



City of Memphis Alcohol Commission Minutes March 5, 2014

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- I. Call to Order** – The regularly scheduled meeting of the Memphis Alcohol Commission was called to order by Sergeant-At-Arms Officer Gerald Lake at approximately 9:20 a.m.
- II. Roll Call** – The following Commissioners were present: Erma Hayslett, Johnsie Wallace, Billy Post, Eugene Bryan, Sherman Greer and Barry Chase. Commissioners Wayne West, Martavius Jones and Jared Johnson were absent.
- III. Approval of Minutes** – The minutes of the previous meeting were distributed electronically prior to this meeting. **Commissioner Bryan moved approval of the minutes of the February 19, 2014 meeting. Commissioner Greer seconded. The motion passed.**
- IV. Special Beer Applicant(s):**
1. Judy E. Davis – 374 Metal Museum – **“Cosmic Truck Show”**
Date: **March 15, 2014** – Time: **12:00 p.m. – 5:00 p.m.**
Sponsoring Organization: The Metal Museum
Purpose of funds: **Profit; 1 booth**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved approval. Commissioner Bryan seconded. The motion passed.
 2. Judy E. Davis – 374 Metal Museum – **“Iron Pour”**
Date: **March 22, 2014** – Time: **3:00 p.m. -7:00 p.m.**
Sponsoring Organization: The Metal Museum
Purpose of funds: **Profit; 1 booth**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved approval. Commissioner Hayslett seconded. The motion passed.
 3. Stephanie Simpson – 3475 Central – **“Junior League of Memphis Estate Sale Preview Party”**
Date: **March 20, 2014** – Time: **6:00 p.m. – 10:00 p.m.**
Sponsoring Organization: Junior League of Memphis
Purpose of funds: **Charitable; 1 booth**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved approval. Commissioner Hayslett seconded. The motion passed.
 4. William Brown – 8071 Trinity Rd. – **“T J Mulligan’s St. Patrick Day”**
Date: **March 15-17, 2014** – Time: **11:00 a.m. – 3:00 a.m.**
Sponsoring Organization: T J Mulligan’s
Purpose of funds: **Profit; 1 booth**
Upon routine questioning by the commissioners about the alcoholic beverages laws
Commissioner Greer moved approval. Commissioner Hayslett seconded. The motion passed.

5. Phyllis S. Higgs – 4806 Cromwell – **“Birthday Parties”**
Date: **March 8, 2014 – April 7, 2014** – Time: **7:00 p.m. – 3:00 a.m.**
Sponsoring Organization: N/A
Purpose of funds: **Profit; 1 booth**
Upon extensive routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved to deny approval of the application. Commissioner Hayslett seconded. The motion passed.
6. John W. McPherson – 2855 Poplar Ave. – **“Grand Opening of Lost Pizza, Co.”**
Date: **March 18, 2014 – April 15, 2014** – Time: **11:00 a.m. – 11:00 p.m.**
Sponsoring Organization: Lost Pizza Co. Restaurant
Purpose of funds: **Profit; 1 booth**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved approval. Commissioner Wallace seconded. The motion passed.
7. Kelly Crawford – Pipkins Building Tiger Lane – **“Memphis Roller Derby”**
Date: **March 15, 2014** – Time: **5:00 p.m. – 10:00 p.m.**
Sponsoring Organization: Memphis Roller Derby
Purpose of funds: **Profit; 1 booth**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved approval. Commissioner Wallace seconded. The motion passed.
8. Stephanie S. Brown – Court Square – **“Mudbugs in March”**
Date: **March 29, 2014** – Time: **2:00 p.m. – 7:30 p.m.**
Sponsoring Organization: BCB Entertainment
Purpose of funds: **Profit; 6 booths**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved approval. Commissioner Wallace seconded. The motion passed.
9. Margaret Stokes – 200 Union AutoZone Park – **“Memphis Brewfest”**
Date: **April 26, 2014** – Time: **3:00 p.m. – 9:00 p.m.**
Sponsoring Organization: Defeat Duchenne, Inc. & Memphis Redbirds Foundation
Purpose of funds: **Charitable; 20 booths**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved approval. Commissioner Wallace seconded. The motion passed.
10. Jeffrey Goss – 156 Beale St. – **“Grand Opening of Johnny G’s Creole Kitchen”**
Date: **March 6, 2014 – April 5, 2014** - Time: **11:00 a.m. – 11:00 p.m.**
Sponsoring Organization: Johnny G, LLC
Purpose of funds: **Profit; 1 booth**
Commissioner Bryan recused himself.
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved approval. Commissioner Wallace seconded. The motion passed.

11. James Spencer – 200 Beale St. – **“Blues Express Show”**
Date: **April 4, 2014 & April 11, 2014** - Time: **3:00 p.m. – 1:00 a.m.**
Sponsoring Organization: Jerry Lee Lewis
Purpose of funds: **Profit; 4 booths**
Commissioner Bryan recused himself in the voting process. Upon routine questioning by the commissioners about the alcoholic beverages laws, *Commissioner Greer moved approval. Commissioner Wallace seconded. The motion passed.*

V. The following person(s) has applied to sell beer for “ON” premises consumption:

12. Ashraf S. Rasoul – 815 Exocet – Ashes Entertainment Group, LLC – d/b/a – **“Oasis Lounge”**
Upon routine questioning by the commissioners about the alcoholic beverages laws, *Commissioner Greer moved approval. Commissioner Wallace seconded. The motion passed.*
13. Anthony R. Auguster – 1345 Jackson – **“Our Bar Banquet”**
Commissioners noted that there has been negative publicity about this location on several occasions requiring the police to become involved. After extended discussion with the applicant, Commissioner Bryan stated he would like to know more about these incidents and requested that staff attempt to contact some of the officers involved and ask them to present at the next meeting. As such, *Commissioner Bryan moved to continue this item until the March 19, 2014 meeting. Commissioner Hayslett seconded. The motion passed.*
14. Juan C. Sanchez– 4780 Summer Ave. – d/b/a – **“El Huisache Bar & Grill”**
The Commissioners had concerns about the percentage of food sales verses beer sales. The applicant stated that its food sells would be 74% and its beer sales would be 26%. The applicant’s stated that he would only be selling cold dishes. Commissioner Greer stated he would like to see food sales after three weeks. *Commissioner Greer moved approval with the stipulation that the location would present proof of food sales to the Permits Office three weeks after it opened. Commissioner Wallace seconded. The motion passed.*
15. Marvin L. Cannon – 7209 Winchester Rd. – Dun Dunn’s Wings & Things, LLC – d/b/a –
“Dun Dunn’s Wings & Things”
Upon routine questioning by the commissioners about the alcoholic beverages laws, *Commissioner Greer moved approval. Commissioner Wallace seconded. The motion passed.*

VI. The following person(s) has applied to sell beer for “OFF” premises consumption:

16. Sher A. Khan, Bashgal M. Khan, Rubina Khan – 5190 Airways Blvd. – Smart Food & Fuel, LLC – d/b/a – **“Smart Food & Fuel”**
Upon routine questioning by the commissioners about the alcoholic beverages laws, *Commissioner Greer moved approval. Commissioner Wallace seconded. The motion passed.*
17. Mathab M. Alshayef – 1709 E. Holmes Rd. – Zxpress Discount, Inc. – d/b/a – **“Zxpress Discount”**
Upon routine questioning by the commissioners about the alcoholic beverages laws, *Commissioner Greer moved approval. Commissioner Hayslett seconded. The motion passed.*

18. Ramakrishn Chede – 4138 Kirby Pkwy. – SRI Ganesh C-Stores, Inc. – **“Kovidha Food Mart”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved approval. Commissioner Wallace seconded. The motion passed.
19. Anwer Q. Almomani – 3095 Lamar Ave. – d/b/a – **“In-N-Out”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved approval. Commissioner Wallace seconded. The motion passed.
20. Gurdeep Singh – 2785 Park Ave. – Singh Gas & Food Mart, Inc. – d/b/a – **“Park Citgo”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved approval. Commissioner Wallace seconded. The motion passed.
21. Ashraf M. Sabeha & Samah A. Sabeha – 3608 Summer Ave. – Shop N Cash, Inc. –
d/b/a – **“Shop N Cash”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved approval. Commissioner Hayslett seconded. The motion passed.

VII.

Liquor Store(s): “New”

22. Amy K. Mitchell – 540 S. Mendenhall – CSAN, Inc. – d/b/a – **“Scott’s Wine & Spirits”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved approval. Commissioner Hayslett seconded. The motion passed.
23. Jeffrey L. Moore – 1225 Winchester Rd. – d/b/a – **“Moore’s Liquors”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved approval. Commissioner Hayslett seconded. The motion passed.

VIII.

Violation(s):

The following location(s) is in violation of AC Rule D-4 NO PRIOR(S):

24. Hayem Sider – 1409 Getwell Rd. – d/b/a - **“ZoZo Market”**
Date of Violation: Thursday, June 6, 2013
Date Permit Approved: 06-16-2010
Officer(s): Howard #1682, Richardson #1326, Ward #0502
The owner stipulated to the charge. Commissioner Hayslett moved to fine the location \$250.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Greer seconded. The motion passed. The owner agreed to the fine and probation.
25. Walter D. Scholl – 1781 Getwell Rd. – d/b/a – **“Flash Market #84”**
Date of Violation: Thursday, June 6, 2013
Date Permit Approved: 10-05-2011
Officer(s): Howard #1682, Richardson #1326, Ward #0502
The owner stipulated to the charge. Commissioner Jones moved to fine the location \$250.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Wallace seconded. The motion passed. The owner agreed to the fine and probation.

26. Henry Turley – 737 Harbor Bend Cove – d/b/a - “Miss Cordelia’s”

Date of Violation: Saturday, June 8, 2013

Date Permit Approved: 11-05-1997

Officer(s): Richardson #1326, Ward #0502

Mr. Lance Henderson, with Power-of-Attorney represented the location and stipulated to the charge. Commissioner Hayslett moved to fine the location \$100.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Greer seconded. The motion passed. Mr. Henderson agreed to the fine and probation.

27. Saleem Virani – 2644 Hollywood St. – Zaan Enterprise, Inc. - d/b/a - “Q Stop”

Date of Violation: Monday, June 24, 2013

Date Permit Approved: 12-05-2012

Officer(s): Morris #5665, Ward #0502

The owner stipulated to the charge. Commissioner Hayslett moved to fine the location \$100.00 along with the 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Greer seconded. The motion passed. The owner agreed to the fine and probation.

The following location(s) is in violation of AC Rule C-5 NO PRIOR(S):

28. Abdullah A. Mohammed – 3556 James Rd. – James Rd BP, Inc. – d/b/a – “James Rd. BP”

Date of Violation: Monday, June 24, 2013

Date Permit Approved: 02-02-2011

Officer(s): Payne #6806, Ward #0502, Morris #5665

Commissioner Hayslett moved to fine the location \$500.00 along with the 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Greer seconded. The motion passed. The owner agreed to the fine and probation.

The following location(s) is in violation of AC Rule C-4, C-5, and D-4 NO PRIOR(S):

29. Nasser A. Malik – 2725 Rangeline Rd. – d/b/a – “A OK Grocery”

Date of Violation: Monday, June 24, 2013

Date Permit Approved: 09-06-2006

Officer(s): Payne #6806, Ward #0502, Morris #5665

Commissioner Hayslett moved to fine the location \$600.00 along with the 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Greer seconded. The motion passed. The owner agreed to the fine and probation.

The following location(s) is in violation of AC Rule D-4 WITH PRIOR(S):

30. Roxie L. Miller – 520 N. Third St. - d/b/a – “Roxie’s Grocery”

Date of Violation: Saturday, June 8, 2013

Date Permit Approved: 10-19-1988

Prior Violation(s): 01-22-2011 (C-4)

Officer(s): Morris #5665, Coleman #2464, Clark #1659

Commissioner Hayslett moved to fine the location \$500.00 along with the 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Greer seconded. The motion passed. The owner agreed to the fine and probation.

31. Jeiwang Deng – 1260 Breedlove St. - d/b/a – “Crockett Grocery”
Date of Violation: Saturday, June 8, 2013
Date Permit Approved: 08-17-2011
Prior Violation(s): 01-22-2011 (C-4) - Old owner’s violation
Officer(s): Morris #5665
Commissioner Hayslett moved to fine the location 250.00 along with the 60 day probationary period or a 30 day suspension of the Beer Permit.
Commissioner Bryan seconded. The motion passed. The owner agreed to the fine and probation.

The following location(s) is in violation of AC Rule C-4 WITH PRIOR(S):

32. Salah I. Abdilahi – 3727 Watkins St. – S & S Marketing, LLC – d/b/a – “Watkins BP”
Date of Violation: Monday, June 24, 2013
Date Permit Approved: 11-17-2004
Prior Violation(s): 02-15-2012 (C-5); 01-31-2013 (C-4, C-5)
Officer(s): Payne #6806, Morris #5665, Galison #3156, Clark #1659
Commissioner Hayslett moved to fine the location 300.00 along with the 60 day probationary period or a 30 day suspension of the Beer Permit.
Commissioner Greer seconded. The motion passed. The owner agreed to the fine and probation.

The following location(s) is in violation of AC Rule C-5 WITH PRIOR(S):

33. Akber Roopani – 6705 E. Shelby Dr. – A & S Fuel, LLC – d/b/a –
“Shelby Drive Food & Fuel”
Date of Violation: Wednesday, January 8, 2014
Date Permit Approved: 09-15-2010
Prior Violation(s): 02-08-2012 (C-5)
Officer(s): Smith #8636, C. Smith #12953
Commissioner Hayslett, moved to fine the location 750.00 along with the 60 day probationary period or a 30 day suspension of the Beer Permit.
Commissioner Greer seconded. The motion passed. The owner agreed to the fine and probation.

The following location(s) is in violation of AC Rule C-5, D-4 WITH PRIOR(S):

34. Hindia Baker – 216 Lauderdale – d/b/a – “In & Out Grocery”
Date of Violation: Saturday, June 8, 2013 (D-4)
Thursday, August 8, 2013 (C-5, D-4)
Date Permit Approved: 11-17-2004
Prior Violation(s): 11-26-2011 (C-5)
Officer(s): Payne #6806, Morris #5665, Galison #3156, Clark #1659
Commissioner Hayslett moved to fine the location 1500.00 along with the 60 day probationary period or a 30 day suspension of the Beer Permit.
Commissioner Bryan seconded. The motion passed. The owner agreed to the fine and probation.

35. Amin Ali Amed Saleh – 868 Chelsea Ave. – d/b/a – **“In & Out Grocery”**

Date of Violation: Saturday, June 8, 2013 (D-4)

Wednesday, October 16, 2013 (C-5, D-4)

Date Permit Approved: 05-31-2003

Prior Violation(s): 11-26-2011 (C-5)

Officer(s): Smith #8636, Morris #5665, Stepney #1348, Shank #10624, Wright #11063, Williams #11716

There was a discussion about the validity of the D-4 violation. After the discussion, Commissioner Greer moved to dismiss the D-4 violation on June 8, 2013. Commissioner Hayslett seconded. The motion passed. Commissioner Hayslett moved to fine the location 750.00 along with the 60 day probationary period or a 30 day suspension of the Beer Permit for the C-5, D-4 on October 16, 2013. Commissioner Greer seconded. The motion passed. The owner agreed to the fine and probation.

IX. New Business: None

X. Old Business: None

XI. Adjournment - There being no further business to come before the commission, Commissioner Greer, moved for adjournment at approximately 11:40 a.m. Commissioner Hayslett seconded. The meeting adjourned.

Billy Post – Chairman

Date

Aubrey J. Howard – Executive Secretary

Date