

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

Summary of Action Taken On
Wednesday, August 10, 2011

SECTION I
CONTESTED CASES

Dismissal:

1. AMF Bowling Centers, Inc.
T/A **AMF Winston-Salem Lanes 123**
811 Jonestown Road
Winston-Salem, NC 27103
Q11446-987
AJ AN AL AY

Final Agency Decision – Overturn Administrative Law Judge’s decision. 60-day suspension *and* payment of \$500.00 on charge of giving to an underage person.

Revocation:

2. El Azteca Mexican Grill, Inc.
T/A **Taqueria El Azteca**
5605-B West Friendly Avenue
Greensboro, NC 27410

Continued

Suspension:

3. Quick Quality, Inc.
T/A **Quick Quality**
316 South Fayetteville Street
Asheboro, NC 27203
00163881AK-999
AK AM

Offer in Compromise – 48-day suspension, suspended upon payment of \$4,800.00 on charges of selling to an underage person (two counts).

SECTION II

OFFERS IN COMPROMISE

Suspensions:

4. D and J Interests, LLC
T/A **After Hours Tavern**
1614 North Main Street
High Point, NC 27265
00166604AJ-999
AJ AL AZ

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

5. Juan Sanchez Gonzalez
T/A **Carnitas Guanajuato**
1702 Walk Up Avenue
Monroe, NC 28110
00165884AJ-999
AJ AY

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

6. Qi Qui Huang
T/A **China Wok Buffet**
7711 South Raeford Road, Suite 113
Fayetteville, NC 28304
00118972AJ-999
AJ AL

Offer in Compromise – 11-day suspension, suspended upon payment of \$1,100.00, on charges of failure to purchase malt beverages and unfortified wine only from a wholesaler and possessing and consuming spirituous liquor where such possession and consumption are not authorized by law.

7. Walter Anthony Cox
T/A **Dirty T's Tavern**
1512 M-N-O Zoo Parkway
Asheboro, NC 27205
00174771AJ-999
AJ AZ

Offer in Compromise – Six-day suspension, suspended upon payment of \$600.00, on charge of allowing consumption by an intoxicated person.

8. Don Jose 3 Mexican Food, Inc.
T/A **Don Jose 3 Mexican Food**
708 West Rosemary Street
Carrboro, NC 27510
00145608AK-999
AK

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

9. Moycarkey, Inc.
T/A **Downtown Sports Bar and Grill**
410 Glenwood Avenue, Unit 140
Raleigh, NC 27603

Continued

10. J and T First Turn Express, Inc.
T/A **First Turn Express**
5945 Concord Parkway
Concord, NC 28027
00105205AK-999
AK AM

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00, on charge of knowingly allowing violations of the controlled substance statutes to occur on the licensed premises.

11. Las Palmas Nite Club, Inc.
T/A **Las Palmas Nite Club**
2613 Lee Avenue
Sanford, NC 27332
00150932AJ-999
AJ

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charges of missing tax stamps, failure to superintend, failure to post each ABC permit and failure to keep the licensed premises clean, arranged and well-lighted to allow ready access and observation by enforcement officers.

12. Park Grove Grocery, Inc.
T/A **Park Grove Grocery**
2300 Lancaster Avenue
Monroe, NC 28112
53084B-999
AK AO AM

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

13. Peking Garden, Inc.
T/A **Peking Garden**
126 East Millbrook Road
Raleigh, NC 27609
54558A-999
AJ AN AL AY

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

14. Pirates Pub, Inc.
T/A **Pirates Pub**
1 Harding Square
Washington, NC 27889
00180071AJ-999
AJ AL AY

Offer in Compromise – 18-day suspension, suspended upon payment of \$1,800.00, on charges of failure to destroy the unconsumed portion of an alcoholic beverage left by a customer on the licensed premises, failure to have food available at all times that alcoholic beverages were served and performing services while or after consuming alcoholic beverages.

15. PA Greenville, Inc.
T/A **Plaza Azteca Restaurante Mexicano**
400 SW Greenville Boulevard
Greenville, NC 27834
00173608AJ-999
AJ AL AY

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

16. Ihab, Inc.
T/A **That's Amore Pizza**
2526-106 Hillsborough Street
Raleigh, NC 27607

Continued

17. Walgreen Company
T/A **Walgreens 11692**
500 Fincher Street
Monroe, NC 28112
Q11588-892
AK AM

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

18. Jingyi Li
T/A **Asian Grill**
6611 Falls of Neuse Road
Raleigh, NC 27615

Continued

19. Freiz Barz, LLC
T/A **Benders Tavern**
4517-A West Market Street
Greensboro, NC 27407
00176939AJ-999
AJ AN AL AY

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

20. Partnership
T/A **Brooklyns Convenience Store**
300 East Jefferson Street
Monroe, NC 28112
00172012AK-999
AK

Offer in Compromise – One-day suspension, suspended upon payment of \$100.00, on charge of displaying brand name and price of a malt beverage viewed from the exterior of the premises on other than a food menu.

21. Michelle Reading Russell
T/A **Eastend Tavern**
1451 East Main Street
Cherryville, NC 28021
00185188AJ-999
AJ AZ

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

22. Isela Damary Motino
T/A **El Cazador Taqueria Y Billares**
2419 North Fayetteville Street, Suites E and F
Asheboro, NC 27203
00179508AJ-999
AJ

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00, on charges of failure to superintend and allowing consumption after hours.

23. Hooters of Hickory, LLC
T/A **Hooters of Hickory**
1211 13th Avenue Drive, SE
Hickory, NC 28602
00108274AJ-999
AJ AN AL AY

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

24. Kathy Marie Hodgson
T/A **Kathys Mini Mart**
936 Washington Street
Eden, NC 27288
57869B-999
AK AO AM

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

25. Lowes Food Stores, Inc.
T/A **Lowes Foods 182**
5180 Reidsville Road
Walkertown, NC 27051

Continued

26. Partnership
T/A **Mrs. G and Me**
502 North Main Street
Hendersonville, NC 28792
00140675AJ-999
AJ AN AL AY

Offer in Compromise – Eight-day suspension, suspended upon payment of \$800.00, on charges of failure to keep Purchase-Transportation Permits / Invoices filed separate and apart from all other records, failure to keep the sales tickets and delivery receipts filed separate and apart from all other records, and missing tax stamps.

27. MidState Petroleum, Inc.
T/A **Pop Shoppe 105**
7340 West Friendly Avenue
Greensboro, NC 27410
Q11420-973
AK AM

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

28. Sheetz of NC, LLC
T/A **Sheetz 428**
102 North Van Buren Road
Eden, NC 27288
Q11557-979
AK AO AM

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

29. RSJ Tavern on the Green, LLC
T/A **Tavern on the Green**
565 Competition Road
Raleigh, NC 27603
00176059AJ-999
AJ AN AL AY

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

30. Tolliver's Cross, LLC
T/A **Tolliver's Crossing Irish Pub**
733 Haywood Road
Asheville, NC 28806
00157799AJ-999
AJ AL AY

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

31. FarmBrew, LLC
T/A **Weeping Radish Brewery**
6810 Caratoke Hwy
Jarvisburg, NC 27947
00141242AJ-998
AJ AL

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

32. Natalie Mart, Inc.
T/A **Adams Mart 2**
1828 Old Charlotte Hwy
Monroe, NC 28110
00153937AK-996
AK AM

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

33. Metro Holdings of Wilmington, Inc.
T/A **Cellar**
16 Princess Street
Wilmington, NC 28401
00167743AJ-999
AJ AL AZ

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

34. Harold George Clemmer, Jr.
T/A **Clemmer's Country Corner**
109 East Hudson Boulevard
Gastonia, NC 28056
51333B-999
AK AM

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

35. Coliseum Billiards, Inc.
T/A **Coliseum Billiards**
1912 West Florida Street
Greensboro, NC 27403
49891A-999
AJ

Offer in Compromise – 45-day suspension with the last 15 days suspended upon payment of \$5,000.00 on charges of establishing or maintaining living quarters in or connected to the licensed premises, knowingly allowing violations of Chapter 90 of the controlled substances to occur on the licensed premises, possessing or using a Schedule VI controlled substance in violation or Chapter 90 of the North Carolina General Statutes while on the licensed premises, knowingly allowing violations of the controlled substance statutes to occur on the licensed premises and possessing a controlled substance, a Schedule II controlled substance in violation of Chapter 90 of the North Carolina General Statutes while on the licensed premises.

36. Crossroads Investment Group, Inc.
T/A **Crossroads Exxon**
5800 West Market Street
Greensboro, NC 27409
00176424AK-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.

37. Darling House Pub and Grill, LLC
T/A **Darling House Pub and Grill**
40 Chinquapin Road
Pinehurst, NC 28374
00161646AJ-999
AJ AL AY

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

38. Los Tapatios of Washington, Inc.
T/A **El Tapatio Mexican Restaurant**
1302 Carolina Avenue
Washington, NC 27889
00177649AJ-999
AJ AL AY

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

39. Forest Hills Food Mart, Inc.
T/A **Forest Hills Food Mart**
2403 Market Street
Wilmington, NC 28403
00141864AK-999
AK AO AM

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

40. Glug Beer and Wine, LLC
T/A **Glug Beverages**
432 West King Street
Boone, NC 28607
00185853DF-999
DF DB

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

41. Sampson Bladen Oil Company, Inc.
T/A **Han Dee Hugos 19**
1622 North Road Street
Elizabeth City, NC 27909
Q11310-971
AK AO AM

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

42. T and B Concepts of Hoffman Village, LLC
T/A **Hickory Tavern**
1925 Hoffman Road
Gastonia, NC 28056
00172872AJ-999
AJ AL AY

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

43. Serrano Rojas Enterprises, LLC
T/A **Las Margaritas**
1300 Skyway Drive
Monroe, NC 28110
00174738AJ-999
AJ AN AL AY

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

44. Latin Music Max, Inc.
T/A **Latin Music Max**
1806-H Walk Up Avenue
Monroe, NC 28110
00178252AK-999
AK

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

45. MM Fowler, Inc.
T/A **Lawndale Family Fare 327**
2712 Lawndale Drive
Greensboro, NC 27408
Q11390-946
AK AM

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

46. Lloyd Street Grill, Corp.
T/A **Margaret's Cantina**
1129 Weaver Dairy Road
Chapel Hill, NC 27514
54652A-998
AJ AN AL AY

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

47. Mazatlan Mexican Restaurant, Inc.
T/A **Mazatlan Mexican Restaurant III**
101 Eastbrook Drive
Greenville, NC 27858
50604A-996
AJ AL AY

Offer in Compromise – 30-day suspension with the last 23 days suspended upon payment of \$4,100.00, on charges of missing tax stamps and refilling spirituous liquor containers.

48. All Aboard, Inc.
T/A **Mimmo's Pizza N Pasta**
1813-I North Berkeley Boulevard
Goldsboro, NC 27534
00102576AJ-999
AJ AL AV

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00, on charge of knowingly allowing possession of fortified wine and spirituous liquor on the licensed premises without ABC permits.

49. Randy Alan Doby
T/A **Nelsons**
221-A East Exmore Street
Charlotte, NC 28217
00163385AJ-999
AJ AL AZ

Offer in Compromise – Seven-day suspension, suspended upon payment of \$700.00, on charges of participating or allowing the operation of a game of chance where money, property, or other thing of value was bet, and failure to purchase malt beverages and unfortified wine only from a wholesaler.

50. Ngo Enterprises of Monroe, Inc.
T/A **Raceway Amoco 7**
801 Lancaster Avenue
Monroe, NC 28112
00144007AK-997
AK AM

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00, on charges of possessing or using, or knowingly allowing an employee to possess or use a controlled substance on the licensed premises (two counts).

51. Trinity of Wilkesboro, Inc.
T/A **Rigby's**
1204 Curtis Bridge Road
Wilkesboro, NC 28697
00176347AJ-999
AJ AZ

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

52. Stegall Petroleum, Inc.
T/A **SPI Express 1**
1907-B Old Charlotte Hwy
Monroe, NC 28111
00112365AK-998
AK

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

53. 7 Eleven, Inc.
T/A **7 Eleven Store 19919H**
610 Hwy 264
Manteo, NC 27954
Q11347-963
AK AO AM

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

54. Jon Kevin Daughtry
T/A **Soda Shop**
200 Raleigh Street
Newton Grove, NC 28366
00175615AJ-999
AJ AY

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

55. Southern Rail Ventures, LLC
T/A **Southern Rail Restaurant and Bar**
201-C East Main Street
Carrboro, NC 27510
00155909AJ-999
AJ AN AL AY

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

56. Jennifer Grace Tarlton Carelock
T/A **Spare Time Lanes and Lounge**
1434 East Main Street
Albemarle, NC 28001
00133456AJ-999
AJ

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

57. HL USA Enterprises, Inc.
T/A **Sushi O**
222 Glenwood Avenue, Suite 113
Raleigh, NC 27603
00183596AJ-999
AJ AN AL AY

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00, on charges of transferring a mixed beverage tax stamp from one spirituous liquor container to another and possessing nontaxpaid alcoholic beverages on the licensed premises.

58. Winks of Corolla, Inc.
T/A **Winks of Corolla**
1150 Ocean Trail
Corolla, NC 27927
00169982AK-999
AK AO AM

Offer in Compromise – Seven-day suspension, suspended upon payment of \$700.00, on charge of selling alcoholic beverages on Sunday between the hours of 2:00 AM and 12:00 Noon.

59. Dice Investments Unlimited, Inc.
T/A **Mint of Greensboro**
3006 East Market Street
Greensboro, NC 27405
00171673AJ-999
AJ AZ

Offer in Compromise – Six-day suspension, suspended upon payment of \$600.00, on charges of engaging in sexually explicit conduct on the licensed premises and employee carrying a gun, rifle or pistol into an establishment in which alcoholic beverages are sold and consumed.