

North Carolina
Alcoholic Beverage Control Commission
3322 Garner Road
Raleigh, NC 27610

Summary of Action Taken On
Thursday, February 18, 2010

SECTION I
CONTESTED CASES

Suspensions:

1. Rimal Enterprise, Inc.
T/A **RB Food Mart**
1401 North Main Street
High Point, NC 27262
00168292AK-999
AK AO AM

Offer in Compromise - Nine-day suspension, suspended upon payment of \$900.00, on charge of selling to an underage person.

2. Bee Nui Carson
T/A **Big Boys Market**
5401-A West Market Street
Greensboro, NC 27409
00149787AK-999
AK AM

Offer in Compromise - 30-day suspension with the last 25 days suspended upon payment of \$3,500.00, on charge of selling to an underage person.

SECTION II
OFFERS IN COMPROMISE

Suspensions:

3. Margaret Field Meris
T/A **Anapas Mexican Restaurant**
6545 Raeford Road
Fayetteville, NC 28304
00171474AJ-999
AJ

Offer in Compromise - 10-day suspension on charge of unauthorized possession of spirituous liquor. Credit was given for a 10-day suspension served while on temporary permits.

4. Ree Saw Enterprises, Inc.
T/A **Chester's**
2104 Veasley Street
Greensboro, NC 27407
00091918AJ-999
AJ AN AL AZ

Offer in Compromise - Seven-day suspension, suspended upon payment of \$700.00, on charge of employee consuming while working.

5. Fat Parrot, Inc.
T/A **Fat Parrot**
5416 Mount Holly Huntersville Road
Charlotte, NC 28216
00153989AJ-999
AJ AL AZ

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

6. Ginza NC Enterprises, LLC
T/A **Ginza Japanese Steakhouse and Sushi Bar**
1077 Darrington Drive
Cary, NC 27513
00158719AJ-999
AJ AL AY

Offer in Compromise - Seven-day suspension, suspended upon payment of \$700.00, on charge of missing tax stamps.

7. J B of Charlotte NC, Inc.
T/A **Jillians**
200 East Bland Street, Suite B
Charlotte, NC 28203
00132817AJ-999
AJ AN AL AY

Offer in Compromise - 30-day suspension with the last 23 days suspended upon payment of \$3,500.00, on charges of failure to maintain records on the premises for three years and tax stamps not defaced.

8. La Bamba of Greensboro No. One, Inc.
T/A **La Bamba Mexican Restaurant**
601 State Street
Greensboro, NC 27405
57719A-999
AJ AN AL AY

Offer in Compromise - Four-day suspension, suspended upon payment of \$400.00, on charge of failure to file annual financial reports.

9. Legacy Golf Links Limited Partnership
T/A **Legacy Golf Links**
12615 Hwy 15-501 South
Aberdeen, NC 28315
00110649AJ-999
AJ AN AL BT

Offer in Compromise - Nine-day suspension, suspended upon payment of \$900.00, on charge of selling to an underage person.

10. Lowes Food Stores, Inc.
T/A **Lowes Foods 159**
1537 Freeway Drive
Reidsville, NC 27320

Continued

11. Aum Gayatri Enterprises, LLC
T/A **Minit Saver Market**
855 North Green Street
Morganton, NC 28655
00156163AK-999
AK AO AM

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

12. RS International, Inc.
T/A **N Club Red Room**
117 South Elm Street
Greensboro, NC 27401
00145809AJ-999
AJ AL AZ AS

Offer in Compromise - 17-day suspension, suspended upon payment of \$1,700.00, on charges of open to the public, tax stamps not defaced, missing tax stamps, failure to keep premises clean and failure to superintend.

13. NTNC, Inc.
T/A **Napper Tandys**
126 North West Street
Raleigh, NC 27603
00140024AJ-999
AJ AN AL AY

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

14. Partnership
T/A **Pauls Quick Service**
355 South Main Street
Rosman, NC 28772
00129905AK-999
AK AO AM

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

15. Henry Roland Spies, Sr.
T/A **Pastimes**
3503 East Garner Road
Clayton, NC 27520
48317A-995
AJ AL AZ

Offer in Compromise - Five-day suspension, suspended upon payment of \$500.00, on charge of failure to purchase malt beverages only from a wholesaler.

16. Cynthia Patella
T/A **Platinum Nightlife**
875 West Northwest Boulevard
Winston-Salem, NC 27101
00167819AJ-999
AJ AN AL AZ

Offer in Compromise - 17-day suspension, suspended upon payment of \$1,700.00, on charges of premixing without ABC approval, open to the public, happy hour violation and failure to purchase unfortified wine only from a wholesaler.

17. David Allan Clary
T/A **Super Dave's Quick Stop**
706 Earl Road
Shelby, NC 28150
52867B-999
AK AO AM

Offer in Compromise - Six-day suspension, suspended upon payment of \$600.00, on charge of selling to an underage person.

18. SPSP Enterprise, Inc.
T/A **Terrys Discount Groceries 3**
209 Fairfield Road, Suite 101
High Point, NC 27263
00170360AK-999
AK AO AM

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

19. Food Lion, LLC
T/A **Food Lion 1290**
110 East Fairfield Drive
High Point, NC 27263
Q11473-785
AK AO AM CE

Offer in Compromise - 50-day suspension, suspended upon payment of \$5,000.00, on charge of selling to an underage person.

20a. Food Lion, LLC
T/A **Food Lion 1290**
110 East Fairfield Drive
High Point, NC 27263
Q11473-785
AK AO AM CE

Offer in Compromise - 50-day suspension, suspended upon payment of \$5,000.00, on charge of failure to superintend.

20b. Food Lion, LLC
T/A **Food Lion 1290**
110 East Fairfield Drive
High Point, NC 27263
Q11473-785
AK AO AM CE

Offer in Compromise - 50-day suspension, suspended upon payment of \$5,000.00, on charge of failure to determine the age.

20c. Food Lion, LLC
T/A **Food Lion 1290**
110 East Fairfield Drive
High Point, NC 27263
Q11473-785
AK AO AM CE

Offer in Compromise - 50-day suspension, suspended upon payment of \$5,000.00, on charge of selling to an underage person.

20d. Food Lion, LLC
T/A **Food Lion 1290**
110 East Fairfield Drive
High Point, NC 27263
Q11473-785
AK AO AM CE

Offer in Compromise - 50-day suspension, suspended upon payment of \$5,000.00, on charge of failure to superintend.

21. Las Palmas of Newton, Inc.
T/A **Club Seniorial**
1819 North Main Avenue
Newton, NC 28658
66237A-999
AJ AL AZ

Offer in Compromise - 10-day suspension, suspended upon payment of \$1,000.00, on charge of employee consuming while working.

22. MM Fowler, Inc.
T/A **Church Street BP 172**
2750 North Church Street
Greensboro, NC 27405
Q11390-963
AK AO AM

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

23. 4 Gopal, LLC
T/A **Expressway Limited**
513 East Main Street
Havelock, NC 28532
00140234AK-999
AK AM

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

24. MM Fowler, Inc.
T/A **Greensboro Coliseum Family Fare 267**
2514 High Point Road
Greensboro, NC 27403
Q11390-938
AK AM

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

25. Ammar Abdulkarim Almaraisi
T/A **Express Way Mini Mart**
1261 Gum Branch Road
Jacksonville, NC 28540
00113691AK-998
AK AM

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

26. Alliance Hospitality Management, LLC
T/A **Hilton Garden Inn Wilmington**
Mayfaire Town Center
6745 Rock Spring Road
Wilmington, NC 28405
00159213AJ-998
AJ AN AL CY

Offer in Compromise - One-day suspension, suspended upon payment of \$100.00, on charge of happy hour violation.

27. Peter Karijuki Kagwanja
T/A **Holloway Street Food Mart**
1026 Holloway Street
Durham, NC 27701
58432B-999
AK AO AM

Offer in Compromise - 30-day suspension with the last 15 days suspended upon payment of \$2,000.00, on charge of knowingly allowing violations of the controlled substance statutes to occur on the premises.

28. Sampson Bladen Oil Company, Inc.
T/A **Han Dee Hugos 67**
9409 Glenwood Avenue
Raleigh, NC 27617
Q11310-922
AK AM

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

29. Ingles Markets, Inc.
T/A **Ingles Markets 34**
2299 US Hwy 70 West
Swannanoa, NC 28778
Q11141-928
AK AM CE

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

30. Pantry, Inc.
T/A **Kangaroo Express 462**
101 Pisgah Church Road
Greensboro, NC 27405
Q11443-917
AK AO AM

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

31. Pantry, Inc.
T/A **Kangaroo Express 3043**
100 Reilly Road
Fayetteville, NC 28303
Q11443-749
AK AO AM

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

32. Pantry, Inc.
T/A **Kangaroo Express 3024**
506 Southwest Boulevard
Newton, NC 28658
Q11443-730
AK AO AM

Offer in Compromise - Six-day suspension, suspended upon payment of \$600.00, on charge of selling to an underage person.

33. Primp Company
T/A **Primp Salonbar**
401 North West Street, Suite 103
Raleigh, NC 27603
00147329AJ-999
AJ AN AL AZ

Offer in Compromise - 17-day suspension, suspended upon payment of \$1,700.00, on charges of advertising on outdoor billboard, possession of controlled substances and allowing consumption after hours.

34. G and W Productions, Inc.
T/A **Rumba 54 Nightclub**
2223 Hwy 54, Spaces L-O
Durham, NC 27713
00157574AJ-999
AJ AL AZ

Offer in Compromise - 20-day suspension, suspended upon payment of \$2,000.00, on charges of allowing consumption after hours, failure to clear tables/counters and open to the public (two counts).

35. Holly Mountain Enterprises, Inc.
T/A **Run In 811**
230 Sparta Road
North Wilkesboro, NC 28659
Q11406-997
AK AO AM

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

36. TML, Inc.
T/A **Something Different**
1512 F-H Zoo Parkway
Asheboro, NC 27203
00167444AJ-999
AJ AL AV

Offer in Compromise - 22-day suspension, suspended upon payment of \$2,200.00, on charges of giving to an underage person, failure to post ABC permit, failure to purchase alcoholic beverages only from a wholesaler and unauthorized possession of spirituous liquor.

37. RAL of Raleigh, LLC
T/A **Super Mart**
1943 Hwys 87 and 24
Cameron, NC 28623
00164949AK-999
AK AM

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

38. JSTC Healy Company
T/A **Tee Time Sports and Spirits**
3040 Healy Drive
Winston-Salem, NC 27103
00152510AJ-999
AJ AN AL AZ

Offer in Compromise - Two-day suspension, suspended upon payment of \$200.00, on charge of open to the public.

39. Caribs, LLC
T/A **Zion Bar and Grille**
5601 Roanne Way, Suite 209
Greensboro, NC 27409
00141875AJ-999
AJ AY

Offer in Compromise - Two-day suspension, suspended upon payment of \$200.00, on charge of failure to file quarterly financial reports.

40. Flathers Austin II, LLC
T/A **Corner Bar**
1700 Spring Garden Street
Greensboro, NC 27403
00162054AJ-999
AJ AN AL AZ

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

41. Harold George Clemmer, Jr.
T/A **Edgewood Mini Mart**
1205 Edgewood Road
Bessemer City, NC 28016

Continued

42. Hispanic Groceries, Inc.
T/A **El Mercado**
1212-A Parkway Place
Goldsboro, NC 27534
00165061AK-999
AK

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

43. Emzel Ventures, Inc.
T/A **Emzel Food Mart 3**
842-C West Lee Street
Greensboro, NC 27403
00161999AK-999
AK AO AM

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

44. Mallard Oil Company
T/A **Fuel Warehouse II**
1509 South Glenburnie Road
New Bern, NC 28562
Q11368-987
AK AO AM

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

45. AP Capital, Inc.
T/A **J P Hickory**
1635 First Avenue, SW
Hickory, NC 28602
Q11573-994
AK AO AM

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

46. Kenneth Anderson Allen
T/A **Kens Superette**
1528 West May Street
Gastonia, NC 28052
29755B-999
AK AO AM

Offer in Compromise - Six-day suspension, suspended upon payment of \$600.00, on charge of selling to an underage person.

47. RPG International, Inc.
T/A **Lounge**
191-E NC Hwy 42 North
Asheboro, NC 27203
00170182AJ-999
AJ AL AZ

Offer in Compromise - Nine-day suspension, suspended upon payment of \$900.00, on charge of selling to an underage person.

48. Sedano Brothers, Inc.
T/A **La Cabana Mexican Restaurant**
220 West Broad Avenue
Rockingham, NC 28379
00156669AJ-999
AJ AN AL AY

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

49. National Golf Club, Inc.
T/A **National Golf Club**
One Royal Troon Drive
Southern Pines, NC 28387
63995A-999
AJ AN AL AZ AR

Offer in Compromise - Seven-day suspension, suspended upon payment of \$700.00, on charge of missing tax stamps.

50. Nics Pic Kwik, Inc.
T/A **Nics Pic Kwik 2**
408 North Main Street
Laurinburg, NC 28352
Q11580-997
AK AO AM

Offer in Compromise - Six-day suspension, suspended upon payment of \$600.00, on charge of selling to an underage person.

51. Mid Atlantic Pizza Huts, Inc.
T/A **Pizza Hut**
1519 Freeway Drive
Reidsville, NC 27320
Q11247-973
AJ

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

52. Pricky Pear Enterprises, Inc.
T/A **Prickly Pear**
761 North Main Street
Mooresville, NC 28115
00119725AJ-999
AJ AN AL AY

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

53. Rickey Lee Hoover
T/A **Ricks Cold Beer and Wine**
309 Washington Avenue
Asheboro, NC 27205
00170669AK-999
AK AO AM

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

54. RGS Ventures, LLC
T/A **RGS 5**
3338 US Hwy 13 North
Powellsville, NC 27967
00148434AJ-998
AK AO AM

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

55. Still Life, LLC
T/A **Still Life**
511 Cotanche Street
Greenville, NC 27858
00142016AJ-999
AJ AL AZ

Offer in Compromise - 24-day suspension, suspended upon payment of \$2,400.00, on charges of open to the public, failure to superintend and failure to determine the age of a person consuming.

56. Six Forks Mart, Inc.
T/A **Six Forks Fast Fare**
7124 Six Forks Road
Raleigh, NC 27615
00165962AK-999
AK AO AM

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

57. Sagebrush of North Carolina, LLC
T/A **Sagebrush Steakhouse and Saloon**
1529 Freeway Drive
Reidsville, NC 27320
Q11456-976
AJ AN AL AY

Offer in Compromise - Nine-day suspension, suspended upon payment of \$900.00, on charge of selling to an underage person.

58. Sapporo Fantasy Japanese Steak and Seafood House, Inc.
T/A Sapporo Fantasy Japanese Steak and Seafood House
2939-C Battleground Avenue
Greensboro, NC 27408
00084957AJ-999
AJ AN AL AY

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

59. Hyok La Yang
T/A Sports Fan Grill and Pub
3360 Village Drive
Fayetteville, NC 28303
61160A-997
AJ AN AL AY

Offer in Compromise - Seven-day suspension, suspended upon payment of \$700.00, and cancel Mixed Beverage Restaurant permit on charge of tax stamps not defaced and missing tax stamps.

60. Wildflour of Raleigh, Inc.
T/A Wildflour Pizza Cozumel
7456-A Creedmoor Road
Raleigh, NC 27613

Written Warning

61. Mi Kwon Choi
T/A Down Stairs Club
3000 Fort Bragg Boulevard
Fayetteville, NC 28303
00148185AJ-999
AJ AL AZ

Offer in Compromise - 14-day suspension, suspended upon payment of \$1,400.00, on charges of employee consuming while working and transferring alcoholic beverages between establishments without getting prior ABC approval.

Cancellations:

62. Elfogon of Knightdale, Inc.
T/A El Fogon Family Mexican Restaurant
7425 Knightdale Boulevard
Knightdale, NC 27545
00160433AJ-999
AJ AL AY

Cancel Mixed Beverage Restaurant permit on charge of failure to file annual financial reports.

63. Eula Mae Claypool
T/A **Long Shots**
1100 Prospect Street
High Point, NC 27260
00152871AJ-999
AJ AZ

Cancel ALL ABC permits on charges of failure to post city retail licenses, failure to post trade name on exterior of premises, failure to post ABC permits in a prominent place and failure to destroy/alter/deface tax stamp on liquor container before container had been emptied.

64. Said Saped Asmar
T/A **Goldsboro Deli**
1605 Royall Avenue
Goldsboro, NC 27534
69550B-999
AK AO AM

Cancel ALL ABC permits immediately on charge of owner convicted of felony and ineligible to hold ABC permits.

65. Said Saped Asmar
T/A **Faison Mart**
102 West Main Street
Faison, NC 28341
69550B-998
AK

Cancel ALL ABC permits immediately on charge of owner convicted of felony and ineligible to hold ABC permits.

ADD-ON CASES

66. Ivan M. Menezes, President, CEO
Diageo North America
801 Main Avenue
Norwalk, CT 06851

Offer in Compromise - Payment of \$3,000.00 on charge of giving a thing of value to a retailer.

67. Ivan M. Menezes, President, CEO
Diageo North America
801 Main Avenue
Norwalk, CT 06851

Offer in Compromise - Payment of \$3,000.00 on charge of giving a thing of value to a retailer.

68. Flathers Austin, LLC
T/A **Stumble Stilskins**
202 West Market Street
Greensboro NC 27401
AJ AN AL AY

Offer in Compromise - 15-day suspension, suspended upon payment of \$1,500.00, on charge of failure to keep the premises clean.

69. James Ronald Bowling
T/A **Bootleggers**
5439 Yadkin Road, Suite 122
Fayetteville, NC 28303
AJ AZ

Cancel ALL ABC permits on charges of tax stamps not defaced (two counts), allowing violations of the controlled substance statutes to occur on the premises, failure to clear tables/counters (two counts), sales after hours and missing tax stamps.

Responsible Alcohol Seller Program

- (8-12) Michael Anthony Boston
T/A **Bostons House of Jazz**
422 North Edgeworth Street
Greensboro, NC 27401
00171801AJ-999
AJ AL AZ

Offer in Compromise - 14-day suspension, suspended upon payment of \$700.00, on charges of tax stamps not defaced and failure to destroy/alter/deface tax stamp on liquor container before container had been emptied. Respondent attended a Responsible Alcohol Seller Program on January 12, 2010.

- (44-12) SRI OM, LLC
T/A **Citgo Food Mart**
1022 Burkemont Avenue
Morganton, NC 28655
00153133AK-999
AK AO AM

Offer in Compromise - 12-day suspension, suspended upon payment of \$900.00, on charge of selling to an underage person. Respondent attended a Responsible Alcohol Seller Program on January 12, 2010.