



City of Memphis

Alcohol Commission Minutes

May 7, 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 G. Lake at approximately 9:18 a.m.
- II. Roll Call** – The following Commissioners were present: Eugene Bryan, Sherman Greer, Erma Hayslett, Jared Johnson, Billy Post, and Wayne West. Commissioners Barry Chase, Martavius Jones and Johnsie Wallace were absent.
- III. Approval of Minutes** – The minutes of the previous meeting were distributed electronically prior to this meeting. **Commissioner West moved approval of the minutes of the April 16, 2014 meeting. Commissioner Greer seconded. The motion passed.**
- IV. Special Beer Applicant(s):**
1. Jon B. Roy – 1771 N. Germantown Pkwy - **“Huey’s 20th Anniversary Celebration”**
Date: **May 18, 2014** – Time: **12:00 p.m. – 11:00 p.m.**
Sponsoring Organization: **Huey’s Cordova**
Purpose of funds: **Profit; 2 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West moved approval. Commissioner Greer seconded. The motion passed.
 2. Kevin Darker – 7990 Horizon Center Blvd. – **“Bike Night at Joe’s Crab Shack”**
Date: **May 7, 14, 21, 28, 2014** – Time: **7:00 p.m. – 11:00 p.m.**
Sponsoring Organization: **Joe’s Crab Shack**
Purpose of funds: **Profit; 2 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West moved approval. Commissioner Greer seconded. The motion passed.
 3. Josh Prather 2838 New Brunswick – **“Hooters Wolfchase Regional Bikini Contest”**
Date: **May 22, 2014** – Time: **97:00 p.m. – 12:00 a.m.**
Sponsoring Organization: **Hooters of Wolfchase**
Purpose of funds: **Profit & Charitable; 2 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West moved approval. Commissioner Hayslett seconded. The motion passed.
 4. Debbie Newsom – 935 Farm Rd. – **“Bark After Dark”**
Date: **May 23, 2014** – Time: **7:00 p.m. – 12:00 a.m.**
Sponsoring Organization: **Humane Society of Memphis & Shelby County**
Purpose of funds: **Non Profit; 1 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West moved approval. Commissioner Greer seconded. The motion passed.

5. Daryll K. Seymour – Tower Courtyard (Trimble Place) – **“Tuesday Night Blues Series”**
Date: **May 13, 20, 27 & June 3, 10, 2014** – Time: **6:00 p.m. – 1:000 p.m.**
Sponsoring Organization: **Memphis Blues Society**
Purpose of funds: **Profit; 1 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West moved approval. Commissioner Greer seconded. The motion passed.

6. Daryll K. Seymour – Tower Courtyard (Trimble Place) – **“Tuesday Night Blues Series”**
Date: **June 17, 24 & July 1, 8, 15, 2014** – Time: **6:00 p.m. – 1:000 p.m.**
Sponsoring Organization: **Memphis Blues Society**
Purpose of funds: **Profit; 1 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
The commission expressed concern about the length of the request as permits are only good
for 30 days. *Commissioner Bryan moved approval only for the application for dates June 17
and 24, 2014. Commissioner Greer seconded. The motion passed.* The application for the
period July 1, 8 and 15, 2014 was moved to the June 4, 2014 agenda.

7. Taylor Berger – 495 Tennessee – **“Brewery: Untapped”**
Date: **May 23 – June 23, 2014** – Time: **(Mon – Sat) 7:00 a.m. – 11:00 p.m. &
(Sun) 12 p.m. – 3:00 a.m.**
Sponsoring Organization: **Truck Stop LLC**
Purpose of funds: **Profit; 2 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Bryan moved approval. Commissioner West seconded. The motion passed.

8. James Smith – 2164 Frayser – **“The Reign Restaurant”**
Date: **May 8 – June 7, 2014** – Time: **(Mon – Sat) 11:00 a.m. – 3:00 p.m. &
(Sun) 12 p.m. – 3:00 a.m.**
Sponsoring Organization: **The Reign Restaurant**
Purpose of funds: **Profit; 3 booth(s)**
No one appear before Commissioners.

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

9. Annette Lawrence – 7905 Giacosa Place – W2007 Equity Inn Reality LLC - dba –
“The Capital Grille”
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West moved approval. Commissioner Greer seconded. The motion passed.

10. Rafeal Ramirez – 1825 Kirby Parkway – King Taco Mexican Grill LLC - dba –
“King Taco Mexican Grill”
Upon routine questioning by the commissioners about the alcoholic beverages laws,
*Commissioners expressed concerns about the limited menu. After some discussion,
Commissioner Greer moved approval with the additional requirement that the applicant being
required to produce evidence of the sales percentage to the Permits Office after the first 90
days of operation. Commissioner West seconded. The motion passed.*

11. Shaun Tidwell – 3299 Kirby Parkway – dba – **“Memphis Nites Restaurant and Bar”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved approval. Commissioner Johnson seconded. The motion passed.

12. Sabine Bachmann – 1585 Overton Park – dba – **“ECCO on Overton Park”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West moved approval. Commissioner Greer seconded. The motion passed.

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

13. Loft A. Alkabsh – 184 A W Willis – Uptown Quick N Easy Inc. - dba –
“Uptown Quick N Easy”
Administrative continuance to May 21, 2014 – No newspaper ad
14. Yousef Alabsi – 987 Berclair – dba – **“El Amigo Supermarket”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved approval. Commissioner Johnson seconded. The motion passed.
15. Nabil Sharan – 4641 Boeingshire – Shelby Express Inc. – dba – **“Shelby Express”**
Commissioners expressed concern about the location and the applicant’s apparent inability to
express to the commission their ability to operate without the law. *Commissioner Greer moved
approval. Commissioner Johnson seconded. A request was made for a roll call vote. The
motion passed on a yes vote of 4 – 1.*
16. Ayesha Shipp – 3188 Chelsea – dba – **“Douglass Quik Stop”**
Administrative continuance to May 21, 2014 – Per owner request
17. Deniz Aksoy & Bei Xie – 4286 Macon – dba – **“Macon Road Texaco”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West moved approval. Commissioner Johnson seconded. The motion passed.
18. Sohail Hemani – 2713 Mt. Moriah – Mt. Moriah Food & Fuel LLC – dba -
“Mt. Moriah Shell”
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West moved approval. Commissioner Johnson seconded. The motion passed.
19. Nawazali Virji & Amanukkah Devji– 2962 Poplar – Barn Investment IV LLC – dba –
“Poplar Shell”
Commissioner Hayslett noted that signatures and addresses included persons not residing or
working near the location. Upon additional routine questioning by the commissioners about the
alcoholic beverages laws, *Commissioner Greer moved approval subject to the applicant
submitting the proper signatures prior to issuance of the permit. Commissioner Johnson
seconded. The motion passed.*
20. Cotardia Barkat – 4999 E. Shelby Drive – Bahroz Inc. – dba - **“BP Food Mart”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West moved approval. Commissioner Greer seconded. The motion passed.
21. Remark Chrism – 4082 S. Third – Rem Group Inc. – dba - **“Save More”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West moved approval. Commissioner Greer seconded. The motion passed.

VII. Liquor Store(s): - Special Hearing

22. Amy K. Mitchell – 540 S. Mendenhall – dba – **“Scott’s Wine and Spirits”**
The Permits Office had received a certified survey that indicated the location did not meet the distance requirements. The applicant was contacted and requested to appear before the commission and provide any additional information in support of the application. The applicant and opponents agreed to have the requisite surveyors provide information in support of their surveys. The State has been notified of the controversy. Commissioner Bryan moved to continue the application until the May 21, 2014. Commissioner Greer seconded. The motion passed.

VIII. Violation(s):

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

23. Walter L. Exline – 2935 Austin Peay – dba - **“Exline’s Best Pizza in Town”**
Date of Violation: Thursday, June 27, 2013
Date Permit Approved: 01-23-1974
Officers: Ward #0502, Robinson #12952
The General Manager stipulated to the charge. Commissioner Hayslett moved to fine the location \$500.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Johnson seconded. The motion passed. The owner agreed to the fine and probation.

The following location(s) is in violation of AC Rule C-4 & D-4 NO prior(s):

24. Walter L. Exline – 3556 S. Mendenhall – dba - **“Exline’s Best Pizza In Town”**
Date of Violation: Saturday, June 22, 2013
Date Permit Approved: 07-06-2005
Officers: Ward #0502
The Gen. Mgr. stipulated to the charge. Commissioner Hayslett moved to fine the location \$350.00 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.

The following location(s) is in violation of AC Rule C-5 & C-4 NO prior(s):

25. Denny & Dewanna Ishee – 2581 Broad – dba – **“Ishee’s Broadway Pizza LLC”**
Date of Violation: Thursday, June 20, 2013
Date Permit Approved: 04-06-2011
Officers: Stepney #1348, Clark #1659, Smith #8636
The owners stipulated to the charge. Commissioner Hayslett moved to fine the location \$600.00 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.
26. Audelio C. Vicente – 5855 Winchester – dba – **“Maricos El Quetzal”**
Date of Violation: Saturday, June 22, 2013
Date Permit Approved: 01-07-2009
Officers: Ward #0502, Smith #8636, Stepney #1348
The owner stipulated to the charge. Commissioner Hayslett moved to fine the location \$600.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner West 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):

27. Ajit Varmai – 4219 Riverdale - dba – “**Riverdale Gas & Grocery**”

Date of Violation: Thursday, June 20, 2013

Date Permit Approved: 05-15-2013

Officers: Mays #5074, Winfrey #3797

The owner stipulated to the charge. Commissioner Hayslett moved to fine the location \$500.00 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.

The following location(s) is in violation of AC Rule C-5 & D-4 NO prior(s):

28. Gerald Chittom – 138-142 Beale – dba – “**Blues City Cafe**”

Date of Violation: Thursday, June 20, 2013

Date Permit Approved:

Officers: Galison #3156

The owner stipulated to the charge. Commissioner Hayslett moved to fine the location \$500.00 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.

29. Maher S. Taha – 3834 S. Mendenhall – dba – “**Save A Minute**”

Date of Violation: Thursday, June 20, 2013

Date Permit Approved: 09-01-2010

Officers: Curtis #0800

The owner stipulated to the charge. Commissioner Hayslett moved to fine the location \$500.00 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.

30. Alfonso Herrera – 2617 Poplar – dba – “**El Toro Mexican Bar & Grill**”

Date of Violation: Thursday, June 20, 2013

Date Permit Approved: 04-07-2010

Officers: Galison #3156

No one appeared before Commissioners. Commissioner Greer moved to Indefinitely Suspend the location. Commissioner Bryan seconded. The motion passed.

31. Rozeena Dhoralya – 6444 E. Raines – dba – “**Save On**”

Date of Violation: Thursday, June 20, 2013

Date Permit Approved: 06-19-2013

Officers: Miller #4475

The owner stipulated to the charge. Commissioner Hayslett moved to fine the location \$500.00 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.

32. Lit Refrigeration Inc. – 2965 Summer - dba – “**Lit Jr.**”
 Date of Violation: Thursday, June 20, 2013
 Date Permit Approved: 03-21-2007
 Officers: Galison #3156
The owner stipulated to the charge. Commissioner Hayslett moved to fine the location \$500.00 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.
33. Alal Austin Peay Inc. – 2915 Austin Peay – dba – “**US Food and Fuel**”
 Date of Violation: Monday, June 24, 2013 C-5
 Monday, July 29, 2013 D-4
 Date Permit Approved: 05-08-2011
 Officers: Richardson #1326, Braswell #12945
The owner stipulated to the charge. Commissioner Hayslett moved to fine the location \$750.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Johnson seconded. The motion passed. The owner agreed to the fine and probation.
34. Etetu A. Wonde – 3820 S. Mendenhall – dba – “**Fayroo Quick Deli and Soul Food**”
 Date of Violation: Thursday, June 20, 2013 C-5
 Thursday, January 9, 2014 C-5 D-4
 Date Permit Approved: 02-06-2013
 Officers: Mays #5074, Winfrey #3797, Stepney #1348, Ward #12954
The owner stipulated to the charge. Commissioner Hayslett moved to fine the location \$1,250.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Johnson 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):

35. Thaer M. Alnajjar – 4835 Winchester - dba – “**M & M Express**”
 Date of Violation: Saturday, June 22, 2013
 Date Permit Approved: 02-07-2007
Prior Violation(s): 05/27/2010 D-4; 06/22/2012 C-5
 Officers: Galison #3156
The owner stipulated to the charge. Commissioner Hayslett moved to fine the location \$300.00 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.

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

36. Mohammed S. Abujamma – 1525 Cherry - dba – “**At One**”
 Date of Violation: Friday, June 14, 2013
 Date Permit Approved: 08-19-2009
Prior Violation(s): 06/07/2011 C-4
 Officers: Coleman #2464; Ward #0502
The owner stipulated to the charge. Commissioner Hayslett moved to fine the location \$500.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Johnson 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):

37. Rafat M. Khmous – 5393 Winchester – dba - “Z Market”

Date of Violation: Thursday, June 20, 2013 C-5 D-4

Saturday, June 22, 2013 C-5

Date Permit Approved: 06-16-2010

Prior Violation(s): 01-05-2013 C-4

Officers: Mays #5074, Winfrey #3797, Braswell #12945, Pickens #4134

Per request by attorney to continued to May 21, 2014.

Commissioner Greer moved to continue the location on the next hearing date, May 21, 2014.

Commissioner West seconded. The motion passed.

38. Mohammad I. Salameh – 5470 Winchester – dba - “Express 7/11 Market #1”

Date of Violation: Thursday, June 20, 2013 C-5 D-4

Date Permit Approved: 06-02-2010

Prior Violation(s): 01-06-2013 C-4; 03-26-2013 D-4

Officers: Miller #4475, Henderson #7555

The owner stipulated to the charge. Commissioner Hayslett moved to fine the location

\$1,000.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit.

Commissioner Johnson seconded. The motion passed. The owner agreed to the fine and probation.

VIII. New Business: None

IX. Old Business: None

X. Adjournment - There being no further business to come before the commission, Commissioner Greer moved for adjournment at approximately 12:13 p.m. Commissioner Johnson seconded. The meeting adjourned.

Billy Post, Chairman

Date

Aubrey J. Howard, Executive Secretary

Date