

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

Summary of Action Taken On
Wednesday, August 9, 2017

SECTION I

OFFERS IN COMPROMISE

Suspensions:

1. Jai Ambe Maa, LLC
T/A **Ayden Mini Mart**
4026 Lee Street
Ayden, NC 28513
00236375AK-999
AK AO AM
Pitt County ABC Board

Offer in Compromise – 40-day suspension with the last 37 days suspended upon payment of \$3,000.00 on charge of selling to underage persons.

2. Down the Hatch Investments, Inc.
T/A **Big Cats on the Lake**
211 Marina Drive
New London, NC 28127
00238225AJ-999
AJ AL AY
ALE District V

Offer in Compromise – Seven-day suspension, suspended upon payment of \$750.00 on charge of failure to have food available at all times that alcoholic beverages are being served.

3. Black Pelican Seafood Company, Inc.
T/A **Black Pelican Seafood Restaurant**
3848 North Virginia Dare Trail
Kitty Hawk, NC 27949
00182238AJ-999
AJ AN AL AY BX
ALE District II

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charges of (1) employee consuming alcoholic beverages upon the licensed premises while wearing employee uniform, (2) performing services while or after consuming alcoholic beverages and (3) delivering more than one drink at one time to a single patron for personal consumption.

4. A K Restaurants, LLC
T/A **Blackened Kraken Bar and Grill**
123 East 5th Street
Greenville, NC 27858
00232597AJ-999
AJ AL AY
Pitt County ABC Board

Offer in Compromise – 30-day suspension with 7 days' credit given for a suspension served while on temporary permits with the remaining 23-day suspension avoided upon payment of \$2,300.00 on charges of (1) possessing a controlled substance or other illegal drug in violation of Chapter 90 of the North Carolina General Statutes, (2) performing services while or after consuming alcoholic beverages, (3) an on-premise permittee, failed to separate, store and provide for the collection for recycling of all recyclable beverage containers of all beverages, (4) tax stamp not permanently defaced and (5) selling or possessing for sale, alcoholic beverages after failing to obtain or renew applicable revenue license.

5. Body Curves Sports Bar and Exotic Lounge, Inc.
T/A **Body Curves Sports Bar and Exotic Lounge**
510 Nunnally Road
Pelham, NC 27311
00233768AJ-999
AJ AL AZ
ALE District V

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charges of tax stamps not permanently defaced and failure to purchase unfortified wine only from a wholesaler.

6. T N W Holding Group, LLC
T/A **City Tavern**
701 West South Main Street
Waxhaw, NC 28173
00221863AJ-999
AJ AN AL AY
Waxhaw Police Department

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

7. Copper Ale House, LLC
T/A **Copper Ale House**
1044 Copperfield Blvd. NE, Suite 101
Concord, NC 28025
00247413AJ-999
AJ AN AL AY
ALE District VI

Offer in Compromise – 35-day suspension, suspended upon payment of \$3,500.00 on charge of refilling spirituous liquor containers having a mixed beverage tax stamp with other alcoholic beverages.

8. Bhagwati, LLC
T/A **Corner Grocery**
101 McAdenville Road
Lowell, NC 28098
00129790AK-999
AK AM
ALE District VI

Offer in Compromise – Four-day suspension, suspended upon payment of \$400.00 on charge of establishing or maintaining living quarters in or connected to the licensed premises.

9. Vasquez Pedraza, Inc.
T/A **Don Julio Mexican Restaurant**
3901 Providence Road South, Suite A-B
Waxhaw, NC 28173
00236430AJ-999
AJ AN AL AY
Waxhaw Police Department

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of giving to an underage person.

10. Lawrence Blaine Hague
T/A **Downtown Sports Bar and Lounge**
216 East Union Street
Morganton, NC 28655
00166849AJ-997
AJ AZ
ALE District VII

Offer in Compromise – 17-day suspension, suspended upon payment of \$1,700.00 on charges of failure to limit the use of the private club facilities to only members and their guests on the licensed premises and delivering more than one drink at one time to a single patron for personal consumption.

11. Phat Foods, LLC
T/A **Elaines On Franklin**
454 West Franklin Street
Chapel Hill, NC 27516
00095428AJ-999
AJ AN AL AY BX
Chapel Hill Police Department

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

12. Altuna Company, LLC
T/A **Express Mart 2**
3532 Cumberland Road
Fayetteville, NC 28306
00147283AK-998
AK AO AM
ALE District III

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 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 superintend.

13. La Carreta Raleigh, Inc.
T/A **La Carreta Mexican Restaurant**
1028 Oberlin Road, Suite 220
Raleigh, NC 27605
00232594AJ-999
AJ AL AY
ALE District IV

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of permitting the possession of fortified wine upon premises where such possession or consumption is not authorized by law.

14. La Hacienda, Inc.
T/A **La Hacienda Mexican Restaurant**
1813 North Forham Blvd.
Chapel Hill, NC 27514
00081965AJ-999
AJ AN AL AY
ALE District IV

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

15. Puertorican and Latin Fusion Cuisine, LLC
T/A **Latin Quarters Restaurant and Bar**
7335 Six Forks Road
Raleigh, NC 27615
00236585AJ-999
AJ AL AY
Wake County ABC Board

Offer in Compromise – 25-day suspension, suspended upon payment of \$2,500.00 on charges of (1) failure to post each ABC permit, (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, (3) tax stamps not permanently defaced, (4) failure to purchase malt beverages and unfortified wine only from a wholesaler and (5) failure to dispose of a bottle of spirituous liquor as soon as the bottle was empty.

16. Lone Star Steaks, Inc.
T/A **Lone Star Steakhouse and Saloon**
6601 Knightdale Blvd.
Knightdale, NC 27545
Q11449-977
AJ AN AL AY
ALE District IV

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of missing tax stamps.

17. Lumina Theatre, LLC
T/A **Lumina Theatre**
620 Market Street
Chapel Hill, NC 27516
00188796AJ-999
AJ AL
Chapel Hill Police Department

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

18. Hafeh Alrobye
T/A **Quick Mart**
517 East Andrews Avenue
Henderson, NC 27536
00212283AK-999
AK AO AM
ALE District IV

Offer in Compromise – 57-day suspension with the last 50 days suspended upon payment of \$5,000.00 on charges of (1) performing services while or after consuming alcoholic beverages, (2) transferring glass tubes or splitters without requiring each transferee to sign his or her name verifying that the article purchased would not be used as drug paraphernalia in a log maintained for that purpose on the licensed premises, (3) possessing spirituous liquor upon premises where such possession is not authorized by law (two counts) and (4) possessing a controlled substance or other illegal drug in violation of Chapter 90 of the North Carolina General Statutes on the licensed premises.

19. United Fuels, LLC
T/A **Quik Chek 31**
509 Sunset Avenue
Asheboro, NC 27203
Q11553-986
AK
ALE District V

Offer in Compromise – 40-day suspension with the last 37 days suspended upon payment of \$3,000.00 on charge of selling to an underage person.

20. S E Squared, LLC
T/A **Root Cellar Café and Catering**
750 Martin Luther King Jr. Blvd.
Chapel Hill, NC 27514
00205074AJ-999
AJ AL
Chapel Hill Police Department

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

21. Boulos, Inc.
T/A **Spring Garden Shell**
1614 Spring Garden Street
Greensboro, NC 27403
66900B-996
AK AO AM
ALE District V

Offer in Compromise – 20-day suspension *and* payment of \$4,000.00 on charge of selling to an underage person.

22. G R N, LLC
T/A **Teachs Lair Marina**
58646 Hwy 12
Hatteras, NC 27943
00232542AJ-999
AJ AL
ALE District II

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

23. Times Oil Corp
T/A **Times 49**
8400 Old Statesville Road
Charlotte, NC 28269
Q11235-966
AK AM
Mecklenburg County ABC Board

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

24. Main Street 123, Inc.
T/A **Tobacco Station and Food Mart**
123 North Main Street
Spring Lake, NC 28390
00236315AK-999
AK AO AM
ALE District III

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charges of transferring glass tubes or splitters without requiring each transferee to sign his or her name verifying that the article purchased would not be used as drug paraphernalia in a log maintained for that purpose on the licensed premises and possessing counterfeit goods for resale on the licensed premises.

25. Gabbert Enterprises, Inc.
T/A **Big Harry's Tavern**
3030 Fort Bragg Road
Fayetteville, NC 28303
00217886AJ-999
AJ AL AZ
Cumberland County ABC Board

Offer in Compromise – Seven-day suspension, suspended upon payment of \$750.00 on charge of performing services while or after consuming alcoholic beverages (two counts).

26. **Bistro D'Antonio, LLC**
T/A Bistro D'Antonio
3909 Providence Road South, Suite A
Waxhaw, NC 28173
00246175AJ-999
AJ AN AL AY
Waxhaw Police Department

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of an on-premise permittee, failing to separate, store and provide for the collection for recycling of all recyclable beverage containers of all beverages sold at retail on the premises.

27. **M S F Enterprises, Inc.**
T/A Bradshaw Social House
8440 Rea Road, Suite 120/130
Charlotte, NC 28277
00155291AJ-998
AJ AL AZ
Mecklenburg County ABC Board

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charges of failing to collect an annual membership fee and failing to require each prospective member to complete a written application on the licensed premises.

28. **Circle K Stores, Inc.**
T/A Circle K Store 2701501
1071 Chestnut Lane
Indian Trail, NC 28079
Q11434-874
AK AO AM
Monroe Police Department

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

29. J Paul, Inc.
T/A **College Hill Sundries**
900 Spring Garden Street
Greensboro, NC 27403
00139203AJ-999
AJ AL AZ
ALE District V

Offer in Compromise – 17-day suspension, suspended upon payment of \$1,700.00 on charges of performing services while or after consuming alcoholic beverages and allowing consumption of alcoholic beverages between the hours of 2:30 AM and 7:00 AM on the licensed premises.

30. Sonia Enterprises, LLC
T/A **Convenience Express**
3301 High Point Road
Greensboro, NC 27407
00158273AK-999
AK
ALE District V

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.

31. Duckworths 3104, LLC
T/A **Duckworths Grille and Taphouse**
330 North Tryon Street
Charlotte, NC 28203
00226205AJ-999
AJ AN AL AY
Mecklenburg County ABC Board

Offer in Compromise – 13-day suspension, suspended upon payment of \$1,300.00 on charges of an on-premise permittee, failed to separate, store and provide for the collection for recycling of all recyclable beverage containers of all beverages sold at retail on the premises and tax stamps not permanently defaced.

32. Firethorne C C, LLC
T/A **Firethorne Country Club**
1108 Firethorne Club Drive
Marvin, NC 28173
Waxhaw Police Department

Written Warning

33. Five Stars Drive Thru, Inc.
T/A **Five Stars Drive Thru**
2709 Neuse Blvd.
New Bern, NC 28560
00218657AK-999
AK AM
ALE District I

Offer in Compromise – 17-day suspension, suspended upon payment of \$1,700.00 on charges of allowing the consumption of malt beverages while upon premises having only an Off Premise Malt Beverage permit and performing services while or after consuming alcoholic beverages.

34. T D 1, LLC
T/A **Godwin Food Mart**
8154 Godwin Falcon Road
Godwin, NC 28344
00219419AK-999
AK AO AM
ALE District III

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 on charges of establishing or maintaining living quarters in or connected to the licensed premises and failure to allow alcohol law enforcement agents or officers to view the entire premises during a lawful inspection.

35. Havana Grill, LLC
T/A **Havana Grill**
404 West Chatham Street
Cary, NC 27511
00226102AJ-999
AJ AL
ALE District IV

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

36. Howl Charlotte, LLC
T/A **Howl at the Moon**
210 East Trade Street, Suite A-308
Charlotte, NC 28202
00162696AJ-999
AJ AN AL AZ
Mecklenburg County ABC Board

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

37. Circle K Stores, Inc.
T/A **Kangaroo Express 858**
1711 Eastwood Road
Wilmington, NC 28405
Q11434-644
AK AM
ALE District I

Offer in Compromise – 40-day suspension with the last 37 days suspended upon payment of \$3,000.00 on charge of selling to an underage person.

38. Tyrell Corp
T/A **K G B**
16 Princess Street
Wilmington, NC 28401
00164988AJ-997
AJ AN AL AZ
ALE District I

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of failure to limit the private club's facility to members and their guests on the licensed premises.

39. Kickback Jacks of Hickory, LLC
T/A **Kickback Jacks**
1187 Lenior Rhyne Blvd.
Hickory, NC 28602
00217666AJ-999
AJ AN AL AY
ALE District VII

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

40. Market Express of NC, Inc.
T/A **Market Express of NC**
1200 Martin Luther King Jr., Blvd.
Chapel Hill, NC 27514
Chapel Hill Police Department

Permits Cancelled

41. Kittaney, Inc.
T/A **New American**
3121 Hwy 86 North
Hillsborough, NC 27278
00223039AK-999
AK AO AM
ALE District IV

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charges of transferring glass tubes or splitters without maintaining the required sales log on the licensed premises and did knowingly and willfully have possession, custody or control of goods having a counterfeit mark that are intended for sale on the licensed premises.

42. Prajas, Inc.
T/A **Nick County Line**
1025-A North Main Street
Kernersville, NC 27284
00234850AK-999
AK AM
ALE District V

Offer in Compromise – 40-day suspension with the last 37 days suspended upon payment of \$3,500.00 on charges of selling to an underage person and establishing or maintaining living quarters in or connected to the licensed premises.

43. L and L Convenience Store, Inc.
T/A **On the Way**
4195 US Way 15
Oxford, NC 27565
ALE District IV

Permits Cancelled

44. Rodney D. Smith
T/A **Pleasant Hill Store and Grill**
4268 Pleasant Hill Road
Pink Hill, NC 28572
00224087AJ-999
AJ
ALE District I

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

45. Burrito Loco, LLC
T/A **Prickly Pear Modern Mexican Cuisine**
637 Williamson Road, Suite 100
 Mooresville, NC 28117
00191723AJ-998
AJ AL AY
ALE District VII

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

46. Christopher Scott Hartley
T/A **Rookies**
1187 Hwy 58
Swansboro, NC 28584
00241554AJ-999
AJ AL AZ
ALE District I

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 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 and (3) missing tax stamps.

47. M E D Murphy Street Enterprises, LLC
T/A **Southern Spirits**
119 East Murphy Street
Madison, NC 27025
00235797AJ-999
AJ AL AY
ALE District V

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

48. Rawhi and Joseph Oil, LLC
T/A **Starlite Food Mart**
3102 Martin Luther King Jr. Drive
Lumberton, NC 28358
00241729AK-999
AK AO AM
ALE District III

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.

49. R S J R Management, LLC
T/A **Tavern on the Green**
565 Competition Road
Raleigh, NC 27603
00230052AJ-999
AJ AL AY
ALE District IV

Offer in Compromise – Seven-day suspension, suspended upon payment of \$700.00 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.

50. Tin Roof Acquisition Company, LLC
T/A **Tin Roof**
210 East Trade Street, Suite E-286
Charlotte, NC 28202
00211308AJ-999
AJ AN AL AZ
ALE District VI

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

51. Tryon Distributing, LLC
T/A **Tryon Distributing**
4701 Stockholm Court
Charlotte, NC 28273
00103373CM-998
AT AU BL BM
ALE District VI

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of selling, delivering or shipping closed containers of malt beverages to a retailer not in possession of a malt beverage permit.

52. Wayne Mini Mart Express, Inc.
T/A **Wayne Mini Mart Express**
205-A South Wilson Street
Fremont, NC 27830
00214943AK-999
AK AO AM
ALE District II

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 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 licensed premises clean, arranged and well-lighted to allow ready access and observation by enforcement officers and to avoid any undue hazards to patrons, (3) transferring glass tubes or splitters without maintaining the required sales log on the licensed premises and (4) failure to qualify for an off-premise fortified wine permit by maintaining less than \$1,500 inventory of staple foods on licensed premises.

53. **Buccaneer Music Hall, LLC**
T/A Buccaneer Music Hall
2120 East Firetower Road, Suite 7
Greenville, NC 27858
00225268AJ-999
AJ AL AZ
ALE District II

Offer in Compromise – 32-day suspension, suspended upon payment of \$4,000.00 on charges of failure to limit the use of the private club’s facility to members of the private club and their guests on the licensed premises and delivering more than one drink at one time to a single patron for personal consumption.

54. **Win Tex Corp of America**
T/A Catamount Travel Center
4776 Little Savannah Road
Cullowhee, NC 28723
00199253AK-998
AK AM
Jackson County Sheriff’s Office

Offer in Compromise – 40-day suspension with the last 37 days suspended upon payment of \$3,000.00 on charge of selling to an underage person.

55. **Fithawit Mehretab Ambasager**
T/A G F Food Mart
2301-B The Plaza
Charlotte, NC 28205
00209303AK-999
AK AO AM
Mecklenburg County ABC Board

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of possessing for sale splitters without maintaining a record of sales, buyers’ names and buyers’ current addresses on the licensed premises and possessing for sale on the licensed premises, and possessing adulterants with the intent that they be used to adulterate urine or other bodily fluid sample for the purpose of defrauding a drug or alcohol screening test.

56. La Hacienda, Inc.
T/A **La Hacienda Mexican Restaurant**
1813 North Forham Blvd.
Chapel Hill, NC 27514
00081965AJ-999
AJ AN AL AY
Chapel Hill Police Department

Offer in Compromise – 40-day suspension with the last 37 days suspended upon payment of \$3,000.00 on charge of giving to an underage person.

57. Alhobishi Convenience Stores and Rentals, Inc.
T/A **Lucky Stop**
3001 5th Street
Lumberton, NC 28358
00121550AK-989
AK AO AM
ALE District III

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of possessing glass tubes for transfer without maintaining a record of all sales on the licensed premises.

58. Mallard Oil Company
T/A **Mallard Food Shops 20**
2135 Hwy 70 East
Dover, NC 28526
Q11368-997
AK AO AM
ALE District I

Offer in Compromise – 18-day suspension, suspended upon payment of \$1,800.00 on charge of selling to an underage person.

59. Nteimam Jonathan
T/A **Mountain Country Store**
5256 US 74 East
Sylva, NC 28779
00237497AK-998
AK
Jackson County Sheriff's Office

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

60. Steves Corner Store 1, Inc.
T/A **Steves Corner Store**
2435 Hwy 152 West
China Grove, NC 28023
00197552AK-999
AK
ALE District VI

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

61. Atlanta Restaurant Partners, LLC
T/A **T G I Fridays**
6840 Northlake Mall Drive
Charlotte, NC 28269
00227749AJ-998
AJ AN AL AY
Charlotte-Mecklenburg Police Department

Offer in Compromise – 35-day suspension, suspended upon payment of \$3,500.00 on charges of (1) allowing the sale, possession and consumption of alcoholic beverages in an area of the premises other than one specifically approved by the Commission, (2) failure to superintend (two counts), (3) failure to appoint a resident of North Carolina as manager of the business and submit to the Commission an application for substitution of a manager within 30 days after employment as manager and (4) premixing mixed beverages prior to receiving an order for the beverage from a customer and without receiving ABC Commission approval.

Add On Case

CONTESTED CASE

Suspension:

62. Summit Hospitality Group Limited
T/A **Residence Inn by Marriott Chapel Hill**
101 Erwin Road
Chapel Hill, NC 27514
Q11570-990
AJ AL CY
Chapel Hill Police Department

Offer in Compromise – 53-day suspension with the last 50 days suspended upon payment of \$5,000.00 on charge of selling to an underage person (two counts).