

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

Commission Meeting Summary

March 16, 2022

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

SECTION I

CONTINUED CASES

Suspension:

- 1. T/A Yummy Crab**
New Crazy Crab Fourth, Inc.
516 Tyvola Road
Charlotte, NC 28217
00279374AJ-999
AJ AL AY
ALE District VI
Offer in compromise: 20-day suspension, avoided upon payment of \$2,000.00 on charges of (1) failing to destroy unconsumed alcoholic beverages, (2) failing to purchase from a wholesaler, (3) failing to maintain invoices regarding alcoholic beverages purchases, and (4) failing to superintend.

SECTION II

OFFERS IN COMPROMISE

Suspension:

- 2. T/A Bond Brothers Beer Company**
Bond Brothers Beer Company, LLC
202 East Cedar Street
Cary, NC 27511
00237310AJ-999
AJ AL

ALE District IV

Offer in Compromise: 11-day suspension, avoided upon payment of \$1,100.00 on charges of (1) employee selling alcoholic beverages from a draught faucet without proper brand name label (2) employee wearing uniform while consuming alcoholic beverages, and (3) employee performing services after having consumed alcoholic beverages.

3. **T/A Circle K 2720925**

Circle K Stores, Inc.
1818 North Berkley Blvd.
Goldsboro, NC 27534
Q11434-557
AK AM AO
ALE District II

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.

4. **T/A Dale's Pub**

Dale's Pub, Inc.
775 East Ocean Road
Holly Ridge, NC 28445
00116567AJ-999
AJ AL DZ
ALE District I

Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charge of failing to cooperate with law enforcement officer.

5. **T/A Dollar General Store 13820**

Dolgencorp, LLC
601 Oakwood Avenue
Sanford, NC 27330
Q11589-482
AK AM
ALE District III

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on charges of (1) failing to maintain, on the premises and available for inspection or audit for three years, all records including original invoices related to alcoholic beverages. (2) failing to post permit.

6. **T/A Dollar General Store 203**

Dolgencorp, LLC
1431 John Small Avenue
Washington, NC 27889

Q11589-793
AK AM
ALE District II

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

7. **T/A Dreamchasers Brewery**
Dreamweavers Brewery, LLC
115 East North Main Street
Waxhaw, NC 28173
00240420AJ-999
AJ AL
ALE District IV

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.

8. **T/A Dugout**
Ryan Thomas Killinger
Walter Richard Killinger, III
674-676 Stratford Blvd.
Kinston, NC 28501
00180570AJ-999
AJ AL DZ
ALE District II

Offer in Compromise: 8-day suspension, avoided upon payment of \$800.00 on the charge of not having a tax stamp on spirituous liquor bottle.

9. **T/A Dunavant**
Glarb, LLC
2322 Dunavant Street, Suite 200
Charlotte, NC 28203
00274135AJ-999
AJ AL AY BX
ALE District VI

Offer in Compromise: 7-day suspension, avoided upon payment of \$700.00 on charges of (1) selling, allowing to possess or consume alcohol not authorized by permits and (2) allowing ineligible employee, to sell and distribute alcoholic beverages.

10. **T/A El Tucanazo**
Mark W. Blackman Consulting, LLC
2400 Paula Street
Raleigh, NC 27608

00275308AJ-999
AJ AL DZ
ALE District IV

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on charges of (1) having prohibited exterior advertising, (2) failing to comply with private club membership requirements [3 counts].

11. **T/A Farmers Grill 1**
Lucky Ray, LLC
39365 US Hwy 264 East
Belhaven, NC 27810
00248287AJ-999
AJ
ALE District II

Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on charge of (1) employee possessing a controlled substance and (2) possessing spirituous liquor where possession or consumption is not authorized.

12. **T/A Fiesta Mexican Cuisine**
Fiesta Group Corp.
11329 East Independence Blvd.
Matthews, NC 28105
00288162AJ-999
AJ AL AY
ALE District VI

Offer in Compromise: 17-day suspension, avoided upon payment of \$1,700.00 on charges of (1) failing to recycle beverage containers [2 counts], (2) failing to have food available at all times alcoholic beverages served and (3) failing to have a tax stamp on spirituous liquor bottle.

13. **T/A In and Out 2**
In and Out Mini Mart of NC, Inc.
5320 Hwy 101
Newport, NC 28570
00277649AK-999
AK
ALE District I

Offer in Compromise: 17-day suspension, avoided upon payment of \$1,700.00 on the charge of selling an alcoholic beverage to an underage person.

14. **T/A JB's Food Mart**
Sunny and Nancy, Inc.

4815-A Old Rural Hall Road
Winston-Salem, NC 27105
00225828AK-999
AK AM AO
ALE District V

Offer in Compromise: 25-day suspension, avoided upon payment of \$2,500.00 on charges of (1) possessing spirituous liquor where possession or consumption is not authorized, (2) dispensing prescription medication without being a licensed pharmacist and (3) selling glass tube or splitter without maintaining proper records.

15. **T/A Lenny Boy**
Lenny Boy, LLC
3000 South Tryon Street
Charlotte, NC 28217
00211627AJ-998
AJ AL
ALE District VI

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on charges of (1) exceeding the authorized amount of alcohol that may be sold, (2) selling or possessing for sale an alcoholic beverage product that had not first been approved by the ABC Commission for sale in this State.

16. **T/A M and M Market and Tobacco Vapor**
Muliki Corp.
2909 Trent Road
New Bern, NC 28562
00229792AK-998
AK AM
ALE District I

Offer in Compromise: 35-day suspension, avoided upon payment of \$3,500.00 on charges of (1) failing to keep premises clean and well-lit to avoid undue hazards, (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, (3) failing to have entire premises open for inspection and (4) employee possessing a controlled substance.

17. **T/A Oakboro Express Mart**
Shivdev Corp.
1533 North Main Street
Oakboro, NC 28219
00239239AK-999
AK
ALE District VI

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.

18. **T/A Oasis 15**
Daughtridge Gas and Oil Company
512 US Hwy 301 North
Lucama, NC 27581
Q11549-992
AK
ALE District II

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.

19. **T/A Osteria Del Monte Italian Restaurant**
Osteria Del Monte, LLC
19131 Rosman Hwy.
Sapphire, NC 28774
00142699AQ-999
AJ AL AN BT
ALE District VIII

Offer in Compromise: 6-day suspension, avoided upon payment of \$600.00 on charges of (1) failing to qualify as a sports club, by not having a minimum number of two of functioning sport services required to maintain a Mixed Beverage Sport Club permit and (2) failing to have a tax stamp on spirituous liquor bottle.

20. **T/A Smith's Corner Store**
Bahipa, Inc.
10971 US Hwy. 158 West
Ruffin, NC 27326
00230321AK-999
AK AM AO
ALE District V

Offer in Compromise: 20-day suspension, avoided upon payment of \$2,000.00 on charges of (1) possessing a video gaming machine [2 counts], and (2) employee did payout cash in exchange for prizes, merchandise, credits, tokens, tickets, or replays received from the operation of a video gaming machine [2 counts]

21. **T/A Star Gallery**
Star Gallery, LLC
2303 Neuse Blvd., Units 1 and 2
New Bern, NC 28560
00280359AJ-999
AJ AL DZ

ALE District I

Offer in Compromise: 40-day suspension, the last 35 days avoided upon payment of \$3,500.00 on charges of (1) failing to deface tax stamp once bottle was empty and (2) refilling spirituous liquor container having a mixed beverage tax stamp.

22. **T/A Sunshine Xpress**
Veer Brothers, LLC
1828 North Charlotte Avenue
Monroe, NC 28110
00278479AK-999
AK AM AO
ALE District VI

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.

23. **T/A Twin Ravens Tavern**
Twin Ravens Tavern, Inc.
127 Wilmington Hwy., Units 4-5
Jacksonville, NC 28540
00263322AJ-999
AJ AL AN DZ
ALE District I

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on charges of violating of Executive Order restrictions [3 counts].

24. **T/A Wings, Etc.**
Cajara, LLC
1910 East Dixon Blvd.
Shelby, NC 28152
00203525AJ-999
AJ AL AY
ALE District VI

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.

25. **T/A Citgo Food Mart**
SRI OM, LLC
1022 Burkemont Avenue
Morganton, NC 28655
00153133AK-999
AK
ALE District VII

Offer in Compromise: 2-day suspension, avoided upon payment of \$200.00 on the charge of employee performing services after having consumed alcoholic beverages.

26. **T/A Don Betos Tacos**
Taquitos Food Corporation, Inc.
720 Ricks Road
Selma, NC 27603
00240302AJ-999
AJ AY
ALE District IV

Offer in Compromise: 2-day suspension, avoided upon payment of \$200.00 on the charge of allowing the possession of spirituous liquor where not authorized.

27. **T/A Postal Fish Company**
Walnut Ridge Food Group, LLC
75 West Salisbury Street
Pittsboro, NC 27312
00258042AJ-999
AJ AL AN AY
ALE District IV

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on charges of (1) transferring alcohol between commonly owned establishments without prior ABC Commission approval, (2) failing to deface tax stamp once bottle empty and (3) employee possessing a spirituous liquor bottle that did not have a tax stamp.

28. **T/A 98 Asian Bistro**
98 Asian Bistro, Inc.
1800 North Main Street, Suite 106
High Point, NC 27262
00223522AJ-999
AJ AL AY
ALE District V

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of employee performing services after having consumed alcoholic beverages.

29. **T/A AC Hotel by Marriott Chapel Hill Downtown**
Chapel Hill Hotels, LLC
214 West Rosemary Street
Chapel Hill, NC 27516
00259691AJ-999
AJ AL AN CY
ALE District IV

Offer in Compromise: 30-day suspension, avoided upon payment of \$3,000.00 on the charge of selling an alcoholic beverage to an underage person.

30. **T/A Applebee's Grill and Bar**
Applebee's Restaurants Mid-Atlantic, LLC
71 Plaza Parkway
Lexington, NC 27292
Q11653-972
AJ AL AN AY
ALE District V

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charge of failing to superintend.

31. **T/A Beer Study**
Go Britton Go, LLC
2501 University Drive, Space 9-A
Durham, NC 27707
00248235AJ-999
AJ AL
ALE District IV

Offer in Compromise: 7-day suspension, avoided upon payment of \$700.00 on the charge of allowing possession or consumption of alcohol not authorized by permits.

32. **T/A Big Mikes Food Mart**
Yazan Munther Bayyari
807 Cokey Road
Rocky Mount, NC 27801
00228704AK-999
AK AO
ALE District II

Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charge of selling or transferring glass tubes or splitters without proper records.

33. **T/A Breeden Mart**
Breeden Mart, Inc.
22900 Aberdeen Road
Laurinburg, NC 28352
00291375AK-999
AK AM AO
ALE District III

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on charges of (1) failing to have entire premises open for inspection and (2) selling or transferring glass tubes or splitters without proper records.

34. **T/A Cork and Ale**
Craft Beer and Fine Wine Waxhaw, LLC
113 East North Main Street
Waxhaw, NC 28173
00280696AJ-999
AJ DB
ALE District VI

Offer in Compromise: 20-day suspension, avoided upon payment of \$2,000.00 on charges of (1) failing to superintend and (2) employee performing services after having consumed alcoholic beverages.

35. **T/AEP Mart 10**
Eastern Petroleum Corp.
7604 Knightdale Blvd.
Knightdale, NC 27545
Q11656-993
AK AM
ALE District IV

Offer in Compromise: 40-day suspension, avoided upon payment of \$4,000.00 on charges of (1) employee possessing a controlled substance and (2) consuming an alcoholic beverage on the premises of a business with only an off-premises permit.

36. **T/A Franks Food Center**
Enthalpy Petrochemicals, LLC
1002 McReynolds Street
Carthage, NC 28327
00229015AK-999
AK AM
ALE District III

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.

37. **T/A Hoppy Endings**
919 Brewing, LLC
8320 Litchford Road, Suite 106
Raleigh, NC 27615
00247181AJ-999
AJ AL DZ
ALE District IV

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on charges of (1) employee possessing a spirituous liquor bottle that did not have a tax stamp, and (2) employee failing to deface tax stamp once bottle empty.

38. **T/A Jack Browns Beer and Burger Joint**
BP4455, LLC
800 South Virginia Dare Trail
Kill Devil Hills, NC 27948
00265483AJ-999
AJ AL
ALE District II

Offer in Compromise: 8-day suspension, avoided upon payment of \$800.00 on the charge of employee wearing uniform while consuming alcoholic beverages.

39. **T/A Jax Battle Axe**
Aberdeen Fear Factory, LLC
10570 NC Hwy 211 East, Suite E
Aberdeen, NC 28315
00212063AJ-998
AJ
ALE District III

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

40. **T/A Jimmys**
Alwadai, LLC
122 Roanoke Avenue
Roanoke Rapids, NC 27870
00273954AK-999
AK AM AO
ALE District II

Offer in Compromise: 8-day suspension, avoided upon payment of \$800.00 on the charge of consuming an alcoholic beverage on the premises of a business with only an off-premises permit.

41. **T/A Mi Rancho Mexican Restaurant**
Rinconada, Inc.
2549 South Saunders Street
Raleigh, NC 27603
00233119AJ-999

AJ AL AY
ALE District IV

Offer in Compromise: 19-day suspension, avoided upon payment of \$1,900.00 on charges of (1) employee possessing a spirituous liquor bottle that did not have a tax stamp, (2) employee premixing mixed beverages without prior authorization from the NC ABC Commission, and (3) failing to maintain, on the premises and available for inspection or audit for three years, all records including original invoices related to alcoholic beverages.

42. **T/A Minuteman Food Mart 29**

Gas Mart, Inc.
7547 Hwy 711
Pembroke, NC 28372
Q11274-972
AK AM AO
ALE District III

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 Monterrey Mexican Grill 2**

Monterrey Mexican Grill 2, LLC
1722 Fordham Blvd., Suite 100
Chapel Hill, NC 27514
00267483AJ-999
AJ AL AN AY
ALE District IV

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

44. **T/A Public Mini Mart**

Public Mini Mart, LLC
6260 Glenwood Avenue, Suite 116
Raleigh, NC 27612
00258280AK-999
AK AM
ALE District IV

Offer in Compromise: 7-day suspension, avoided upon payment of \$700.00 on charges of (1) selling or transferring glass tubes or splitters without proper records and (2) possession of adulterants used for the purpose of defrauding a drug or alcohol screening test.

45. **T/A Quick Shop**

Sharif Anan Hassan
2461 Carolina Beach Road

Wilmington, NC 28401
00194309AK-998
AK AM AO
ALE District I

Offer in Compromise: 18-day suspension, avoided upon payment of \$1,800.00 on the charge of selling an alcoholic beverage to an underage person.

46. **T/A Scotchman 3182**
GPM Southeast, LLC
5200 Wrightsville Avenue
Wilmington, NC 28403
Q11608-998
AK AM AO
ALE District I

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.

47. **T/A Serj**
L4 Lounge, LLC
2906 Central Avenue
Charlotte, NC 28205
00252954AJ-999
AJ AL AN DZ
ALE District VI

Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charge of failing to comply with private club membership requirements.

48. **T/A Sheetz 512**
Sheetz of NC, LLC
1400 NC Hwy. 66 South
Kernersville, NC 27284
Q11557-950
AK AM AO
ALE District V

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.

49. **T/A Wellons Village Family Fare 447**
MM Fowler, Inc.
921 North Miami Blvd.
Durham, NC 27703
Q11390-942

AK AM AO
ALE District IV

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of consuming an alcoholic beverage upon the premise having only an off-premise permit.

Cancellation:

50. **T/A S and N Quick Mart**
St. George Quick Mart, LLC
1609 North William Street
Goldsboro, NC 27530
00227754AK-999
AK AM AO
ALE District II

Cancellation of the Off-Premises Fortified Wine permit on the charge of failing to maintain minimum food inventory.