Appendix 2

From: WV Licensing <wv_licensing@west-midlands.pnn.police.uk>
Sent: 06 July 2019 07:45
To: Licensing
Cc: Sarah Thomas-West; WV Licensing
Subject: RE: Transfer & Vary DPS -PRE716 Lyme Kaye Ltd, 66 Worcester Street, WV2 4LQ
Attachments: lyme kaye MG11 Erina Morris.doc

Licensing,

I have received the Vary DPS application for the Lyme Kaye and make formal representations regarding this application under the prevention of Crime and Disorder licensing objective.

The applicant Mr John Gooden is the partner of the previous DPS Mitcian Brown and has been a part of the running of the venue with her.

There have been a number of breaches of the licence conditions at the venue along with violent offences, including a stabbing inside the venue that was not reported to the police.

I have held meetings with both Mitcian and John regarding these.

I have a statement from a Police Officer, which I have attached to this email that states Mr John Gooden was acting in the capacity of door staff at the venue one evening, searching patrons as they entered. He is not SIA registered and was carrying out licensable activity without the correct licence.

In addition to this the venues licence has a strict 2am last entry time, which both John and Mitcian should have been aware of as upon the initial premises application, I went through all their licence conditions with them.

The searching and entry of this patron by John Gooden was past 02.30am which again is a breach of the licence condtions.

Therefore it is deemed by WMP that Mr John Gooden is not a suitable person to be DPS of the venue as he clearly does not conduct himself to uphold the licensing objectives, and him being appointed as DPS could put the venue at further risk of crime and disorder.

Regards,

Steph Reynolds

From: Licensing [mailto:Licensing@wolverhampton.gov.uk]
Sent: 01 July 2019 14:56
To: WV Licensing <wv_licensing@west-midlands.pnn.police.uk>
Cc: Environmental Health (Responsible Authority) <EnvironmentalHealth_ResponsibleAuthority@wolverhampton.gov.uk>
Subject: Transfer & Vary DPS -PRE716 Lyme Kaye Ltd, 66 Worcester Street, WV2 4LQ

Sensitivity: PROTECT

Hi

We have received a transfer & Vary DPS application for the above premises from Mitciann Fadelma Brown to John Patrick Gooden

The premises name is also changing from Lyme Kaye Ltd to Lyme Kaye Wine Bar And Grill

Can I please have your comments by **15/07/2019**

Kind Regards

Anita Chonk
Licensing & Compliance Officer
Tel. Office: 01902 554963

E-mail: Anita.Chonk@wolverhampton.gov.uk
City of Wolverhampton Council

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WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Crime No.

URN

Statement of Erina Morris

Age if under 18 O/18 *(if over 18 insert "over 18")* Occupation Police Constable 1096

This statement (consisting of One page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Signature: E MORRIS (witness) **Date 13.6.2019**

Tick if witness evidence is visually recorded ☐ *(supply witness details on rear)*

I am Police Constable 1096 Morris of the West Midlands Police currently stationed at Wolverhampton Central Police Station.

On 08.06.2019 I was on night time economy high visibility patrols in Wolverhampton City Centre in company with Sc 77000 Shah.

On this day at 02 34 hours we were conducting licence premises checks at venueS.

At this said time and date we attended a licence premises namely Lyme Kaye, upon arrival I noticed that there was no signs of any door staff outside the main entrance and exit doors.

As officers pulled up outside this said venue in a marked police vehicle an Ic3 male walked slowly across the road in front of our police vehicle towards the direction of Lyme Kaye venue main entrance doors. I then noticed that this male had an injury to his eye socket this male walked over to our vehcile starring into my driver side window. I opend the driver side window and asked this male if he was okay and that I could see he has a fresh injury to his eye sockey which was very swollen and cut. I asked the male if he was okay and if he needed medical attention.

The male made no reply and just starred at officers through the driver door window. I then watched an Ic3 male who later gave his name to officers as John Gooden bn [redacted] he was stood at the point of entry searching people as they walked in the said venue..

The male with the fresh eye injury walked over to venue mains doors and Gooden stopped him and gave him what I would describe as a quick patt over his clothes and not a full proper search.

Officers called Gooden over to the marked police vehicle and asked him for his details after stated that he was helping out the Dps, Gooden disclosed that he was not door staff and did not have an Sia badge to carry out the searched on members of the public. Officers then asked Gooden if the DpS was at the venue

Signature ……. Signature witnessed by ……

to which he replied " YEA".

A short time later Gooden appeared with a female appeared who identified her self as MITCIANN BROWN the Dps.

Brown was asked if she had door staff she stated that they had let her down at 2300 hours on 07.6.19 and did not turn up. I pointed out to Brown that it was 0234 hours and that she did not have any sia badged door staff to protect her visitor"s to her venue and her staff. Brown was also informed that officers had witnessed Gooden patt a male over quickly over his clothes and that this was not a proper search, and that Gooden had also stated that he was not door staff and that he did not hold a Sia badge to work the door at this licenced premises.

I informed Brown that this was a breach of her licence conditions and that our finding would be reported back to Licence department. Later on this same day a report of a stabbing at this venue took place.

On this same date I emailed the Licence department Sgt Reynolds to inform her of the licence checks and findingd to this venue.

On Friday 22.6.19 at 21.30 hours in compnay with PCSO 31364 Millar we attended the venue to loacte the Dps and handed to her a sealed envelope which contained an appointment arranged for 18.6.19 at 10 00 hrs at Wolverhmpton Central to see the licencing department Sgt Reynolds.

Prior to leaving the Dps was advised to attend this arranged meeting and ensure that there was Sia door staff on venue doors to prevent further Licence breaches.

Witness contact details URN : / / /

Name of witness: Mr/Mrs/Ms/Miss/Dr

Former name ***Email address:**
***Email address needed for correspondence i.e. support material to be sent**

Address Postcode:

Preferred telephone number: Alternate telephone number:

Agreed means of contact and frequency *:*

Gender Date and place of birth Ethnicity Code (16+1)

DATES OF WITNESS NON-AVAILABILITY: (12 months)

Witness care

Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness? *(youth under 18; witness with mental disorder, learning or physical disability; or witness in fear of giving evidence or witness is the complainant in a sexual offence case. ALSO crimes involving gun and knife crimes and victims of Modern Slavery Act 2015)*

Yes ☐ No ☐ If 'Yes', submit **MG2** with file in NGAP, contested or indictable only cases OR to read VPS in GAP cases.

Witness Consent (for witness completion)

a) I am aware that I may have to attend court.	Yes ☐		
b) I have been given the Victims' leaflet **with the crime number on.**	Yes ☐	No ☐	
c) The Victim Personal Statement scheme (victims only) has been offered to me.	Yes ☐	No ☐	
d) It has been explained to me what will happen next with this investigation	Yes ☐	No ☐	
e) I consent to police having access to my medical record(s) in relation to this matter *(obtained in accordance with local practice)*	Yes ☐	No ☐	N/A ☐
f) I consent to the statement being disclosed for the purposes of civil proceedings if applicable, e.g. child care proceedings, CICA, CLPD.	Yes ☐	No ☐	N/A ☐
g) **Child witness cases only.** I have had the provision regarding reporting restrictions explained to me.	Yes ☐	No ☐	N/A ☐
I would like the CPS to apply for reporting restrictions on my behalf.	Yes ☐	No ☐	N/A ☐

- *I understand that the information recorded above will be passed on to the Witness Service, which offers help and support to witnesses pre-trial and at court.*
- *I understand that my details may be passed to other agencies who can offer me help and support in relation to being a victim of this crime.*

I give my informed and explicit consent for my personal details to be passed to other agencies that can support me or are involved in the criminal justice process. Yes ☐ No ☐

Signature…….…… Date

Parent/guardian signature……..…… Date

Address

Contact tel no

Supporter signature……..……. Date

Statement taken by *(print name)*: Station:

Time and place statement taken:

Signature ……. Signature witnessed by ……