

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

Summary of Action Taken On
Wednesday, December 15, 2010

SECTION I
CONTESTED CASES

Suspensions:

1. Ben Long Wang
T/A **Sapporo Bistro**
8129 Ardey Kell Road, Suite 101
Charlotte, NC 28277
00143558AJ-998
AJ AL

Final Agency Decision – 10-day suspension *and* payment of \$500.00, on charge of unauthorized possession of spirituous liquor.

2. Fusion Foods, Inc.
T/A **Coastal Blue**
39450-A Hwy 12
Avon, NC 27915
00153733AJ-999
AJ AL

Final Agency Decision – 30-day suspension *and* payment of \$500.00, on charges of unauthorized possession or consumption of spirituous liquor and consumption of alcoholic beverages while or after performing services (two counts).

Cancellation:

3. Abs3 LLC
T/A **On the Roxx**
19712 One Norman Blvd., Suite 100
Cornelius, NC 28031
00171501AJ-999
AJ AN AL AZ

Final Agency Decision – Cancel Mixed Beverage Private Club permit on charge of failure to file annual financial reports.

SECTION II

OFFERS IN COMPROMISE

4. Alliance Hospitality Management, LLC
T/A **Aloft Chapel Hill**
1001 South Hamilton Road
Chapel Hill, NC 27517
00123319AJ-989
AJ AN AL CY

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

5. Biz and B, Inc.
T/A **Biz and B**
50 West Main Street
Thomasville, NC 27360
00170970AK-999
AK AM

Offer in Compromise – 36-day suspension, suspended upon payment of \$3,600.00, on charges of selling to an underage person (two counts).

6. Bralies, Inc.
T/A **Bralies Sports Bar**
1725 Carpenter Fletcher Road, Unit 108-110
Durham, NC 27713
00158586AJ-999
AJ AL AZ

Offer in Compromise – 10-day suspension, suspended upon payment of \$500.00, on charge of unauthorized possession of fortified wine.

7. Café Enterprises, Inc.
T/A **Fatz Café**
2111 South Sterling
Morganton, NC 28655
Q11577-989
AJ AN AL AY

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00, on charges of possession of a controlled substance and possession of drug paraphernalia.

8. Food Lion, LLC
T/A **Food Lion 515**
1931 Cotton Grove Road
Lexington, NC 27292
Q11473-622
AK AO AM CE DF

Offer in Compromise – Seven-day suspension, suspended upon payment of \$700.00, on charge of selling an amount of alcohol greater than the amount authorized.

9. Campus Pizza, Inc.
T/A **Franklin Street Pizza and Pasta**
163 East Franklin Street
Chapel Hill, NC 27515
59894A-999
AJ AL

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

10. Donat Restaurants Corp.
T/A **Havanas**
1 North Lake Park Boulevard
Carolina Beach, NC 28428
00168565AJ-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.

11. Roberto Carlos Sandoval
T/A **La Guerrero**
528 South Fayetteville Street
Asheboro, NC 27203
00163948AK-999
AK

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

12. LJBL, Inc.
T/A **LeNiche Lounge**
3923 New Bern Avenue
Raleigh, NC 27610
00174578AJ-999
AJ AL AZ

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

13. JM Macias, Inc.
T/A **Mi Casita Mexican Restaurant**
559 North Raleigh Street
Angier, NC 27501
Q11545-983
AJ AL AY

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

14. Margaritagrille on Main, Inc. Ha Ri
T/A **Margaritagrille on Main**
430 Main Street
Hendersonville, NC 28792
00170688AJ-999
AJ AL AY

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

15. Pantry, Inc.
T/A **Petro Express 3978** (*now Kangaroo Express 3978*)
8008 Harris Station Boulevard
Charlotte, NC 28213
Q11443-561
AK AM

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

16. M and I Carolina, Inc.
T/A **Tangerines Caribbean Grill**
300 North Lake Park Boulevard
Carolina Beach, NC 28428
00164660AJ-999
AJ AN AL AY

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

17. Trader Joes East, Inc.
T/A **Trader Joes 745**
1800 East Franklin Street, Suite 29
Chapel Hill, NC 27514
00149007AK-996
AK AO AM CE DF

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

18. BDR Ventures, Inc.
T/A **Whiskey Dicks Saloon**
2101 US Hwy 117 South
Goldsboro, NC 27530
00176977AJ-999
AJ AL AZ

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00, on charge of failure to determine age.

19. AMF Bowling Centers, Inc.
T/A **AMF Durham 64**
4508 Chapel Hill Boulevard
Durham, NC 27707
Q11446-984
AJ AL AY

Offer in Compromise – Four-day suspension, suspended upon payment of \$400.00, on charge of unauthorized possession or consumption of fortified wine.

20. B and B Curb Market, Inc.
T/A **B and B Curb Market**
2100 Sharpe Road
Greensboro, NC 27406
19886B-999
AK AM

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00, on charge of possession of a video gaming machine.

21. 225 South Wilmington Tenant, LLC
T/A **Busy Bee Café and Restaurant**
225 South Wilmington Street
Raleigh, NC 27601
00169335AJ-999
AJ AN AL AY

Offer in Compromise – Six-day suspension, suspended upon payment of \$600.00, on charge of possession of nontaxpaid alcoholic beverages.

22. Caribbean 1830 Restaurant and Cafeteria, Inc.
T/A **Carolina Country Kitchen**
110-B Seneca Road
Greensboro, NC 27406
00165362AJ-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.

23. MM Fowler, Inc.
T/A **Cedar Village Family Fare**
618 Weaver Dairy Road
Chapel Hill, NC 27514
Q11390-933
AK AO AM

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

24. OM Shree Sai Corp.
T/A **E Quick Shop**
3700 Spring Garden Street
Greensboro, NC 27407
00178502AK-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.

25. SRP Enterprise, LLC
T/A **Eden Mart**
411 West Craighead Road
Charlotte, NC 28206
00113525AK-999
AK AO AM

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

26. Altuna Company, LLC
T/A **Express Mart 2**
3532 Cumberland Road
Fayetteville, NC 28306
00147283AK-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.

27. Jay Mahi, Inc.
T/A **First Street Mart**
1514 West First Street
Winston-Salem, NC 27104
00166000AK-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.

28. Jung Mi, Inc.
T/A **Food Prince**
1218 NC 62 East
Climax, NC 27233
00160865AK-999
AK AM

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00, on charge of possession of a video gaming machine.

29. Sayiah Mohammed Hanshali
T/A **Hanshali Express Food Mart**
518 East Elm Street
Goldsboro, NC 27530
54774B-994
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.

30. United Fuels, LLC
T/A **Quik Chek 31**
509 Sunset Avenue
Asheboro, NC 27203
Q11553-986
AK

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

31. Loyal Order of Moose
T/A **Rockingham Lodge 1838**
128 Crow Run
Rockingham, NC 28379
23226A-998
AJ AS AR

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00, on charge of failure to label container with the member's name as it appears on the membership roster.

32. Candy Marie Deweese
T/A **Softtails Saloon**
198 Shortcut Road
Barco NC 27917
00165023AJ-999
AJ

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

33. Joanna Karolina Hawke
T/A **A Taste of Europe**
6829 Fillyaw Road, Suite 108-109
Fayetteville, NC 28304
00130630AJ-999
AJ AN AL AY

Offer in Compromise – 25-day suspension, suspended upon payment of \$2,500.00, on charges of failure to maintain records including invoices for inspection or audit for three years, failure to purchase unfortified wine only from a wholesaler, unauthorized possession of spirituous liquor, tax stamp not permanently defaced and missing tax stamps.

34. Annies Food and Spirits, Inc.
T/A **Fireplace Tavern and Oyster Bar**
formerly Annies Food and Spirits
21 Steeple Road, Unit 2B
Sylva, NC 28779
00172905AJ-999
AJ AL AY BX

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

35. LaLaJa, Inc.
T/A **Cerro Grande Mexican Restaurant**
2503 Dr. Martin Luther King Jr. Boulevard
New Bern, NC 28562
00151626AJ-999
AJ AL AY

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

36. Beaches International, Inc.
T/A **East End Oyster and Martini Bar**
201 East Franklin Street
Chapel Hill, NC 27514
00171729AJ-999
AJ AN AL AZ

Offer in Compromise – Seven-day suspension, suspended upon payment of \$700.00, on charge of consumption of alcoholic beverages while or after performing services.

37. Raj Enterprises, Inc.
T/A **Exxon**
1305 US Hwy 70 West
Garner, NC 27529
00160302AK-999
AK AO AM

Offer in Compromise – 14-day suspension, suspended upon payment of \$1,050.00, on charge of selling to an underage person.

38. DGJ Enterprises, LLC
T/A **Ultra Lounge**
formerly Faces Night Club
2815 Crisman Street, Suite B-E
Charlotte, NC 28208
00132278AJ-999
AJ AL AZ

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00, on charges of failure to purchase malt beverages only from a wholesaler and performing services while or after consuming alcoholic beverages.

39. Gibbs Enterprises, Inc.
T/A **Gibbs Enterprises**
34835 Hwy 264
Engelhard, NC 27824
69526B-999
AK AO AM

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00, on charges of sales after hours (two counts).

40. Good Fortune Stores, Inc.
T/A **Good Fortune Store**
5436 North Church Street
Greensboro, NC 27405
00172104AK-999
AK AM

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

41. Halftime Sports Pub and Grub, LLC
T/A **Halftime Pub and Grub**
3325 ML King Jr. Boulevard
New Bern, NC 28562
00157794AJ-999
AJ AN AL AY BX

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

42. Pantry, Inc.
T/A **Kangaroo Express 3958**
formerly Petro Express 3958
2853 North Center Street
Hickory, NC 28601
Q11443-583
AK AM

Offer in Compromise – 35-day suspension, suspended upon payment of \$5,000.00, on charge of selling to an underage person.

43. **Pantry, Inc.**
T/A **Kangaroo Express 930**
1731 LeJeune Boulevard
Jacksonville, NC 28546
Q11443-832
AK AM

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

44. **Charlie Glenn King**
T/A **King Mart**
4537 Hwy 11 North
Grifton, NC 28530
40823A-999
AJ

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

45. **La Revancha, Inc.**
T/A **La Revancha**
361 Union Cemetery Road
Concord, NC 28027
00174946AJ-999
AJ AY

Offer in Compromise – 11-day suspension, suspended upon payment of \$1,100.00, on charges of failure to clear tables/counters, allowing consumption after hours, performing services while or after consuming alcoholic beverages, failure to have food available and failure to determine age.

46. **Market Center Holdings, Inc.**
T/A **Market Center 4**
1578 Hendersonville Road
Asheville, NC 28803
00108932AK-999
AK AO AM

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

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

Offer in Compromise – 60-day suspension with the last 30 days suspended on payment of \$5,000.00, on charges of a person under the age of 21 preparing drinks containing spirituous liquor, knowingly allowing violations of the controlled substance statutes to occur on the premises (two counts) and possession of a controlled substance.

48. Pantry, Inc.
T/A **Petro Express 3921**
4600 East Independence Boulevard
Charlotte, NC 28212
Q11443-596
AK AM

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

49. Saher Rafiq Ashkar
T/A **Pitt Street Mini Mart**
1701 South Pitt Street
Greenville, NC 27834
00175881AK-999
AK AO AM

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00, on charge of knowingly allowing violations of the controlled substance statutes to occur on the premises.

50. Mountain Empire Oil Company
T/A **Roadrunner Market 152**
1411 Tunnel Road
Asheville, NC 28805
52817B-995
AK AM

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

51. Jorkay, LLC
T/A **Rudys**
780 West Williams Street
Apex, NC 27502
00108753AJ-997
AJ AL AY

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

52. Tahirkheli, Inc.
T/A **Run In Convenience Store**
1725 Fairgrove Church Road
Conover, NC 28613
00123696AK-999
AK AO AM

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00, on charge of transferring a glass tube without requiring the purchaser to present identification, enter name and current address on a record verifying that the glass tube would not be used as drug paraphernalia on the licensed premises.

53. Sami Abdo Salah
T/A **Sams Convenience Store**
515 North Patterson Street
Maxton, NC 28364
00174520AK-998
AK AM

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00, on charge of transferring alcoholic beverages between establishments.

54. Randolph Oil Company
T/A **Short Stop 1**
1407 East Dixie Drive
Asheboro, NC 27203
00164063AK-999
AK AM

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

55. Aida Yigzaw Yehedego
T/A **Something Tropical**
342-B West Rosemary Street
Chapel Hill, NC 27516
00151848AK-999
AK

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

56. Jaks Enterprise, Inc.
T/A **York Express Mart**
2305 South York Road
Gastonia, NC 28052
00133168AK-999
AK AO AM

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

57. Jayshreeben Jagdishchandra Shah
T/A **Your Way Food Store**
2436 West Florida Street
Greensboro, NC 27403
61138B-998
AK AO AM

Offer in Compromise – Five-day suspension, suspended upon payment of \$500.00, on charge of delivering drug paraphernalia knowing that it would be used with a controlled substance.

58. Paddy Gibney, LLC
T/A **Paddys**
2606-B Raeford Road
Fayetteville, NC 28303
00150909AJ-999
AJ AL AZ

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charges of allowing consumption after hours, performing services while or after consuming alcoholic beverages (two counts) and interfering with a law enforcement officer in the performance of his duties.

Cancellation:

59. Ornelas, Inc.
T/A **Mexico Restaurant**
2307 Fleming Road
Greensboro, NC 27410
00164331AJ-999
AJ AL AY

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

ADD ON CASES

Suspensions:

60. CG3, LLC
T/A **Crave World Inspired Tapas
and Martinis**
203 Boone Heights Drive
Boone, NC 28607
00161519AJ-998
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.

61. Gondola Family, LLC
T/A **Gondola Italian Restaurant of Shelby**
306 East Dixon Boulevard
Shelby, NC 28151
00166459AJ-999
AJ AN AL AY

Offer in Compromise – 30-day suspension with the last 23 days suspended on payment of \$3,500.00, on charges of possession of nontaxpaid alcoholic beverages and missing tax stamps.

62. Gumm, LLC
T/A **Sunset Grille**
231 Grande Heights Drive
Cary, NC 27513
00140811AJ-999
AJ AN AL AY

Offer in Compromise – Three-day suspension, suspended upon payment of \$300.00, on charge of failure to obtain or post the appropriate county beer and wine retail license.

63. 411 West Morgan, LLC
T/A **Raleigh Live**
411 West Morgan Street
Raleigh, NC 27603
00153939AJ-999
AJ AN AL AZ

Offer in Compromise – 30-day suspension with the last 23 days suspended upon payment of \$3,500.00, on charges of tax stamps not permanently defaced, transferring mixed beverage tax stamps from one spirituous liquor container to another and failure to maintain records including invoices for inspection or audit for three years.

64. Spice Market, Inc.
T/A **Spice Street**
201 South Estes Drive, Space C-6
Chapel Hill, NC 27715
00118734AJ-999
AJ AN AL AY BX

Offer in Compromise – 17-day suspension, suspended upon payment of \$1,700.00, on charges of giving to an underage person and setting up a cash bar for beer, wine and/or mixed beverages off the licensed premises.

65. Veterans of Foreign Wars
T/A **Donald L. Drum Post 5305**
2163 Hwy 10 East
Conover, NC 28613
14656J-999
AJ AS AR

Offer in Compromise – Two-day suspension, suspended upon payment of \$200.00, on charge of possessing a key to a member's locker when that member was not present on the licensed premises.

66. Inam Rehman Gill
T/A **Gills Stop**
315 South Van Buren Road
Eden, NC 27288
00149646AK-999
AK

Offer in Compromise – Seven-day suspension, suspended upon payment of \$700.00, on charge of sales after hours.