

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

AGNES C. STEVENS  
ADMINISTRATOR



# 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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## Commission Meeting Summary

October 7, 2020

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

### SECTION I

#### CONTESTED CASES

ALJ Decision:

1. **T/A Triangle Food Mart**  
Vinayak Stores, Inc.  
1001 Hickory Chapel Road  
High Point, NC 27260  
00269820AK - 999  
AK AM AO  
ALE District V

Imposition of Decision of Administrative Law Judge: 10-day suspension and payment of \$500.00 on charges of (1) selling or transferring glass tubes or splitters without proper records and (2) possessing adulterants intended for defrauding a drug or alcohol screening test.

### SECTION II

#### OFFERS IN COMPROMISE

Suspension:

2. **T/A Dreams Tobacco Mart**  
Aymra, LLC  
501 South Memorial Drive

Greenville, NC 27834  
00279986AK-998  
AK AM AO  
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.

3. **T/A Graduate Chapel Hill**

GCNC Lessee, LLC  
311 West Franklin Street  
Chapel Hill, NC 27517  
00280109AJ-999  
AJ AL AN CY  
ALE District IV

Offer in Compromise: 6-day suspension, avoided upon payment of \$600.00 on the charge of premixing mixed beverages without prior authorization.

4. **T/A Grub**

Flying Saucers, LLC  
1200 West Chapel Hill Street  
Durham, NC 27701  
00253919AJ-999  
AJ AL AN AY BX  
ALE District I

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

5. **T/A Han Dee Hugo's 94**

Sampson Bladen Oil Company, Inc.  
8400 Creedmoor Road  
Raleigh, NC 27615  
Q11310-931  
AK AM  
Wake County ABC Board

Offer in Compromise: 25-day suspension, avoided upon payment of \$2,500.00 on the charges of (1) performing services after having consumed alcoholic beverages and (2) employee intoxicated.

6. **T/A Wal-Mart 3600**

Wal-Mart Stores East, LP  
970 Strickland Bridge Road  
Fayetteville, NC 28304

Q11492-815  
AK AM AO CE DF  
Cumberland 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.

7. **T/A 240 Bar**  
Kenneth Wayne Locklear  
3706 Elmsley Court, Suite 102  
Greensboro, NC 27406  
00275611AJ-999  
AJ AZ  
ALE District V

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charges of (1) failing to comply with private club membership requirements and (2) failing to purchase malt beverages only from a wholesaler .

8. **T/A Aldi 22**  
Aldi NC, LLC  
4920 Raeford Road  
Fayetteville, NC 28304  
Q11518-987  
AK AM  
Cumberland 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.

9. **T/A Big Daddy's Minit Mart 1**  
Big Daddy's Of Burke County, Inc.  
1308 Carbon City Road  
Morganton, NC 28655  
32245B-999  
AK AM AO  
ALE District VII

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.

10. **T/A Duck Thru 14**  
Jernigan Oil Company, Inc.  
3000 East 10th Street  
Greenville, NC 27858  
Q11604-977

AK  
Pitt County ABC Board

Offer in Compromise: 60-day suspension, the last 55 days avoided upon payment of \$5,000.00 on the charge of selling an alcoholic beverage to an underage person.

11. **T/A East Coast Wings and Grill**

Lucas Dining IV, Inc.  
101 North Berkeley Blvd.  
Goldsboro, NC 27534  
00198809AJ-999  
AJ AL AY  
Wayne County ABC Board

Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charges of (1) failing to purchase unfortified wine only from a wholesaler 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.

12. **T/A Levy Restaurants at Charlotte Bobcats Arena**

Levy Premium Foodservice Limited Partnership  
333 East Trade Street  
Charlotte, NC 28202  
Q11494-968  
AJ AL AN AR BN  
ALE District VI

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charges of (1) failing to determine the age of persons possessing alcohol and (2) delivering more than one drink at a time to a single patron for his personal consumption.

13. **T/A Liberty Post 81**

American Legion Post 81  
604 South Greensboro Street  
Liberty, NC 27298  
09199J-999  
AJ AR AS  
ALE District V

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charges of (1) possessing non-taxpaid alcoholic beverages, (2) failing to ensure members' alcoholic beverages were properly labeled and (3) failing to ensure members' alcoholic beverages were properly stored on the premises.

14. **T/A Lucky Seven**

Abdulgaber Abdulla Alfalahy

7603 Raeford Road  
Fayetteville, NC 28314  
00140791AK-999  
AK AM AO  
ALE District III

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

15. **T/A Lucky Stop Food Mart**

Sadek M. Ali  
6402-B Market Street  
Wilmington, NC 28405  
00152341AK-998  
AK AM AO  
ALE District I

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.

16. **T/A Metro Mart Convenience Store**

Metro Mart, LLC  
777 West Raleigh Blvd.  
Rocky Mount, NC 27803  
00198189AK-998  
AK AM AO  
ALE District II

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charges of (1) failing to keep the premises clean and well-lit to avoid undue hazards and (2) failing to maintain minimum food inventory to qualify for an off-premise fortified wine permit.

17. **T/A Mini Food Mart**

NDAR, LLC  
9510 Reynolda Road  
Tobaccoville, NC 27050  
00215555AK-998  
AK AM  
ALE District V

Offer in Compromise: 8-day suspension, avoided upon payment of \$800.00 on the charge of possessing video gaming machines.

18. **T/A Mortimer's Coffee and Pub**

Mortimer's Venture, LLC  
210 East Trade Street, Suite C-148

Charlotte, NC 28202  
00175974AJ-999  
AJ AL AN AY  
Mecklenburg County 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.

19. **T/A Painted Fish Café**  
Scratch Kitchens, LLC  
2941 Tynecastle Hwy  
Banner Elk, NC 28604  
00188308AJ-999  
AJ AL AY  
ALE District VII

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charges of (1) possessing multiple containers of spirituous liquor not bearing mixed beverage tax stamps, (2) failing to dispose of empty spirituous liquor bottles as soon as the bottles were empty, (3) selling or possessing fortified wine for sale without the proper ABC permit and revenue license and (4) 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.

20. **T/A Ribeyes of Washington**  
Pates Food Group, LLC  
228 Stewart Parkway  
Washington, NC 27889  
00252298AJ-999  
AJ AL AN AY  
ALE District II

Offer in Compromise: 8-day suspension, avoided upon payment of \$800.00 on the charge of delivering more than one drink at a time to a single patron for his personal consumption.

21. **T/A Three Bulls**  
Three Bulls, Inc.  
1480 River Ridge Drive  
Clemmons, NC 27012  
00262978AJ-999  
AJ AL AN AY  
Triad Municipal ABC Board

Offer in Compromise: 30-day suspension, avoided upon payment of \$3,000.00 on the charges of (1) possessing multiple containers of spirituous liquor not bearing mixed beverage tax stamps and

(2) failing to maintain beer and wine invoices from wholesaler, (3) manufacturing a commercial beverage without a proper permit and (4) handling and storage of liquor in a prohibited manner.

22. **T/A Tobacco Barn II**  
Chad Edward Earp  
401 Old Shelby Road  
Morganton, NC 28655  
00126621AK-998  
AK  
ALE District VII

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.

23. **T/A Vivace**  
VV, LLC  
4209 Lassiter Mill Road, Suite 115  
Raleigh, NC 27609  
00142937AJ-999  
AJ AL AN AY  
Wake County ABC Board

Offer in Compromise: 6-day suspension, avoided upon payment of \$600.00 on the charge of possessing non-taxpaid alcoholic beverages.

24. **T/A 5th Street Distillery**  
JBC of Greenville, LLC  
120 East 5th Street  
Greenville, NC 27858  
00138509AJ-998  
AJ AL AZ  
ALE District II

Offer in Compromise: 13-day suspension, avoided upon payment of \$1,300.00 on the charges of (1) delivering more than one drink at a time to a single patron for his personal consumption and (2) failing to comply with private club membership requirements.

25. **T/A Charley's Pub**  
Jonathan Ray Knight  
102 Person Street, Suite A-B  
Fayetteville, NC 28301  
00162487AJ-997  
AJ AL AZ  
ALE District III

Offer in Compromise: 64-day suspension, the last 50 days avoided upon payment of \$5,000.00 on the charges of (1) failing to comply with private club membership requirements, (2) delivering more than one drink at a time to a single patron for his personal consumption, (3) failing to superintend, (4) permittee intoxicated and (5) selling to an intoxicated person.

26. **T/A Club 519**  
Club 519, Inc.  
519 Cotanche Street  
Greenville, NC 27858  
00115858AJ-999  
AJ AL AZ  
ALE District II

Offer in Compromise: 13-day suspension, avoided upon payment of \$1,300.00 on the charges of (1) delivering more than one drink at a time to a single patron for his personal consumption and (2) failing to comply with private club membership requirements.

27. **T/A El Mariachi Mex and Grill Two**  
El Mariachi Mex and Grill 2, Inc.  
1302 Carolina Avenue  
Washington, NC 27889  
00254332AJ-999  
AJ AL AY  
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.

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

Offer in Compromise: 25-day suspension, avoided upon payment of \$2,500.00 on the charges of (1) failing to ensure members' alcoholic beverages were properly labeled, (2) failing to purchase malt beverages only from a wholesaler, (3) possessing non-taxpaid liquor and (4) failing to ensure members' alcoholic beverages were properly stored on the premises.

29. **T/A Food Lion 235**  
Food Lion, LLC  
122 South Post Road  
Shelby, NC 28150  
Q11473-734



AK AM AO CE DF  
Shelby 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.

30. **T/A Food Lion 475**  
Food Lion, LLC  
3308 Bragg Blvd.  
Fayetteville, NC 28303  
Q11473-900  
AK AM AO CE DF  
Cumberland County ABC Board

Offer in Compromise: 32-day suspension, avoided upon payment of \$3,200.00 on the charge of selling an alcoholic beverage to an underage person.

31. **T/A Hop and Vine**  
Ashlock Fortune Milbredt, LLC  
605 Jetton Street, Suite C  
Davidson, NC 28036  
00284221AJ-999  
AJ AL  
ALE District VI

Offer in Compromise: 25-day suspension, avoided upon payment of \$2,500.00 on the charge of performing services after having consumed alcoholic beverages (2 counts).

32. **T/A JC Price Post 107**  
J C Price Post 107, Inc.  
1433 Old Wilkesboro Road  
Salisbury, NC 28144  
14851J-999  
AJ AZ  
ALE District VI

Offer in Compromise: 11-day suspension, avoided upon payment of \$1,100.00 on the charges of (1) failing to purchase malt beverages only from a wholesaler and (2) possessing a container of spirituous liquor not bearing a mixed beverage tax stamp.

33. **T/A Mac Billiards**  
Mac Billiards, Inc.  
517 Cotanche Street  
Greenville, NC 27858  
00168811AJ-999  
AJ AZ

ALE District II

Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charge of delivering more than one drink at a time to a single patron for his personal consumption.

34. **T/A Marty's Pub and Grill**

Marty Hadis Bragg  
211 West Broad Street  
Statesville, NC 28677  
00186233AJ-999  
AJ AL AY  
ALE District VII

Offer in Compromise: 30-day suspension, avoided upon payment of \$3,000.00 on the charge of allowing an intoxicated person to consume (2 counts).

35. **T/A One Stop Shop**

DG4, Inc.  
323 East Meadow Road  
Eden, NC 27288  
00277634AK-999  
AK AM AO  
ALE District V

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.

36. **T/A Pantana Bobs**

Pantana Bobs, Inc.  
513 Cotanche Street  
Greenville, NC 27858  
67357A-999  
AJ AL AN AZ  
ALE District II

Offer in Compromise: 40-day suspension, avoided upon payment of \$4,000.00 on the charges of (1) delivering more than one drink at a time to a single patron for his personal consumption, (2) failing to comply with private club membership requirements and (3) employee possessing a controlled substance.

37. **T/A Paul's Corner Bar**

Paul Tracy Williams  
701 North James Street  
Goldsboro, NC 27530  
00190662AJ-997  
AJ AZ

Wayne County ABC Board

Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charge of employing an ineligible employee due to a conviction.

38. **T/A Rafters**  
420 Club, Inc.  
420 Cotanche Street  
Greenville, NC 27858  
00243869AJ-999  
AJ AL AZ  
ALE District II

Offer in Compromise: 13-day suspension, avoided upon payment of \$1,300.00 on the charges of (1) delivering more than one drink at a time to a single patron for his personal consumption and (2) failing to comply with private club membership requirements.

39. **T/A Taco Mama**  
Taco Mama Dilworth, LLC  
2452 Park Road, Suite C  
Charlotte, NC 28203  
00283902AJ-999  
AJ AL AY  
Mecklenburg County ABC Board

Offer in Compromise: 16-day suspension, avoided upon payment of \$1,600.00 on the charges of (1) possessing a container of spirituous liquor not bearing a mixed beverage tax stamp, (2) premixing mixed beverages without prior authorization and (3) possessing non-taxpaid alcoholic beverages.

40. **T/A Uncle Llew's**  
Llewellyn Van Seiden Sutton  
130 West Montgomery Street  
Henderson, NC 27536  
00258853AJ-999  
AJ  
ALE District IV

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charge of performing services after having consumed alcoholic beverages (2 counts).

41. **T/A Wills Social Bistro and Lounge**  
Wills Social Bistro and Lounge, LLC  
5400 South Miami Blvd., Suite 112  
Durham, NC 27703  
00235795AJ-999

AJ AL AY  
ALE District IV

Offer in Compromise: 4-day suspension, avoided upon payment of \$400.00 on the charge of failing to qualify as restaurant.

42.

**T/A Yama Izakaya**  
Yama Izakaya, LLC  
1324 Central Avenue  
Charlotte, NC 28205  
00222832AJ-999  
AJ AL AN AY  
Mecklenburg County ABC Board

Offer in Compromise: 20-day suspension, avoided upon payment of \$2,000.00 on the charge of performing services after having consumed alcoholic beverages (2 counts).