

North Carolina
Alcoholic Beverage Control Commission
400 East Tryon Road
Raleigh, NC 27610

Summary of Action Taken On
Wednesday, April 8, 2015

SECTION I

CONTESTED CASE

Rejection:

1. Michael K. Grant, Sr.
T/A **The Gcube Group**
115 Brookshire Avenue
Kannapolis, NC 28083
Application Case

Imposition of Decision of Administrative Law Judge – Dismissal of the applicant / petitioner's petition for failure to prosecute the case and the Wine Shop ABC permit was disapproved.

SECTION II
OFFERS IN COMPROMISE

Suspensions:

2. Nancy, Inc.
T/A **Adams Mart 1**
4116 Statesville Road
Charlotte, NC 28269
00119962AK-995
AK AO AM
Mecklenburg ABC Board

Offer in Compromise – 30-day suspension, suspended upon payment of \$3,000.00 on charge of selling to an underage person.

3. Sonia Enterprises, LLC
T/A **Convenience Express**
3301 High Point Road
Greensboro, NC 27407
00158273AK-999
AK
ALE District V

Offer in Compromise – 18-day suspension, suspended upon payment of \$1,800.00 on charge of selling to an underage person.

4. Eblen Short Stop Stores, Inc.
T/A **Eblen Short Stop Stores 6**
425 Broadway Street
Asheville, NC 28801
Q11543-994
AK AM
ALE District VIII

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

5. Family Dollar Stores of NC, Inc.
T/A **Family Dollar 5851**
2716 West Sugar Creek Road
Charlotte, NC 28262
Q11605-957
AK AM
Mecklenburg ABC Board

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 on charge of selling to an underage person.

6. Food Lion, LLC
T/A **Food Lion 810**
9535 Cliffdale Road
Fayetteville, NC 28304
Q11473-739
AK AO AM DF
Cumberland ABC Board

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

7. Ibrahim Mohamad Yabai
T/A **Freddys Stop Foodmart**
1548 Bingham Drive
Fayetteville, NC 28304
00142034AK-999
AK AO AM
Cumberland ABC Board

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

8. Family Hospitality, LLC
T/A **Grab N Go Mart 2**
1530 Benvenue Road
Rocky Mount, NC 27804
00178629AK-997
AK AO AM
ALE District II

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

9. Elm Street Dining, LLC
T/A **Hams Downtown**
324 South Elm Street
Greensboro, NC 27401
00208353AJ-999
AJ AN AL AY
Greensboro Police Department

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

10. Abhee, LLC
T/A **K and J Grill and Grocery**
4038 Hwy 62 South
Alamance, NC 27201
00195298AK-999
AK AM
ALE District V

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

11. Pantry, Inc.
T/A **Kangaroo Express 405**
3006 Hawkins Avenue
Sanford, NC 27330
Q11443-868
AK AO AM
ALE District III

Offer in Compromise – 30-day suspension, suspended upon payment of \$3,000.00 on charge of selling to underage persons.

12. Pantry, Inc.
T/A **Kangaroo Express 3002**
1764 Ireland Drive
Fayetteville, NC 28304
Q11443-795
AK AO AM
Cumberland ABC Board

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

13. Pantry, Inc.
T/A **Kangaroo Express 3051**
3319 Murphy Road
Fayetteville, NC 28301
Q11443-760
AK AM
Cumberland ABC Board

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

14. **Pantry, Inc.**
T/A Kangaroo Express 3089
1501 Franklin Street
Chapel Hill, NC 27514
Q11443-740
AK AM
Chapel Hill Police Department

Offer in Compromise – 30-day suspension, suspended upon payment of \$3,000.00 on charge of selling to underage persons.

15. **Pantry, Inc.**
T/A Kangaroo Express 3201
2877 Ward Boulevard
Wilson, NC 27893
Q11443-671
AK AM
ALE District II

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 on charge of selling to an underage person.

16. **Pantry, Inc.**
T/A Kangaroo Express 3984
601 East North Main Street
Waxhaw, NC 28173
Q11443-579
AK AM
Waxhaw Police Department

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 on charge of selling to an underage person.

17. **Axiom Group, LLC**
T/A Kanvas Art Dine Lounge
525 East Sixth Street, Suite 117
Charlotte, NC 28202
00188001AJ-999
AJ AL AZ
Mecklenburg ABC Board

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charges of (1) failure to separate, store and provide for the collection for recycling of all recyclable beverage containers of all beverages sold at retail on the premises, (2) failure to maintain on the premises, available for inspection or audit for three years, all records including original invoices related to alcoholic beverages and mixed beverages and (3) missing tax stamp.

18. La Cocina 5, Inc.
T/A **La Cocina Mexican Restaurant**
1715 North Church Street
Burlington, NC 27215
00147160AJ-999
AJ AN AL AY
ALE District V

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of giving to an underage person (two counts).

19. RPG International, Inc.
T/A **Lounge**
191-E NC Hwy 42 North
Asheboro, NC 27203
00170182AJ-999
AJ AL AZ
ALE District V

Offer in Compromise – 22-day suspension, suspended upon payment of \$2,200.00 on charges of employee was intoxicated on the licensed premises and allowing consumption of alcoholic beverages between the hours of 2:30 AM and 7:00 AM on the licensed premises.

20. Marabella Farmville, Inc.
T/A **Marabella Old World Pizza**
3750 South Main Street
Farmville, NC 27828
00203853AJ-999
AJ AL AV
Pitt ABC Board

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

21. TMC Restaurant of Charlotte, LLC
T/A **Mens Club**
444 Tyvola Road
Charlotte, NC 28217
67501A-999
AJ AN AL AY
Mecklenburg ABC Board

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of engaging in sexual conduct (two counts).

22. TA Operating, LLC
T/A **Petro Stopping Center**
500 Buckhorn Road
Mebane, NC 27302
00165283AK-999
AK AO AM
ALE District IV

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

23. Hetal Mina Corp.
T/A **Pinebluff Mini Mart**
475 North Walnut Street
Pinebluff, NC 28373
00101455AK-999
AK AM
Moore County Sheriff's Office

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

24. Carolina Pizza Company, Inc.
T/A **Pizza Hut Restaurant**
62 Pisgah Hwy
Pisgah Forest, NC 28768
55443A-998
AJ AL AY
ALE District VIII

Offer in Compromise – 22-day suspension, suspended upon payment of \$2,200.00 on charges of selling alcoholic beverages on Sunday between the hours of 2:00 AM and 12:00 Noon on the licensed premises and selling to an underage person.

25. Eakes and Thorpe, Inc.
T/A **Pour Haus Pub**
3746 South Main Street
Farmville, NC 27828
00190373AJ-999
AJ AL AZ
Pitt ABC Board

Offer in Compromise – 25-day suspension, suspended upon payment of \$2,500.00 on charges of allowing a person who is not a member to purchase or possess alcoholic beverages on the premises and selling to underage persons.

26. Neptune 8, Inc.
T/A **RePublic**
314 North College Street
Charlotte, NC 28202
00152321AJ-999
AJ AN AL AR AZ
Mecklenburg ABC Board

Offer in Compromise – 14-day suspension, suspended upon payment of \$1,400.00 on charges of failure to clear tables/counters and interfering with or failure to cooperate with officers engaged in the performance of their duties.

27. 7 Eleven, Inc.
T/A **7 Eleven Store 35578H**
5200 Piper Station Drive
Charlotte, NC 28277
Q11347-932
AK AM
Mecklenburg ABC Board

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

28. Sheetz of NC, LLC
T/A **Sheetz 380**
1237 South Mebane Oaks Road
Mebane, NC 27302
Q11557-994
AK AO AM
ALE District V

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

29. Lil Thrift Food Marts, Inc.
T/A **Short Stop 9**
1008 East Cumberland Street
Dunn, NC 28334
Q11146-898
AK AO AM
Dunn Police Department

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

30. Lil Thrift Food Marts, Inc.
T/A **Short Stop 71**
105 East Connecticut Avenue
Southern Pines, NC 28387
Q11146-888
AK AO AM
Moore County Sheriff's Office

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

31. Sonnys Pkg, Inc.
T/A **Sonnys**
5360 Hendersonville Road, Suite 801
Fletcher, NC 28732
00207571AK-999
AK AM
ALE District VIII

Offer in Compromise – 18-day suspension, suspended upon payment of \$1,800.00 on charge of selling to an underage person.

32. Solz, Inc.
T/A **Speakeasy Tavern**
1706 Battleground Avenue
Greensboro, NC 27408
00124559AJ-999
AJ AN AL AZ
Greensboro Police Department

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

33. Pugh Oil Company, Inc.
T/A **Tank and Tummy 11**
1020 High Point Street
Randleman, NC 27317
31249B-997
AK AM
ALE District V

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

34. Target Corp.
T/A **Target Store T-1087**
7860 Rea Road
Charlotte, NC 28277
Q11550-990
AK AO AM CE
Mecklenburg ABC Board

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

35. Eastern Carolina Clubs, Inc.
T/A **VIP Club**
3208 Hwy 17 South
Chocowinity, NC 27817
00110758AJ-999
AJ AL AS AZ
ALE District II

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of allowing consumption by intoxicated persons on the licensed premises.

36. AJA Mart, Inc.
T/A **AJA Mart**
4115 Old Tar Road
Greenville, NC 28590
00213425AK-999
AK AM
Pitt ABC Board

Offer in Compromise – 32-day suspension, suspended upon payment of \$3,200.00 on charge of selling to an underage person (two counts).

37. Ali Azkar Alizada
T/A **Big Boys Market BP Gas Station**
5401-A West Market Street
Greensboro, NC 27409
00194357AK-999
AK AM
ALE District V

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charges of (1) knowingly possessed or possessed with intent to use drug paraphernalia to inject, inhale or otherwise introduce into the body a controlled substance which would be unlawful to possess on the licensed premises, (2) failure to keep the sales tickets and delivery receipts furnished by the wholesaler, as well as all other records of purchases of malt beverages and wine, filed separate and apart from all other records, (3) failure to maintain on the premises, available for inspection or audit for three years, all records including original invoices related to alcoholic beverages and mixed beverages, (4) failure to post each ABC permit and (5) failure to purchase unfortified wine only from a wholesaler.

38. Addi Kori, Inc.
T/A **Candis Cabaret**
3935 Statesville Avenue
Charlotte, NC 28206
00185390AJ-998
AJ AL AZ
ALE District VI

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of advertising the availability of malt beverages, wine or mixed beverage products on an exterior sign.

39. Murphco, Inc.
T/A **Cosmo's Pizzeria**
110 Austin Street, Unit C
Corolla, NC 27927
00135283AJ-999
AJ AL AY
Audit Division

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of failure to file quarterly financial and inventory reports.

40. Dolgencorp, LLC
T/A **Dollar General Store 168**
8471 East Marlboro Road
Farmville, NC 27828
Q11589-693
AK AM
Pitt ABC Board

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person (two counts).

41. Los Tapatios of Washington, Inc.
T/A **El Tapatio Mexican Restaurant**
1302 Carolina Avenue
Washington, NC 27889
00177649AJ-999
AJ AL AY
Beaufort ABC Board

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of tax stamps not permanently defaced.

42. HKL, Inc.
T/A **Excelsior Club**
921 Beatties Ford Road
Charlotte, NC 28216
00140644AJ-999
AJ AN AL AZ
Mecklenburg ABC Board

Offer in Compromise – Six-day suspension, suspended upon payment of \$600.00 on charge of tax stamps not permanently defaced.

43. Falcone, LLC
T/A **Falcones La Fontana**
2013 Olde Regents Way
Leland, NC 28451
00204733AJ-999
AJ AL
ALE District I

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charges of possessing fortified wine on the licensed premises where such possession or consumption of fortified wine was not authorized by Chapter 18B and failure to purchase fortified wine only from a wholesaler.

44. HC Hawthornes, LLC
T/A **HC Hawthornes**
14205 Reese Boulevard
Huntersville, NC 28078
00142497AJ-996
AJ AL AY
Audit Division

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of failure to file quarterly financial and inventory reports.

45. High Vista Amenity Association, Inc.
T/A **High Vista Country Club**
88 Country Club Road
Mills River, NC 28759
00214734AJ-999
AJ AN AL BT
ALE District VIII

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of selling alcoholic beverages on Sunday between the hours of 2:00 AM and 12:00 Noon on the licensed premises.

46. Leng Family, Inc.
T/A **House of Leng**
8933-1 JM Keynes Drive
Charlotte, NC 28262
00186317AJ-999
AJ AL AY
Mecklenburg ABC Board

Offer in Compromise – 15-day suspension with the last 12 days suspended upon payment of \$1,200.00 on charge of missing tax stamps.

47. Jakes Pub, Inc.
T/A **Jakes Pub and Billiards**
1712-B Spring Garden Street
Greensboro, NC 27403
00137684AJ-999
AJ AL AZ
Greensboro Police Department

Offer in Compromise – 30-day suspension, suspended upon payment of \$3,000 on charges of selling to an underage person (two counts) and allowing a person who is not a member or a guest of a member to purchase or possess alcoholic beverages on the premises.

48. Pantry, Inc.
T/A **Kangaroo Express 161**
1031 Hwy 87 North
Elon, NC 27244
Q11443-949
AK AM
Alamance County Sheriff's Office

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 on charge of selling to an underage person.

49. Pantry, Inc.
T/A **Kangaroo Express 164**
1220 West King Street
Boone, NC 28607
Q11443-934
AK AO AM
ALE District VII

Offer in Compromise – 24-day suspension, suspended upon payment of \$2,400.00 on charge of selling to an underage person.

50. Pantry, Inc.
T/A **Kangaroo Express 386**
500 Jones Ferry Road
Carrboro, NC 27510
Q11443-855
AK AO AM
Carrboro Police Department

Offer in Compromise – 35-day suspension, suspended upon payment of \$3,500.00 on charge of selling to an underage person.

51. Pantry, Inc.
T/A **Kangaroo Express 475**
10805 US Hwy 15-501
Southern Pines, NC 28387
Q11443-893
AK AO AM
Moore County Sheriff's Office

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

52. Pantry, Inc.
T/A **Kangaroo Express 859**
1900 East Firetower Road
Greenville, NC 27834
Q11443-876
AK AO AM
Pitt ABC Board

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person (two counts).

53. Pantry, Inc.
T/A **Kangaroo Express 940**
4934 Raleigh Road Parkway
Wilson, NC 27893
Q11443-819
AK AM
ALE District II

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 on charge of selling to an underage person.

54. Pantry, Inc.
T/A **Kangaroo Express 3005**
5617 Rockfish Road at Hwy 59
Hope Mills, NC 28348
Q11443-788
AK AO AM
Cumberland ABC Board

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

55. Pantry, Inc.
T/A **Kangaroo Express 3184**
905 South Talbert Boulevard
Lexington, NC 27292
Q11443-661
AK AM
ALE District V

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

56. Pantry, Inc.
T/A **Kangaroo Express 3788**
820 North Main Street
High Point, NC 27262
Q11443-603
AK AM
ALE District V

Offer in Compromise – 30-day suspension, suspended upon payment of \$3,000.00 on charge of selling to an underage person.

57. Pantry, Inc.
T/A **Kangaroo Express 3958**
2853 North Center Street
Hickory, NC 28601
Q11443-583
AK AM
ALE District VII

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

58. Loyal Order Of Moose
T/A **Kernersville Moose Lodge 2181**
1250 East Mountain Street
Kernersville, NC 27284
10986J-999
AJ AL AS AZ
ALE District V

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 on charges of missing tax stamps and failure to purchase unfortified wine only from a wholesaler.

59. Massare, LLC
T/A **Lucky 7's**
3407-D High Point Road
Greensboro, NC 27407
00206684AJ-999
AJ AN AL AZ
Greensboro Police Department

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of premixing mixed beverages prior to receiving an order for the beverage from a customer and without receiving ABC Commission approval.

60. Mighty Midget, LLC
T/A **Mighty Midget**
4936-B Albemarle Road
Charlotte, NC 28205
00217977AK-999
AK AO AM
Mecklenburg ABC Board

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

61. Monterrey Mexican Rest Of Chapel Hill, Inc.
T/A **Monterrey Mexican Restaurant 43**
237 South Elliott Road
Chapel Hill, NC 27514
67040A-999
AJ AN AL AY
Chapel Hill Police Department

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of giving to an underage person.

62. Pantry, Inc.
T/A **Petro Express 3936**
2801 N. Graham Street
Charlotte, NC 28269
Q11443-551
AK AO AM
ALE District VI

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charges of refusal to permit an ALE agent to enter the premises to make a lawful ABC inspection and knowingly allowing violations of the controlled substance statutes to occur on the licensed premises.

63. Minhas, Inc.
T/A **Pop Shoppe**
6300 US Hwy 70
Mebane, NC 27302
00155537AK-999
AK AO AM
ALE District IV

Offer in Compromise – 40-day suspension, suspended upon payment of 4,500.00 on charges of selling to an underage person and possessing a controlled substance in violation of Chapter 90 of the North Carolina General Statutes on the licensed premises.

64. Pops Old Company Store, LLC
T/A **Pops Old Company Store and Tavern**
101 North Main Street
Catawba, NC 28609
00207602AJ-999
AJ AL AY BX
ALE District VII

Offer in Compromise – 24-day suspension, suspended upon payment of \$2,400.00 on charges of giving to an underage person and selling to an underage person.

65. Red Star Food Market, LLC
T/A **Red Star**
4100 The Plaza
Charlotte, NC 28205
00217760AK-999
AK AO AM
Mecklenburg ABC Board

Offer in Compromise – 14-day suspension, suspended upon payment of \$1,400.00 on charge of selling to an underage person.

66. Starz Mart, Inc.
T/A **Starz Mart**
8430 Monroe Road
Charlotte, NC 28212
00198291AK-999
AK AO AM
Mecklenburg ABC Board

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.

67. Fiesta Jalisco, Inc.
T/A **Tacos and Tequila Cantina Grill**
131 East John Street
Matthews, NC 28105
00211969AJ-999
AJ AN AL AY
Mecklenburg ABC Board

Offer in Compromise – 18-day suspension, suspended upon payment of \$1,800.00 on charge of tax stamps not permanently defaced and missing tax stamps.

68. 29 Ten Resto and Bar, LLC
T/A **29 Ten Resto and Bar**
2910 Hillsborough Street
Raleigh, NC 27607
00209629AJ-999
AJ AL AZ
ALE District IV

Offer in Compromise – Seven-day suspension, suspended upon payment of \$700.00 on charge of allowing consumption of alcoholic beverages between the hours of 2:30 AM and 7:00 AM on the licensed premises.

69. American Legion
T/A **Ward Crowell Post 212**
1010 Lasalle Street
Monroe, NC 28110
58720K-999
AJ AR AS BU
Monroe Police Department

Offer in Compromise – 25-day suspension, suspended upon payment of \$2,500.00 on charges of (1) failure to separate, store and provide for the collection for recycling of all recyclable beverage containers of all beverages sold at retail on the premises, (2) missing tax stamps, (3) tax stamps not permanently defaced and (4) failure to purchase malt beverages only from a wholesaler.

70. Symposium, LLC
T/A **West End Wine Bar**
450 West Franklin Street
Chapel Hill, NC 27516
70033A-998
AJ AN AL AZ
Chapel Hill Police Department

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling to an underage person.