Class "B" Beer and Class "C" Wine License application of Fortino's Bistro, Ramon Lopez, Agent, d/b/a Fortinos Bistro at 204 East College Avenue contingent upon approvals from all departments.
- o. The Class "B" Beer and Class "C" Wine License application of JKC Enterprises, Inc., Jason E. Buchinger, Agent, d/b/a Stevi B's Pizza at 3525 East Calumet Street, Suite 100 contingent upon approvals from all departments.
- p. Change of Agent – "Class B" Beer/Liquor License of VFW 2778, Kenneth J. Coenen, Agent, 501 North Richmond Street contingent upon approval from the Police Department.
- q. Change of Agent – Class "A" Beer License of Kwik Trip, Inc., Steven J. Brunner, Agent, d/b/a Kwik Trip #639 at 1342 West Prospect Avenue contingent upon approval from the Police Department.
- r. The Renewal Pawnbroker License application of JGB, LLC, Gregory A. Baer, d/b/a Mister Money at 1933-B North Richmond Street contingent upon approvals from all departments.
- s. The Renewal Secondhand Article Dealer License application of John J. Kennedy d/b/a Music & Sports Collectors World at 1037 West Wisconsin Avenue contingent upon approvals from all departments.
- t. The Special Class "B" Beer License application of St. Thomas More Congregation – Fish Fry Committee, Curt J. Simon, Person in Charge, 1810 North McDonald Street, February 22, 2013; March 1, 15 and 22, 2013
- u. Special Class "B" Beer License applications filed after the Agenda was published.

6. **INFORMATION ITEMS**

a. Directors Reports

Any questions about items on this agenda are to be directed to Char Peterson, (920) 832-6443.
REASONABLE ACCOMMODATIONS FOR PERSONS WITH DISABILITIES
WILL BE MADE UPON REQUEST AND IF FEASIBLE.