

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

Summary of Action Taken On  
Wednesday, December 11, 2013

SECTION I

CONTESTED CASE

Application:

1. Hector Diaz  
Salsa's On the Square, LLC  
T/A **Bomba**  
1 SW Pack Square  
Asheville, NC 28801  
00203590AJ-999  
AJ AL  
Audit Division

Imposition of Decision of Administrative Law Judge – Rejection of application for a Mixed Beverage Restaurant permit for failing to qualify as a restaurant by having fewer than 36 indoor seats.

## SECTION II

### OFFERS IN COMPROMISE

#### Suspensions:

2. Cielito Lindo, Inc.  
T/A **Cielito Lindo**  
103 East Main Street  
Brevard, NC 28712  
00101816AJ-999  
AJ AL AY  
ALE District IX

Offer in Compromise – 11-day suspension, suspended upon payment of \$1,100.00 on charges of failure to purchase malt beverages only from a wholesaler and missing tax stamp.

3. 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 – 25-day suspension, suspended upon payment of \$2,500.00 on charges of failure to superintend and allowing consumption of malt beverages while upon premises having only an Off Premise Malt Beverage permit (three counts).

4. Bald Head Island Club, Inc.  
T/A **Bald Head Island Club**  
1 Salt Meadow Trail Lane  
Bald Head Island, NC 28461  
48722A-998  
AJ AN AL AY  
ALE District III

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charges of (1) missing tax stamps, (2) failure to keep the sales tickets and delivery receipts furnished by the wholesaler, as well as all the records of purchases of malt beverages and wine, filed separate and apart from all other records and (3) failure to submit to the Commission an application for substitution of a manager within 30 days after employment as manager.

5. Maria Elena Sustaita  
T/A **Bandidos Mexican Café**  
4711 Hope Valley Road, Suite 5-H  
Durham, NC 27707  
64467A-998  
AJ AL AY  
ALE District IV

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

6. Blazin Wings, Inc.  
T/A **Buffalo Wild Wings Grill and Bar**  
6700 Knightdale Boulevard  
Knightdale, NC 27545  
Q11574-990  
AJ AN AL AY  
Wake County ABC Board

Offer in Compromise – Six-day suspension, suspended upon payment of \$600.00 on charge of failure to superintend.

7. Chen and Lin 8808, Inc.  
T/A **By Pass Quick Mart**  
1156-A NC Hwy 66 South  
Kernersville, NC 27284  
00207026AK-999  
AK AO AM  
Triad Municipal ABC Board

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

8. CIG East Acquisition Corp.  
T/A **Carinos Italian Grill**  
8101 Brier Creek Parkway  
Raleigh, NC 27617  
00161515AJ-998  
AJ AN AL AY  
Wake County ABC Board

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 on charges of missing tax stamps and transferring a mixed beverage tax stamp from one spirituous liquor container to another.

9. Cuscatlan, Inc.  
T/A **Cuzcatlan Restaurante**  
4800 Central Avenue  
Charlotte, NC 28205  
00168622AJ-999  
AJ  
Mecklenburg County ABC Board

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of failure to purchase malt beverages only from a wholesaler.

10. Young Hui Lee  
T/A **Da Sa Rang Korean Restaurant**  
4929 West Market Street, Unit 2104  
Greensboro, NC 27407  
00204729AJ-999  
AJ  
ALE District VI

Offer in Compromise – 11-day suspension, suspended upon payment of \$1,100.00 on charges of permitting the possession and/or consumption of fortified wine on the licensed premises where such possession and/or consumption of fortified wine was not authorized by Chapter 18B and failure to purchase malt beverages only from a wholesaler.

11. Heather Nichole Saunders Thomas  
T/A **Drunk Horse Pub**  
5149 Bragg Boulevard  
Fayetteville, NC 28303  
00203458AJ-999  
AJ AZ  
Cumberland County ABC Board

Offer in Compromise – Seven-day suspension, suspended upon payment of \$750.00 on charges of failure to clear tables/counters and allowing consumption of alcoholic beverages between the hours of 2:30 AM and 7:00 AM on the licensed premises.

12. El Charro Mexican Restaurant II, Inc.  
T/A **El Charro Mexican Restaurant II**  
1011 East Cumberland Street  
Dunn, NC 28335  
00188332AJ-999  
AJ AL AY  
Audit Division

Offer in Compromise – Three-day suspension, suspended upon payment of \$300.00 on charge of failure to file annual financial reports.

13. El Rodeo of South Square, Inc.  
T/A **El Rodeo**  
3404 Westgate Drive  
Durham, NC 27707  
67485A-998  
AJ AN AL AY  
ALE District IV

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

14. Anwar Qatabi  
T/A **EZ Mart**  
4391 Charles Boulevard  
Greenville, NC 27858  
00196104AK-999  
AK AO AM  
ALE District II

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

15. Beroth Oil Company  
T/A **Four Brothers Food Store 310**  
117 NC Hwy 801 North  
Advance, NC 27006  
Q11367-966  
AK  
ALE District VI

Offer in Compromise – 19-day suspension, suspended upon payment of \$1,900.00 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.

16. Glug Beer and Wine, LLC  
T/A **Glug Beverages**  
432 West King Street  
Boone, NC 28607  
00185853DF-999  
DB DF  
Boone Police Department

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

17. Sampson Bladen Oil Company, Inc.  
T/A **Han Dee Hugos 32**  
1746 Carolina Beach Road  
Wilmington, NC 28401  
Q11310-976  
AK AO AM  
ALE District III

Offer in Compromise – Seven-day suspension, suspended upon payment of \$700.00 on charge of selling alcoholic beverages on Sunday between the hours of 2:00 AM and 12:00 Noon on the licensed premises.

18. Harris Teeter, Inc.  
T/A **Harris Teeter Supermarket 218**  
4101 Park Road  
Charlotte, NC 28209  
Q11307-968  
AK AO AM CE DF  
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.

19. Monte de Rey of Country Club, Inc.  
T/A **Monte de Rey Mexican Restaurant**  
4922 Country Club Road, Suite 10  
Winston-Salem, NC 27104  
00188990AJ-999  
AJ AL AY  
Triad Municipal ABC Board

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of selling or possessing for sale, alcoholic beverages after failing to obtain or renew applicable revenue license.

20. Oakhill Deli and Grill, LLC  
T/A **Oakhill Deli and Grill**  
3709 Oakdale Road  
Charlotte, NC 28216  
00141352AK-999  
AK AO 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.

21. Lapjet, Inc.  
T/A **Petro 66**  
498 West Bodenhamer Street  
Kernersville, NC 27284  
00150305AK-999  
AK AM  
Triad Municipal ABC Board

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

22. WLT Matthews, Inc.  
T/A **Piggly Wiggly 3**  
506 West Gannon Avenue  
Zebulon, NC 27597  
00152063AK-998  
AK AO AM  
Wake County ABC Board

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

23. 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 – 24-day suspension, suspended upon payment of \$2,400.00 on charge of selling to an underage person.

24. Princess Market, LLC  
T/A **Princess Market**  
1124 Raleigh Road  
Rocky Mount, NC 27803  
00200468AK-999  
AK AO AM  
ALE District I

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of transferring a glass tube without requiring the purchaser's identification, name, address and signature, while on the licensed premises (two counts).

25. QA Food Stores, Inc.  
T/A **QA Express Mart**  
5632 Farm Pond Lane  
Charlotte, NC 28212  
00083824AK-998  
AK AO AM  
Mecklenburg County ABC Board

Offer in Compromise – 17-day suspension, suspended upon payment of \$1,700.00 on charges of allowing consumption of malt beverages on premises having only an Off Premise Malt Beverage permit and selling to an underage person.

26. Ruby Tuesday, Inc.  
T/A **Ruby Tuesday 3441**  
1818 Blowing Rock Road  
Boone, NC 28607  
Q11469-986  
AJ AN AL AY  
Boone Police Department

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

27. Halo Sushi, Inc.  
T/A **Sake Bomb**  
4215 University Drive, Suite 2  
Durham, NC 27707  
00205745AJ-999  
AJ AN AL AY  
ALE District IV

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

28. JSK Food, LLC  
T/A **6 Twelve Convenience Store**  
2109-120 Avent Ferry Road  
Raleigh, NC 27606  
00169151AK-999  
AK AO AM  
Wake County ABC Board

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

29. 7 Eleven, Inc.  
T/A **7 Eleven Store 36779H**  
8325 Old Statesville Road  
Charlotte, NC 28269  
Q11347-892  
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.

30. Cory Michael Sloan  
T/A **Tryon Distributing**  
4701 Stockholm Court  
Charlotte, NC 28273  
00184532WS-998  
BA  
Wake County ABC Board

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of selling fortified wine to a retail business that did not hold a retail or wholesale fortified wine permit.

31. Laymon Wayne Davis  
T/A **Waynes Bar and Grill**  
9527 Hwy 903 North  
Ayden, NC 28513  
00201781AJ-999  
AJ  
ALE District II

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charges of allowing consumption of alcoholic beverages between the hours of 2:30 AM and 7:00 AM on the licensed premises and failure to clear tables/counters.

32. Senait Muluneh  
T/A **West Side C Store**  
1808 Rozzelles Ferry Road  
Charlotte, NC 28208  
00165449AK-999  
AK AO 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.

33. Sayed Saad Ahmed  
T/A **Wrightsboro Food Mart**  
2636 Castle Hayne Road  
Wilmington, NC 28401  
00158405AK-999  
AK AO AM  
ALE District III

Offer in Compromise – Cancellation of Fortified Wine permit for failure to qualify for an off-premise fortified wine permit by maintaining less than \$1,500 inventory of staple foods on licensed premises. Five-day suspension of Malt Beverage Off-Premise and Unfortified Wine Off-Premise permits, suspended upon payment of \$500.00 on charges of selling, or possessing for sale, alcoholic beverages after failure to obtain or renew applicable revenue license.

34. Buddys Point, Inc.  
T/A **Buddys Point**  
350 East Franklin Street  
Monroe, NC 28112  
00187352AJ-999  
AJ AL AY  
ALE District VIII

Offer in Compromise – Nine-day suspension, suspended upon payment of \$900.00 on charges of failure to clear tables/counters and allowing consumption of alcoholic beverages between the hours of 2:30 AM and 7:00 AM on the licensed premises.

35. **BBWF, LLC**  
**T/A Buffalo Brothers Pizza and Wing Company**  
11735 Retail Drive  
Wake Forest, NC 27587  
00205107AJ-999  
AJ AN AL AY  
Wake County ABC Board

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 on charges of failure to obtain or post the appropriate county beer and wine retail license and missing tax stamps.

36. **Fiesta Azteca, Inc.**  
**T/A Fiesta Jalisco Mexican Restaurant**  
5317 East Independence Boulevard, Suite A-2  
Charlotte, NC 28212  
00198280AJ-999  
AJ AN AL AY  
Mecklenburg County ABC Board

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of knowingly allow conduct or entertainment wherein the entertainer simulated sexual intercourse on the licensed premises.

37. **J Peppers, Inc.**  
**T/A J Peppers**  
841 Old Winston Road  
Kernersville, NC 27284  
00189457AJ-999  
AJ AN AL AY  
Triad Municipal ABC Board

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

38. **Jacquelyn Louise Haizlip**  
**T/A Jackies Place**  
607 Washington Street  
High Point, NC 27260  
00202324AJ-999  
AJ AL AZ  
High Point Police Department

Offer in Compromise – Three-day suspension, suspended upon payment of \$300.00 on charge of missing tax stamps.

39. EZM, Inc.  
T/A **Joy Food Mart**  
2109 North Roxboro Road  
Durham, NC 27704  
00197070AK-999  
AK AO AM  
ALE District IV

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

40. Secha Fagan  
T/A **Jumpers**  
520 South Reilly Road  
Fayetteville, NC 28314  
00119518AJ-997  
AJ AL AZ  
ALE District V

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of performing services while or after consuming alcoholic beverages.

41. Los Jarros Mexican Food, Inc.  
T/A **Los Jarros Mexican Restaurant**  
3945 Goldsboro Road  
Wade, NC 28395  
00205939AJ-999  
AJ  
Cumberland County ABC Board

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of failure to purchase malt beverages only from a wholesaler.

42. Larry White Chavis  
T/A **Montgomery Street Sports Center**  
214 West Montgomery Street  
Henderson, NC 27536  
00135313AJ-999  
AJ  
ALE District IV

Offer in Compromise – Six-day suspension, suspended upon payment of \$600.00 on charge of permitting the possession or consumption of spirituous liquor or mixed beverages upon premises where such possession or consumption is not authorized by law.

43. Tillman Enterprises, Inc.  
T/A **Paper Doll Lounge**  
3221 Wilkinson Boulevard  
Charlotte, NC 28208  
00137918AJ-999  
AJ AN AL AZ  
Mecklenburg County ABC Board

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 on charge of tax stamp not permanently defaced.

44. Patron Mexican Grill, Inc.  
T/A **Patron Mexican Grill**  
3438 Hillsborough Road, Suite F  
Durham, NC 27705  
00210299AJ-999  
AJ AL AY  
ALE District IV

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

45. Chadrick Mark Bullock  
T/A **Shark Billiards**  
2990 Durham Road  
Roxboro, NC 27573  
00208102AJ-999  
AJ  
ALE District IV

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of failure to purchase malt beverages only from a wholesaler.

46. Dream Sports, Inc.  
T/A **Sports Page**  
835 North Smithfield Road  
Knightdale, NC 27545  
00093321AJ-999  
AJ AL AY  
ALE District IV

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of allowing consumption of alcoholic beverages between the hours of 2:30 AM and 7:00 AM on the licensed premises.

47. JV Ventures, LLC  
T/A **Triangle Lounge**  
5920 Wrightsville Avenue  
Wilmington, NC 28403  
00161856AJ-999  
ALE District III

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of participating in or allowing the operation of a game of chance where money, property, or other thing of value was bet.

Cancellation:

48. Skinnyz, Inc.  
T/A **Skinnyz Bar and Grille**  
15060 Idlewild Road, Suite I  
Matthews, NC 28104  
00135633AJ-999  
AJ AL AY  
ALE District VIII

Offer in Compromise – Cancel ALL ABC Permits on charge of missing tax stamps.