

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

Summary of Action Taken On
Wednesday, December 16, 2009

SECTION I
CONTESTED CASES

Suspension:

1. Roberta White Bridges
T/A **Christina Restaurant and Catering**
1122 East Lexington Avenue
High Point, NC 27260
00130711AJ-998
AJ

Final Agency Decision – Seven-day suspension *and* \$500.00 monetary penalty on charge of giving to an underage person.

Revocation:

2. Oscar Romero
T/A **Fantasias Disco**
534 Hwy 70 SW
Hickory, NC 28602
00116703AJ-998
AJ

Final Agency Decision – Revocation of ALL ABC permits on charge of ineligible permittee (convicted of failure to superintend on April 29, 2009).

Suspensions:

3. Du Cong Phan
T/A **Good Food Market**
2017 Bethel Drive
High Point, NC 27260
00157646AK-999
AK AM

Final Agency Decision – 14-day suspension *and* \$500.00 monetary penalty on charge of selling to an underage person.

4. Mobashar Hassan Chaudhay
T/A **BP Roxboro Road**
2211 Roxboro Road
Durham, NC 27704
00136045AK-998
AK AO

Final Agency Decision – 10-day active suspension on charge of selling to an underage person.

Revocation:

5. Ciro Maya Maya
T/A **Carolina Sports Arena**
12365 Hwy 421 South
Goldston, NC 27252
00125602AJ-999
AJ

Final Agency Decision – Revocation of ALL ABC permits on charge of failure to file financial reports.

Dismissal:

6. South Bound Southern Pines Nightlife, Inc.
T/A **Broad Street Bar and Grill**
715 SW Broad Street
Southern Pines, NC 28387
00152400AJ-999
AJ AN AL AZ AR

Final Agency Decision – Dismissal on charge of allowing gaming pools.

SECTION II OFFERS IN COMPROMISE

Suspensions:

7. Alive Noda, Inc.
T/A **Alive Noda**
2909 North Davidson Street, Suite 200-A
Charlotte, NC 28205
00166342AJ-999
AJ AN AL AY

Offer in Compromise – Eight-day suspension, suspended upon payment of \$800.00, on charges of failure to maintain an accurate inventory of spirituous liquor during the first year and failure to purchase only from a wholesaler.

8. Michael Anthony Boston
T/A **Bostons House of Jazz**
422 North Edgeworth Street
Greensboro, NC 27401

Continued

9. Diver Down, Inc.
T/A **Dive Restaurant Bar and Grill**
6 North Lake Park Boulevard, Unit C
Carolina Beach, NC 28428
00161696AJ-999
AJ AL AY

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00, on charges of employee performing services while or after having consumed alcoholic beverages (two counts).

10. Lin Suk Guthrie
T/A **Dreams**
5135 Bragg Boulevard
Fayetteville, NC 28303
00151963AJ-998
AJ

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00, on charge of selling alcoholic beverages after hours.

11. Latinos Bar and Grill Corp.
T/A **5 de Mayo Mexican Restaurant**
9610 Sherrill Estates Road, Suite C
Huntersville, NC 28078
00157625AJ-999
AJ

Offer in Compromise – 25-day suspension, suspended upon payment of \$2,500.00, on charges of allowing intoxicated persons to consume alcoholic beverages and failure to determine the age of a person consuming alcoholic beverages.

12. Greensboro Campgrounds, Inc.
T/A **Greensboro Campground**
1896 Trox Street
Greensboro, NC 27406
45893A-999
AJ AM

Offer in Compromise – Four-day suspension, suspended upon payment of \$400.00, on charge of selling/possessing alcoholic beverages for sale without first obtaining the applicable ABC permit.

13. Dadeco Group, Inc.
T/A **JD Shuckers**
103 North 1st Street
Albemarle, NC 28001
00166644AJ-999
AJ AL AY

Offer in Compromise – One-day suspension, suspended upon payment of \$100.00, on charge of employee engaging in an affray or disorderly conduct while on the premises.

14. CZ Entertainment, LLC
T/A **Larry Carters Downtown**
412 West Davie Street
Raleigh, NC 27601
00097138AJ-999
AJ AL AZ

Offer in Compromise – 15-day suspension on charge of knowingly allowing violations of the controlled substance statutes to occur on the premises.

15. Craig Leon Montgomery
T/A **97 Roadhouse**
301 East Fairfield Road
High Point, NC 27263
00131608AJ-999
AJ AN AL AZ

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

16. Mohammad Imtiaz
T/A **One Stop Food Mart 2**
301 East Fairfield Road
High Point, NC 27263
00153415AK-998
AK AO AM

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

17. Florin Daian
T/A **One Stop Grocery 2**
117 East Virginia Avenue
Bessemer City, NC 28016
00120340AK-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.

18. Stanberry Investments Corp.
T/A **O'Malley's on Main Pub and Grill**
83 Asheville Highway
Sylva, NC 28779
00117435AJ-999
AJ AL AY

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

19. C and D Forsyth, Inc.
T/A **Pik and Go 3**
6940 Broad Street
Rural Hall, NC 27045
00163552AK-999
AK AM

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

20. Tot Hill Farm, LLC
T/A **Tot Hill Farm Golf Club**
3185 Tot Hill Farm Road
Asheboro, NC 27203
00098993AJ-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.

21. American Legion
T/A **Valdese Post 234**
709 Church Street NW
Valdese, NC 28690
14116J-999
AS AR

Offer in Compromise – 50-day suspension with the last 35 days suspended upon payment of \$5,000.00 on charge of unauthorized possession of spirituous liquor.

22. Yellow Rose, Inc.
T/A **Yellow Rose Café and Billiards**
7631-L Sharon Lakes Road
Charlotte, NC 28210
00152671AJ-999
AJ AL AY

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

23. A and R Enterprises, LLC
T/A **A and R Enterprises**
841 Sprague Street
Winston-Salem NC 27107
00168076AK-999
AK

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

24. Kmart Corp.
T/A **Big Kmart 7060**
706 East Dixon Boulevard
Shelby, NC 28152
Q11566-992
AK AO AM

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

25. Loyal Order of Moose
T/A **Black Mountain Lodge 2220**
3049 Old US 70 Hwy East Ext
Black Mountain, NC 28711
07186A-998
AJ AS

Offer in Compromise – 25-day suspension, suspended upon payment of \$2,500.00, on charges of allowing gaming pools and selling/possessing alcoholic beverages for sale without first obtaining the applicable ABC permit.

26. Dutch Club, Inc.
T/A **City Club of Lexington**
5 City Club Circle
Lexington, NC 27292
05241E-999
AJ AN AL AZ AS AR

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00, on charges of selling/possessing alcoholic beverages for sale without first obtaining the applicable ABC permit, failure to purchase malt beverages/unfortified wine only from a wholesaler, failure to file financial reports and failure to submit an application for substitution of a manager within 30 days.

27. Food Lion, LLC
T/A **Food Lion 106**
2526 Little Rock Road
Charlotte, NC 28214

Continued

28. Food Lion, LLC
T/A **Food Lion 1099**
2930 West Main Street
Durham, NC 27705
Q11473-955
AK AO AM CE

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

29. Partnership
T/A **Guest House Lounge**
1117 Vaughn Road
Burlington, NC 27217
00160462AJ-999
AJ AZ

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

30. Ray Thomas Petroleum Company, Inc.
T/A **Gasland USA 7**
1801 East Dixon Boulevard
Shelby, NC 28150
35725B-992
AK AO AM

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

31. Ingles Markets, Inc.
T/A **Ingles Markets 118**
1305 Fallston Road
Shelby, NC 28150
Q11141-947
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. Bog Investments, Inc.
T/A **Kash Mart**
2312 Westchester Drive
High Point, NC 27262
00168220AK-999
AK AM

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

33. Macados, Inc.
T/A **Macados**
8111 Concord Mills Boulevard, Unit 727
Concord, NC 28027
00126216AJ-999
AJ AN AL AY

Offer in Compromise – 50-day suspension, suspended upon payment of \$5,000.00, on charge of allowing consumption of alcoholic beverages by intoxicated persons.

34. Southern Sales of Aberdeen, Inc.
T/A **Macs Food Store 1**
8477 NC Hwy 211
Taylortown, NC 28374
03651B-993
AK AM

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

35. Partnership
T/A **601 Food Mart**
2412 Concord Hwy
Monroe, NC 28110
00122345AK-999
AK AM

Offer in Compromise – 26-day suspension, suspended upon payment of \$2,600.00, on charge of selling to an underage person.

36. Sea Goodies, Inc.
T/A **Stop N Shop Convenience and Deli**
100 South Virginia Dare Trail
Kill Devil Hills, NC 27948
47973B-999
AJ AO AL

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

37. Aziz Ur Rehman
T/A **Zebulon BP**
603 West Gannon Avenue
Zebulon, NC 27592
64436B-997
AJ AO AM

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

38. Triantafilos G. Katsoudas
T/A **TGK Drive Inn**
1552 West Webb Avenue
Burlington, NC 27215
08790A-999
AJ

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

39. Bolis of Greenville, Inc.
T/A **Bolis on the Boulevard**
703 SE Greenville Boulevard #11
Greenville, NC 27858
00162179AJ-998
AJ AN AL AY

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

40. Fayetteville Investments Group, LLC
T/A **Circa 1800**
108 Person Street
Fayetteville, NC 28301
00169513AJ-999
AJ AN AL AY

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

41. Circle K Stores, Inc.
T/A **Circle K 4719**
5668 West Market Street
Greensboro, NC 27409
Q11434-974
AK AO AM

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

42. Charles Edward Poist, Jr.
T/A **Denton Sportsman Club**
190 Mountain View Lane
Denton, NC 27239
00167724AS-999
AS

Offer in Compromise – 23-day suspension, suspended upon payment of \$2,300.00, on charges of maintaining living quarters on the premises, failure to maintain current membership roster, brownbagging violation, allowing gaming pools and locked liquor storage.

43. Big Daddys of Burke County, Inc.
T/A **Big Daddys Minit Mart 4**
620 East Court Street
Marion, NC 28752
32245B-995
AK AO AM

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

44. SRI OM, LLC
T/A **Citgo Food Mart**
1022 Burkemont Avenue
Morganton, NC 28655

45. Donald Ray Foster
T/A **Don's Tank and Tummy**
1310 East Dixie Drive
Asheboro, NC 27203
00164010AK-999
AK

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

46. Ameira, Inc.
T/A **John's Curb Market**
2000 East Market Street
Greensboro, NC 27401
62411A-999
AJ AO AM

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

47. Mike's Food Store, Inc.
T/A **Mike's**
805 Earl Road
Shelby, NC 28150
65273B-995
AK AO AM

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

48. Jones Gas and Grocery, Inc.
T/A **Randy's Country Store**
455 Jumping Run Road
Dunn, NC 28334
00172133AK-999
AK AY

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00, on charge of allowing gaming pools.

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

Offer in Compromise – 14-day suspension, suspended upon payment of \$1,400.00, on charge of employee performing services while or after having consumed on the premises.

50. Pizza Boys, Inc.
T/A **Stone Oven Pizza**
7531 South Virginia Dare Trail, Unit 3-C
Nags Head, NC 27959
00100397AJ-998
AJ AL

Offer in Compromise – 16-day suspension, suspended upon payment of \$1,600.00, on charges of allowing consumption by an underage person and employee consuming while working.

51. ByLo Mart, Inc.
T/A **Short Stop**
300 West Main Street, Space B
Carrboro, NC 27510
00160593AK-998
AK AM

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

ADD-ON CASE

Suspension:

52. McCallister Restaurant Group, Inc.
T/A **JP Looneys**
3021 Spring Garden Street
Greensboro, NC 27403
00110731AJ-999
AJ AN AL AY

Offer in Compromise – 35-day suspension, suspended upon payment of \$3,500.00, on charge of failure to superintend.

Responsible Alcohol Seller Program

49-10 Partnership
T/A **Brightwood Inn**
6501 Burlington Road
Whitsett, NC 27377
47793A-999
AJ AN AL AY

Offer in Compromise – 20-day suspension, suspended upon payment of \$250.00, on charges of missing tax stamps and tax stamps not defaced. Respondent attended a Responsible Alcohol Seller Program on November 23, 2009.

64-11 Joseph Nathaniel Mason
T/A **Club International**
115 Rosemary Street
Fayetteville, NC 28301
58385A-999
AJ AN AL AZ AS

Offer in Compromise – 40-day suspension, suspended upon payment of \$400.00, on charges of interfering with law enforcement officer in the performance of his duties, failure to clear tables/counters and allowing consumption after hours. Respondent attended a Responsible Alcohol Seller Program on November 24, 2009.

66-11 Bethelinus, Inc.
T/A **Bethelinus**
4302 High Point Road
Greensboro, NC 27407
00128378AK-999
AK AO AM

Offer in Compromise – 12-day suspension, suspended upon payment of \$600.00, on charge of selling to an underage person. Respondent attended a Responsible Alcohol Seller Program on November 24, 2009.