

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

Commission Meeting Summary

June 10, 2020

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

SECTION I

OFFERS IN COMPROMISE

Suspension:

1. **T/A Banner Elk Brewing Company**
Banner Elk Brewing Company, LLC
567 Main Street East
Banner Elk, NC 28604
00252160CM-999
AE BL DG
ALE District VII

Offer in Compromise: 6-day suspension, avoided upon payment of \$600.00 on the charge of a wholesaler delivering malt beverages to a retailer without the proper permit.

- 2a. **T/A Food Lion 1544**
Food Lion, LLC
104 NC Hwy 54, Unit A
Carrboro, NC 27510
Q11473-700
AK AM AO CE
Carrboro Police Department

Offer in Compromise: 50-day suspension, avoided upon payment of \$5,000.00 on the charge of selling an alcoholic beverage to an underage person.

- 2b. **T/A Food Lion 1544**
Food Lion, LLC
104 NC Hwy 54, Unit A
Carrboro, NC 27510

Q11473-700
AK AM AO CE
Carrboro Police Department

Offer in Compromise: 25-day suspension, avoided upon payment of \$2,500.00 on the charge of failing to superintend.

3. **T/A La Fiesta Grande**
ARP Group Corp.
10916 Black Dog Lane
Charlotte, NC 28214
00248666AJ-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) 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, (2) transferring alcohol between commonly owned stores without prior ABC Commission approval and (3) possessing a container of spirituous liquor not bearing a mixed beverages tax stamp.

4. **T/A La Revolucion**
La Revolucion, LLC
900 NC Music Factory Blvd.
Charlotte, NC 28206
00236288AJ-999
AJ AL AN
Charlotte-Mecklenburg Police Department

Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charge of failing to recycle beverage containers.

5. **T/A Ocean South Imports**
Sommerville Enterprises, LLC
5825 Triangle Drive, Suite 103
Raleigh, NC 27617
00263450CM-999
BM
Mecklenburg County ABC Board

Offer in Compromise: 7-day suspension, avoided upon payment of \$750.00 on the charge of a wholesaler delivering malt beverages to a retailer without the proper permit.

6. **T/A Tienda Mi Pueblo**
Las Palmas Producciones, Inc.

1408 Avondale Drive
Durham, NC 27701
69344A-995
AJ
ALE District IV

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.

7. **T/A Town Mart**
Town Mart, Inc.
1432 East Lawson Street
Durham, NC 27703
00269268AJ-999
AJ AL AO
ALE District IV

Offer in Compromise: 24-day suspension, avoided upon payment of \$2,400.00 on the charges of (1) failing to maintain beer and wine invoices from wholesaler, (2) failing to keep premises clean and well-lit to avoid undue hazards, (3) selling or transferring glass tubes or splitters without proper records, (4) failing to have exterior sign with trade name matching permit and (5) knowingly allowing violations of the controlled substance statutes to occur.

8. **T/A Trail House**
Ward Restaurants, LLC
6751 Old Monroe Road, Units 107-110
Indian Trail, NC 28079
00260280AJ-999
AJ AL AN AY
ALE District VI

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of possessing non-taxpaid alcoholic beverages.

9. **T/A AM Mart 3**
Gadale, Inc.
3531 Rehobeth Church Road
Greensboro, NC 27406
00272849AK-999
AK AO
ALE District V

Offer in Compromise: 22-day suspension, avoided upon payment of \$2,200.00 on the charge of selling an alcoholic beverage to an underage person.

10. **T/A 3 O's Grocery**
Ali Harbi Odeh, Jr.
1521 North Raleigh Street
Rocky Mount, NC 27801
00193347AK-999
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.
11. **T/A 7 Eleven Store 36779A**
Adufeleg, Inc.
8325 Old Statesville Road
Charlotte, NC 28269
00231995AK-999
AK AM AO
ALE District VI
- Offer in Compromise: 14-day suspension, avoided upon payment of \$1,400.00 on the charges of (1) performing services after having consumed alcoholic beverages and (2) failing to have entire premises open for inspection.
12. **T/A Adams Beverages of North Carolina**
Adams Beverages of North Carolina, LLC
805 North 23rd Street
Wilmington, NC 28405
00176804WS-998
BA
ALE District I
- Offer in Compromise: 8-day suspension, avoided upon payment of \$800.00 on the charge of a wholesaler delivering unfortified wine to a retailer without proper permit.
13. **T/A Bar**
Little Mook, LLC
711 Rigsbee Avenue
Durham, NC 27701
00191345AJ-999
AJ AZ
ABC Audit Division
- Offer in Compromise: 20-day suspension, avoided upon payment of \$2,000.00 on the charge of failing to file reports as required by Audit.

14. **T/A Black Rose Tavern**
John Herbert Bova, Jr.
175 Freedom Hwy, Suite 9
Midway Park, NC 28544
00217905AJ-999
AJ AZ
ABC Audit Division

Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charge of failing to file reports as required by Audit.

15. **T/A Circus Food Store 1**
Ghotax, Inc.
1101 East Main Street
Swepsonville, NC 27253
00234900AK-999
AK AM AO
Graham 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.

16. **T/A Citgo**
MeeMees, Inc.
825 Brogden Road
Smithfield, NC 27577
00175127AK-999
AK AM AO
ALE District IV

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, (2) failing to maintain beer and wine invoices from wholesaler and (3) selling or transferring glass tubes or splitters without proper records.

17. **T/A Club Onyx**
Top Shelf Entertainment, LLC
5300 Old Pineville Road, Suite 126
Charlotte, NC 28217
00134789AJ-999
AJ AL AN AZ
ALE District VI

Offer in Compromise: 6-day suspension, avoided upon payment of \$600.00 on the charge of failing to deface a tax stamp on a bottle once empty.

18. **T/A Country Mart 2**
S Mart of Pitt County, LLC
2630 NC Hwy 903
Stokes, NC 27884
00104398AK-998
AK AM AO
ALE District II
- Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charge of failing to superintend.
19. **T/A Crossroads Exxon**
Max American, LLC
5800 West Market Street
Greensboro, NC 27409
00267828AK-999
AK AM AO
Greensboro Police Department
- Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charges of (1) failing to cooperate with a law enforcement officer and (2) possessing a video gaming machine.
20. **T/A Dollar General Store 17285**
Dolgencorp, LLC
2649 Union Ridge Road
Burlington, NC 27217
Q11589-354
AK AM
Graham 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.
21. **T/A Drifters Country Saloon**
FFM Bar, Inc.
412 1/2 North Bragg Blvd.
Spring Lake, NC 28390
00142271AJ-999
AJ AL AZ
Cumberland County ABC Board
- Offer in Compromise: 8-day suspension, avoided upon payment of \$800.00 on the charge of failing to superintend.

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

Offer in Compromise: 12-day suspension, avoided upon payment of \$1,200.00 on the charges of (1) failing to comply with private club membership requirements and (2) failing to superintend.

23. **T/A Fairgrove Food Shop**
Shree Vallabh, Inc.
1370 Fairgrove Church Road SE
Conover, NC 28613
00185213AK-998
AK AM AO
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.

24. **T/A Firehouse Bar and Lounge**
Firehouse Bar and Lounge, Inc.
320 West Carson Blvd
Charlotte, NC 28203
00250174AJ-999
AJ AL AZ
Charlotte-Mecklenburg Police Department

Offer in Compromise: 30-day suspension, avoided upon payment of \$3,000.00 on the charges of (1) failing to comply with private club membership requirements and (2) selling an entire bottle of spirituous liquor.

- 25a. **T/A Food Lion 197**
Food Lion, LLC
1129 Weaver Dairy Road
Chapel Hill, NC 27514
Q11473-698
AK AM AO CE
Chapel Hill Police Department

Offer in Compromise: 50-day suspension, avoided upon payment of \$5,000.00 on the charge of selling an alcoholic beverage to an underage person.

25b. **T/A Food Lion 197**
Food Lion, LLC
1129 Weaver Dairy Road
Chapel Hill, NC 27514
Q11473-698
AK AM AO CE
Chapel Hill Police Department

Offer in Compromise: 25-day suspension, avoided upon payment of \$2,500.00 on the charge of failing to superintend.

26. **T/A Glover Beverages**
Glover Beverages, LLC
1323 Capital Blvd.
Raleigh, NC 27603
2956WS-997
BA
ALE District IV

Offer in Compromise: 8-day suspension, avoided upon payment of \$800.00 on the charge of a wholesaler delivering malt beverages to a retailer without proper permits.

27. **T/A Glover Beverages**
Glover Beverages, LLC
1323 Capital Blvd.
Raleigh, NC 27603
8034WT-995
BA
ALE District IV

Offer in Compromise: 8-day suspension, avoided upon payment of \$800.00 on the charge of a wholesaler delivering malt beverages to a retailer without proper permits.

28. **T/A Guanajuato Mexican Restaurant**
Guanajuato, Inc.
11552 US 15-501 North, Suite 205
Chapel Hill, NC 27517
00217413AJ-998
AJ AL AN AY
ALE District IV

Offer in Compromise: 6-day suspension, avoided upon payment of \$600.00 on the charge of failing to purchase unfortified wine only from a wholesaler.

29. **T/A Healy Wholesale Company**
Healy Wholesale Company, Inc.
4021 Distribution Drive
Fayetteville, NC 28311
00214509WS-999
BA
ALE District III

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of a wholesaler delivering malt beverages to a retailer without proper permits (2 counts).

30. **T/A Healy Wholesale Company**
Healy Wholesale Company, Inc.
4021 Distribution Drive
Fayetteville, NC 28311
00250802WS-999
BA
ALE District III

Offer in Compromise: 16-day suspension, avoided upon payment of \$1,600.00 on the charge of a wholesaler delivering malt beverages to a retailer without proper permits.

31. **T/A Healy Wholesale Company**
Healy Wholesale Company, Inc.
4021 Distribution Drive
Fayetteville, NC 28311
00274012WS-999
BA
ALE District III

Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charge of a wholesaler delivering malt beverages to a retailer without proper permits.

32. **T/A Hilltop Mini Mart**
Hilltop Mini Mart, Inc.
204 North Hardee Street
Durham, NC 27703
00282979AK-999
AK AM
ALE District IV

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

33. **T/A Hotel Concord**
Venues, LLC
14 Union Street North
Concord, NC 28025
00283780AJ-999
AJ AL AZ
ALE District VI

Offer in Compromise: 18-day suspension, avoided upon payment of \$1,800.00 on the charges of (1) performing services after having consumed alcoholic beverages and (2) failing to deface a tax stamp on a bottle once empty.

34. **T/A Iron Thunder Saloon and Grill**
Iron Thunder Saloon and Grill, Inc.
10021-10023 Weddington Road
Concord, NC 28027
00132212AJ-999
AJ AL AN AY
Concord 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.

35. **T/A Island Jerk Cuisine**
Island Jerk Cuisine, LLC
1150 Old US Hwy 1, Suite 9
Southern Pines, NC 28387
00278270AJ-999
AJ AL
ALE District III

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

36. **T/A Johnson Brothers Mutual Dist. of NC**
Johnson Brothers of North Carolina, Inc.
2233 Capital Blvd.
Raleigh, NC 27604
00266063WS-999
BA
ALE District IV

Continued

37. **T/A Johnson Brothers Mutual Dist. of NC**
Johnson Brothers of North Carolina, Inc.
2233 Capital Blvd.
Raleigh, NC 27604
00198418WS-998
BA
ALE District IV

Continued

38. **T/A Johnson Brothers Mutual Dist. of NC**
Johnson Brothers of North Carolina, Inc.
2233 Capital Blvd.
Raleigh, NC 27604
00276645WS-999
BA
ALE District IV

Continued

39. **T/A Johnson Brothers Mutual Dist. of NC**
Johnson Brothers of North Carolina, Inc.
2233 Capital Blvd.
Raleigh, NC 27604
00260065WS-998
BA
ALE District IV

Continued

40. **T/A Johnson Brothers Mutual Dist. of NC**
Johnson Brothers of North Carolina, Inc.
2233 Capital Blvd.
Raleigh, NC 27604
00257757WS-998
BA
ALE District IV

Continued

41. **T/A Johnson Brothers Mutual Dist. of NC**
Johnson Brothers of North Carolina, Inc.
2233 Capital Blvd.
Raleigh, NC 27604
00147753WS-998

BA
ALE District IV

Continued

42. **T/A Johnson Brothers Mutual Dist. of NC**
Johnson Brothers of North Carolina, Inc.
2233 Capital Blvd.
Raleigh, NC 27604
00285830WS-999
BA
ALE District IV

Continued

43. **T/A KVZ Corner Stop**
Keyaan, Inc.
3108 NC Hwy 14
Reidsville, NC 27320
00236670AK-999
AK AM AO
ALE District V

Offer in Compromise: 4-day suspension, avoided upon payment of \$400.00 on the charge of maintaining living quarters directly attached to the premises.

44. **T/A L and L Store 201**
Rosemart Properties, LLC
942 Durham Road
Wake Forest, NC 27587
Q11555-974
AK AM
ALE District IV

Offer in Compromise: 8-day suspension, avoided upon payment of \$800.00 on the charge of selling on Sunday before the legal hours.

45. **T/A Mi Cancun Mexican Restaurant**
Mi Cancun of Pittsboro, Inc.
114 Russet Run, Suite 130
Pittsboro, NC 27312
00276870AJ-999
AJ AL AY
ALE District IV

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

46. **T/A Modern Life Deli and Drink**

Mod Squad, LLC
46 Sanford Road
Pittsboro, NC 27312
00239127AJ-999
AJ AL AY
ALE District IV

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

47. **T/A Neighborhood Mini Mart**

Neighborhood Mini Mart, LLC
3105 Summit Avenue, Suite A
Greensboro, NC 27405
00271789AK-999
AK
ALE District V

Offer in Compromise: 4-day suspension, avoided upon payment of \$400.00 on the charge of possessing a video gaming machine (2 counts).

48. **T/A Neon Waves**

Crystal Lee Hochmuth
734 1st Avenue SW
Hickory, NC 28602
00245311AJ-999
AJ AZ
ALE District VII

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charges of (1) possessing and consuming alcoholic beverages in a nonapproved area of the premises and (2) failing to superintend.

49. **T/A Quik Chek 20**

United Fuels, LLC
713 Main Street
Oakboro, NC 28129
Q11553-980
AK AM
ALE District VI

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

50. **T/A River Twist**
GabelOne, LLC
118 East Main Street
Jamestown, NC 27282
00196595AJ-999
AJ AL AZ
ALE District V

Offer in Compromise: 30-day suspension, avoided upon payment of \$3,000.00 on the charges of (1) selling an alcoholic beverage to an underage person and (2) failing to comply with private club membership requirements.

51. **T/A Rocky Mount Moose Lodge 938**
Loyal Order of Moose
521 Country Club Road
Rocky Mount, NC 27804
08920J-999
AJ AL AS BU
ALE District II

Offer in Compromise: 57-day suspension, the last 50 days avoided upon payment of \$5,000.00 on the charges of (1) failing to deface a tax stamp on a bottle once empty, (2) failing to superintend, (3) failing to file a manager change, (4) failing to immediately label a brown-bagging bottle with the member's name, (5) failing to comply with private club membership requirements, (6) allowing a game of chance, (7) failing to dispose of an empty spirituous liquor bottle, (8) possessing a video gaming machine (2 counts) and (9) failing to recycle beverage containers.

52. **T/A Saladelia Cafe**
SRC Foods, Inc.
4201 University Drive
Durham, NC 27707
49518A-999
AJ AL
ALE District IV

Offer in Compromise: 12-day suspension, avoided upon payment of \$1,200.00 on the charges of (1) advertising brand names on the exterior of the premises, (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 post permit.

53. **T/A Speedway 8672**
Speedway, LLC
3000 South Memorial Drive
Greenville, NC 27834
Q11615-793
AK AM
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.

54. **T/A Spruce Pine Moose Lodge 1159**
Spruce Pine Lodge No. 1159 Loyal Order of Moose, Inc.
149 C Street
Spruce Pine, NC 28777
00192149AJ-999
AJ BT
ALE District VIII

Offer in Compromise: 7-day suspension, avoided upon payment of \$750.00 on the charge of allowing a game of chance.

55. **T/A Super Expressway**
4 Radhey, LLC
807 East Main Street
Havelock, NC 28532
00163436AK-999
AK
ALE District I

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 have the entire premises open for inspection.

56. **T/A Sycamore Brewing**
Sycamore Brewing, LLC
401 West 24th Street
Charlotte, NC 28206
00223529CM-998
AE BM BZ BC BL
ALE District VI

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of a wholesaler selling an unapproved malt beverage to a retailer.

57. **T/A Tommy's Mini Mart**
 A and M Mini Mart Inc. of Burlington
 1382 North Church Street
 Burlington, NC 27217
 00155474AK-999
 AK AM AO
 Graham 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.
58. **T/A Toreros Mexican Restaurante**
 Arias-Baldovinos Garcia-Camacho 1, Inc.
 112 North John Street
 Goldsboro, NC 27530
 00121771AJ-999
 AJ AL AN AY
 Wayne County ABC Board
- Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charges of (1) failing to deface a tax stamp on a bottle once empty, (2) employing an ineligible employee due to conviction and (3) failing to maintain beer and wine invoices from wholesaler.
59. **T/A Trap**
 Skill Sharp Technologies, LLC
 1923 Westinghouse Blvd.
 Charlotte, NC 28273
 00205302AJ-999
 AJ AL AZ
 ALE District VI
- Offer in Compromise: 20-day suspension, avoided upon payment of \$2,000.00 on the charge of performing services after having consumed alcoholic beverages.
60. **T/A Xcaret Mexican Grill and Cantina**
 Manuel De Jesus Hernandez
 202 West Fourth Street, Unit 150
 Winston Salem, NC 27101
 00258668AJ-999
 AJ AL AY
 Triad Municipal ABC Board
- Offer in Compromise: 4-day suspension, avoided upon payment of \$400.00 on the charge of defacing a tax stamp before a container of spirituous liquor was empty.

61. **T/A Younguns Sports Bar and Grill**
Kimberly Railey Deal
612 Slater Street
Kings Mountain, NC 28086
00167720AJ-999
AJ AY AZ
ALE District VI

Offer in Compromise: 50-day suspension, avoided upon payment of \$5,000.00 on the charges of (1) failing to comply with private club membership requirements, (2) failing to dispose of an empty spirituous liquor bottle, (3) refilling spirituous liquor bottles, (4) failing to deface a tax stamp on a bottle once empty and (5) possessing a controlled substance on the premises.

Cancellation:

62. **T/A Smokeys**
Brian Keith Tidwell
234 East Harden Street
Burlington, NC 27215
00274442AJ-999
AJ AZ
ALE District V

Offer in Compromise: Cancellation of all ABC permits on charges of (1) failing to superintend, (2) employee possessing a controlled substance and (3) failing to deface a tax stamp on a bottle once empty.