



# APPLETON POLICE DEPARTMENT

COMPASSION \* INTEGRITY \* COURAGE

*Appleton Police Department*  
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TO: Safety and Licensing Committee  
Common Council

FROM: Lt. Ben Goodin

DATE: 03/03/2025

RE: Police Department's Recommendation for Denial of Kagen Whiting's Commercial Solicitation License Application

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#### Committee Members:

The police department is requesting that the Safety and Licensing Committee recommend to the Common Council to deny Kagen Whiting's application a commercial solicitation license. The application process is intended to safeguard the residents of Appleton from "fraud, misconduct, or abuse." The accompanying investigation is undertaken for the "protection of the public good." Therefore, the Appleton Police Department recommends that the application for Commercial Solicitation License be denied.

#### **STATEMENT ON SUBSTANTIAL RELATIONSHIP**

As part of any denial of licensing, the police department must determine if crimes are substantially related to the particular licensed activity to ensure that any licensing decision does not constitute unlawful discrimination. The offenses listed below are substantially related to the licensed conduct in that they provide heightened opportunity for the applicant to engage in the same conduct.

**Disorderly Conduct and Resisting or Obstructing an Officer** in Winnebago County case # 2013CM001623. These are misdemeanor criminal offenses.

**Three counts of 4<sup>th</sup> Degree Sexual Assault** in Oconto County case # 2015CF000045. These are misdemeanor criminal offenses. These offenses are contrary to §940.225(3m) of the Wisconsin Statutes, and are therefore considered to be "exempt offenses." As exempt offenses, the



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provisions allowing for demonstration of rehabilitation do not apply. Reliance on these convictions is not unlawful discrimination, even if rehabilitation is demonstrated.

**Possess Drug Paraphernalia** in Calumet County case # 2018CM000209. This is a misdemeanor criminal offense.

These convictions are substantially related to the licensed activity because Mr. Whiting would be traveling door-to-door to sell vacuums and other cleaning products. Mr. Whiting will be interacting closely with numerous citizens of Appleton at or inside of their homes. These convictions, with specific emphasis on the sexual assault convictions, substantially relate to the activity for which the license is sought, and denial would not constitute unlawful discrimination. Denial is therefore recommended to protect the public good.

Very Respectfully,

Lt. Ben Goodin

Appleton Police Department