

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

Summary of Action Taken On
Wednesday, March 11, 2015

SECTION I
CONTESTED CASES

Suspensions:

1. Bhavesh Corp.
T/A **K and B Foodmart**
8148 Hwy 33 East
Grimesland, NC 27837
00087591AK-998
AK AO
Pitt ABC Board

Imposition of Decision of Administrative Law Judge – 35-day suspension *and* payment of \$1,000.00 on charge of possessing a slot machine.

2. Alquasem Mustafa Salameh
T/A **KP Mini Mart**
1706 Garland Street
Greenville, NC 27834
ALE District II

Continued

Revocation:

3. SDC Group, Inc.
T/A **Perkeo Wine Bistro**
114 Market Street, First Floor
Wilmington, NC 28401
00212650AJ-999
AJ AL
ALE District I

Imposition of Decision of Administrative Law Judge – Cancel ALL ABC Permits on charges of (1) interfering with or failure to cooperate with an officer engaged in the performance of duties, (2) knowingly allowing violations of the ABC laws to occur on the licensed premises, (3) employee was or became intoxicated and (4) performing services while or after consuming alcoholic beverages.

SECTION II

OFFERS IN COMPROMISE

4. Bi Lo, LLC
T/A **Bi Lo 5607**
1642 Dickerson Boulevard
Monroe, NC 28110
Q11479-950
AK AO AM
Monroe Police Department

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

5. Circle K Stores, Inc.
T/A **Circle K Store 5105**
4921 Independence Boulevard
Charlotte, NC 28212
Q11434-928
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.

6. Shree Gokulesh, LLC
T/A **Eastway Petro Mart**
601 Eastway Drive
Charlotte, NC 28205
00173759AK-999
AK AO AM
ALE District VI

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

7. Celia Rubio Cortes
T/A **El Tenampa Night Club**
2381 Lackey Street
Lumberton, NC 28360
00157800AJ-999
AJ AL AZ
ALE District III

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of failure to keep the licensed premises clean, arranged and well-lighted to allow ready access to avoid any undue hazards to patrons.

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

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.

9. Harris Teeter, LLC
T/A **Harris Teeter 147**
3100 Weddington Road
Matthews, NC 28105
Q11307-884
AK AO AM CE DF
Mecklenburg ABC Board

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

10. Alsaidi Corp.
T/A **J and J Fast Mart**
5001 Bragg Boulevard
Fayetteville, NC 28303
00117396AK-999
AK AO AM
ALE District III

Offer in Compromise – 25-day suspension, suspended upon payment of \$2,500.00 on charges of knowingly allowing a person to possess for sale, a controlled substance or other illegal drug in violation of Chapter 90 of the North Carolina General Statutes on the licensed premises and transferring glass tubes without maintaining a record of such transfers as required on the licensed premises.

11. Pantry, Inc.
T/A **Kangaroo Express 3102**
201 South Estes Drive
Chapel Hill, NC 27515
Q11443-739
AK AM
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.

12. HAR Petroleum, Inc.
T/A **Mebane Food Mart**
1305 South 5th Street
Mebane, NC 27302
00208837AK-999
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.

13. K Tran, LLC
T/A **Mi Cabana**
200 Eastway Drive
Charlotte, NC 28213
00191252AJ-999
AJ AZ
Mecklenburg ABC Board

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

14. O'Charleys, LLC
T/A **O'Charleys 901**
8115 Brier Creek Parkway
Raleigh, NC 27617
Q11600-994
AJ AN AL AY
Wake ABC Board

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

15. Fathi Ali Muhssen
T/A **Point Convenient Mart**
3750-D Sterling Pointe Drive
Winterville, NC 28590
00166031AK-996
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.

16. GEE, Inc.
T/A **Pirates**
651 West Manchester Road
Spring Lake, NC 28390
59101A-999
AJ AZ
Cumberland 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 or a guest of a member to purchase or possess alcoholic beverages on the premises and selling to an underage person.

17. West End Bowl, LLC
T/A **Alley**
2512 Hillsborough Street
Raleigh, NC 27607
00167438AJ-999
AJ AL AY
ALE District IV

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

18. John Matthews Locust
T/A **Alpine Club**
125 West Contentnea Street
Grifton, NC 28530
00092090AJ-999
AJ AS
ALE District II

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 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 selling or possessing alcoholic beverages for sale without first obtaining the applicable ABC Permit and revenue license on the licensed premises.

19. Centro Cervesero La Saona, LLC
T/A **Centro Cervezero La Saona**
4000 Atlantic Avenue, Suite 128
Raleigh, NC 27604
00152353AJ-999
AJ AL AZ
Wake ABC Board

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 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 failure to determine age.

20. Roadside Truck Plaza, Inc.
T/A **Charlotte Travel Plaza**
4601 Sunset Road
Charlotte, NC 28216
00105201AK-999
AK
Mecklenburg ABC Board

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.

21. Ahmed Esam Al Shami
T/A **City Dollar**
1428 South Church Street
Rocky Mount, NC 27803
00218411AK-999
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.

22. Hoyt Clifton Collins
T/A **Cliffs Meat Market**
100 West Main Street
Carrboro, NC 27510
00128355AK-999
AK AM
Carrboro Police Department

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

23. Yanez and Rios, LLC
T/A **Corleones Exquisite Dining**
206 SW Greenville Boulevard
Greenville, NC 27858
00214638AJ-999
AJ AN AL AY
Pitt ABC Board

Offer in Compromise – 17-day suspension, suspended upon payment of \$1,700.00 on charges of (1) tax stamps not permanently defaced, (2) transferring a mixed beverage tax stamp from one spirituous liquor container to another, (3) missing tax stamp, (4) premixing mixed beverages prior to receiving an order for the beverage from a customer and without receiving ABC Commission approval and (5) failure to obtain or post the appropriate city beer and wine retail license.

24. Tamron, LLC
T/A **Dilworth Neighborhood Grille**
911 East Morehead Street, Suite 200
Charlotte, NC 28204
00130475AJ-999
AJ AL AY
Mecklenburg ABC Board

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

25. Earth Fare, Inc.
T/A **Earth Fare 125**
721 Governor Morrison Street, Suite 110
Charlotte, NC 28211
00146345AJ-992
AJ AL 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.

26. Henderson Oil Company, Inc.
T/A **Energy Mart 4**
310 Bosman Hwy
Brevard, NC 28712
00188548AK-997
AK AO 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.

27. FB Lynwood, LLC
T/A **Flying Burrito**
4800 Grove Barton Road, Suite 106
Raleigh, NC 27613
00198025AJ-999
AJ AL AY
Wake ABC Board

Offer in Compromise – 18-day suspension, suspended upon payment of \$1,800.00 on charge of missing tax stamps.

28. Woodbrew, LLC
T/A **Four Corners**
175 East Franklin Street
Chapel Hill, NC 27514
00190800AJ-999
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.

29. George Pappas Victory Lanes, Inc.
T/A **George Pappas Victory Lanes Finish Line Restaurant and Lounge**
125 Morlake Drive
 Mooresville, NC 28117
00151525AJ-999
AJ AL AY
ALE District VII

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

30. Lail Graham Leroy General Partner
T/A **Holiday Inn I-40**
1385 Lenoir Rhyne Boulevard
Hickory, NC 28601
36577A-999
AJ AN AL CY
ALE District VII

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

31. Atma Hotel Group, Inc.
T/A **Holiday Inn**
4100 Glenwood Avenue
Raleigh, NC 27612
00200253AJ-998
AJ AN AL BX CY
Wake ABC Board

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charges of (1) destroying, altering or defacing the mixed beverage tax stamp required to be affixed to a liquor container, before the container had been emptied, (2) missing tax stamps and (3) failure to purchase malt beverages only from a wholesaler.

32. Mercers Enterprises, Inc.
T/A **Johnnie Mercers Fishing Pier**
23 East Salisbury Street
Wrightsville, NC 28480
37460A-999
AJ
ALE District I

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of selling or possessing alcoholic beverages for sale without first obtaining the applicable ABC Permit and revenue license on the licensed premises.

33. Club T and A, Inc.
T/A **Kagneys**
944 Bragg Boulevard
Fayetteville, NC 28301
00097379AJ-998
AJ AN AL AZ
ALE District III

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charges of failure to determine age and allowing persons who were not members or guests of a member to purchase or possess alcoholic beverages on the premises.

34. Pantry, Inc.
T/A **Kangaroo Express 3034**
5201 Raeford Road at Sandalwood Road
Fayetteville, NC 28304
Q11443-767
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.

35. Pantry, Inc.
T/A **Kangaroo Express 3039**
316 Hwy 210 North
Spring Lake, NC 28390
Q11443-771
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.

36. Pantry, Inc.
T/A **Kangaroo Express 3040**
2075 North Bragg Boulevard
Spring Lake, NC 28390
Q11443-808
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.

37. Pantry, Inc.
T/A **Kangaroo Express 3045**
4103 Hwy 74
Monroe, NC 28110
Q11443-750
AK AM
Monroe Police Department

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

38. Pantry, Inc.
T/A **Kangaroo Express 3922**
7208 East Independence Boulevard
Charlotte, NC 28227
Q11443-560
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.

39. Pantry, Inc.
T/A **Kangaroo Express 3986**
2226 Lancaster Avenue
Monroe, NC 28112
Q11443-550
AK 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.

40. La Carreta Mexico, Inc.
T/A **La Carreta Mexican Restaurant**
190 North NC Hwy 801
Advance, NC 27006
00204968AJ-999
AJ AN AL AY
Audit Division

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

41. Seung Kook Lee
T/A **Lees Grocery**
4609 North Cherry Street
Winston-Salem, NC 27105
66636B-999
AK AO AM
ALE District V

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 on charge of owning more than one licensed retail establishment and transferring alcoholic beverages between establishments without getting prior approval in writing from the ABC Commission.

42. Mickey Milligans, Inc.
T/A **Mickey Milligans**
3411 Trent Road
New Bern, NC 28562
69266A-999
AJ AL AZ
ALE District I

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

43. BJT, Inc.
T/A **Mutual Dist. Company**
1133 Upper Asbury Avenue
Charlotte, NC 28206
0078CM-981
AT AU BL BM
ALE District VI

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

44. BJT, Inc.
T/A **Mutual Dist. Company**
3120 Mutual Road
Wilmington, NC 28405
0766WS-997
BA
ALE District I

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

45. Nicholas David Dobucki
T/A **Mutual Dist. Company**
2233 Capital Boulevard
Raleigh, NC 27604
00204718WS-999
BA
ALE District IV

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

46. Raleigh Pitmaster Empire, LLC
T/A **Pit**
328 West Davie Street
Raleigh, NC 27601
00161484AJ-999
AJ AN AL AY BX
Wake ABC Board

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of missing tax stamps.

47. Chelz, Inc.
T/A **Q**
706-708 West Market Street
Greensboro, NC 27401
00152596AJ-999
AJ AL AZ
Greensboro Police Department

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of possessing a controlled substance in violation of Chapter 90 of the North Carolina General Statutes on the licensed premises.

48. Ricky Carlson
T/A **Sammys**
12744 Lancaster Hwy, Suite A
Pineville, NC 28134
00101130AJ-999
AJ AZ
Mecklenburg ABC Board

Offer in Compromise – 25-day suspension, suspended upon payment of \$2,500.00 on charges of (1) failure to superintend, (2) allowing a person who is not a member or a guest of a member to purchase or possess alcoholic beverages on the premises and (3) tax stamps not permanently defaced.

49. Club T and A, Inc.
T/A **Sharkys Cabaret**
944-C Bragg Boulevard
Fayetteville, NC 28301
00097379AJ-997
AJ AN AL AZ
ALE District III

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

50. DMS Coastal Properties, LLC
T/A **Slainte**
1513 North Howe Street, Suite 10
Southport, NC 28461
00171089AJ-999
AJ AL AZ
ALE District I

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of allowing persons who are not members or guests of a member to purchase or possess alcoholic beverages on the premises.

51. Macmom, LLC
T/A **Sneads West 70**
104 Woodlawn Road
Mebane, NC 27302
00209808AK-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.

52. Villasenor, Inc.
T/A **Taqueria Los Portales**
1207-B South Kerr Avenue
Wilmington, NC 28403
00146149AJ-999
AJ
ALE District I

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 on charges of selling or possessing alcoholic beverages for sale without first obtaining the applicable ABC Permit and revenue license on the licensed premises and permitting the possession or consumption of fortified wine, spirituous liquor or mixed beverages upon premises where such possession or consumption is not authorized by law.

53. Partnership
T/A **Tenampa Night Club**
114 West Horton Street
Zebulon, NC 27597
00113614AJ-999
AJ
Wake ABC Board

Offer in Compromise – 15-day suspension with the last 12 days suspended upon payment of \$1,200.00 on charge of selling, offering for sale, possessing or knowingly allow the possession or consumption of alcoholic beverages, the sale or possession of which is not authorized by the ABC laws or by the permits issued to that permittee.

54. Micromanagers, LLC
T/A **Top of the Hill Restaurant and Brewery**
100 East Franklin Street, Suite F
Chapel Hill, NC 27514
67355A-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 selling to an underage person.

55. CRRACC, Inc.
T/A **Tropix Bar and Lounge**
4701 North Tryon Street
Charlotte, NC 28213
00195710AJ-999
AJ AL AZ
Audit Division

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

56. WB North Raleigh, LLC
T/A **World of Beer**
4208-150 Six Forks Road
Raleigh, NC 27609
00194375AJ-999
AJ AL AZ
ALE District IV

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of allowing persons who are not members or a guest of a member to purchase or possess alcoholic beverages on the premises.

57. Jad Mart, Inc.
T/A **Xpress Mart 36**
4200 Statesville Road
Charlotte, NC 28269
00198937AK-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.

Reconsideration:

- 28-2 Real Advantage NC, Inc.
T/A **Bar B Que House**
5002 East Oak Island Drive
Oak Island, NC 28465
00187748AJ-999
AJ
ALE District I

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