

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

Summary of Action Taken On
Wednesday, July 16, 2014

SECTION I

OFFERS IN COMPROMISE

Suspensions:

1. Paul T. Criscuolo
T/A **Southern Wine and Spirits of American Mid-Atlantic**
9320 Focal Point
Raleigh, NC 27617-8636
Mecklenburg ABC Board

Offer in Compromise – 180-day suspension of Broker Representative permit and embargo from shipment of Avion Silver Tequila from the warehouse, suspended upon payment of \$5,000.00 on charges of soliciting agreements with retail establishments and entering an ABC store for an unauthorized purpose.

2. American Legion
T/A **Edward G. Bond Post 40**
1317 West Queen Street
Edenton, NC 27932
00205A-999
AJ AR AS
ALE District I

Offer in Compromise – 15-day suspension of Malt Beverage On Premise, Brown Bagging Private Club and Special Occasion permits on charge of performing services while or after consuming alcoholic beverages and failure to superintend. Permittee received credit for the 15 days voluntarily closed.

3. Wallace Robinson, LLC
T/A **Admiral**
400 Haywood Road
Asheville, NC 28806
00157915AJ-999
AJ AL AY
ALE District IX

Offer in Compromise – Seven-day suspension, suspended upon payment of \$700.00, on charge of failure to keep the licensed premises clean, arranged and well-lighted to allow ready access and observation by enforcement officers and to avoid any undue hazards to patrons.

4. Loyal Order of Moose
T/A **Asheboro Moose Lodge 1659**
688 Crestview Church Road
Asheboro, NC 27205
00140022AS-999
AS
ALE District VI

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charges of (1) failure to ensure that each container brought onto the premises was labeled immediately with the member's name substantially as it appears on the membership roster and/or each container brought onto the premises by the guest of a member is labeled with the name of the guest and the sponsoring member, (2) allowing spirituous liquor and malt beverages not authorized on the licensed premises, (3) allowing a member to possess more than five liters of spirituous liquor on the licensed premises, (4) possessing locker keys for members who were not on the licensed premises, (5) possessing a member or guest's alcoholic beverages when that member or guest was not on the licensed premises and (6) allowing the operation of a game of chance where money, property, or other thing of value was bet.

5. Dhavanika Umit Patel
T/A **Circle P Food Mart**
301 Phifer Road
Kings Mountain, NC 28086
00141764AK-999
AK AO AM
Kings Mountain Police Department

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

6. Hana 1, Inc.
T/A **Country Store**
1383 US 17 South
Elizabeth City, NC 27909
00200933AK-999
AK AO AM
ALE District I

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

7. Sun Street, LLC
T/A **Dandelion Market**
118 West Fifth Street
Charlotte, NC 28202
00175750AJ-999
AJ AN AL AY
Mecklenburg ABC Board

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

8. EGF Enterprises II, Inc.
T/A **Easy Shop II**
5724-A East WT Harris Boulevard
Charlotte, NC 28215
00122079AK-999
AK AO AM
Mecklenburg ABC Board

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

9. Isaacs Enterprises, Inc.
T/A **Fastop Market 303**
1020 East Dixon Boulevard
Shelby, NC 28151
00088833AK-997
AK AO AM
Shelby Police Department

Offer in Compromise – 60-day suspension with the last 45 days suspended upon payment of \$5,000.00 on charge of selling to an underage person.

10. JBC of Greenville, LLC
T/A **5th Street Distillery**
120 East 5th Street
Greenville, NC 27858
00138509AJ-998
AJ AL AZ
ALE District II

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of allowing a person who is not a member or a guest of a member to purchase or possess alcoholic beverages on the premises.

11. San Felipe 10, Inc.
T/A **Hacienda San Felipe 10**
3522 Oleander Drive
Wilmington, NC 28403
00213506AJ-999
AJ AL AY
ALE District III

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charges of possessing alcoholic beverages, the possession of which is not authorized by the ABC laws or by the permits issued to that permittee and 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.

12. JJ and J's, Inc.
T/A **JJ's Country Store**
1330 Hwy 903 North
Stokes, NC 27884
00163685AJ-999
AJ AL
ALE District II

Offer in Compromise – 32-day suspension with the last 16 days suspended upon payment of \$1,600.00 on charges of knowingly possessing gambling equipment on the licensed premises and failure to purchase malt beverages only from a wholesaler.

13. Pantry, Inc.
T/A **Kangaroo Express 3037**
3102 Bragg Boulevard
Fayetteville, NC 28303
Q11443-745
AK AO AM
Cumberland ABC Board

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

14. Pantry, Inc.
T/A **Kangaroo Express 3161**
3301 Guess Road
Durham, NC 27705
Q11443-648
AK 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.

15. Pantry, Inc.
T/A **Kangaroo Express 3477**
4604 North Roxboro Road
Durham, NC 27704
Q11443-628
AK 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.

16. Kilted Buffalo, LLC
T/A **Kilted Buffalo**
8625 Townley Road
Huntersville, NC 28078
00180344AJ-999
AJ AL
Mecklenburg ABC Board

Offer in Compromise – 20-day suspension, suspended upon payment of \$1,800.00 on charge of performing services while or after consuming alcoholic beverages.

17. Maru Restaurant, Inc.
T/A **Maru Restaurant**
6404 Tryon Road
Cary, NC 27511
00199371AJ-999
AJ AN AL
Wake County ABC Board

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charges of (1) failure to purchase malt beverages and/or unfortified wine only from a wholesaler, (2) possessing alcoholic beverages, the possession of which is not authorized by the ABC laws or by the permits issued to that Permittee on the licensed premises, (3) advertising a drink promotion prohibited on the licensed premises and (4) selling alcoholic drinks at a price that is different from the usual price for less than the entire business day.

18. Mi Pueblo #8, Inc.
T/A **Mi Pueblo Mexican Restaurant**
2905 Reynolda Road
Winston-Salem, NC 27106
00114810AJ-999
AJ AN AL AY
Triad Municipal ABC Board

Offer in Compromise – Six-day suspension, suspended upon payment of \$600.00 on charge of failure to maintain on the licensed premises an inventory reflecting withdrawals from the spirituous liquor stock for purposes of pre-mixing.

19. Harirahi Investments, Inc.
T/A **Quick Snack**
3750 Battleground Avenue, Unit B
Greensboro, NC 27410
00207457AK-999
AK AO AM
Greensboro Police Department

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

20. RMG, Inc.
T/A **Robertos Pizzeria**
6737 Beach Drive
Ocean Isle Beach, NC 28459
64940A-997
AJ AN AL AY
ALE District III

Offer in Compromise – 40-day suspension, suspended upon payment of \$5,000.00 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) 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) tax stamps not permanently defaced, (4) missing tax stamps and (5) refilling spirituous liquor containers.

21. Rusty Nail, LLC
T/A **Rusty Nail**
1310 South 5th Avenue
Wilmington, NC 28401
00098116AJ-999
AJ AN AL AZ
ALE District III

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

22. Marten Ghazie Nasrawin
T/A **Sams Mini Mart 2**
101 East Parker Street
Graham, NC 27253
00198461AK-999
AK AO AM
Graham Police Department

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

23. Shivsakti, Inc.
T/A **Shiv Store**
13990 US Hwy 19
Andrews, NC 28901
00203891AK-999
AK AO AM
ALE District IX

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

24. Lil Thrift Food Marts, Inc.
T/A **Short Stop 72**
300 South Sandhills Boulevard
Aberdeen, NC 28315
Q11146-887
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.

25. Tmilan Corp.
T/A **Sunoco**
1307 South Main Street
Lillington, NC 27546
00174867AK-999
AK AO AM
ALE District V

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

26. Shree Sai Baba, Inc.
T/A **Tobacco Barn**
716 North Cleveland Avenue
Kings Mountain, NC 28086
00189608AK-999
AK AM
Kings Mountain Police Department

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

27. Voyager Food, Inc.
T/A **Tomato Pie**
4325 Glenwood Avenue, Suite 1040
Raleigh, NC 27612
00203787AJ-999
AJ AN AL AY
Wake County ABC Board

Offer in Compromise – Six-day suspension, suspended upon payment of \$600.00 on charge of missing tax stamp.

28. Mohamed Ali Muhssen
T/A **Waterfront Mini Mart**
1000 Park Drive
Washington, NC 27889
00209765AK-999
AK AO 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.

29. Zambra Restaurant, LLC
T/A **Zambra**
85-A West Walnut Street
Asheville, NC 28801
00207224AJ-999
AJ AN AL AY
ALE District IX

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.

30. Blue Post, LLC
T/A **Bluepost Billiards**
15 South Water Street
Wilmington, NC 28401
00093017AJ-999
AJ AL AZ
ALE District III

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charges of failure to maintain a current alphabetical roster of all members and their complete addresses on the licensed premises and failure to retain each member's completed application on the licensed premises.

31. Partnership
T/A **Daniel Boone Shell**
381 South Churton Street
Hillsborough, NC 27278
25194B-999
AK
Hillsborough Police Department

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

32. Curb, Inc.
T/A **Cals Mini Mart**
547 East Center Street
Lexington, NC 27292
00102903AK-998
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. El Parian Mexican Restaurant NC, LLC
T/A **El Parian Mexican Restaurant**
1009 Hwy 17 South
Elizabeth City, NC 27909
00206565AJ-999
AJ AL AY
ALE District I

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 on charges of missing tax stamps and tax stamps not permanently defaced.

34. Family Dollar Stores of NC, Inc.
T/A **Family Dollar 4427**
685 South Wesleyan Boulevard
Rocky Mount, NC 27803
Q11605-968
AK AM
Nash County ABC Board

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

35. Energy Direct, Inc.
T/A **Gasland 7**
1801 East Dixon Boulevard
Shelby, NC 28150
00207830AK-999
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.

36. Geb Food Marte, Inc.
T/A **Geb Food Marte**
4314-B The Plaza
Charlotte, NC 28205
00161692AK-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.

37. Trans, Inc.
T/A **Giant Penny Grocery Store**
3330 The Plaza
Charlotte, NC 28205
00121447AK-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.

38. EJ Pope and Son, Inc.
T/A **Handy Mart 54**
3801 South Charles Street
Greenville, NC 27858
Q11210-950
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.

39. Hooters of Hickory, LLC
T/A **Hooters of Hickory**
1211 13th Avenue Drive SE
Hickory, NC 28602
00108274AJ-999
AJ AN AL AY
ALE District VII

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

40. Easy Busy Essentials, LLC
T/A **I 40 Shell**
700 Hwy 66 South
Kernersville, NC 27284
00204625AK-999
AK
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.

41. Pantry, Inc.
T/A **Kangaroo Express 818**
2015 Old NC 86
Hillsborough, NC 27278
Q11443-923
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.

42. Pantry, Inc.
T/A **Kangaroo Express 3088**
4830 Hope Valley Road
Durham, NC 27707
Q11443-703
AK 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.

43. Pantry, Inc.
T/A **Kangaroo Express 3162**
2301 Holloway Street
Durham, NC 27703
Q11443-651
AK 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.

44. Lucky Star Food Mart and Tobacco, Inc.
T/A **Lucky Star Food Mart and Tobacco**
104 Sandhills Boulevard
Aberdeen, NC 28315
00197434AK-999
AK AO AM
ALE District V

Offer in Compromise – 30-day suspension, suspended upon payment of \$3,000.00 on charges of failure to allow alcohol law enforcement agents or officers to view the entire premises during a lawful inspection and selling to an underage person.

45. Minga Restaurant Corp.
T/A **Minga Restaurant**
116 Old Durham Road
Chapel Hill, NC 27517
00190634AJ-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.

46. Muawia Atta Azzam
T/A **MSL**
1800 Hwy 118
Vanceboro, NC 28586
00178184AK-999
AK AO AM
ALE District II

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

47. Bar 2 NV, LLC
T/A **Pub at Gateway**
710 West Trade Street, Suite E
Charlotte, NC 28202
00152801AJ-999
AJ AN AL AY
Mecklenburg ABC Board

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

48. MM Fowler, Inc.
T/A **Robinhood Road BP 400**
3501 Robinhood Road
Winston-Salem, NC 27106
Q11390-973
AK AM
Triad Municipal ABC Board

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

49. Jahan Inc. of Chapel Hill
T/A **Sage Café**
1129 Weaver Dairy Road, Bay X
Chapel Hill, NC 27514
00122095AJ-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.

50. San Jose Mexican Restaurant of Pembroke, Inc.
T/A **San Jose Mexican Restaurant**
938-B East Third Street
Pembroke, NC 28372
00168085AJ-999
AJ AL AY
ALE District V

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

51. Jalal and Jalal, Inc.
T/A **Triangle Convenient Mart**
1120 Tilghman Road
Wilson, NC 27893
00124093AK-998
AK AO 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.

52. 7 Eleven, Inc.
T/A **7 Eleven Store 36068**
1005 South Main Street
Kernersville, NC 27284
Q11347-900
AK AM
Triad Municipal ABC Board

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

53. Dandoon, Inc.
T/A **Xpress Mart 26**
3400 The Plaza
Charlotte, NC 28205
00161881AK-999
AK AO
Mecklenburg ABC Board

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

54. Khodal Business, Inc.
T/A **Texaco Food Mart**
3800 Nash Street
Wilson, NC 27896
00163837AK-999
AK AO 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.

Cancellation:

55. Liz Food and Entertainment, Inc.
T/A **Oryx**
510 Glenwood Avenue, Suite 102
Raleigh, NC 27603
00194098AJ-999
AJ AN AL AY
ALE District IV

Offer in Compromise – Cancel Malt Beverage On Premise, Fortified Wine On Premise, Unfortified Wine On Premise and Mixed Beverages Restaurant permits on charge of selling to an underage person.