

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

Summary of Action Taken On  
Wednesday, September 18, 2013

SECTION I

CONTESTED CASE

Suspension:

1. Grandmas Pizza, LLC  
T/A **Grandmas Pizza**  
2101 South Main Street  
Wake Forest, NC 27587  
00204258AJ-999  
AJ AL  
ALE District IV

Imposition of Final Agency Decision of Administrative Law Judge – 12-day suspension of Malt Beverage On Premise and Unfortified Wine On Premise Permits *and* payment of \$500.00. If respondent does not pay by deadline, an additional five days will be added to the 12-day suspension on charge of possessing a controlled substance or other illegal drug in violation of Chapter 90 of the North Carolina General Statutes on the licensed premises.

SECTION II  
OFFERS IN COMPROMISE

Suspensions:

2. Ace Drive Thru, Inc.  
T/A **Aces Discount Store**  
1135-B Old Maplehurst Road  
Jacksonville, NC 28540  
00193522AK-999  
AK AM  
ALE District III

Offer in Compromise – Six-day suspension, suspended upon payment of \$600.00 on charge of establishing or maintaining living quarters in or connected to the licensed premises.

3. Johnnie James Evans  
T/A **East Market Billiards**  
1612-A East Market Street  
Greensboro, NC 27401  
00141640AJ-999  
AJ AZ  
Greensboro Police Department

Offer in Compromise – Eight-day suspension, suspended upon payment of \$800.00 on charge of failure to superintend.

4. Hashed Mohamed Hassan  
T/A **ER Corner Store**  
254 Mill Road  
Rockingham, NC 28379  
00163628AK-999  
AK  
ALE District V

Offer in Compromise – Eight-day suspension, suspended upon payment of \$800.00 on charge of allowing consumption of malt beverages while upon premises having only an Off Premise Malt Beverage permit.

5. New Apple, Inc.  
T/A **Applebees Neighborhood Grill and Bar 15**  
4483 Hwy 70 West  
Kinston, NC 28504  
Q11531-989  
AJ AL AY  
ALE District II

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

6. Double Zero, LLC  
T/A **Bad Dog**  
8933 JM Keynes Drive, Suite 2  
Charlotte, NC 28262  
00161585AJ-999  
AJ AL  
Mecklenburg County 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).

7. Francis Eugene Conti, Jr.  
T/A **Big Al's Pub and Pizzeria**  
9242 Albemarle Road  
Charlotte, NC 28227  
67791A-999  
AJ AN AL AY  
Mecklenburg County ABC Board

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 on charges of failure to destroy immediately the unconsumed portion of an alcoholic beverage left by a customer on the licensed premises and allowing consumption by an intoxicated person.

8. Gate City Catering, LLC  
T/A **Blue Bourbon Jacks**  
1310 North Main Street  
High Point, NC 27262  
00124903AJ-997  
AJ AN AL AZ  
High Point Police Department

Offer in Compromise – Seven-day suspension, suspended upon payment of \$700.00 on charge of employee was or became intoxicated.

9. Mooden, Inc.  
T/A **Bub O'Malleys**  
157 East Rosemary Street (3rd Floor)  
Chapel Hill, NC 27514  
00161931AJ-999  
AJ AZ  
ALE District IV

Offer in Compromise – 16-day suspension, suspended upon payment of \$1,600.00 on charges of (1) failure to collect an annual membership fee from each member, (2) failure to retain each approved completed application on the licensed premises, (3) failure to maintain on the premises a current alphabetical roster of all members and their complete addresses, (4) possessing alcoholic beverages, the possession of which is not authorized by the ABC laws or by the permits issued to that permittee and (5) tax stamps not permanently defaced.

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

11. Partnership  
T/A **Chestnut Food Market**  
1202 Chestnut Street  
Wilmington, NC 28401

**Continued**

12. Bella Boo, Inc.  
T/A **Cinellis of Cary**  
107 Edinburgh South Drive, Suite 119  
Cary, NC 27511  
00189637AJ-999  
AJ AL AY  
Wake County ABC Board

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

13. Circle K Stores, Inc.  
T/A **Circle K 4838**  
9726 Old Monroe Road  
Charlotte, NC 28105  
Q11434-970  
AK AO AM  
Mecklenburg County ABC Board

Offer in Compromise – 36-day suspension, suspended upon payment of \$3,600.00 on charge of selling to an underage person (two counts).

14. Top Shelf Entertainment, LLC  
T/A **Club Onyx**  
5300 Old Pineville Road, Suite 126  
Charlotte, NC 28217  
00134789AJ-999  
AJ AN AL AZ  
Mecklenburg County ABC Board

Offer in Compromise – 17-day suspension, suspended upon payment of \$1,700 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 failure to clear tables/counters.

15. Buckhead Saloon Charlotte, Inc.  
T/A **Fitzgeralds**  
201 East Fifth Street  
Charlotte, NC 28202  
00196174AJ-999  
AJ AN AL AY  
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.

16. Harris Teeter, Inc.  
T/A **Harris Teeter 173**  
1589 Skeet Club Road, Suite 140  
High Point, NC 27265  
Q11307-835  
AK AO AM CE DF  
High Point Police Department

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

17. **Pantry, Inc.**  
T/A **Kangaroo Express 3089**  
1501 Franklin Street  
Chapel Hill, NC 27514  
Q11443-740  
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.

18. **Kyoto Sushi and Steak House Restaurant, Inc.**  
T/A **Kyoto Sushi and Steak House Restaurant**  
12516-104 Capital Boulevard  
Wake Forest, NC 27587  
00202877AJ-999  
AJ AN AL AY  
Wake County ABC Board

Offer in Compromise – 14-day suspension, suspended upon payment of \$1,400.00 on charges of (1) failure to obtain the appropriate county beer and wine retail license, (2) tax stamps not permanently defaced and (3) missing tax stamp.

19. **Ayotlan, Inc.**  
T/A **Los Tres Magueyes Mexican Restaurant**  
10410 Moncreiffe Road, Suite 109  
Raleigh, NC 27617  
00173506AJ-999  
AJ AN AL AY  
ALE District IV

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

20. **Restaurant Provence, Inc.**  
T/A **Provence**  
203 West Weaver Street  
Carrboro, NC 27510  
00203136AJ-999  
AJ AN AL AY  
Carrboro Police Department

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

21. Ready Mart, Inc.  
T/A **Ready Mart 2**  
2010 South Fayetteville Street  
Asheboro, NC 27205  
00164011AK-998  
AK AO AM  
Asheboro Police Department

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 on charge of knowingly selling or giving alcoholic beverages to an intoxicated person.

22. Singha Srikumfun  
T/A **Singha Thai 2**  
2401 Penny Road  
High Point, NC 27265  
00175857AJ-998  
AJ AL  
High Point Police Department

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

23. Southsiders, Inc.  
T/A **Southsiders**  
113 A-B NE Main Street  
Waxhaw, NC 28173  
00147717AL-999  
AJ AL AY  
ALE District VIII

Offer in Compromise – Eight-day suspension, suspended upon payment of \$800.00 on charges of tax stamps not permanently defaced and missing tax stamps.

24. SRJ Kitchen, Inc.  
T/A **Spice Café**  
230 East WT Harris Boulevard, Suite C-06  
Charlotte, NC 28262  
00190022AJ-998  
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.

25. T's Fat Parrot, LLC  
T/A **T's Fat Parrot**  
5416 Mount Holly Huntersville Road, Suite A  
Charlotte, NC 28216  
00202425AJ-999  
AJ AL AZ  
Mecklenburg County ABC Board

Offer in Compromise – Nine-day suspension, suspended upon payment of \$900.00 on charge of knowingly selling or giving alcoholic beverages to intoxicated persons.

26. Benito Gomez Perez  
T/A **Taqueria Morelia**  
1664-D West Franklin Street  
Monroe, NC 28112  
00132347AJ-999  
AJ AY  
Monroe Police Department

Offer in Compromise – 13-day suspension, suspended upon payment of \$1,300.00 on charges of (1) 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, (2) 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 (3) tax stamps not permanently defaced.

27. Stone Flour Pizza Company, Inc.  
T/A **2<sup>nd</sup> Wind**  
118 East Main Street, Suite E  
Carrboro, NC 27510  
00198245AJ-999  
AJ AL AZ  
Carrboro Police Department

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

28. Charlotte 002, LLC  
T/A **Bar**  
300 North College Street, Suite 104  
Charlotte, NC 28202  
00119177AJ-999  
AJ AN AL AZ  
Mecklenburg County ABC Board

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charges of giving away or selling alcoholic drinks at a price that is different from the usual price for less than the entire business day to a segment of the population and possessing and furnishing alcoholic beverages in a manner not expressly authorized by law.

29. Southland Entertainment, LLC  
T/A **Chasers**  
3217 The Plaza  
Charlotte, NC 28205  
00185618AJ-999  
AJ AL AZ  
Mecklenburg County ABC Board

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of employee consuming alcoholic beverages on the licensed premises while wearing employee uniform.

30. Circle K Stores, Inc.  
T/A **Circle K 4747**  
2926 Selwyn Avenue  
Charlotte, NC 28209  
Q11434-964  
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.

31. Barnew Enterprises, LLC  
T/A **Duck and Dive**  
114 Dock Street  
Wilmington, NC 28401  
00168087AJ-999  
AJ AL AZ  
ALE District III

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charges of delivering more than one drink at one time to a single patron for consumption and allowing a person who is not a member or a guest of a member to purchase or possess alcoholic beverages on the premises.

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

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 on charge of knowingly allowing violations of the controlled substance statutes to occur on the licensed premises.

33. Krishna Aastha Corp.  
T/A **Food Mart**  
816 Randolph Street  
Thomasville, NC 27360  
00181345AK-999  
AK AM  
Thomasville Police Department

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

34. Li Wei, LLC  
T/A **Gourmet Kingdom**  
301 and 303 East Main Street  
Carrboro, NC 27510  
00181742AJ-999  
AJ AL  
Carrboro Police Department

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

35. Abdulkadir Saleh Hassan Ahmed  
T/A **Handi Mart 1**  
10419 US 70 West  
Clayton, NC 27520  
00189005AK-999  
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.

36. Select Hotels Group, LLC  
T/A **Hyatt House Charlotte Center City**  
435 East Trade Street  
Charlotte, NC 28202  
00192330AJ-998  
AJ AN AL CY  
Audit Division

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

37. Nanak, Inc.  
T/A **Islander Kwik Mart**  
111 Carl Winner Avenue  
Carolina Beach, NC 28428  
00129494AK-998  
AK AM  
ALE District III

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

38. Ingco Express, Inc.  
T/A **Ingco Express**  
2741 Lowell Bethesda Road  
Gastonia, NC 28056  
00187595AK-999  
AK AO AM  
Gastonia Police Department

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

39. J Mart of Eden, Inc.  
T/A **J Mart 2**  
108 North Fieldcrest Road  
Eden, NC 27288  
00189209AK-997  
AK AM  
Eden Police Department

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

40. Pantry, Inc.  
T/A **Kangaroo Express 454**  
2522 Randleman Road  
Greensboro, NC 27406  
Q11443-916  
AK AM  
ALE District VI

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

41. 40 and Holding, LLC  
T/A **London Bridge Pub**  
110 East Hargett Street  
Raleigh, NC 27601  
00193967AJ-999  
AJ AL AZ  
Audit Division

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

42. Partnership  
T/A **Lubranos Delight and More**  
1100 East Lexington Avenue  
High Point, NC 27262  
00187298AJ-999  
AJ AL  
High Point Police Department

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

43. Shri Khodiyar, LLC  
T/A **Minit Saver Market**  
855 North Green Street  
Morganton, NC 28655  
00180930AK-999  
AK AM  
ALE District VII

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

44. N and N Equity Park Sports Bar, LLC  
T/A **N and N Equity Park Sports Bar**  
150 South Equity Drive, Suite G  
Smithfield, NC 27577  
00200402AJ-999  
AJ AL AY  
ALE District IV

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

45. Poseidon, Inc.  
T/A **Phoenix**  
300 North College Street, Suite 102  
Charlotte, NC 28202  
60955A-999  
AJ AN AL AR AZ  
ALE District VIII

Offer in Compromise – 24-day suspension, suspended upon payment of \$2,400.00 on charge of failure to superintend.

46. WCS Enterprise, Inc.  
T/A **74 Junction**  
2582 US 74A Bypass Hwy  
Forest City, NC 28043  
00179304AK-999  
AK AM  
Forest City Police Department

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

47. BSK Associates, Inc.  
T/A **Terrys Discount Grocery 1**  
1020 South Main Street  
High Point, NC 27260  
00178559AK-999  
AK AO AM  
ALE District VI

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