

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

Summary of Action Taken On
Wednesday, January 13, 2010

SECTION I
CONTESTED CASES

Suspensions:

1. Xuan Huong Thi Le
T/A **Billiards and Grill**
1008-A West Roosevelt Blvd
Monroe, NC 28110
00117530AJ-998
AJ AZ

Final Agency Decision – 12-day suspension and a fine of \$500.00 on charges of failure to recycle and knowingly allowing violations of the controlled substance statutes to occur on the premises.

2. Mike's Private Club, Inc.
T/A **El Rincon Caliente**
313 South Chestnut Street
Gastonia, NC 28054
00102589AJ-999
AJ AN AL AZ

Final Agency Decision – 12-day suspension and a fine of \$1,000.00, on charge of missing tax stamps.

3. Uwem Eyo Equan
T/A **Sahara Restaurant and Lounge**
115 West 26th Street
Charlotte, NC 28206
00159613AJ-999
AJ AL AY

Final Agency Decision – 40-day suspension and a fine of \$500.00, on charges of failure to have key available, failure to file financial reports, missing tax stamps and destroying, altering or defacing tax stamps before empty.

SECTION II
OFFERS IN COMPROMISE

Suspensions:

4. Green Apple, LLC
T/A **Applebees Neighborhood Grill and Bar 34**
4690 North Patterson Avenue
Winston-Salem, NC 27105
Q11477-992
AJ AN AL AY

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

5. Bistro Forty Two, LLC
T/A **Bistro Forty Two**
177-G NC Hwy 42 North
Asheboro, NC 27203
00169261AJ-999
AJ AN AL AY

Offer in Compromise - 12-day suspension, suspended upon payment of \$600.00, on charge of selling to an underage person.

6. Armando Flores Zagoya
T/A **Casa Vallartas Mexican Seafood Grill**
3915 Battleground Avenue
Greensboro, NC 27410
00138923AJ-999
AJ AN AL AY

Offer in Compromise - 12-day suspension, suspended upon payment of \$1,200.00, on charges of premixing and tax stamps not permanently defaced.

7. Circle K Stores, Inc.
T/A **Circle K 1819**
5701 University Parkway
Winston-Salem, NC 27106
Q11434-982
AK AO AM

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

8. Diversified Corp.
T/A **Club Emages**
107 Swain Street
Fayetteville, NC 28303
00109031AJ-997
AJ AZ

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

9. Crazy Ds, LLC
T/A **Crazy D's**
8175 Cliffdale Road
Fayetteville, NC 28314
00110095AL-999
AJ AL AZ

Offer in Compromise - Five-day suspension, suspended upon payment of \$500.00, on charges of failure to clear tables/counters and allowing consumption of alcoholic beverages after hours.

10. El Fogan, Inc.
T/A **El Fogan Family Mexican Restaurant**
411 West Gannon Avenue
Zebulon, NC 27597
00138405AJ-999
AJ AL AY

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

11. Home Port of Topsail Beach, LLC
T/A **Home Port**
718 South Anderson Boulevard
Topsail Beach, NC 28445
00151526AJ-999
AJ AL AY

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

12. S and J Benediction, LLC
T/A **Little Tokyo Japanese Restaurant**
4045 Premier Drive, Suite 107
High Point, NC 27265
00169697AJ-999
AJ AL

Offer in Compromise - 12-day suspension, suspended upon payment of \$600.00, on charge of selling to an underage person. Respondent received credit for attending a Responsible Alcohol Seller Program on November 23, 2009.

13. JEM Entertainment, Inc. **Continued**
T/A **Neighborhood Theatre**
511 East 36th Street
Charlotte, NC 28205

14. Koury and Lokas Corp. **Written Warning**
T/A **Pantry Shop 2**
2921 East Kivett Drive
High Point, NC 27260

15. Pizza Station, Inc.
T/A **Pizza Station**
1902 Freeway Drive
Reidsville, NC 27320
61130A-999
AJ

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

16. Renaissance Night Club and Lounge, LLC
T/A **Renaissance Night Club and Lounge**
117 North Greene Street
Greensboro, NC 27401
00154787AJ-999
AJ AN AL AZ

Offer in Compromise - 10-day suspension, suspended upon payment of \$1,000.00, on charge of failure to superintend.

17. Hambones, LLC
T/A **Raven**
971 Kirkpatrick Road
Burlington, NC 27215
00145047AJ-999
AJ AN AL AZ

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

18. Khamis Abed Sirhan
T/A **Sirhans Meat and Grocery**
1117 Raleigh Road
Rocky Mount, NC 27803
41401B-997
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.

19. Anwar Enterprises, Inc.
T/A **Sibs Food and Garden Center**
1645 Freeway Drive
Reidsville, NC 27320
00080829AK-999
AK

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

20. Statesville Country Club, Inc.
T/A **Statesville Country Club**
635 Deauville Road
Statesville, NC 28625
10921J-999
AJ AN AL AZ AS AR

Offer in Compromise - Six-day suspension, suspended upon payment of \$600.00, on charges of failure to have key available, locked liquor storage and failure to ensure spirituous liquor containers were labeled with members name as it appears on the membership roster.

21. Flathers Austin, LLC
T/A **Stumble Stilskins**
202 West Market Street
Greensboro, NC 27401
00132394AJ-999
AJ AN AL AZ

Offer in Compromise - 15-day suspension, suspended upon payment of \$1,500.00, on charges of missing tax stamps and transferring alcoholic beverages between two establishments without getting prior ABC approval.

22. Saffle Business Ventures, Inc.
T/A **Tequila Sunrise Mexican Grill & Bar**
877 East Gannon Avenue, Suite 209
Zebulon, NC 27597
00167608AJ-999
AJ AL AY

Offer in Compromise - Eight-day suspension, suspended upon payment of \$800.00, on charges of failure to obtain the appropriate county retail licenses and failure to maintain records on the premises for three years.

23. Village Kitchen, LLC
T/A **Village Kitchen**
2220 North Center Street
Hickory, NC 28601
00157221AJ-999
AJ AL

Offer in Compromise - Seven-day suspension, suspended upon payment of \$700.00, on charge of unauthorized possession of spirituous liquor.

24. CNCY Corp.
T/A **Apple Tree Grocery**
1105 East Green Drive
High Point, NC 27260
00099024AK-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.

25. KJ and P Enterprises, Inc.
T/A **Brentwood Grocery**
1804 Wade Place
High Point, NC 27260
00099025AK-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.

26. Dinnertainment, Inc.
T/A **Centennial Station Dinner Theatre**
121 South Centennial Street
High Point, NC 27260
00118126AJ-999
AJ AL AZ

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

27. IBPOEW
T/A **Elks Security Lodge 688**
708 Cox Maddox Road
Sanford, NC 27330
14895J-999
AJ AR

Offer in Compromise - Nine-day suspension, suspended upon payment of \$900.00, on charges of employee consuming while working and failure to maintain records on the premises for three years.

28. Corner Bar of Durham, LLC
T/A **Federal**
914 West Main Street
Durham, NC 27701
00126898AJ-999
AJ AN AL AY

Offer in Compromise - Five-day suspension, suspended upon payment of \$500.00, on charge of failure to have food available at all times that alcoholic beverages were served.

29. Lisa Elaine Gee
T/A **Hunters Restaurant**
3342 Rocky Hock Road
Edenton, NC 27932
00168299AJ-999
AJ

Offer in Compromise - Eight-day suspension, suspended upon payment of \$800.00, on charge of engaging in disorderly conduct while on the premises.

30. Samuel Lee Lippard
T/A **Johns Tavern**
1555 Lenoir Road
Hickory, NC 28601
07470A-999
AJ AS

Offer in Compromise - 30-day suspension with the last 23 days suspended upon payment of \$3,500.00, on charges of failure to superintend, possession of alcoholic beverages for sale without obtaining the applicable ABC permits and open to the public.

31. Sunrise Food and Gas, LLC
T/A **Sunrise Food and Gas**
507 West 3rd Street
Siler City, NC 27344
00153140AK-999
AK

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

32. GHE Enterprises, Inc.
T/A **Tailgators Sports Grill**
1788 West Main Street
Locust, NC 28097
00169044AJ-999
AJ AL AY

Offer in Compromise - 30-day suspension, suspended upon payment of \$3,000.00, on charges of failing to superintend and allowing fighting.

33. Samir Rashed, Inc.
T/A **Xpress Mart 58**
8101 Old Concord Road
Charlotte, NC 28213
00113590AJ-998
AK AM

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

34. Willis of NC, Inc.
T/A **Boston Grocery**
1400 North Cherry Street
Winston-Salem, NC 27105
00158802AK-999
AK AO

Offer in Compromise - Three-day suspension, suspended upon payment of \$300.00, on charge of allowing violations of the controlled substance statutes to occur on the premises.

35. Gennaro Piccolo
T/A **Carmelas Pizza**
200 Turner Drive
Reidsville, NC 27320
63677A-998
AJ

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

36. Diversified Corp.
T/A **Club Oasis**
2527 Gillespie Street
Fayetteville, NC 28306
00109031AJ-998
AJ AL AZ

Offer in Compromise - Seven-day suspension, suspended upon payment of \$700.00, on charges of allowing consumption after hours and failure to clear tables/counters.

37. Jackson of Raeford, Inc.
T/A **Gabriellas Pizza and Pasta**
216 South Main Street
Raeford, NC 28376
00118495AJ-999
AJ AL AY

Offer in Compromise - 20-day suspension, suspended upon payment of \$2,000.00, on charges of allowing consumption after hours, employee consuming while working and failure to clear tables/counters.

38. Rashid Hospitality, Inc.
T/A **Kings Food Mart**
805 Martin Luther King Drive, Suite A
Thomasville, NC 27360
00172423AK-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.

39. Santiago Rodriguez Mungaray
T/A **La Autentica**
104-B Turner Drive
Reidsville, NC 27320
00124361AK-999
AK

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

40. KC Books, Inc.
T/A **Lucky City Wine and Ale**
125 South Scales Street
Reidsville, NC 27320
50982B-997
AJ DB

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

41. Hari Management, Inc.
T/A **Pop Shoppe Citgo Station**
6865 Albemarle Road
Charlotte, NC 28212
00147308AK-999
AK AM

Offer in Compromise - 14-day suspension, suspended upon payment of \$1,400.00, on charge of selling to an underage person (two counts).

42. B and Z Enterprises, Inc.
T/A **Reneas BP**
5580-A US 29 Business
Reidsville, NC 27320
00167293AK-998
AK

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

43. Stars Mart, Inc.
T/A **Stars Mart**
923 West C Street
Kannapolis, NC 28081
00142719AK-999
AK AO AM

Offer in Compromise - Six-day suspension, suspended upon payment of \$600.00, on charge of unauthorized possession of spirituous liquor.

44. Taylor Oil Company of Washington NC, Inc.
T/A **Travel Store 7**
5450 US Hwy 264 East
Washington, NC 27889
Q11396-994
AK

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

45. Jon Thomas Royce
T/A **Zakks Coffeehouse**
343 East Main Street
Murfreesboro, NC 27855
67852A-999
AJ

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

46. Red Lion Manestream, Inc.
T/A **Red Lion Manestream**
2107 Kirkwood Street, Suite 101
High Point, NC 27262
00082161AJ-999
AJ AN AL AZ

Offer in Compromise - 16-day suspension, suspended upon payment of \$1,600.00, on charges of missing tax stamps, open to the public and selling to an underage person.

47. Food Lion, LLC
T/A **Food Lion 106**
2526 Little Rock Road
Charlotte, NC 28214
Q11473-612
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.

Cancellation:

48. Lajuxtapose, LLC
T/A **La Lounge and Spa**
330 Evans Street, Suites 103-105
Greenville, NC 27858
00161995AJ-999
AJ AL AY

Cancel ALL ABC permits on charge of failure to file quarterly financial reports.

Responsible Alcohol Seller Program

31-11 Wings and Things Sports Bar, LLC
T/A **Wings and Things**
302 East Boulevard
Williamston, NC 27892
00142905AJ-999
AJ AZ

Offer in Compromise - 30-day suspension, suspended upon payment of \$2,000.00, on charges of employee consuming while working and allowing gaming pools. Respondent attended a Responsible Alcohol Seller Program on December 16, 2009.