A. D. "ZANDER" GUY, JR. CHAIRMAN

# State of North Carolina

NORMAN A. MITCHELL, SR. COMMISSIONER

TERRANCE L. MERRIWEATHER
DEPUTY COMMISSIONER

# ALCOHOLIC BEVERAGE CONTROL COMMISSION

400 East Tryon Road Raleigh, NC 27610 KAREN L. STOUT COMMISSIONER

# **Commission Meeting Summary**

July 14, 2021

ABC Commission Office Complex Hearing Room 101 – 10:00 AM

#### **SECTION I**

#### **CONTESTED CASES**

#### ALJ Decision:

1. T/A Express Mini Mart 1

Express Mini Mart 1, Inc. 502 Miller Boulevard Havelock, NC 28532 00270433AK - 999 AK AM AO Wayne County ABC Board

Imposition of Decision of Administrative Law Judge: 30-day suspension and payment of \$500.00 on the charges of (1) selling an alcoholic beverage to an underage person, (2) failing to maintain, on the premises and available for inspection or audit for three years, all records including original invoices related to alcoholic beverages and mixed beverages and (3) failing to have an exterior sign with a trade name matching the permit.

#### **SECTION II**

### **OFFERS IN COMPROMISE**

# Suspension:

2. T/A Barrique
Barrique, LLC
217 North John St

217 North John Street Goldsboro, NC 27530 00268912AJ-999 AJ AL AN AY BX Wayne County ABC Board

Offer in Compromise: 4-day suspension, avoided upon payment of \$400.00 on the charge of possessing multiple containers of spirituous liquor not bearing mixed beverage tax stamps.

# 3. T/A C Mart 10

B and R, Inc. 1523 Rouse Road Kinston, NC 28504 00198267AK-999 AK AM AO ALE District II

Offer in Compromise: 13-day suspension, avoided upon payment of \$1,300.00 on the charges of (1) possessing video gaming machines (2 counts) and (2) possessing spirituous liquor where not authorized.

#### 4. T/A Chasers

Thirty Two Entertainment, LLC 3217 The Plaza Charlotte, NC 28205 00233818AJ-999 AJ AL DZ Charlotte-Mecklenburg Police Department

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charges of (1) violating Executive Order restrictions and (2) failing to cooperate with a law enforcement officer.

# 5. T/A City Tavern

Jaz of Creedmoor, Inc. 404 North Main Street Creedmoor, NC 27522 00206293AJ-999 AJ AL DZ ALE District IV

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charge of violating Executive Order restrictions (5 counts).

# 6. T/A Five Star Grocery Mart

Five Star Grocery Mart, Inc. 3515 Central Heights Road Goldsboro, NC 27534

00268489AK-999 AK AM Wayne County ABC Board

Offer in Compromise: 35-day suspension, avoided upon payment of \$3,500.00 on the charge of selling an alcoholic beverage to an underage person.

# 7. **T/A Food Lion 1593**

Food Lion, LLC 1775 Clippers Way Sunset Beach, NC 28468 Q11473-816 AK AM AO CE DF ALE District I

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of selling an alcoholic beverage to an underage person.

# 8. T/A Good Fellas Bar and Lounge

JDS Global, LLC 3038 Richlands Hwy Jacksonville, NC 28540 00277559AJ-999 AJ AL DZ ALE District I

Offer in Compromise: 18-day suspension, the last 15 days avoided upon payment of \$1,500.00 on the charge of violating Executive Order restrictions (2 counts).

# 9. T/A La Michoacana Supermarket

La Michoacana Supermarket, Inc. 5400 Nevin Road, Suite C and D Charlotte, NC 28269 00286777AK-999 AK Mecklenburg County ABC Board

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of possessing spirituous liquor where not authorized.

#### **10. T/A Local Market 201**

Hackney Petroleum, Inc. 329 Highlands Road Franklin, NC 28734 Q11381-990 AK AM AO

#### **ALE District VIII**

Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charges of (1) employee possessing drug paraphernalia and (2) employee possessing a controlled substance.

# 11. **T/A Loop**

Doughmeister, Inc. 1800 East Franklin Street, Unit 7 Chapel Hill, NC 27514 65690A-999 AJ AL Chapel Hill Police Department

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of selling an alcoholic beverage to an underage person.

#### 12. T/A Market Street Pub

Connie Bland Langley 143 North Market Street Washington, NC 27889 00250326AJ-999 AJ AL AN DZ ALE District II

Offer in Compromise: 25-day suspension, avoided upon payment of \$2,500.00 on the charges of (1) failing to comply with private club membership requirements, (2) performing services after having consumed alcoholic beverages and (3) delivering more than one drink at a time to a single patron for his personal consumption.

# 13. T/A Mega Market

Latin USA Corporation 2920 Central Avenue, Unit A Charlotte, NC 28205 00277626AK-999 AK AM Mecklenburg County ABC Board

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of dispensing prescription medication without being a licensed pharmacist.

#### 14. T/A Mi Familia

Mi Familia Restaurant, Inc. 106 West South Street Aberdeen, NC 28315 00281901AJ-999 AJ AL AY

# Moore County Sheriff's Office

Offer in Compromise: 30-day suspension, avoided upon payment of \$3,000.00 on the charge of possessing spirituous liquor where not authorized.

# 15. T/A Pins Mechanical Company 16 Bit Bar and Arcade

Pins Mechanical Company Charlotte, LLC 307 West Tremont Avenue, Suite 100 Charlotte, NC 28203 00286183AJ-999 AJ AL AN DZ Charlotte-Mecklenburg Police Department

Offer in Compromise: 13-day suspension, avoided upon payment of \$1,300.00 on the charge of violating Executive Order restrictions.

# 16. T/A Rite Stop

Abdo Mossaid Ali 801 East 11th Street Siler City, NC 27344 65083B-995 AK AM AO ALE District IV

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charges of (1) allowing consumption at business with only off-premise permits and (2) performing services after having consumed alcoholic beverages.

#### 17. T/A River Street Ale House

Ale House, Inc. 957 Rivers Street Boone, NC 28607 00263789AJ-999 AJ AL AN AY ALE District VII

Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charge of violating Executive Order restrictions (2 counts).

#### 18. **T/A SIP**

Marbra, LLC
200 North Tryon Street, Suite 100
Charlotte, NC 28202
00206261AJ-999
AJ AL DZ
Charlotte-Mecklenburg Police Department

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charges of (1) failing to superintend and (2) violating Executive Order restrictions.

# 19. T/A Spicy Nine

Spicy Nine Chapel Hill, Inc. 140 West Franklin Street, Suite 150 Chapel Hill, NC 27516 00218783AJ-999 AJ AL AY Chapel Hill Police Department

Offer in Compromise: 13-day suspension, avoided upon payment of \$1,300.00 on the charge of selling an alcoholic beverage to an underage person.

# 20. T/A Standard Dist

Standard Dist, Inc. (Jimmy Dale Rudisill) 1801 Spencer Mountain Road Gastonia, NC 28054 00187062WS-999 BA ALE District VI

Offer in Compromise: 3-day suspension, avoided upon payment of \$300.00 on the charge of wholesaler delivering malt beverages to a retailer without proper permit.

# 21. T/A Stop Shop

Stop N Shop of Edenton, Inc. 1105 North Broad Street Edenton, NC 27932 00287090AK-999 AK AM AO ALE District II

Offer in Compromise: 23-day suspension, avoided upon payment of \$2,300.00 on the charges of (1) selling an alcoholic beverage to an underage person and (2) failing to maintain, on the premises and available for inspection or audit for three years, all records including original invoices related to alcoholic beverages and mixed beverages.

# 22. T/A Triton Quick Mart

SM Holding, Inc. 205 East Jackson Boulevard Erwin, NC 28339 00270522AK-999 AK AM

#### **ALE District IV**

Offer in Compromise: 35-day suspension, avoided upon payment of \$3,500.00 on the charges of (1) selling an alcoholic beverage to an underage person, (2) performing services after having consumed alcoholic beverages and (3) failing to cooperate with a law enforcement officer (2 counts).

# 23. **T/A Walgreens 10566**

Walgreen Company 901 Yadkinville Road Mocksville, NC 27028 Q11617-878 AK AM Triad Municipal ABC Board

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charge of selling an alcoholic beverage to an underage person.

# **24. T/A Walgreens 11547**

Walgreen Company 1500 East Franklin Street Chapel Hill, NC 27514 Q11617-858 AM AK Chapel Hill Police Department

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charge of selling an alcoholic beverage to an underage person.

#### 25. T/A Arandas Mexican Cuisine

Arandas Mexican Restaurant, LLC 5460 Apex Peakway Apex, NC 27502 00213237AJ-999 AJ AL AY Wake County ABC Board

Offer in Compromise: 6-day suspension, avoided upon payment of \$600.00 on the charge of possessing multiple containers of spirituous liquor not bearing mixed beverage tax stamps.

# 26. T/A Avalon Fishing Pier

Dare Resorts, Inc. 2111 North Virginia Dare Trail Kill Devil Hills, NC 27948 40932A-999 AJ

#### **ALE District II**

Offer in Compromise: 8-day suspension, avoided upon payment of \$800.00 on the charge of selling alcoholic drinks at a price that is different than usual for less than 1 full business day.

# 27. T/A Dollar General Store 6510

Dolgencorp, LLC 571 West Fire Tower Road Winterville, NC 28590 Q11589-845 AK AM Pitt County ABC Board

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of selling an alcoholic beverage to an underage person.

#### 28. T/A Don Ramon Mexican Restaurant

Don Ramon Mexican Restaurant, Inc. 1203 East Marion Street Shelby, NC 28150 00186051AJ-999 AJ AL AY Shelby Police Department

Offer in Compromise: 35-day suspension, avoided upon payment of \$3,500.00 on the charge of giving an alcoholic beverage to an underage person.

# 29. T/A Fairfield Inn and Suites

New Age Properties Group, LLC 2090 West 15th Street Washington, NC 27889 00255050AJ-999 AJ AL ALE District II

Offer in Compromise: 20-day suspension, avoided upon payment of \$2,000.00 on the charge of selling an alcoholic beverage to an underage person.

# 30. T/A Mojito Lounge

Mojito Lounge, LLC 106 Glenwood Avenue Raleigh, NC 27603 00268008AJ-999 AJ AL DZ ALE District IV Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charge of performing services after having consumed alcoholic beverages.

# 31. T/A Queen Park Social

Meck City Social Operations, LLC 4125 Yancey Road Charlotte, NC 28217 00250333AJ-999 AJ AL AN AY Charlotte-Mecklenburg Police Department

Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charges of (1) allowing possession or consumption of alcoholic beverages in a non-approved area of premises and (2) violating Executive Order restrictions.

# 32. T/A Quick N Go Food Mart

Abdo Hezam Adlali 5320 Murchison Road Fayetteville, NC 28311 00188138AK-999 AK AM AO ALE District III

Offer in Compromise: 8-day suspension, avoided upon payment of \$800.00 on the charge of failing to superintend.

# 33. T/A Sams Jiffy Mart

Aymra, LLC 500 South Memorial Drive Greenville, NC 27834 00279986AK-999 AK AM AO Pitt County ABC Board

Offer in Compromise: 20-day suspension, avoided upon payment of \$2,000.00 on the charge of selling an alcoholic beverage to an underage person.

# 34. T/A Sup Dogs Restaurant

Sup Dogs Chapel Hill, LLC 107 East Franklin Street Chapel Hill, NC 27514 00219005AJ-999 AJ AL AY Chapel Hill Police Department Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charge of selling an alcoholic beverage to an underage person.

# 35. T/A Taste of Napoli

Taste of Napoli, Inc. 1103 20th Street Morehead City, NC 28557 00276925AJ-999 AJ AL AN AY ALE District I

Offer in Compromise: 30-day suspension, avoided upon payment of \$3,000.00 on the charge of refilling spirituous liquor bottles.

# 36. T/A Tru Vegas Event Center

Robert Antonio Andrews 115 Commercial Road Tarboro, NC 27886 00274973AJ-999 AJ AL AS ALE District II

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charges of (1) allowing possession or consumption of alcohol not authorized by permits and (2) selling or possessing mixed beverages for sale without the proper ABC permit and revenue license.

# 37. T/A 701 Gas and Grill

Jamal Ahmed Abdo Alsaidi 2487 Hobbton Hwy Clinton, NC 28328 00152540AK-997 AK

ALE District III

Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charge of leaving an underage employee in charge of premises.

# 38. T/A A and W's Mini Mart

Ismail Grocery Inc.
221 South Kerr Avenue
Wilmington, NC 28403
00289642AK-999
AK AM AO
New Hanover County Sheriff's Office

Offer in Compromise: 60-day suspension, the last 53 days avoided upon payment of \$5,000.00 on the charge of selling an alcoholic beverage to an underage person.

# 39. T/A Brothers Corner Mart

Saleh Ali Mohamed 200 East Week Circle Newton Grove, NC 28366 00208758AK-999 AK AM AO ALE District III

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charges of (1) failing to maintain minimum food inventory to qualify for an off-premise fortified wine permit, (2) selling or transferring glass tubes or splitters without proper records and (3) possessing video gaming machines.

# 40. T/A Dueys Stop and Shop 4

Jay Shree Varahi, Inc. 315 West South Main Street Waxhaw, NC 28173 00157498AK-999 AK AM AO Waxhaw Police Department

Offer in Compromise: 20-day suspension, avoided upon payment of \$2,000.00 on the charge of selling an alcoholic beverage to an underage person.

# 41. T/A Element 31 Lounge

Element 31 Lounge, LLC 7631 Sharon Lakes Road, Suite E Charlotte, NC 28210 00278140AJ-999 AJ AL AN DZ Charlotte-Mecklenburg Police Department

Offer in Compromise: 28-day suspension, avoided upon payment of \$2,800.00 on the charge of violating Executive Order restrictions.

#### 42. T/A Emmets Social Table

Waxhaw Mill Restaurant Group, LLC 401 East South Main Street, Unit 101A Waxhaw, NC 28173 00262402AJ-999 AJ AL AY Waxhaw Police Department Offer in Compromise: 20-day suspension, avoided upon payment of \$2,000.00 on the charge of selling an alcoholic beverage to an underage person.

# 43. T/A Food Lion 1480

Food Lion, LLC 1720 North Fordham Boulevard Chapel Hill, NC 27514 Q11473-539 AK AM AO Chapel Hill Police Department

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charge of selling an alcoholic beverage to an underage person.

# 44. T/A Jeman Express

Lubika Jean Lutuangu 1501-A West Boulevard Charlotte, NC 28208 00115865AK-999 AK AM AO Charlotte-Mecklenburg Police Department

Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charge of failing to keep the premises clean and well-lit to avoid undue hazards.

# 45. T/A Lost and Found

Bland Southend, LLC 332 West Bland Street, Suite E-11 Charlotte, NC 28203 00283798AJ-999 AJ AL AN DZ Charlotte-Mecklenburg Police Department

Offer in Compromise: 50-day suspension, avoided upon payment of \$5,000.00 on the charge of violating Executive Order restrictions (2 counts).

#### 46. T/A Speedway 7951

Speedway LLC 2775 US Hwy 117 South Dudley, NC 28333 Q11615-745 AK AM Wayne County ABC Board

Offer in Compromise: 3-day suspension, avoided upon payment of \$300.00 on charge of failing to post permit.

### 47. T/A TJ Mart

Nguyenvu, Inc. 4044 Old Linwood Road Lexington, NC 27292 00125980AK-999 AK AM AO ALE District V

Offer in Compromise: 30-day suspension, avoided upon payment of \$3,000.00 on the charges of (1) possessing video gaming machines, (2) employee possessing a controlled substance and (3) possessing counterfeit goods for resale.

# 48. T/A Tony's Chip and Sip

Chip and Sip, Inc. 102 James Love School Road Shelby, NC 28152 00143568AK-999 AK AM Shelby Police Department

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charge of selling an alcoholic beverage to an underage person.

#### Cancellations:

# 49. T/A Scotchman 3105

GPM Southeast, LLC 201 East Fayetteville Street Roseboro, NC 28382 Q11608-990 AK AM AO ALE District III

Cancellation of Permittee's off-premises fortified wine permits on the charge of failing to maintain minimum food inventory to qualify for an off-premise fortified wine permit.

# 50. T/A Sky Mart

Sky Number 1, Inc. 301 West Grantham Street Goldsboro, NC 27530 00264271AK-999 AK AM AO Wayne County ABC Board Cancellation of Permittee's off-premises fortified wine permits on the charge of failing to maintain minimum food inventory to qualify for an off-premise fortified wine permit.