



To: Members of the Administration Committee
From: Chief Tim Styka
Date: May 30th, 2012
RE: Bartender License Appeal, Angela Castellion

Due to the changes in the "Guidelines for Operator License" that the Common Council has recently approved I have been asked to clarify which rules the denial for this application was made under. In a review of the application and letter of denial, Ms. Castellion was denied under the previous rules. However, the circumstances of her denial would still prohibit her from obtaining a license under the new guidelines as well.

05/08/2012

Angela Lynn Castellion
1550 Acorn Court #6
Menasha, WI 54952
(920) 277-9008

Dear:

Lt. Ron Bouchard

In response to your letter of denial for me to hold an Operator's License in the City of Menasha, I am appealing your decision based on several reasons, one being the information you provided is inaccurate.

According to your letter you state I have been "Convicted" of 2 or more offenses on **Separate Incidents**.

Count 1/2: On July 9th 2009 I was convicted for a hit & run as well as resisting/obstructing an officer. These convictions **are not separate incidents** so would count as one. I want you to know as far as I recall the resisting/obstructing an officer was due to an called me after I had taken sleeping medication and apparently I said I was not driving. I had no other contact with police without my attorney telling me to.

From July 9th 2008-June 26th 2011--The night I was punched in the face by Don Verkuylen (who you arrested for battery 8 months prior to June 26th 2011.) I was in an extremely abusive relationship.

I am not using this as an excuse but rather the underlying issue as to why I made poor choices during my time with him. Regardless of this:

Count 3: The incident you have on my "conviction" list is false, I was never convicted of anything, damage to property was dismissed for a reason. I left Don in April 2011 moving all the way to Fl to get away from him; this night was a day after I flew home for a visit.

I have been following the same stipulations I was given by the sheriff that evening (June 26th 2011) as I was given on the DPA with the exception of getting a Domestic Assessment, that I've completed at the Harbor House with Christina Romatowski in which she made it clear I am a domestic abuse survivor of Don Verkuylen, (who she stated was a poster child of an abuser) The assessor's recommendation to the court is that I go to therapy for domestic abuse. I begin that on May 15th 2012. The other added stipulation was 20 hours of community service in which I begin today at 4 PM at Goodwill on Appleton road. After following all their stipulations for 11 months, I would think you'd believe I can finish the 3 ½ that are left.

Again there was a dispute between the DA & Judge about convicting me and the judge chose Not to convict me unless I do not follow through with the stipulations I was given.

From my knowledge a person is innocent unless proven guilty which would remove this from your list.

Count four: Convicted of not reporting an accident: this incident took place at Oktoberfest, there was no damage to either vehicle, it was a "bump" pulling out of a parking spot, (I was not even certain the vehicles touched) I had no reason not to report it had I thought there was indeed "an accident" I would have left a note with my name/number, I had my license, insurance, was pregnant, and sober. The owner of the other vehicle did not even report this nor did they contact my insurance company to make a claim, some kids did & a police officer showed up at my house a week later. If this is part of your guideline, okay but it would only count as 2.

I currently have a Operator's License I applied for & was granted January of this year in another county, I also held one in Little Chute 08-10, and held one in the Town of Menasha some years ago. Therefore if I am allowed 2 convictions in your guidelines, (according to your letter) I only have 2 and should be granted a license in the city of Menasha.

If you have any requests for a letter or phone number relating to this appeal from anyone that would help with your decision to these incidents I would be happy to provide that to you. I am a good person who got manipulated, extremely abused and isolated by a bad guy who brought out the worst out of me, I am trying to put my life back together & finding work near my apartment is very difficult considering I had to sell my car to get home from Florida. I sincerely hope you go over the incidents you included in the denial and understand the first two are related and the domestic is still open, there is no conviction, not to mention I am the victim in this incident.

Thank You

Angela Lynn Castellion



Date: April 27, 2012

To: Angela L Castellion
1550 Acorn Ct #6
Menasha, WI 54952

Re: City of Menasha Alcohol Operators License Application

Mrs. Angela Castellion

I have reviewed your application for an alcohol operator's license in the City of Menasha and in doing so, it was discovered that there were several convictions within the last 7 years that would render you unqualified for an operator's license within the City of Menasha under our current City of Menasha policy guidelines for an operators license.

The convictions are as follows:

On July 9, 2009 you were arrested for hit and run injury and found guilty of this offense on December 14, 2009 in Calumet County.

On June 9, 2009 you were arrested for resisting/obstructing an officer which you were also found guilty of on December 14, 2009 in Calumet County.

On June 26, 2011 you were arrested for domestic disorderly conduct and criminal damage to property, subsequently you were convicted of the domestic disorderly conduct on December 5, 2011 and the criminal damage to property was dismissed and you entered into a no contest plea with a deferred prosecution agreement.

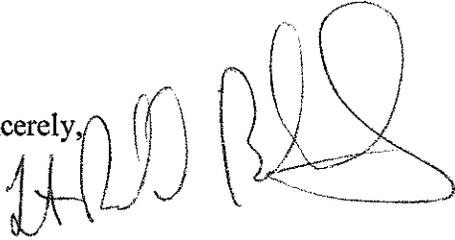
On September 24, 2011 you were arrested in the City of Appleton for failure to notify police of an accident subsequently you plead no contest to this charge on December 9, 2011.

Since you have been convicted of 2 or more offenses on separate incidents within the last 7 years which are directly related to the license for which you applied for under Menasha City guideline #2 you do not qualified for an operator's license.

Based on these circumstances I will be denying your application for an alcohol operator's license in the City of Menasha.

I would like to further advise you that you may appeal this decision, by contacting the Menasha City Clerk's Office at (920)967-3603 within 30 days of this denial to request an appeal before the common council. At this appeal you have the right to be represented and to be heard and to present evidence in favor of granting the license and to rebut the evidence presented in opposition to the granting of this license at a hearing held within 45 days of the filing of such appeal.

Sincerely,

A handwritten signature in black ink, appearing to read "Ron Bouchard". The signature is written in a cursive style with large, looping letters.

Lt. Ron Bouchard
Investigative Services
Menasha Police Department

CITY OF MENASHA
ALCOHOL OPERATORS LICENSE APPLICATION

Establishment of Employment Q-Mart
SPECIAL EVENT PROVISIONAL (TEMP) REGULAR RENEWAL

Name Castellion Angela L
Last First Middle

Address 1550 Acorn Court #6 Menasha WI 54952
City State/Zip Code

Phone 920277-9008 Social Security _____

Height _____ Weight _____ Eyes _____ Hair _____ Sex _____ Race _____

Birth Date _____ Age _____ Birthplace _____

Scars, Marks, Tattoos _____
Drivers License No. _____ State of Issue WI
Expiration Date _____

NOTE: A license may be denied if applicant fails to provide accurate information or if the information is incomplete! Please read this section carefully.

Please explain all yes answers completely on the back of this form!

Do you currently have any criminal charges pending against you? DPA/calumot etc

Have you ever been convicted of a felony? No

Have you ever been convicted of a misdemeanor? yes

Have you ever been convicted of operating a motor vehicle while under the influence of an intoxicant or drug? yes

Have you ever been convicted of any law statute or ordinance pertaining to the use or sale of alcohol (including drinking alcohol underage)? No

Have you ever been convicted of any law, statute or ordinance pertaining to the possession, use or sale illegal drugs? No

I UNDERSTAND THAT THE APPLICATION FEE WILL NOT BE RETURNED IF LICENSE IS DENIED.

SIGNATURE Angela Castellion Date 4/25/12

WITNESS _____ Date _____

Approved _____ Denied X Expiration Date _____

Chief of Police [Signature] Date 4/24/12

Comments: _____

REVOKED FOR VIOLATION: _____