

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

August 12, 2020

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

SECTION I

CONTESTED CASES

ALJ Decision:

1. **T/A Texas Discotheque**
Fidel Torres
5201 West Market Street, Suite 106
Greensboro, NC 27409
00209788AJ - 999
AJ AM

Imposition of Decision of Administrative Law Judge: 15-day suspension and payment of \$1,000.00 on the charge of failing to cooperate with a law enforcement officer.

SECTION II

OFFERS IN COMPROMISE

Suspension:

2. **T/A Carlton's Hampton Road Grocery**
Hampton Road Grocery, Inc.
4440 Hampton Road
Clemmons, NC 27012
00094031AK-999
AK
Triad Municipal 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.

3. **T/A Champs Lounge**
Champs Lounge, LLC
93 Western Blvd., Suite E
Jacksonville, NC 28546
00236881AJ-999
AJ AL AZ
Jacksonville Police Department

Offer in Compromise: 30-day suspension, avoided upon payment of \$3,000.00 on the charge of engaging in or allowing an affray or disorderly conduct (3 counts).

4. **T/A Jett Xpress**
William Clarence Johnson
410 Vine Arden Road
Morganton, NC 28655
00244837AK-999
AK AM AO
ALE District VIII

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.

5. **T/A Mansion**
Diversified Corp.
1200 Bragg Blvd.
Fayetteville, NC 28301
00109031AJ-999
AJ AL AZ
ALE District III

Offer in Compromise: 25-day suspension, avoided upon payment of \$2,500.00 on the charges of (1) employee intoxicated, (2) failing to clear tables by 2:30 AM and (3) failing to keep the premises clean and well-lit to avoid undue hazards.

6. **T/A Mochies Tavern**
J and B Concepts, LLC
15060 Idlewild Road, Suite I
Matthews, NC 28104
00265253AJ-999
AJ AL AY
ALE District VI

Offer in Compromise: 20-day suspension, avoided upon payment of \$2,000.00 on the charges of (1) selling to an intoxicated person and (2) allowing an intoxicated person to consume.

7. **T/A Parliament**
322 Glenwood, Inc.
322 Glenwood Avenue
Raleigh, NC 27603
00253903AJ-999
AJ AL AN AZ
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.

8. **T/A Aberdeen Lucky Stop**
Aberdeen Lucky Stop, Inc.
15598 Hwy 15-501
Aberdeen, NC 28315
00285525AK-999
AK AM
ALE District III

Offer in Compromise: 12-day suspension, avoided upon payment of \$600.00 on the charges of (1) selling or possessing fortified wine for sale without the proper ABC permit and revenue license and (2) failing to maintain beer and wine invoices from wholesaler.

9. **T/A Amplify**
Amplify Delaware, LLC
417 South College Road, Units 28 and 29
Wilmington, NC 28403
00284951AJ-999
AJ AL AZ
ALE District II

Offer in Compromise: 4-day suspension, avoided upon payment of \$400.00 on the charge of selling or possessing unfortified wine for sale without the proper ABC permit and revenue license.

10. **T/A Big Apple**
Big Benjamin, Inc.
5900 Yadkin Road
Fayetteville, NC 28303
00254549AJ-999
AJ AL AN AY
Cumberland County ABC Board

Offer in Compromise: 50-day suspension, avoided upon payment of \$5,000.00 on the charges of (1) failing to superintend (2 counts), (2) allowing an intoxicated person to consume and (3) failing to determine the age of a person possessing alcohol.

11. **T/A Carolina Pottery**
Marsh Pottery, LLC
1025 Outlet Center Drive
Smithfield, NC 27577
00185693AM-998
AM CE
ALE District IV

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.

12. **T/A Circle K 2723791**
Circle K Stores, Inc.
801 East Harden Street
Graham, NC 27253
Q11434-865
AK AM
Graham 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.

13. **T/A Corner Stop**
Arti and Bhavika, Inc.
11910 NC Hwy 43 North
Rocky Mount, NC 27801
00195116AK-999
AK AM AO
ALE District II

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

14. **T/A Croasdaile Country Club**
Croasdaile Country Club, Inc.
3800 Farm Gate Avenue
Durham, NC 27705
30206A-999
AJ AL AN AR AS AZ
ALE District IV

Offer in Compromise: 25-day suspension, avoided upon payment of \$2,500.00 on the charges of (1) failing to maintain beer and wine invoices from wholesaler, (2) failing to purchase fortified wine only from a wholesaler, (3) premixing mixed beverages without prior authorization, (4) failing to dispose of empty spirituous liquor bottles as soon as the bottles were empty and (5) 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.

15. **T/A D Mart 6**
D Mart, Inc.
896 Oakridge Farm Hwy
 Mooresville, NC 28115
00176167AK-997
AK AM
 Mooresville Police Department

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.

16. **T/A Dearborn Mini Mart**
Mogeeb Saleh Alzabidi
3310 Dearborn Drive
Durham, NC 27704
00203021AK-999
AK AM AO
ALE District IV

Offer in Compromise: 25-day suspension, avoided upon payment of \$2,500.00 on the charges of (1) allowing consumption at business with only off-premise permits, (2) performing services after having consumed alcoholic beverages and (3) employee possessing a controlled substance.

17. **T/A DELUXE The Fine Art of Dining**
Deluxe Events, LLC
305 West Fourth Street
Charlotte, NC 28202
00285916AJ-999
AJ AL AY
Mecklenburg County ABC Board

Offer in Compromise: 70-day suspension, the last 50 days avoided upon payment of \$5,000.00 on the charges of (1) transferring a tax stamp from one spirituous liquor bottle to another, (2) failing to deface tax stamp on a bottle once empty, (3) possessing multiple containers of spirituous liquor not bearing mixed beverage tax stamps, (4) failing to dispose of empty spirituous liquor bottles as soon as the bottles were empty, (5) selling or possessing spirituous liquor for sale without the proper ABC permit and revenue license (2 counts) and (6) failing to recycle beverage containers.

18. **T/A Diamonds of Charlotte**
SloanNichol, LLC
124 Atando Avenue
Charlotte, NC 28206
00253997AJ-999
AJ AL AZ
Charlotte-Mecklenburg Police Department

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charges of (1) failing to keep the premises clean and well-lit to avoid undue hazards and (2) performing services after having consumed alcoholic beverages.

19. **T/A E Z Pass Drive Thru**
NC Drive Thru, Inc.
2200 South Evans Street
Greenville, NC 27834
00259126AK-999
AK AM
Pitt County ABC Board

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

20. **T/A El Cuscatleco Restaurant**
SPA Dining, Inc.
1383 SE Maynard Road
Cary, NC 27511
00212317AJ-999
AJ AY
Wake County ABC Board

Offer in Compromise: 3-day suspension, avoided upon payment of \$300.00 on the charge of failing to obtain or post local city/county license.

21. **T/A El Dorado**
JJM and Sons, LLC
600 Creekside Drive
Raleigh, NC 27609
00272562AJ-999
AJ AL AN AZ
ALE District IV

Offer in Compromise: 30-day suspension, avoided upon payment of \$3,000.00 on the charges of (1) failing to deface tax stamp on a bottle once empty and (2) maintaining living quarters directly attached to premises.

22. **T/A Emma's Bakery**
Emma's Bakery LLC
110 South Brightleaf Blvd.
Smithfield, NC 27577
00216609AK-999
AK
ALE District IV

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

23. **T/A Five Points Food Mart**
Gazem, Inc.
1210 Broad Street
New Bern, NC 28560
00273299AK-999
AK AM AO
ALE District I

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) failing to keep the premises clean and well-lit to avoid undue hazards.

24. **T/A Four Points by Sheraton Charlotte**
Charlotte Hospitality, LLC
315 East Woodlawn Road
Charlotte, NC 28217
00258440AJ-999
AJ AL AN AR CY
Mecklenburg County ABC Board

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

25. **T/A Fusion**
Zarrin James, Inc.
6432 East Independence Blvd.
Charlotte, NC 28212
00254189AJ-999
AJ AL AZ
Charlotte-Mecklenburg Police Department

Offer in Compromise: 22-day suspension, avoided upon payment of \$2,200.00 on the charges of (1) failing to superintend, (2) performing services after having consumed alcoholic beverages and (3) failing to destroy unconsumed alcoholic beverages.

26. **T/A Hooters of Charlotte**
HOA Restaurant Holder, LLC
123 West Trade Street
Charlotte, NC 28202
Q11614-985
AJ AL AN AY
ALE District VI

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charges of (1) failing to superintend and (2) employee possessing a controlled substance.

27. **T/A J M's Pub**
Michael Joseph Hutton
522 North New River Drive
Surf City, NC 28445
00260703AJ-999
AJ AL AZ
ALE District I

Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charge of allowing a game of chance.

28. **T/A Jeans**
Sin Sity, LLC
330 East Main Street
Havelock, NC 28532
00161177AJ-994
AJ AZ
ALE District I

Offer in Compromise: 22-day suspension, avoided upon payment of \$2,200.00 on the charges of (1) failing to comply with private club membership requirements, (2) premixing mixed beverages without prior authorization and (3) possessing gambling equipment.

29. **T/A Korner Pocket**
CRC Enterprises, Inc.
8508 Capital Blvd.
Raleigh, NC 27616
60779A-999
AJ AL AY
ALE District IV

Offer in Compromise: 20-day suspension, avoided upon payment of \$2,000.00 on the charges of (1) failing to purchase unfortified wine only from a wholesaler, (2) failing to maintain beer and wine invoices from wholesaler, (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 and mixed beverages and (4) failing to have the entire premises open for inspection.

30. **T/A Last Call**
Anne Elizabeth Uleman
5395 Ramsey Street
Fayetteville, NC 28311
00114658AJ-999
AJ AL AZ
ALE District III

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charge of failing to comply with private club membership requirements.

31. **T/A Leather and Lace North**
Leather and Lace, Inc.
7321-D North Tryon Street
Charlotte, NC 28269
48089A-999
AJ AL AN AZ
ALE District VI

Offer in Compromise: 64-day suspension, the last 50 days avoided upon payment of \$5,000.00 on the charges of (1) failing to superintend, (2) performing services after having consumed alcoholic beverages (8 counts), (3) failing to comply with private club membership requirements, (4) allowing sexually explicit conduct and (5) employee possessing a controlled substance.

32. **T/A Mar Mac Express**
Hadwan, Inc.
2371 US 117 South
Dudley, NC 28333
00210101AK-997
AK AM AO
Wayne County ABC Board

Offer in Compromise: 35-day suspension, avoided upon payment of \$3,500.00 on the charges of (1) selling an alcoholic beverage to an underage person and (2) employing an ineligible employee due to a conviction.

33. **T/A Melo Trattoria and Tapas**
Empanada Factory at RTP, LLC
1821 Hillandale Road, Suite 3
Durham, NC 27705
00162524AJ-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) failing to purchase malt beverages and unfortified wine only from a wholesaler and (2) failing to maintain beer and wine invoices from wholesaler.

34. **T/A Michoacan Mexican Grill**

Michoacan Mexican Grill, Inc.
440 East Street
Pittsboro, NC 27312
00281364AJ-999
AJ AL AY
ALE District IV

Offer in Compromise: 30-day suspension, avoided upon payment of \$3,000.00 on the charges of (1) failing to purchase malt beverages and unfortified wine only from a wholesaler, (2) failing to keep the premises clean and well-lit to avoid undue hazards, (3) premixing mixed beverages without prior authorization, (4) failing to destroy unconsumed alcoholic beverages and (5) 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.

35. **T/A Michoacan Mexican Restaurant**

Michoacan Mexican Restaurant, Inc.
3409 Hillsborough Road, Suite G
Durham, NC 27705
00258011AJ-999
AJ AY
ALE District IV

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charges of (1) selling or possessing unfortified wine for sale without the proper ABC permit and revenue license and (2) advertising brand names on the exterior of the premises.

36. **T/A Monsieur Touton Selection**

Monsieur Touton Selection NC, Ltd.
520 Hinton Oaks Blvd., Suite 100B
Knightdale, NC 27545
00267202CM-998
BM
ALE District IV

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charges of (1) failing to ensure each alcoholic beverage invoice was endorsed by the salesman and the retailer at the time of the sale and (2) wholesaler employee delivering to retail without obtaining salesman permit.

37. **T/A Neo China Restaurant**
Lok Wok Corp.
4015 University Drive, Suite I
Durham, NC 27707
00172020AJ-999
AJ AL AN AY
ALE District IV

Offer in Compromise: 16-day suspension, avoided upon payment of \$1,600.00 on the charges of (1) failing to maintain beer and wine invoices from wholesaler, (2) possessing a container of spirituous liquor not bearing mixed beverage tax stamps and (3) failing to deface tax stamp on a bottle once empty.

38. **T/A Nikkis Fresh Gourmet**
Port City Sushi, Inc.
16 South Front Street
Wilmington, NC 28401
00250077AJ-999
AJ AL AN AY
ALE District I

Offer in Compromise: 20-day suspension, avoided upon payment of \$2,000.00 on the charges of (1) failing to superintend and (2) employee possessing a controlled substance.

39. **T/A One World Brewing**
One World Brewing, LLC
520 Haywood Road
Asheville, NC 28806
00216422AJ-998
AJ AL AZ
ALE District VIII

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of allowing an intoxicated person to consume.

40. **T/A Pan Mart**
Pan of NC, LLC
801 West Harrison Street
Reidsville, NC 27320
00243946AJ-999
AJ AL AO
ALE District V

Offer in Compromise: 5-day suspension, avoided upon payment of \$500.00 on the charge of possessing gambling equipment.

41. **T/A Plaza Drive B P**
Plaza Drive Enterprises, LLC
489 East Plaza Drive
 Mooresville, NC 28115
00203279AK-999
AK AM AO
 Mooresville 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.

42. **T/A Quick Mart**
Hafeh Noor Addin Yahya Alrobye
517 East Andrews Avenue
Henderson, NC 27536
00212283AK-999
AK AM AO
ALE District IV

Offer in Compromise: 50-day suspension, avoided upon payment of \$5,000.00 on the charges of (1) performing services after having consumed alcoholic beverages, (2) allowing consumption at business with only off-premise permits, (3) failing to maintain beer and wine invoices from wholesaler, (4) employee possessing a controlled substance, (5) failing to maintain minimum food inventory to qualify for an off-premise fortified wine permit and (6) selling or transferring glass tubes or splitters without proper records.

43. **T/A R and J Gas and Tobacco Discount**
Zaid Darham Alshaif
308 Turnersburg Hwy
Statesville, NC 28625
00205148AK-999
AK AM
ALE District VII

Offer in Compromise: 3-day suspension, avoided upon payment of \$300.00 on the charge of selling or transferring glass tubes or splitters without proper records.

44. **T/A Raceway**
Triyuga, Inc.
1921 South Main Street
High Point, NC 27260
00199615AK-999
AK AM
ALE District V

Offer in Compromise: 12-day suspension, avoided upon payment of \$1,200.00 on the charges of (1) performing services after having consumed alcoholic beverages and (2) allowing consumption at business with only off-premise permits.

45. **T/A Reba's Bar and Grill**
Reba's Bar and Grill, Inc.
2240 Camp Greene Street
Charlotte, NC 28208
00169963AJ-999
AJ AY
ALE District VI

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of failing to superintend.

46. **T/A Red Sea Grocery II**
Sagla Grocery, Inc.
10000 Harrisburg Road
Charlotte, NC 28215
00162251AK-999
AK AM AO
ALE District VI

Offer in Compromise: 22-day suspension, avoided upon payment of \$2,200.00 on the charges of (1) selling an alcoholic beverage to an underage person and (2) possessing gambling equipment.

47. **T/A Rite Stop**
Abdo Mossaid Ali
801 East 11th Street
Siler City, NC 27344
65083B-995
AK AM AO
ALE District IV

Offer in Compromise: 90-day suspension, the last 75 days avoided upon payment of \$5,000.00 on the charge of selling an alcoholic beverage to an underage person.

48. **T/A Rudinos Pizza and Grinders**
Sage L Investments, LLC
135 Pinehurst Avenue
Southern Pines, NC 28387
00248958AJ-999
AJ AL AY
ALE District V

Offer in Compromise: 20-day suspension, avoided upon payment of \$2,000.00 on the charges of (1) performing services after having consumed alcoholic beverages, (2) failing to superintend and (3) failing to recycle beverage containers.

49. **T/A Salsa Azteca**
Salsa Azteca, Inc.
8928 US 70 Hwy Business West, Suite 500
Clayton, NC 27520
00280335AJ-999
AJ AL AY
ALE District IV

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

50. **T/A Salt Fish**
Pozzipiknik, LLC
718 North Lake Park Blvd.
Carolina Beach, NC 28428
00271197AJ-999
AJ AL AY
ALE District I

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charge of employee possessing a controlled substance.

51. **T/A San Felipe Mexican Restaurant**
San Felipe 4, Inc.
102 Wal Mart Supercenter
Siler City, NC 27344
00189069AJ-999
AJ AL AY
ALE District IV

Offer in Compromise: 14-day suspension, avoided upon payment of \$1,400.00 on the charges of (1) possessing fortified wine where not authorized and (2) defacing tax stamps before bottles were empty.

52. **T/A Silver Moon Saloon**
Silver Moon Productions, Inc.
632 North Trade Street
Winston Salem, NC 27101
00185641AJ-999
AJ AL AZ
ALE District V

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of failing to comply with private club membership requirements.

53. **T/A Soho Market**
Manokamana, LLC
7705 South Tryon Street, Suite A
Charlotte, NC 28217
00249907AK-999
AK AM AO
ALE District VI

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

54. **T/A Star II Tobacco Outlet**
Star II Tobacco Shop, Inc.
728 Greenville Blvd., Suite 101
Greenville, NC 27834
00216068AK-999
AK AM
Pitt County ABC Board

Offer in Compromise: 15-day suspension, avoided upon payment of \$1,500.00 on the charges of (1) failing to maintain beer and wine invoices from wholesaler, (2) employee possessing drug paraphernalia and (3) selling or transferring glass tubes or splitters without proper records.

55. **T/A Super Stop**
Shiv Shakti of New Bern, Inc.
1701 Neuse Blvd.
New Bern, NC 28560
00234120AK-999
AK AM AO
ALE District I

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.

56. **T/A Tailored Smoke Cigar Club**
Tailored Smoke Cigar Club
210 East Trade Street, Suite B-132
Charlotte, NC 28202
00263156AJ-999
AJ AN AL AZ
ALE District VI

Offer in Compromise: 8-day suspension, avoided upon payment of \$800.00 on the charge of accepting an item of value from an industry member.

57. **T/A Tropicana**
Milestone International, LLC
19732 West Catawba Avenue, Suite A
Cornelius, NC 28031
00248612AJ-999
AJ AL AZ
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) possessing multiple containers of spirituous liquor not bearing mixed beverage tax stamps, (2) allowing an intoxicated person to consume, (3) failing to superintend, (4) failing to destroy unconsumed alcoholic beverages and (5) failing to comply with private club membership requirements.

58. **T/A U Pick Food Mart**
K Patel, Inc.
2406 Neuse Blvd.
New Bern, NC 28560
00129197AK-999
AK AM
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.

59. **T/A Union**
Whitney Venture Group, LLC
222 East Bland Street, Suite A
Charlotte, NC 28203
00236429AJ-999
AL AJ AZ
Charlotte-Mecklenburg Police Department

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of failing to comply with private club membership requirements.

60. **T/A West Market Street Yacht Club**
J.B. Jenson, Inc.
290 Edwardia Drive
Greensboro, NC 27409
59382A-998
AJ AL AZ
ALE District V

Offer in Compromise: 10-day suspension, avoided upon payment of \$1,000.00 on the charge of failing to superintend.

61. **T/A Wilson Express Mart and Tobacco**

J and H Enterprise of Wilson, LLC

1327 Ward Blvd.

Wilson, NC 27893

00249274AK-998

AK AM

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) allowing a controlled substance on premise.