

WILLIAM HENRY BAUER, JR.  
CHAIRMAN

TERRANCE L. MERRIWEATHER  
DEPUTY COMMISSIONER

# State of North Carolina

**ALCOHOLIC BEVERAGE CONTROL COMMISSION**  
400 East Tryon Road  
Raleigh, NC 27610

NORMAN A. MITCHELL, SR.  
COMMISSIONER

KAREN L. STOUT  
COMMISSIONER

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## **AMENDED Commission Meeting Agenda**

February 9, 2022

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

- I. Hearing Cases – 40
- II. Revision to Exemption Request Pursuant to N.C.G.S. §18B-1116(b) – Old Armor Beer Company, Inc. and Topsy Hare Ciderworks, Inc.
- III. Public Hearing on Proposed Permanent Expand Allowable Growler Size Rule – 14B NCAC 15C .0307
- IV. Review of Mediated Settlement Agreement - F&C Group, LLC vs. NC ABC Commission (21 CVS 5138)
- V. Other Business

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

SECTION I

**CONTESTED CASE**

ALJ Decision:

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| <p>1.     <b>T/A Royal</b><br/>Yasmine Nicole Haith<br/>2389 Corporation Parkway<br/>Burlington, NC 27215<br/>ALE District V</p> | <p><b>OAH Judge:</b> Michael C. Byrne<br/>OAH Case #20 ABC 01197<br/>OAH Case #21 ABC 02576<br/>OAH Case #21 ABC 02786<br/><b>ABC Attorney:</b> Rachel Spears<br/>ABC Case #24457</p> |
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SECTION II

**OFFERS IN COMPROMISE**

Suspension:

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| <p>2.     <b>T/A Anthony's La Piazza</b><br/>APN Pizza Benson, Inc.<br/>206 East Main Street<br/>Benson, NC 27504<br/>Johnston County ABC Board</p>      | <p>Seth Kandl<br/>Case #25896</p> |
| <p>3.     <b>T/A Bond Brothers Beer Company</b><br/>Bond Brothers Beer Company, LLC<br/>202 East Cedar Street<br/>Cary, NC 27511<br/>ALE District IV</p> | <p>Seth Kandl<br/>Case #26449</p> |
| <p>4.     <b>T/A Fairway One Stop 5</b><br/>Arisu Enterprise, Inc.<br/>1305 North Liberty Street<br/>Winston-Salem, NC 27105<br/>ALE District V</p>      | <p>Seth Kandl<br/>Case #26682</p> |

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| 5.  | <p><b>T/A Hickory Nut Gorge Craft Brewery</b><br/> Hickory Nut Gorge Craft Brewery, LLC<br/> 461 Main Street<br/> Chimney Rock, NC 28720<br/> ALE District VIII</p>        | <p>Seth Kandl<br/> Case #26647</p>     |
| 6.  | <p><b>T/A Hickory Tavern</b><br/> T &amp; B Concepts of Wesley Chapel, LLC<br/> 6400 Weddington Monroe Road, Suite H<br/> Wesley Chapel, NC 28104<br/> ALE District VI</p> | <p>Seth Kandl<br/> Case #26214</p>     |
| 7.  | <p><b>T/A Off the Wagon</b><br/> MR Entertainment, LLC<br/> 22 North Market Street<br/> Asheville, NC 28801<br/> ALE District VIII</p>                                     | <p>Seth Kandl<br/> Case #26530</p>     |
| 8.  | <p><b>T/A Peculiar Rabbit</b><br/> Jack's Across the Tracks, Inc.<br/> 1212 Pecan Avenue<br/> Charlotte, NC 28205<br/> Charlotte-Mecklenburg Police Department</p>         | <p>Seth Kandl<br/> Case #26819</p>     |
| 9.  | <p><b>T/A Shipwrecks Bar and Grill</b><br/> Pooly, Inc.<br/> 4051 Arendell Street<br/> Morehead City, NC 28557<br/> ALE District I</p>                                     | <p>Seth Kandl<br/> Case #26045</p>     |
| 10. | <p><b>T/A Anna's Pizzeria</b><br/> Fuquay-Varina Anna's, Inc.<br/> 138 South Main Street<br/> Fuquay-Varina, NC 27526<br/> ALE District IV</p>                             | <p>Robert Nauseef<br/> Case #26769</p> |
| 11. | <p><b>T/A Buffaloe's Watering Hole</b><br/> Andrew Scott Buffaloe<br/> 4924 Wrightsville Avenue<br/> Wilmington, NC 28403<br/> ALE District I</p>                          | <p>Robert Nauseef<br/> Case #26575</p> |

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| 12. | <b>T/A Hattie's Tap and Tavern</b><br>Hippo Industries, LLC<br>2918 The Plaza<br>Charlotte, NC 28205<br>Charlotte-Mecklenburg Police Department             | Robert Nauseef<br>Case #26657 |
| 13. | <b>T/A Hickory Tavern</b><br>T & B Concepts of Pinehurst, LLC<br>9735 US 15-501 Hwy, Suite 170<br>Southern Pines, NC 28374<br>Moore County Sheriff's Office | Robert Nauseef<br>Case #26741 |
| 14. | <b>T/A Lucky Stop 23</b><br>Lucky Stop 23 Corporation<br>2196 Hwy 401 Business<br>Raeford, NC 28376<br>ALE District III                                     | Robert Nauseef<br>Case #26583 |
| 15. | <b>T/A Park N Shop 20</b><br>Kamini, LLC<br>421 East Chatham Street<br>Cary, NC 27511<br>ALE District IV  | Robert Nauseef<br>Case #26823 |
| 16. | <b>T/A Park N Shop 3</b><br>Park N Shop 3, LLC<br>1735 Weeksville Road<br>Elizabeth City, NC 27909<br>ALE District II                                       | Robert Nauseef<br>Case #26754 |
| 17. | <b>T/A Roadrunner Market 6035</b><br>Mountain Empire Oil Company<br>202 NC Hwy 9<br>Black Mountain, NC 28711<br>ALE District VIII                           | Robert Nauseef<br>Case #26854 |
| 18. | <b>T/A Sheetz 621</b><br>Sheetz of NC, LLC<br>1532 Salisbury Hwy<br>Statesville, NC 28677<br>ALE District VII   | Robert Nauseef<br>Case #26587 |

19.           **T/A South Fork Sports Bar**  
 John Marvin Smith, Jr.  
 16328 NC Hwy 125  
 Robersonville, NC 27871  
 ALE District II
20.           **T/A Waterfront Mini Mart**  
 Mohamed Ali Muhssen  
 1000 Park Drive  
 Washington, NC 27889  
 ALE District II
21.           **T/A Amoco Food Shop Graham**  
 McLeod Oil Company, Inc.  
 924 East Harden Street  
 Graham, NC 27253  
 Graham Police Department
22.           **T/A Blind Tiger**  
 Tiger of Greensboro, Inc.  
 1819 Spring Garden Street  
 Greensboro, NC 27403  
 Greensboro Police Department
23.           **T/A Bowbarr**  
 Bowbarr, Inc.  
 705 West Rosemary Street  
 Carrboro, NC 27510  
 ALE District IV
24.           **T/A Fainting Goat Brewing Company**  
 Crazy House Brewing, LLC  
 102 West Parrish Drive  
 Benson, NC 27504  
 Johnston County ABC Board
25.           **T/A Food Mart Express**  
 Safwan Mahube Atiri  
 303 Spring Avenue  
 Spring Lake, NC 28390  
 Cumberland County ABC Board
- Robert Nauseef  
 Case #26563
- Robert Nauseef  
 Case #26219
- Rachel Spears  
 Case #26887
- Rachel Spears  
 Case #26824
- Rachel Spears  
 Case #26799
- Rachel Spears  
 Case #26903
- Rachel Spears  
 Case #26699

26.       **T/A H and K Food Mart**  
AKFT, LLC  
321 North Tarboro Road  
Raleigh, NC 27610  
ALE District IV  
Rachel Spears  
Case #26641
27.       **T/A Harris Teeter Supermarket 117**  
Harris Teeter, LLC  
2110 South Estes Drive  
Chapel Hill, NC 27514  
Chapel Hill Police Department  
Rachel Spears  
Case #26865
28.       **T/A Jackpot Mini Mart**  
Jose Benitez  
2305 Lee Avenue  
Sanford, NC 27330  
ALE District III  
Rachel Spears  
Case #26813
29.       **T/A Jarvis Street Bottle Shop**  
Jarvis Street, LLC  
211 South Jarvis Street, Suite 106  
Greenville, NC 27858  
Pitt County ABC Board  
Rachel Spears  
Case #26816
30.       **T/A Longhorn Steakhouse 5608**  
Rare Hospitality International, Inc.  
2156 South Sterling Street  
Morganton, NC 28655  
ALE District VII  
Rachel Spears  
Case #26836
31.       **T/A Lowes Foods 236**  
Lowes Foods, LLC  
1020 Mebane Oaks Road  
Mebane, NC 27302  
Graham Police Department  
Rachel Spears  
Case #26885
32.       **T/A Mami Nora's Chicken**  
Palmemo, Inc.  
2401 Wake Forest Road  
Raleigh, NC 27608  
ALE District IV  
Rachel Spears  
Case #26979

33. **T/A Mozingo Rd. Food Mart**  
Mozingo Rd. Food Mart, Inc.  
4724 Stantonsburg Road  
Greenville, NC 27834  
Pitt County ABC Board  
Rachel Spears  
Case #26815
34. **T/A Nichols Food Store 8**  
Nichols Food Store, Inc.  
85 McAdenville Road  
Belmont, NC 28012  
ALE District VI  
Rachel Spears  
Case #26996
35. **T/A River Street Ale House**  
Ale House, Inc.  
957 Rivers Street  
Boone, NC 28607  
ALE District VII  
Rachel Spears  
Case #26833
36. **T/A Tacos Y Burritos California**  
Tacos Y Burritos California, Inc.  
11538 US 70 Business West  
Clayton, NC 27520  
Johnston County ABC Board  
Rachel Spears  
Case #26827
37. **T/A Xpress Mart 111**  
Scora, Inc.  
1614 Spring Garden Street  
Greensboro, NC 27403  
ALE District V  
Rachel Spears  
Case #26908
38. **T/A Xpress Stop 4**  
GMMJ, Inc.  
1801 East Dixon Blvd  
Shelby, NC 28152  
Shelby Police Department  
Rachel Spears  
Case #26863
39. **T/A Yummy Crab**  
New Crazy Crab Fourth, Inc.  
516 Tyvola Road  
Charlotte, NC 28217  
Charlotte-Mecklenburg Police Department  
Rachel Spears  
Case #26580

Cancellation:

40. **T/A Mother Tucker's Eatery**  
Mother Tucker's Eatery, LLC  
1642 Spring Garden Street  
Greensboro, NC 27403  
ALE District V

Rachel Spears  
Case #26259