

A. D. "ZANDER" GUY, 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

June 9, 2021

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

SECTION I

CONTESTED CASES

Consent Order:

1. **T/A Old Currin's Mini Mart**
Safa Abdullah Altowayti
200 West Andrews Avenue
Henderson, NC 27536
00212332AK-998
AK AM AO
ALE District IV

Imposition of Decision of Administrative Law Judge: 7-day suspension and a payment of \$5,000.00 on the charges of (1) allowing a controlled substance on premise, (2) selling or transferring glass tubes or splitters without proper records, (3) employee possessing a controlled substance and (4) failing to superintend. In addition, the Permittee must comply with the conditions of the Consent Order.

ALJ Decision:

2. **T/A C Mart**
Prachi Adhikary, Inc.
346 West Jones Street
Trenton, NC 28585
00200335AK-999
AK AM AO
ALE District I

Imposition of Decision of Administrative Law Judge: 10-day suspension and a payment of \$750.00 on the charge of failing to maintain minimum food inventory for an off-premise fortified wine permit.

SECTION II
OFFERS IN COMPROMISE

Suspension:

3. **T/A Advintage Distributing of NC**
LeGrande Hospitality, LLC
(Christanna Quinby Honer)
2121 Atlantic Avenue, Suites 100 and 104
Raleigh, NC 27604
00249017WS-998
BA
ALE District IV

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of wholesaler delivering fortified wine to retailer without proper permit.

4. **T/A Advintage Distributing of NC**
LeGrande Hospitality, LLC
(Daniel Curtis Lambeth)
2121 Atlantic Avenue, Suites 100 and 104
Raleigh, NC 27604
00195396WS-998
BA
ALE District IV

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of wholesaler delivering fortified wine to retailer without proper permit.

5. **T/A B and K Gas and More**
WHBIV Enterprises, Inc.
4200 Glenwood Drive
Charlotte, NC 28206
00260355AK-999
AK AM AO
Charlotte-Mecklenburg Police Department

Offer in Compromise: 3-day suspension, avoided upon payment of \$300.00 on the charge of 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.

6. **T/A Blackbeard's Triple Play**

Blackbeard's Triple Play, LLC
415-417A South Front Street
New Bern, NC 28560
00262108AJ-999
AJ AL AY
ALE District I

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charge of violating Executive Order restrictions (3 counts).

7. **T/A Corner Bar**
Christopher Ross Williams
601 North Fayetteville Avenue
Dunn, NC 28334
00261374AJ-999
AJ DZ
ALE District IV

Offer in Compromise: 50-day suspension, avoided upon payment of \$5,000.00 on the charges of (1) selling or possessing unfortified wine for sale without the proper ABC permit and revenue license, (2) premixing mixed beverages without prior authorization, (3) failing to deface the tax stamp on a bottle once empty, (4) possessing spirituous liquor containers not bearing mixed beverage tax stamps and (5) violating Executive Order restrictions (3 counts).

8. **T/A Dollar General Store 9293**
Dolgencorp, LLC
129 West Waxhaw Parkway
Waxhaw, NC 28173-9096
Q11589-561
AK AM
Waxhaw Police Department

Offer in Compromise: 12-day suspension, avoided upon payment of \$1,200.00 on the charge of 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.

9. **T/A Emerald Club 2.0**
Wild Cherry LN, LLC
8102 Emerald Drive
Emerald Isle, NC 28594
00240539AJ-999
AJ AL DZ
ALE District I

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of violating Executive Order restrictions.

10. **T/A Greens Market**
AMH Diana Market Corp.
604 1st Avenue SW
Hickory, NC 28602
00187154AK-999
AK
ALE District VII

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of possessing gambling equipment.

11. **T/A Hurricane Jane's**
Susan Annette Aydelette
161 South Greensboro Street
Liberty, NC 27298
00266413AJ-999
AJ AL AY
ALE District V

Offer in Compromise: 14-day suspension, avoided upon payment of \$1,400.00 on the charge of (1) performing services after having consumed alcoholic beverages, (2) failing to deface the tax stamp on a bottle once empty, (3) possessing a spirituous liquor container not bearing a mixed beverage tax stamp and (4) employee wearing a uniform while consuming alcoholic beverages (2 counts).

12. **T/A Hustle 3 Food Mart**
Hustle 3 Food Mart, Inc.
3134 NC Hwy 121
Farmville, NC 27828
00277629AK-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 alcoholic beverages to an underage person.

13. **T/A Kindred Restaurant**
Kindred Restaurant, LLC
131 North Main Street
Davidson, NC 28036
00226017AJ-999
AJ AL AN AY
ALE District VI

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

14. **T/A Mikes Food Store 13**
MBKS, Inc.
805 Earl Road
Shelby, NC 28152
00220784AK-997
AK
Shelby Police Department

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

15. **T/A Novel Tap Room**
Novel Tap Room, Inc.
12 North Ashe Avenue
Newton, NC 28658
00289760AJ-999
AJ AL
ALE District VII

Offer in Compromise: 8-day suspension, avoided upon payment of \$800.00 on the charge of performing services after having consumed alcoholic beverages.

16. **T/A Panacea Brewing Company**
Panacea Brewing Company, LLC
4107 Oleander Drive, Unit H
Wilmington, NC 28403
00259894AJ-998
AJ AL AY
ALE District I

Offer in Compromise: 8-day suspension, avoided upon payment of \$800.00 on the charges of (1) failing to purchase fortified wine only from a wholesaler and (2) possessing fortified wine where not authorized.

17. **T/A Quick Trip 2**
Shan Enterprise, Inc.
545 Tunnel Road
Asheville, NC 28805
00254790AK-999
AK AM
ALE District VIII

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

18. **T/A Sara Food Mart**
Sara Food Mart, Inc.
223 Cabarrus Avenue West
Concord, NC 28025
00284998AK-999
AK AM AO
Concord Police Department

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.

19. **T/A Speedway 6998**
Speedway, LLC
4560 Raeford Road
Fayetteville, NC 28304
Q11615-971
AM AK
ALE District III

Offer in Compromise: 22-day suspension, avoided upon payment of \$2,200.00 on the charges of (1) failing to superintend, (2) failing to post permit and (3) failing to keep premises clean and well-lit to avoid undue hazards.

20. **T/A Star Mini Mart**
Sam Mohammed Musaed Al Dalali
3837 Poole Road
Kinston, NC 28504
00273074AJ-999
AJ AL AO
ALE District II

Offer in Compromise: 20-day suspension, avoided upon payment of \$2,000.00 on the charges of (1) selling or transferring glass tubes or splitters without proper records, (2) possessing a video gaming machine and (3) employee possessing a controlled substance.

21. **T/A Stop Shop**
Hafco, Inc.
213 East Fifth Street
Greenville, NC 27834
50441B-999
AM AK
ALE District II

Offer in Compromise: 20-day suspension, avoided upon payment of \$2,000.00 on the charge of failing to determine the age of a person possessing alcohol.

22. **T/A Benders Tavern**
Freiz Barz, LLC
4517-A West Market Street
Greensboro, NC 27407
00176939AJ-999
AJ AL AN AY
ALE District V

Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charge of allowing an unlicensed armed security guard on the licensed premises.

23. **T/A Fullwood Express**
Chadia, Inc.
11229 East Independence Blvd., Suite 4
Matthews, NC 28105
00249284AK-999
AK AM
Mecklenburg ABC Board

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.

24. **T/A Minit Chek**
Ali Abdo Saleh Ali
100 West Main Street
Littleton, NC 27850
00135711AK-998
AK AO
ALE District II

Offer in Compromise: 4-day suspension, avoided upon payment of \$400.00 on the charge of failing to maintain the minimum food inventory for an off-premise fortified wine permit.

25. **T/A Ramada Inn**
Sterling Fountain Webster, III
Rocco Jennings Lassiter
David L. Neal
1701 South Virginia Dare Trail
Kill Devil Hills, NC 27948
35837A-999
AL AN AJ AR CY
ALE District II

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

26. **T/A Rincon Catracho**
La Centroamericana, Inc.
2125 Eastway Drive
Charlotte, NC 28205
00212872AJ-999
AJ
Mecklenburg ABC Board

Offer in Compromise: 25-day suspension, avoided upon payment of \$2,500.00 on the charge of dispensing prescription medication without being a licensed pharmacist.

27. **T/A Triangle Stop Food Store 209**
Four Seasons Triangle, Inc.
2545 Chimney Rock Hwy
Hendersonville, NC 28792
Q11333-994
AJ AL
ALE District VIII

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.

28. **T/A Cleveland Draft House Clayton**
Cleveland Draft House Clayton, LLC
461 Shotwell Road
Clayton, NC 27520
00224159AJ-999
AJ AL AN AY
Johnston County ABC Board

Offer in Compromise: 13-day suspension, avoided upon payment of \$1,300.00 on the charges of (1) failing to deface the tax stamps on bottles once empty and (2) failing to dispose of empty spirituous liquor bottles.

29. **T/A El Centenario Night Club**
New Kalipzo Night Club, LLC
5920-C North Tryon Street
Charlotte, NC 28213
00211857AJ-999
AJ DZ
ALE District VI

Offer in Compromise: 57-day suspension, the last 50 days avoided upon payment of \$5,000.00 on the charges of (1) failing to keep a membership roster required for private club, (2) failing to comply with private club membership requirements, (3) failing to keep premises clean and well-lit to avoid undue hazards and (4) violating Executive Order restrictions (2 counts).

30. **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: 40-day suspension, avoided upon payment of \$4,000.00 on the charges of (1) possessing a spirituous liquor container not bearing a mixed beverage tax stamp, (2) failing to cooperate with a law enforcement officer and (3) violating Executive Order restrictions.

31. **T/A Food Lion 1594**
Food Lion, LLC
2120-A Morganton Blvd. SW
Lenoir, NC 28645
Q11473-989
AK AM AO CE DF
ALE District VII

Offer in Compromise: 12-day suspension, avoided upon payment of \$1,200.00 on the charge of selling an alcoholic beverage to an underage person.

32. **T/A Food Lion 2574**
Food Lion, LLC
10601 East NC 97
Rocky Mount, NC 27803
Q11473-550
AK AM AO
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.

33. **T/A Ginns Seafood and Quickstop**
Ginns Seafood and Quickstop, LLC
837 Carolina Avenue
Washington, NC 27889
00228248AK-999
AK AM AO

ALE District II

Offer in Compromise: 25-day suspension, avoided upon payment of \$2,500.00 on the charges of (1) selling an alcoholic beverage to an underage person and (2) selling or transferring glass tubes or splitters without proper records.

34. **T/A Home Market**
Home Market, Inc.
3829 US Hwy 220
Jackson Springs, NC 27281
00266748AK-999
AK
ALE District V

Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charge of possessing a video gaming machine.

35. **T/A Mekong Thai Restaurant and Bar**
Phonesavath Tricia Thadavong
Phosai Thadavong
9 Union Street North, Suite 100
Concord, NC 28025
00242397AJ-999
AJ AL AY
Concord Police Department

Offer in Compromise: 56-day suspension, the last 50 days avoided upon payment of \$5,000.00 on the charges of (1) possessing a spirituous liquor container not bearing a mixed beverage tax stamp, (2) failing to deface a tax stamp on a bottle once empty, (3) failing to cooperate with a law enforcement officer, (4) failing to purchase malt beverages and wine only from a wholesaler, (5) possessing spirituous liquor where not authorized and (6) defacing a tax stamp before a bottle was empty.

36. **T/A Mom's Grill**
Mom's Grill, Inc.
1041 John Small Avenue
Washington, NC 27889
00231905AK-999
AK
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.

37. **T/A Mountain View Foot Golf**

Christopher Dee Dietz
2575 Mountain View Road
Hickory, NC 28602
00269091AJ-999
AJ AL
ALE District VII

Offer in Compromise: 64-day suspension, the last 50 days avoided upon payment of \$5,000.00 on the charges of (1) possessing spirituous liquor where not authorized, (2) failing to superintend (2 counts) and (3) violating Executive Order restrictions.

38. **T/A Need It Got It**
Need It Got It, Inc.
1608 2nd Avenue NW
Hickory, NC 28601
00206270AK-999
AK AM
ALE District VII

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.

39. **T/A Sheetz 506**
Sheetz of NC, LLC
1695 West Fifth Street
Washington, NC 27889
Q11557-954
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.

40. **T/A Shuckin' Shack Durham**
Phil Youngs Restaurant Group, LLC
2200 West Main Street, Suite A-140
Durham, NC 27705
00258418AJ-999
AJ AL AY
ALE District IV

Offer in Compromise: 25-day suspension, avoided upon payment of \$2,500.00 on the charges of (1) possessing fortified wine where not authorized, (2) employee possessing a controlled substance and (3) failing to maintain records of spirituous liquor purchases.

41. **T/A Vernon Mart**

Vernon Mart, Inc.
901 West Vernon Avenue
Kinston, NC 28501
00254058AK-999
AK AM AO
ALE District II

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of an employee possessing a controlled substance.