

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

Summary of Action Taken On
Wednesday, August 13, 2014

SECTION I

OFFERS IN COMPROMISE

Suspensions:

1. AYNU Mart, LLC
T/A **AYNU Mart**
1233 East 34th Street
Charlotte, NC 28205
00184754AK-999
AK AO AM
Mecklenburg County ABC Board

Offer in Compromise – 17-day suspension, suspended upon payment of \$1,700.00 on charge of selling to an underage person.

2. Bar Lusconi Durham, LLC
T/A **Bar Lusconi**
117-B East Main Street
Durham, NC 27701
00207471AJ-999
AJ AL
ALE District IV

Offer in Compromise – 17-day suspension, suspended upon payment of \$1,700.00 on charges of performing services while or after consuming alcoholic beverages (two counts) and failure to clear tables/counters.

3. Sana Omar Obeid
T/A **Charlies Grill**
5135 County Home Road
Greenville, NC 27858
66975B-998
AK
Pitt County ABC Board

Offer in Compromise – 27-day suspension, suspended upon payment of \$2,700.00 on charge of possessing gambling equipment on the licensed premises.

4. Kuang Wei Lie
T/A **China Wok Chinese Restaurant**
1129 Weaver Dairy Road, Suite D
Chapel Hill, NC 27514
00148122AJ-999
AJ AL
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.

5. David Snead
T/A **Daves Bar**
2301 South Brightleaf Boulevard
Smithfield, NC 27577
00118023AJ-997
AJ
Audit Division

Offer in Compromise – 25-day suspension, suspended upon payment of \$2,500.00 and one-year suspension of Mixed Beverages Private Club permit on charges of (1) performing services while or after consuming alcoholic beverages, (2) failure to maintain a current alphabetical roster of all members on the licensed premises, (3) failure to maintain each completed application approved for membership on the licensed premises, (4) allowing a person who is not a member or a guest of a member to purchase or possess alcoholic beverages on the premises and (5) failure to file annual financial and inventory reports.

6. SSK Merchant, Inc.
T/A **Discount Mart**
3011 Fayetteville Street
Durham, NC 27707
00152535AJ-999
AJ AO AM
ALE District IV

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of transferring a glass tube without maintaining a record of the sale on the licensed premises.

7. Eagle Park Place, LLC
T/A **Eagles 1**
8411 Capital Boulevard
Raleigh, NC 27616
00117906AK-998
AK AO AM
Wake County ABC Board

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

8. Shree Gokulesh, LLC
T/A **Eastway Petro Mart**
601 Eastway Drive
Charlotte, NC 28205
00173759AK-999
AK AO AM
Mecklenburg County ABC Board

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

9. El Piano Bar, LLC
T/A **El Piano Bar**
101-C Reed Street
Cary, NC 27511
00147398AJ-999
AJ AL AZ
ALE District IV

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charges of (1) selling alcoholic drinks at a price that is different from the usual price to a segment of the population, (2) failure to maintain a current alphabetical roster of all members and their complete addresses on the premises and (3) allowing a person who is not a member or a guest of a member to purchase or possess alcoholic beverages on the premises.

10. Emerald Club 2001, Inc.
T/A **Emerald Club 2001**
8102 Emerald Drive
Emerald Isle, NC 28594
00105424AJ-999
AJ AL AZ
ALE District II

Offer in Compromise – 22-day suspension, suspended upon payment of \$2,200.00 on charge of employee checking ID and accepting money allowing a person who is not a member or a guest of a member to purchase or possess alcoholic beverages on the premises.

11. Food Lion, LLC
T/A **Food Lion 57**
5279 North Roxboro Road, Suite A
Durham, NC 27712
Q11473-827
AK AO AM CE
ALE District IV

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

12. Saya Evelyn Luzayadio
T/A **Glory Mini Mart**
1616 North Graham Street
Charlotte, NC 28206
00135300AK-997
AK AO AM
Mecklenburg County ABC Board

Offer in Compromise – 16-day suspension, suspended upon payment of \$1,600.00 on charges of possessing spirituous liquor where such possession is not authorized by law on the licensed premises and possessing a controlled substance or other illegal drug in violation of Chapter 90 of the North Carolina General Statutes on the licensed premises.

13. EJ Pope and Son, Inc.
T/A **Handy Mart 36**
509 Hwy 58
Maysville, NC 28555
Q11210-965
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.

14. A and M Mini Mart, Inc. of Burlington
T/A **KC Quickie Mart**
312 Providence Road
Graham, NC 27253
00155474AK-998
AK AO AM
ALE District VI

Offer in Compromise – 17-day suspension, suspended upon payment of \$1,700.00 on charges of possessing a controlled substance or other illegal drug in violation of Chapter 90 of the North Carolina General Statutes on the licensed premises and allowing consumption of malt beverages on premises having only an Off Premise Malt Beverage permit.

15. La Hacienda, Inc.
T/A **La Hacienda Mexican Restaurant**
1813 North Fordham Boulevard
Chapel Hill, NC 27514
0081965AJ-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.

16. Sacha, LLC
T/A **Las Aguilas**
4322 Central Avenue
Charlotte, NC 28205
00144017AJ-998
AJ
Mecklenburg County ABC Board

Offer in Compromise – Seven-day suspension, suspended upon payment of \$700.00 on charge of performing services while or after consuming alcoholic beverages.

17. AG of Chapel Hill, Inc.
T/A **Mellow Mushroom**
310 West Franklin Street
Chapel Hill, NC 27516
00206082AJ-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.

18. On the Run, Inc.
T/A **On the Run**
739 Ward Boulevard
Wilson, NC 27893
00188768AK-999
AK AO AM
ALE District II

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

19. Iftikhar Hussain
T/A **Parkview Mini Mart**
433 Pilot Street
Durham, NC 27707
65531B-999
AK AO AM
ALE District IV

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of transferring a glass tube without maintaining a record of the sale on the licensed premises.

20. Franklin Street, LLC
T/A **Players**
159 ½ East Franklin Street, 2nd Floor
Chapel Hill, NC 27514
00149770AJ-999
AJ AL AZ
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.

21. LLMC Enterprise, Inc.
T/A **Pop Shoppe**
627 NC Hwy 66 South
Kernersville, NC 27284
00149540AK-999
AK AM
Triad Municipal ABC Board

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

22. Tyrell Corp.
T/A **Pravda**
23 North Front Street, Suite A
Wilmington, NC 28401
00164988AJ-999
AJ AN AL AZ
ALE District III

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of performing services while or after consuming alcoholic beverages.

23. QuikTrip, Corp.
T/A **QuikTrip 1065**
2326 Sandy Porter Road
Charlotte, NC 28273
Q11607-989
AK AO AM
Mecklenburg County ABC Board

Offer in Compromise – Nine-day suspension, suspended upon payment of \$900.00 on charge of selling to an underage person.

24. Front and Dock, LLC
T/A **Roudabush**
33 South Front Street
Wilmington, NC 28401
00144439AJ-999
AJ AN AL AY BX
ALE District III

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of failure to superintend.

25. LSAA, LLC
T/A **7 Eleven Store 39633A**
10222 Johnston Road
Charlotte, NC 28210
Q11593-978
AK AM
Mecklenburg County ABC Board

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

26. Richfield Carolina Hotel Partners, LLC
T/A **Sheraton Chapel Hill**
One Europa Drive
Chapel Hill, NC 27517
00189887AJ-999
AJ AN AL BX CY
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.

27. Shriji Swami Corp., LLC
T/A **Smart Buy**
508 South Main Street
Graham, NC 27253
00149250AK-999
AK
Graham Police Department

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

28. Fadhl Saleh Alhobishi
T/A **Smokers Plus**
6411 Camden Road
Hope Mills, NC 28348
00132779AK-996
AK AO AM
ALE District V

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charges of (1) 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, (2) possessing adulterants that are intended to adulterate a urine or other bodily fluid sample for the purpose of defrauding a drug of alcohol screening test and (3) transferring glass tubes without maintaining a record of the transactions on the licensed premises.

29. Ayed Yahya Ali Alshami
T/A **Tobacco Station and Food Mart 2**
123 North Main Street
Spring Lake, NC 28390
00211526AK-999
AK AM
ALE District V

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of knowingly possessing gambling equipment on the licensed premise.

30. Walgreen Company
T/A **Walgreens 11547**
1500 East Franklin Street
Chapel Hill, NC 27514
Q11588-816
AK AM
Chapel Hill Police Department

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

31. New South Pizza, Inc.
T/A **Brixx Wood Fired Pizza**
501 Meadowmont Village Circle
Chapel Hill, NC 27517
00084113AJ-997
AJ 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.

32. NC CVS Pharmacy, LLC
T/A **CVS Pharmacy 1944**
606 Coliseum Drive
Winston-Salem, NC 27106
Q11572-963
AK AO AM
ALE District VI

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

33. Jose Elias Bautisa
T/A **Club Bamboo**
5103 Nations Ford Road
Charlotte, NC 28217
00161531AJ-998
AJ AZ
Mecklenburg County ABC Board

Offer in Compromise – Eight-day suspension, suspended upon payment of \$800.00 on charge of missing tax stamps.

34. Nash Market, Inc.
T/A **Eagle Express**
301 North Marine Boulevard
Jacksonville, NC 28540
00163449AK-998
AK AO AM
ALE District III

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charges of (1) failure to qualify for an off-premise fortified wine permit by maintaining less than \$1,500 inventory of staple foods, (2) failure to allow alcohol law enforcement agents or officers to view the entire premise, (3) transferring glass tubes or splitter without checking the identification of the purchaser and without requiring the purchaser to enter his name and address in a record maintained for such purpose on the licensed premise and (4) transferring glass tubes or splitter without maintaining a record of all such transfers for two years from the date of each transfer on the licensed premises.

35. Anwar Qatabi
T/A **EZ Mart**
4391 Charles Boulevard
Greenville, NC 27858
00196104AK-999
AK AO AM
Pitt County ABC Board

Offer in Compromise – 27-day suspension, suspended upon payment of \$2,700.00 on charge of possessing a slot machine on the licensed premises.

36. Montgomery Foods, Inc.
T/A **Food King Super Market**
102 West Chestnut Street
Troy, NC 27371
11747B-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.

37. Hammad, Inc.
T/A **H and K Mart**
800 Carolina Avenue
Washington, NC 27889
00208594AK-999
AK AO AM
ALE District II

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of knowingly receiving property in the custody of a law enforcement agency that was explicitly represented to the agent of the law enforcement agency as stolen on the licensed premises.

38. Nasr Abdullah Saleh
T/A **In and Out**
509 East Green Street
Franklinton, NC 27525
00094440AJ-997
AK AO AM
ALE District IV

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

39. Pantry, Inc.
T/A **Kangaroo Express 3924**
6500 Fairview Road
Charlotte, NC 28210
Q11443-566
AK AM
Mecklenburg County ABC Board

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

40. La Carreta Mexico, Inc.
T/A **La Carreta Mexico Restaurant**
190 North NC Hwy 801
Advance, NC 27006
00204968AJ-999
AJ AN AL AY
Triad Municipal ABC Board

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of premixing mixed beverages prior to receiving ABC Commission approval.

41. Nash Market, Inc.
T/A **Nash Market**
237 3-4 New River Drive
Jacksonville, NC 28540
00163449AK-999
AK AO AM
ALE District III

Offer in Compromise – 30-day suspension, suspended upon payment of \$3,000.00 on charges of (1) knowingly allowing possession and sale of adulterants intended for the purpose of defrauding a drug test, (2) possessing adulterants intended to be used to adulterate a urine or other body fluid sample for the purpose of defrauding a drug or alcohol screening test on the licensed premises and (3) transferring a glass tube or splitter without maintaining a record for the purpose of entering the name and address of purchasers on the licensed premises.

42. American Legion
T/A **Ralph R. Morgan Post 220**
2332 North Liberty Street
Winston-Salem, NC 27105
00351A-999
AJ AR CF
ALE District VI

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charges of failure to purchase malt beverages only from a wholesaler and selling or possessing alcoholic beverages for sale without first obtaining the applicable ABC Permit and revenue license on the licensed premises.

43. Stadium Food and Beverage, Inc.
T/A **Stadium Food and Beverage**
800 South Mint Street
Charlotte, NC 28202
00181191AJ-999
AJ AN AL AY
ALE District VIII

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

44. Weaver Street Market, Inc.
T/A **Weaver Street Market**
228 South Churton Street
Hillsborough, NC 27278
45096A-995
AJ AN AL
Hillsborough Police Department

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

Cancellation:

45. Jay Shrijee, Inc.
T/A **Happy Mart**
416 South JK Powell Boulevard
Whiteville, NC 28472
00204681AK-999
AK AO AM
ALE District III

Offer in Compromise – Cancel Fortified Wine Off Premise permit on charge of failure to qualify for an off-premise fortified wine permit by maintaining less than \$1,500.00 inventory of staple foods on licensed premises other than a wine shop.

46. LLR of Charlotte Limited
T/A **Locker Room Sports Bar and Lounge**
4809 South Tryon Street
Charlotte, NC 28217
62414A-999
AJ AN AL AY
Audit Division

Offer in Compromise – Cancel Mixed Beverages Restaurant permit on charge of failure to file quarterly financial reports.

ADD ON CASE

Suspension:

47. Pernod Ricard USA, LLC
T/A **Pernod Ricard USA**
100 Manhattanville Road, 4th Floor
Purchase, NY 10577-2134
Mecklenburg County ABC Board

Offer in Compromise – 180-day embargo of shipment of Avion Silver Tequila from the ABC Warehouse in Raleigh, North Carolina, suspended upon payment of \$5,000.00 on charges of soliciting agreements with retail establishments and entering an ABC store with a list of approximately 20 retail establishments that would need 4 cases of Avion Silver Tequila per establishment.