

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

Summary of Action Taken On
Wednesday, November 14, 2012

SECTION I

OFFERS IN COMPROMISE

Suspensions:

1. Whalen Corp
T/A **A and C Exxon**
7202 Hwy 64 East
Knightdale NC 27545
40107B-993
AK AM

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

2. D L K Holdings LLC
T/A **Calavera**
444 South Blount Street Unit 101
Raleigh NC 27601
00189565AJ-999
AJ AN AL AY

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of transferring a mixed beverage stamp from one spirituous liquor container to another.

3. Southland Entertainment LLC
T/A **Chasers**
3217 The Plaza
Charlotte NC 28205
00185618AJ-999
AJ AL AZ

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of possessing a controlled substance in violation of Chapter 90 of the North Carolina General Statutes on the licensed premises.

4. Compadres Mexican Restaurant Inc
T/A **Compadres Mexican Restaurant**
100 Siler Crossing Suite 11
Siler City NC 27344
00154559AJ-999
AJ AN AL AY

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of tax stamps not permanently defaced.

5. Hassan Sardar Khan
T/A **Daytona Discount**
1000 South Main Street Suite 102
High Point NC 27260
00196702AK-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.

6. Seasons Entertainment LLC
T/A **El Tucan**
6701 North Tryon Street Unit L
Charlotte NC 28213
00175846AJ-999
AJ AZ

Offer in Compromise – 30-day suspension with the last 23 days suspended upon payment of \$3,500.00 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) tax stamps not permanently defaced and (3) missing tax stamps.

7. Isaacs Enterprises Inc
T/A **Fastop Market 306**
314 Airport Road
Arden NC 28704
00088833AK-994
AK AM

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

8. Torres Mexican Inc
T/A **Fiesta Brava Mexican Restaurant**
522 East Broad Avenue
Rockingham NC 28379
00194308AJ-999
AJ AL AY

Offer in Compromise – One-day suspension, suspended upon payment of \$100.00 on charge of failure to file annual financial reports.

9. Fifth and Graham LLC
T/A **Fifth Element**
500 West 5th Street Suite 150
Charlotte NC 28202
00182409AJ-999
AJ AN AL AZ

Offer in Compromise – 45-day suspension, suspended upon payment of \$4,500.00 on charges of missing tax stamps (three counts) and tax stamps not permanently defaced.

10. D K R G LLC
T/A **Flatiron Kitchen and Taphouse**
215 South Main Street Unit 101
Davidson NC 28036
00181357AJ-999
AJ AN AL AY BX

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

11. Food Lion LLC
T/A **Food Lion 1612**
2071 Skibo Road
Fayetteville NC 28314
Q11473-744
AK AO AM DF

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

12. Bosc's Italian Eatery Inc
T/A **Fred's Speakeasy South**
2310 Hendersonville Road
Arden NC 28704
57072A-999
AJ AN AL AY

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

13. Sampson Bladen Oil Company Inc
T/A **Han Dee Hugos 64**
800 New Hope Road
Raleigh NC 27610
Q11310-964
AK AM

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

14. La Fogata Corp
T/A **La Fogata**
3924 North Croatan Hwy
Kitty Hawk NC 27949
61197A-999
AJ AN AL AY

Offer in Compromise – 29-day suspension, suspended upon payment of \$2,900.00 on charges of delivering more than one drink at one time to a single patron for personal consumption and knowingly allowing a person under the age of 21 years to possess and consume alcoholic beverages on the licensed premises.

15. Kevan Orlando Pellew
T/A **Lollipops Gentleman's Club**/*formerly Spot Lounge*
1023 Pamalee Drive
Fayetteville NC 28303
00187029AJ-998
AJ AL AZ

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

16. M A D W Inc
T/A **North River Tobacco Barn**
7542 Caratoke Hwy
Powells Point NC 27966
00106405AJ-999
AJ AO AM

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charges of (1) participating in or allowing the operation of a game of chance where money, property, or other thing of value was bet, (2) allowing consumption of unfortified wine while on premises having only an Off Premise Unfortified Wine permit and (3) permitting patrons to possess or consume fortified wine and spirituous liquor or mixed beverages on the licensed premises where such possession or consumption was not authorized by Chapter 18B.

17. Ngo Enterprises of Monroe Inc
T/A **Raceway 8**
4064 York Hwy
Gastonia NC 28052
00144007AK-996
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. Uyen Thi-Thu Phan
T/A **Raceway B P Amoco 6**
2030 East Roosevelt Boulevard
Monroe NC 28110
00144009AK-999
AK AO AM

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of 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, on the licensed premises for a period of three years.

19. Faiz Ali Shahbain
T/A **S and J Tobacco and Food Mart**
128 South Reilly Road Suite 1
Fayetteville NC 28314
00152344AK-998
AK AO AM

Offer in Compromise – 17-day suspension, suspended upon payment of \$1,700.00 on charges of possessing a video gaming machine and transferring glass tubes or splitter without requiring the transferee to sign his/her name verifying that the glass tube or splitter would not be used as drug paraphernalia on the licensed premises.

20. Neemu LLC
T/A **Sanford Grocery and Produce**
1206 Woodland Avenue
Sanford NC 27330
00184529AK-999
AK AO AM

Offer in Compromise – 24-day suspension, suspended upon payment of \$2,400.00 on charges of a person over 21 years of age, did aid and abet a person less than 21 years of age, to possess alcoholic beverages and selling to an underage person.

21. L J B L Inc
T/A **Shark Bar**
3923 New Bern Avenue
Raleigh NC 27610
00174578AJ-999
AJ AL AZ

Offer in Compromise – 18-day suspension, suspended upon payment of \$1,800.00 on charges of tax stamps not permanently defaced and possessing nontaxpaid alcoholic beverages on the licensed premises.

22. C R R A C C Inc
T/A **Tropix Bar and Lounge**
4701 North Tryon Street
Charlotte NC 28213
00195710AJ-999
AJ AL AZ

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

23. Your Troy LLC
T/A **Troy Mezze Lounge**
317 Blake Street
Raleigh NC 27601
00190240AJ-999
AJ AL AY

Offer in Compromise – 30-day suspension, suspended upon payment of \$3,500.00 on charges of missing tax stamps and failure to dispose of a bottle of spirituous liquor as soon as the bottle was emptied.

24. Bettie Taylor Brown
T/A **Betties Mini Mart**
305 SW Market Street
Reidsville NC 27320
00194979AK-998
AK AM

Written Warning upon completion of RASP class on charges of possessing alcoholic beverages for sale without first obtaining the applicable ABC Permit and revenue license on the licensed premises.

25. Brier Creek Ale House Inc
T/A **Carolina Ale House**
7981 Skyland Ridge Parkway
Raleigh NC 27617
00141005AJ-999
AJ AN AL AY

Offer in Compromise – 30-day suspension, suspended upon payment of \$3,000.00 on charge of missing tax stamps.

26. Rossi Group Inc
T/A **Cinco de Mayo in Raleigh**
2549 South Saunders Street
Raleigh NC 27603
00195842AJ-999
AJ AL AY

Offer in Compromise – Six-day suspension, suspended upon payment of \$600.00 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.

27. Coastal Provisions Inc
T/A **Coastal Cravings**
1209 Duck Road Unit 2
Duck NC 27949
00145124AK-998
AJ AL AY BX

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

28. Cueva de Lobos LLC
T/A **Cueva de Lobos Mexican Restaurant**
3227 Avent Ferry Road
Raleigh NC 27606
00163492AJ-999
AJ AY

Offer in Compromise – Nine-day suspension, suspended upon payment of \$900.00 on charge of failure to file annual financial reports.

29. R D M III Inc
T/A **Five Steps II**
1609-A Sardis Road North
Charlotte NC 28270
00196732AJ-999
AJ AL AY

Offer in Compromise – Seven-day suspension, suspended upon payment of \$700.00 on charges of performing services while or after consuming alcoholic beverages and employees consuming alcoholic beverages while wearing employee uniforms on the licensed premises.

30. Friendly Mart Inc
T/A **Friendly Mart 19**
5847 Hwy 11 South
Pink Hill NC 28572
Q11595-989
AK

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

31. Grab N Go 7 Inc
T/A **Grab N Go 7**
637 Martin Luther King Jr Drive
Greensboro NC 27406
00188304AK-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.

32. Pantry Inc
T/A **Kangaroo Express 3193**
1331 Brightleaf Boulevard
Smithfield NC 27577
Q11443-663
AK AM

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

33. F C A E LLC
T/A **Oliver Twist**
8111-137 Creedmoor Road
Raleigh NC 27613
00138488AJ-999
AJ AN AL AY

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 on charges of missing tax stamp and failure to file monthly financial reports.

34. Oxford Pit Stop Inc
T/A **Oxford Pit Stop**
3901 Outer Loop Road
Oxford NC 27565
00190687AK-999
AK AM

Offer in Compromise – 18-day suspension, suspended upon payment of \$1,800.00 on charges of knowingly allowing a person under the age of 21 years, to possess alcoholic beverages on the licensed premises and a person under the lawful age of 21 years, did aid and abet a person less than 21 years of age, to possess alcoholic beverages.

35. Partnership
T/A **Safeway**
9891 Hwy 210
Four Oaks NC 27524

Continued

36. Kailashparvati LLC
T/A **Sams Grill and Grocery**
5545 US Hwy 119 North
Mebane NC 27302
00194187AK-999
AK AM

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

37. Raneen Enterprise Inc
T/A **Sams Mart 769**
1828 Old Charlotte Hwy
Monroe NC 28110
00196403AK-998
AK AM

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of knowingly selling or giving alcoholic beverages to an intoxicated person.

38. Atalla Mohamad Atalla
T/A **Tommys Mini Mart 3**
815 Greenfield Street
Wilmington NC 28401
00126048AK-999
AK AO AM

Offer in Compromise – 13-day suspension, suspended upon payment of \$1,300.00 on charge of allowing consumption of malt beverages on premises while having only an Off Premise Malt Beverage permit (two counts).

39. Quiana Williams
T/A **Triple A Mini Mart**
214 North Pine Street
Warsaw NC 28398
00195538AK-999
AK AM

Offer in Compromise – 18-day suspension, suspended upon payment of \$1,800.00 on charges of having possession of goods having a counterfeit mark that were intended for sale on the licensed premises and 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.

40. Symposium LLC
T/A **West End Public**
462 West Franklin Street
Chapel Hill NC 27516
70033A-997
AJ AN AL AZ

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

41. McMurphys Inc
T/A **A J McMurphys**
1914 Turnbury Drive
Greenville NC 27858

Continued

42. Mad Cow Restaurant Group LLC
T/A **Barking Cow Pub and Eatery**
2500 Wycliff Road
Raleigh NC 27607
00192368AJ-999
AJ AL AY

Offer in Compromise – Seven-day suspension, suspended upon payment of \$700.00 on charges of (1) missing tax stamps, (2) transferring a mixed beverage tax stamp from one spirituous liquor container to another and (3) failure to maintain Purchase-Transportation Permit / Invoices on the licensed premises for three years.

43. Village Spirits Inc
T/A **Barra Sushi Club**
140 Azalea Circle Suite 110
Banner Elk NC 28604
00179617AJ-998
AJ AL AY

Offer in Compromise – Six-day suspension, suspended upon payment of \$600.00 on charges of (1) permitting the possession of fortified wine on premises where such possession or consumption is not authorized by law, (2) missing tax stamps and (3) 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.

44. Wachdi R Khamis Awad
T/A **Brothers in the Hood**
704-C Aberdeen Road
Laurinburg NC 28352
00176456AK-999
AK AO

Offer in Compromise – 18-day suspension, suspended upon payment of \$1,800.00 on charges of performing services while or after consuming alcoholic beverages and knowingly allowing the possession and/or consumption of alcoholic beverages, possession of which is not authorized by the ABC laws or by the permits issued to that permittee on the licensed premises.

45. Emad Daoud Shehadeh
T/A **Cokey Road Supermarket**
1408 Cokey Road
Rocky Mount NC 27801
00164429AK-999
AK AO AM

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00 on charge of allowing consumption of malt beverages on premises having only an Off Premise Malt Beverage permit.

46. Jernigan Oil Company Inc
T/A **Duck Thru Food Store 15**
1301 Charles Boulevard
Greenville NC 27834
Q11424-987
AK AM

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

47. Lourdes Inc
T/A **El Gavilan**
3808 Driftwood Drive
Charlotte NC 28205
00138583AJ-999
AJ AZ

Offer in Compromise – Seven-day suspension, suspended upon payment of \$525.00 on charge of performing services while or after consuming alcoholic beverages.

48. Eastern Petroleum Corp
T/A **E P Mart 10**
7604 Knightdale Boulevard
Knightdale NC 27545
Q11377-993
AK AM

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

49. Food Lion LLC
T/A **Food Lion 707**
1523 Lafayette Street
Shelby NC 28150
Q11473-736
AK AO AM CE

Offer in Compromise – Nine-day suspension, suspended upon payment of \$900.00 on charge of selling unfortified wine to a person less than 21 years old on the licensed premises.

50. Longbranch of Raleigh Inc
T/A **Longbranch of Raleigh**
608 Creekside Drive
Raleigh NC 27609
00175817AJ-999
AJ AN AL AZ

Offer in Compromise – Two-day suspension, suspended upon payment of \$225.00 on charge of failure to file annual financial reports.

51. Hoochie Inc
T/A **Mama Kwans Grill and Tiki Bar**
1701 South Croatan Hwy
Kill Devil Hills NC 27948
00099714AJ-999
AJ AN AL AY

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of allowing consumption by an intoxicated person.

52. Michael and Michelle Inc
T/A **Misundries**
1024 East Long Avenue
Gastonia NC 28054
00177295AK-999
AK AO 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.

53. On the Snap of Fuquay Inc
T/A **On the Snap**
2221 North Grassland Drive
Fuquay Varina NC 27526
00178687AJ-999
AJ AL AY

Offer in Compromise – Six-day suspension, suspended upon payment of \$600.00 on charges of failure to obtain or post the appropriate county beer and wine retail license and failure to superintend.

54. Politis Catering LLC
T/A **Paradise Café**
102 Jordan Street
Holden Beach NC 28462
00096420AJ-999
AJ AL AY

Offer in Compromise – 22-day suspension, suspended upon payment of \$2,200.00 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 (two counts) and selling to an underage person.

55. Pantry Inc
T/A **Petro Express 3931**
3800 Wilkinson Boulevard
Charlotte NC 28214
Q11443-546
AK AM

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

56. Ruckus 3 Inc
T/A **Ruckus Pizza Pasta and Spirits**
1101 Market Center Drive
Morrisville NC 27560

57. Lil Thrift Food Marts Inc
T/A **Short Stop Food Mart 20**
101 South Front Street
Pink Hill NC 28570
Q11146-941
AK AO AM

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

58. Elevated Investments LLC
T/A **Syn Night Club**
113 South Elm Street
Greensboro NC 27401
00190405AJ-999
AJ AL AZ

Offer in Compromise – Four-day suspension, suspended upon payment of \$1,350.00 on charge of failure to determine age (two counts). Respondent attended a RASP class on September 11, 2012.

59. Frederick Osei Twum-Barimah
T/A **True Food Store**
4409-F North Tryon Street
Charlotte NC 28213
00180260AK-999
AK AM

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

60. Imperial Restaurant Group LLC
T/A **Ugly Monkey**
400 West Morgan Street Suite 102
Raleigh NC 27603
00184676AJ-999
AJ AN AL AZ

Offer in Compromise – 30-day suspension, suspended upon payment of \$3,500.00 on charge of failure to superintend.

61. Hammer Night LLC
T/A **Whisky River**
210 East Trade Street Suite A-208
Charlotte NC 28202
00160565AJ-999
AJ AN AL AZ

Offer in Compromise – Seven-day suspension, suspended upon payment of \$700.00 on charges of performing services while or after consuming alcoholic beverages and employee was or became intoxicated on the licensed premises.

62. Yaser Najeh Abdelhamid
T/A **Ya Ya Mini Mart**
28595 Blueberry Road
Currie NC 28435
00178074AK-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 on the licensed premises.

Cancellations:

63. King Mini Mart Inc
T/A **King Mini Mart**
2753 East 10th Street
Greenville NC 27858
00141009AK-998
AK AO AM

Offer in Compromise – Cancel ALL ABC Permits *and* payment of \$3,600.00 on charges of (1) selling to an underage person (two counts), (2) employee was on duty after consuming alcoholic beverages on the licensed premises and (3) permitting patron to possess and consume spirituous liquor on the licensed premises where such possession or consumption of spirituous liquor was not authorized by Chapter 18B.

64. Los Charritos Inc
T/A **Las Fincas**
903 North Smithfield Road
Knightdale NC 27545
00192802AJ-999
AJ AL AY

Offer in Compromise – Cancel ALL ABC Permits on charge of failure to file annual financial reports.

65. Pillar LLC
T/A **Pillar**
312 North Myers Street Unit 109
Charlotte NC 28204
00177155AJ-999
AJ AL AZ

Offer in Compromise – Cancel ALL ABC Permits on charges of missing tax stamps (two counts) and tax stamps not permanently defaced.

66. La Frontera 2 Inc
T/A **La Frontera Mexican Restaurant**
3833 Alt Hwy 220 South
Jackson Springs NC 27281
00190591AJ-999
AJ AY

Offer in Compromise – Cancel Mixed Beverage Restaurant Permit on charge of failure to file annual financial reports.