

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

Summary of Action Taken On
Wednesday, June 10, 2015

SECTION I
CONTESTED CASE

Suspension:

1. Ash and Z, Inc.
T/A **5th Avenue Speedmart**
1100 West 5th Avenue
Lexington, NC 27295
00205127AK-999
AK AO AM
ALE District V

Imposition of Decision of Administrative Law Judge – 20-day suspension *and* payment of \$500.00 on charge of selling to an underage person.

SECTION II

OFFERS IN COMPROMISE

Suspensions:

2. CCS Charlotte Enterprise, LLC
T/A **Caldwell Corner Store**
231 North Caldwell Street
Charlotte, NC 28202
00215482AK-999
AK AM
Mecklenburg ABC Board

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of possessing or using a controlled substance in violation of Chapter 90 of the North Carolina General Statutes on the licensed premises.

3. Out of the Park 08, LLC
T/A **Coach's Neighborhood Grill**
433 NC Hwy 49 South, Units 6-7
Asheboro, NC 27203
00191592AJ-999
AJ AY
ALE District V

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

4. Aloia Enterprises, Inc.
T/A **Corner Market**
1462 US Hwy 221 North
Jefferson, NC 28640
00080523AK-998
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.

5. Asinus Defunctus, Inc.
T/A **Dead Mule Club**
303 West Franklin Street
Chapel Hill, NC 27516
66526A-999
AJ AN AL AZ
Chapel Hill Police Department

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

6. TD1, LLC
T/A **Godwin Food Mart**
8154 Godwin Falcon Road
Godwin, NC 28344
00219419AK-999
AK AO AM
Cumberland ABC Board

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

7. Summerell Holdings, LLC
T/A **Good Times Tavern**
306 Scuppernong Drive
Columbia, NC 27925
00171139AJ-999
AJ AL AY
ALE District II

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of knowingly selling or giving alcoholic beverages to an intoxicated person.

8. Partnership
T/A **Habana Express**
5945 Cliffdale Road, Suite 1113
Fayetteville, NC 28314
00195635AJ-999
AJ AL
Cumberland ABC Board

Offer in Compromise – Six-day suspension, suspended upon payment of \$600.00 on charge of failure to purchase malt beverages only from a wholesaler.

9. T and B Concepts of Carrboro, LLC
T/A **Hickory Tavern**
370 East Main Street, Suite 110
Carrboro, NC 27570
00214718AJ-999
AJ AL AY
Carrboro Police Department

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

10. Z and Z Mart, Inc.
T/A **High Point Grocery**
2803 West English Road
High Point, NC 27262
00213289AK-999
AK AO AM
ALE District V
High Point Police Department

Offer in Compromise – 37-day suspension, suspended upon payment of \$3,700.00 on charge of selling to an underage person (two counts).

11. Alquasem Mustafa Salameh
T/A **KP Mini Mart**
1706 Garland Street
Greenville, NC 27834
00156994AK-999
AK AO AM
ALE District II

Offer in Compromise – 45-day suspension, suspended upon payment of \$4,500.00 on charges of (1) interfering with or failure to cooperate with officers engaged in the performance of their duties, (2) knowingly possessing gambling equipment on the licensed premises, (3) possessing or using a controlled substance in violation of Chapter 90 of the North Carolina General Statutes on the licensed premises and (4) possessing a slot machine.

12. Suryoday, Corp.
T/A **Low Price Grocery**
1500 Concord Avenue
Monroe, NC 28110
00194509AK-999
AK AO AM
Monroe Police Department

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

13. Mac Billiards, Inc.
T/A **Mac Billiards**
517 Cotanche Street
Greenville, NC 27858
00168811AJ-999
AJ AZ
ALE District II

Offer in Compromise – Seven-day suspension, suspended upon payment of \$700.00 on charge of failure to clear tables/counters.

14. TP and T Investment, Inc.
T/A **Mega Supermarket**
6407 South Boulevard, Suite Q
Charlotte, NC 28217
00207708AK-999
AK
Mecklenburg ABC Board

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

15. Merrimon Wynne House, LLC
T/A **Merrimon Wynne House**
500 North Blount Street
Raleigh, NC 27604
00217896AJ-999
AJ AL AZ
Wake County ABC Board

Offer in Compromise – 16-day suspension, suspended upon payment of \$1,600.00 on charges of (1) failure to purchase unfortified wine only from a wholesaler, (2) missing tax stamps and (3) failure to obtain or post the appropriate city beer and wine retail license.

16. Deerwander, LLC
T/A **Moosehead Grill**
1807 Montford Drive
Charlotte, NC 28209
69862A-999
AJ AL AY
Mecklenburg ABC Board

Offer in Compromise – 17-day suspension, suspended upon payment of \$1,700.00 on charge of tax stamps not permanently defaced.

17. Nics Pic Kwik, Inc.
T/A **Nics Pic Kwik 6**
150 North Walnut Street
Pinebluff, NC 28373
Q11580-995
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.

18. Yohannes Berhane Gebramichael
T/A **Noda Market and Deli**
2424 North Davidson Street 105-A
Charlotte, NC 28205
00147082AK-999
AK AO AM
Mecklenburg ABC Board

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

19. Shilla Niyna Patel
T/A **One Stop 1**
210 Charlotte Street
Asheville, NC 28801
00178650AK-996
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.

20. Oleson Enterprises, Inc.
T/A **Parkway Convenient**
1405 Kildaire Farm Road
Cary, NC 27511
00192975AK-999
AK 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.

21. NPAK, Inc.
T/A **Pick N Go 1**
1101 Eastchester Drive
High Point, NC 27265
00221118AK-999
AK AO AM
ALE District V

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

22. Blanton Enterprises, LLC
T/A **Polkville Community Mart**
4006 Polkville Road
Shelby, NC 28150
00199317AK-999
AK 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.

23. ZBA, LLC
T/A **Quick Shop of Mooresville**
710 Broad Street, Building 1, Unit 18B
Mooresville, NC 28677
00187365AK-999
AK AO AM
Mooresville Police Department

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

24. Spivey Enterprises, Inc.
T/A **Quik Shoppe 2**
5600 Brookshire Boulevard
Charlotte, NC 28216
Q11227-988
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.

25. River Ridge Tap House, LLC
T/A **River Ridge Tap House**
1480 River Ridge Drive
Clemmons, NC 27012
00205076AJ-999
AJ AL AY
ALE District V

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charges of failure to purchase malt beverages only from a wholesaler and performing services while or after consuming alcoholic beverages.

26. Holly Mountain Enterprises, Inc.
T/A **Run In Foods 833**
21 Beaver Creek School Road
West Jefferson, NC 28694
Q11406-984
AK
ALE District VII

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

27. Sandbar and Grille, Inc.
T/A **Sandbar and Grille**
49252 Hwy 12
Buxton, NC 27920
00080343AJ-998
AJ AL AY
ALE District II

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charges of knowingly selling or giving alcoholic beverages to an intoxicated person and selling to an underage person.

28. Kass Enterprises, Inc.
T/A **Short Stop**
101 Cherryville Road
Shelby, NC 28150
00215682AK-999
AK AO AM
Shelby Police Department

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

29. Stegall Petroleum, Inc.
T/A **SPI Express 2**
101 West Sunset Drive
Monroe, NC 28112
00112365AK-997
AK
Monroe Police Department

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

30. Jay Mataji, LLC
T/A **Stop and Go Convenience Store**
1632 South Tryon Street
Charlotte, NC 28203
00169640AK-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.

31. Triad Lanes Pub Sub, LLC
T/A **Triad Lanes**
21 Oak Branch Drive
Greensboro, NC 27407
00210650AJ-999
AJ AL AY
Greensboro Police Department

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of 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.

32. George L. Veach
T/A **Wilshire Golf Club**
1570 Bridgton Road
Winston-Salem, NC 27107
03972A-999
AJ
ALE District V

Offer in Compromise – 30-day suspension, suspended upon payment of \$3,000.00 on charges of (1) participating in or allowing the operation of a game of chance where money, property, or other thing of value was bet, (2) possessing nontaxpaid alcoholic beverages on the licensed premises and (3) permitting the possession or consumption of spirituous liquor upon premises where such possession or consumption is not authorized by law.

33. TGI Family Foods, LLC
T/A **Wing Company**
7071-A Raeford Road
Fayetteville, NC 28304
00219506AJ-999
AJ AL AY
Cumberland 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.

34. Laxmi Retailers, LLC
T/A **Ayden Mini Market**
4026 Lee Street
Ayden, NC 28513
00182729AK-999
AK AO AM
ALE District II

Offer in Compromise – Seven-day suspension, suspended upon payment of \$700.00 on charges of failure to have a key available on the premises at all times to unlock a storage area and transferring glass tubes without maintaining a record of the sale as required on the licensed premises.

35. Blvd Wings, Inc.
T/A **Blvd Wings**
3133 East Independence Boulevard, Suite A
Charlotte, NC 28205
00206127AJ-999
AJ AN AY
Mecklenburg ABC Board

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

36. Atalla Mohamad Atalla
T/A **Buffaloes Grocery**
4924 Wrightsville Avenue
Wilmington, NC 28403
00126048AK-998
AK AO AM
ALE District I

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charges of 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 displaying point of sale advertising in a manner designed to advertise wine on the outside of the establishment on other than a food menu on the licensed premises.

37. Chatham Italian Kitchen Restaurant, LLC
T/A **Chatham Italian Kitchen Restaurant**
2734 Old Hwy 421 North
Siler City, NC 27344
00210190AJ-999
AJ AL
ALE District IV

Offer in Compromise – Seven-day suspension, suspended upon payment of \$700.00 on charge of failure to purchase malt beverages only from a wholesaler.

38. PC Enterprises of North Carolina, Inc.
T/A **Club Caberet**
2507 High Point Road
Greensboro, NC 27407
00147904AJ-999
AJ AN AL AZ
ALE District V

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

39. Clifton Ballard
T/A **Club Phoenix 1**
2335 Cedar Hill Road
Leland, NC 28451
00137527AJ-999
AJ
ALE District I

Offer in Compromise – 30-day suspension, suspended upon payment of \$3,000.00 on charges of (1) failure to determine age, (2) 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, (3) failure to purchase malt beverages only from a wholesaler and (4) 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.

40. Miller and Mustafa, LLC
T/A **Coopers Ale House**
5340 West Market Street
Greensboro, NC 27409
00135471AJ-999
AJ AN AL AY
Greensboro Police Department

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charges of performing services while or after consuming alcoholic beverages and employee was intoxicated.

41. Ralph Douglas Cartwright
T/A **Court Square Bar**
8 NW Court Square
Graham, NC 27253
00162207AJ-999
AJ
ALE District V

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

42. Aynom Mehary Solomon
T/A **Crown Grocery Store**
2903-A Central Avenue
Charlotte, NC 28205
00211971AK-999
AK AM
Mecklenburg ABC Board

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 on charges of selling to an underage person and possessing a controlled substance or other illegal drug in violation of Chapter 90 of the North Carolina General Statutes on the licensed premises.

43. Partnership
T/A **Elizabeths Pizza II**
1587 Liberty Drive, Suite 11
Thomasville, NC 27360
00093145AJ-998
AJ AL AY
ALE District V

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

44. Fiesta Rodeo, Inc.
T/A **Fiesta Rodeo**
1607 Salisbury Hwy
Statesville, NC 28677
00209949AJ-999
AJ AZ
ALE District VII

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

45. La Braza, LLC
T/A **La Braza Piano Bar Restaurante**
4000-164 Atlantic Avenue
Raleigh, NC 27604
00195121AJ-999
AJ AN AL AY
Wake County ABC Board

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charges of (1) advertising a promotion for the purchase price of alcoholic beverages to be consumed on the licensed premises for less than the full business day and the purchase of a bottle of spirituous liquor from May 2014 through September 2014, (2) 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 and (3) allowing consumption of alcoholic beverages between the hours of 2:30 AM and 7:00 AM on the licensed premises.

46. Partnership
T/A **La Catracha**
820-D East Arrowood Road
Charlotte, NC 28217
00205212AJ-999
AJ AY
Mecklenburg ABC Board

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 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) tax stamps not permanently defaced and (3) missing tax stamps.

47. GG Mirage, LLC
T/A **Mirage**
400 West North Street, Suite 110
Raleigh, NC 27603
00179062AJ-999
AJ AN AL AZ
ALE District IV

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of failure to superintend.

48. My Stop, Inc.
T/A **My Stop**
701 Hooker Road
Greenville, NC 27834
00213376AK-999
AK AM
ALE District II

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of knowingly possessing gambling equipment on the licensed premises.

49. Ibrahim Ahmad Ismail
T/A **National Food Market**
60 Darlington Avenue
Wilmington, NC 28403
70206B-995
AK AO AM
ALE District III

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

50. Y and J, Inc.
T/A **NC End Zone Cafe**
3601 New Bern Avenue
Raleigh, NC 27610
00145523AJ-998
AJ AL AY
Wake County ABC Board

Offer in Compromise – One-day suspension, suspended upon payment of \$100.00 on charge of failure to allow alcohol law enforcement agents or officers to view the entire premises during a lawful inspection.

51. New Earth, Inc.
T/A **New Mountain Asheville**
38 North French Broad Avenue
Asheville, NC 28801
00215199AJ-999
AJ AL AZ
ALE District VIII

Offer in Compromise – 26-day suspension, suspended upon payment of \$2,600.00 on charges of (1) performing services while or after consuming alcoholic beverages, (2) allowing consumption of alcoholic beverages between the hours of 2:30 AM and 7:00 AM on the licensed premises and (3) failure to clear tables/counters.

52. Phoenix Liz and Ed Mini Market, LLC
T/A **Phoenix Liz and Ed Mini Market**
901 East Haggard Avenue
Elon, NC 27244
00184161AK-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.

53. Clissold Enterprises, LLC
T/A **Poor Richards Sandwich Shop**
303-B Queen Elizabeth Avenue
Manteo, NC 27954
00085220AJ-999
AJ AL AY
ALE District II

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of (1) employee was or became intoxicated, (2) engaging in an affray or disorderly conduct on the licensed premises and (3) performing services while or after consuming alcoholic beverages.

54. MSRK Ventures, LLC
T/A **Quickie Mart**
255 South Churton Street
Hillsborough, NC 27278
00215877AK-999
AK AO AM
ALE District IV

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

55. San Jose Mexican Restaurant of Raleigh, Inc.
T/A **San Jose Mexican Restaurant**
5811 Poyner Village Parkway, Unit 109-111
Raleigh, NC 27616
00188693AJ-999
AJ AN AL AY
Wake County ABC Board

Offer in Compromise – 27-day suspension, suspended upon payment of \$2,700.00 on charges of (1) missing tax stamps, (2) destroying, altering or defacing the mixed beverage tax stamp required to be affixed to a liquor container and (3) tax stamps not permanently defaced.

56. Sante Fe Mexican Grill, LLC
T/A **Sante Fe Mexican Grill**
423 Pisgah Church Road
Greensboro, NC 27455
00211702AJ-999
AJ AN AL AY
Greensboro Police Department

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charges of (1) premixing mixed beverages prior to receiving an order for the beverage from a customer and without receiving ABC Commission approval, (2) tax stamps not permanently defaced, (3) failure to dispose of an empty bottle of spirituous liquor and (4) failure to post each ABC permit.

57. Scotts Management Company, LLC
T/A **Shell Rosemart 1**
2101 North Garnett Street
Henderson, NC 27536
00192367AK-999
AK AM
ALE District IV

Offer in Compromise – 13-day suspension, suspended upon payment of \$1,300.00 on charges of 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 and possessing alcoholic beverages for sale without first obtaining the applicable ABC Permit and revenue license on the licensed premises.

58. Shogun Steak and Sushi House, Inc.
T/A **Shogun Steak and Sushi House**
3811 Ramey Street, Unit 113
Fayetteville, NC 28311
00214601AJ-999
AJ AL AY
Cumberland ABC Board

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

59. Smoke on the Square, LLC
T/A **Smoke on the Square**
5 East Marion Street, Suite 5
Shelby, NC 28150
00175076AJ-999
AJ AL AY BX
Shelby Police Department

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

60. Team Collins H3X, LLC
T/A **Taphouse at Huske Sports Bar and Grill**
411 Hay Street
Fayetteville, NC 28301
00160984AJ-997
AJ AN AL AY BX
ALE District III

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

61. Desalegn Mitiku Bassore
T/A **US Mini Mart**
4512 Lee Street
Ayden, NC 28513
00163768AK-999
AK AO AM
Pitt County ABC Board

Offer in Compromise – Seven-day suspension, suspended upon payment of \$700.00 on charge of failure to superintend.

62. WilcoHess, LLC
T/A **Wilco 362**
1304 West Cumberland Street
Dunn, NC 28334
Q11615-716
AK
Dunn Police Department

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

63. Partnership
T/A **Ya Ya Mini Mart and Tobacco**
594 South Reilly Road, Suite 126
Fayetteville, NC 28314
00171233AK-999
AK AM
ALE District III

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of transferring a splitter without requiring the purchaser to enter his or her name and current address on a record as required on the licensed premises.

Cancellations:

64. Dahir Brothers, Inc.
T/A **Lloyds Quick Mart**
110 Hwy 86 North
Hillsborough, NC 27278
58846B-984
AK AO AM
ALE District IV

Offer in Compromise – Cancel ALL ABC Permits on charge of selling to an underage person.

65. Waxhaw Holding, Inc.
T/A **Mamma Lena**
116 North Main Street
Waxhaw, NC 28173
00133599AL-999
AJ AL AY
ALE District IV

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