



# City of Memphis Alcohol Commission Minutes November 6, 2013

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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 9:25 a.m.
- II. Roll Call** – The following Commissioners were present: Eugene Bryan, Barry Chase, Sherman Greer, Erma Hayslett, Martavious Jones, Billy Post, Johnsie Wallace, Wayne West. Commissioner Jared Johnson was absent.
- III. Approval of Minutes** – The minutes of the previous meeting were distributed electronically prior to this meeting. **Commissioner Post moved approval of the minutes of the October 16, 2013 meeting. Commissioner Greer seconded. The motion passed.**
- IV. Special Beer Applicant(s):**
1. Holly Smith – 315 Beale – **‘Hard Rock Guitar Drop’**  
Date: **December 31, 2013 – January 1, 2014** – Time: **5:00 p.m. – 3:00 a.m.**  
Sponsoring Organization: **Hard Rock Café**  
Purpose of funds: **Profit: 3 booths**  
Upon routine questioning by the commissioners about the alcoholic beverages laws,  
*Commissioner West moved approval. Commissioner Hayslett seconded. The motion passed.*
  2. Sara L. Hall – 200 Union (AutoZone Park) – **“St. Jude Memphis Marathon Weekend”**  
Date: **December 7, 2013** – Time: **7:00 a.m. – 4:00 p.m.**  
Sponsoring Organization: **American Labanese Syrian Associated Charities, Inc.**  
Purpose of funds: **Charitable: 4 booths**  
Upon routine questioning by the commissioners about the alcoholic beverages laws,  
*Commissioner West moved approval. Commissioner Greer seconded. The motion passed.*
  3. Sara Studdard – 2487 Broad (between Hollywood & Scott) – **“Broad Avenue Art Walk”**  
Date: **November 8, 2013** – Time: **5:00 p.m. – 10:00 p.m.**  
Sponsoring Organization: **Historic Broad Avenue Arts Association**  
Purpose of funds: **Charitable: 2 booths**  
Upon routine questioning by the commissioners about the alcoholic beverages laws,  
*Commissioner Post moved approval. Commissioner Jones seconded. The motion passed.*
  4. Rebecca Severs – 2617 Broad – **“Broad Ave Fall Art Walk”**  
Date: **November 8, 2013** – Time: **5:00 p.m. – 10:00 p.m.**  
Sponsoring Organization: **Three Angels Diner**  
Purpose of funds: **Profit: 1 booths**  
Upon routine questioning by the commissioners about the alcoholic beverages laws and learning that the application, itself, was limited to selling beer within the boundaries of the restaurant including its patio, the commission informed the applicant that they could not allow patrons to leave their specific grounds with open containers. The applicant withdrew the application.

*Commissioner Greer moved to dismiss the Special Beer Permit application. Commissioner Post seconded. The motion passed.*

**V. The following person(s) has applied to sell beer for “ON” premise brewery/tasting room permit:**  
None

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

5. Abu Saada & Mahlet Yilma – 2600 Poplar Ste. 113 – Sunset Hookah G. Partnership – dba – “Sunset Hookah”

There was considerable discussion about the application as it did not appear to meet the food requirements based on the menu and comments by the applicant. *Commissioner Greer moved approval with the requirement that the applicant present sales reports at 30, 60 and 90 days to show that the 40% of food sales. Commissioner Post seconded. The chair stated there was uncertainty based on the voice vote and asked for a recorded vote. The motion passed 5 – 3.*

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

6. Ladon Relliford – 4155 Elvis Presley – Tennessee CVS Pharmacy, LLC – dba – “CVS Pharmacy #10204”

Upon routine questioning by the commissioners about the alcoholic beverages laws *Commissioner Post moved approval subject to the location presented an original copy of the Use and Occupancy Certificate. Commissioner Greer seconded. The motion passed.*

7. Sona Roopani – 4138 Kirby Parkway – Sona Fuels Inc. – dba – “Raines Food & Fuel”

Upon routine questioning by the commissioners about the alcoholic beverages laws, *Commissioner West moved approval. Commissioner Greer seconded. The motion passed.*

8. Aaron K. White – 9027 US Hwy 64 – Junior Food Stores of West Florida Inc. – dba - “Kwik Shop #206”

Upon routine questioning by the commissioners about the alcoholic beverages laws, *Commissioner Jones moved approval. Commissioner Post seconded. The motion passed.*

9. Saleem A. Virani – 6745 Winchester – Q Mark Food & Fuel, LLC - dba – “Q Mark”

Upon routine questioning by the commissioners about the alcoholic beverages laws, *Commissioner Post moved approval. Commissioner Greer seconded. The motion passed.*

**VII. Liquor Store(s):**  
None

**VIII. Violation(s):**

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

10. Fawaza Dirhem – 3675 Jackson – dba – “Crown Super Market”

Date of Violation: Saturday, April 13, 2013 D4

Wednesday, July 3, 2013 C5

Date Permit Approved: 09/19/2012

Officer(s): Cook #1623, Wright #11063, Mell #11125, Shank #10624

*The owner stipulated to the charge. Commissioner Post moved to fine the location \$500.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit.*

*Commissioner Jones 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 NO PRIOR:**

11. Gabriel Yak & Shalum Deeka – 263 Chelsea – d/b/a – **“Convenience 4 Less”**  
Date of Violation: Saturday, April 6, 2013  
Date Permit Approved: 04/02/2002  
Officer(s): Galison #3156  
*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 Post seconded. The motion passed. The owner agreed to the fine and probation.*
  
12. Mark Said – Ramy Samy – Hazem Shoman – 1885 Berryhill – d/b/a – **“EGY Management IV Inc.”**  
Date of Violation: Saturday, April 13, 2013  
Date Permit Approved: 04/03/2013  
Officer(s): Cook #1623  
*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 Post seconded. The motion passed. The owner agreed to the fine and probation.*
  
13. Eyad Hamed & Feras Abed – 4027 Jackson – d/b/a – **“A & A Market”**  
Date of Violation: Saturday, April 13, 2013  
Date Permit Approved: 02/15/2012  
Officer(s): Cook #1623  
*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 Post seconded. The motion passed. The owner agreed to the fine and probation.*
  
14. Shirley B. Gibson – 956 N. Seven – d/b/a – **“Seven Street Cash & Carry”**  
Date of Violation: Saturday, April 6, 2013  
Date Permit Approved: 07/01/1998  
Officer(s): Galison #3156  
*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 Post seconded. The motion passed. The owner agreed to the fine and probation.*
  
15. Mohamed Aliye – 1069 N. Watkins – d/b/a – **“Lucky Green”**  
Date of Violation: Saturday, April 6, 2013  
Date Permit Approved: 02/20/2013  
Officer(s): Galison #3156  
*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 Post seconded. The motion passed. The owner agreed to the fine and probation.*
  
- Continued from October 16, 2013 - Per City Legal Counsel to review state ordinance*
16. Sammy Chu – 1112 Springdale – d/b/a – **“Chu’s Supermarket”**  
Date of Violation: Saturday, April 6, 2013  
Date Permit Approved: 11/05/1980

Officer(s): Galison #3156

*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 Post seconded. The motion passed. The owner agreed to the fine and probation.*

**Continued from October 16, 2013 – Per City Legal Counsel to review state ordinance**

17. Ali A. Mohamed – 2209 Eldridge – d/b/a – “A & H Grocery”

Date of Violation: Saturday, April 6, 2013

Date Permit Approved: 04/16/2008

Officer(s): Galison #3156

*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 West 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):**

18. Owda Khmous – 11417 Hwy 64 (Stage) – d/b/a – “Z Market”

Date of Violation: Saturday, April 13, 2013

Date Permit Approved: 06/18/2008

Officer(s): Cook #1623

**Prior Violation: 02/20/2012 C-4**

*Mr. Samir represented the location. Commissioner Jones 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.*

19. Salah I. Abdilahi – 840 N. Thomas – d/b/a – “Super Grocery BP Amoco”

Date of Violation: Saturday, April 6, 2013

Date Permit Approved: 08/07/2002

Officer(s): Galison #3156

**Prior Violation: 05/23/2012 D-4**

*The owner stipulated to the charge. Commissioner Jones moved to fine the location \$500.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit.*

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

20. Ali Al Harbi – 766 Jackson - d/b/a – “Twins Food Mart”

Date of Violation: Saturday, April 6, 2013

Date Permit Approved: 01/16/2002

Officer(s): Galison #3156

**Prior Violation: 07/19/2010 C-5 D-4**

*The owner stipulated to the charge. Commissioner Jones moved to fine the location \$500.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit.*

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

21. Yursa Al-Shafie – 4306 Macon – d/b/a – “Lana’s Market”

Date of Violation: Saturday, April 6, 2013

Date Permit Approved: 12/06/1995

Officer(s): Cook #1623

**Prior Violation: 04/27/2011 C-4 - 07/20/10 C-15**

*The owner stipulated to the charge. Commissioner Jones moved to fine the location \$750.00*

*along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Post seconded. The motion passed. The owner agreed to the fine and probation.*

22. Nargis B. Hundani – 12347 Hwy 64 (Stage) – d/b/a – **“Eads Gas & Grill Inc.”**  
Date of Violation: Saturday, April 13, 2013  
Date Permit Approved: 02/06/2008  
Officer(s): Cook #1623  
**Prior Violation: 02/18/2012 C-5 D-4 - 07/24/2012 C-5 - citations heard on same day**  
***Continued to November 20, 2013.***

***Continued from October 16, 2013 – Per City Legal Counsel to review state ordinance***

23. Wahib A. Al Qahshi – 2466 Jackson – dba – **“Saver Stop #3”**  
Date of Violation: Saturday, April 6, 2013  
Date Permit Approved: 09/21/2011  
Officer(s): Galison #3156  
**Prior Violation: 05/28/2012 C-5**  
The location was represented by Attorney John Parker who argued that if the decoy was over 50 there could be no fines. There was considerable discussion. The commission maintained that the citations were valid. *The owner stipulated to the charge. Commissioner Jones moved to fine the location \$750.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Post seconded. The motion passed. The owner agreed to the fine and probation.*

***Continued from October 16, 2013 – Per City Legal Counsel to review state ordinance***

24. Shu Hui Dong – 1073 N. Watkins – dba – **“New JJ Market”**  
Date of Violation: Saturday, April 6, 2013  
Date Permit Approved: 09/15/2010  
Officer(s): Galison #3156  
**Prior Violation: 03/06/2013 D-4**  
*The owner stipulated to the charge. Commissioner Jones moved to fine the location \$500.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Post seconded. The motion passed. The owner agreed to the fine and probation.*

***Continued from October 16, 2013 – Per City Legal Counsel to review state ordinance***

25. Alhamdi Murshed – 1243 Vollentine – dba – **“Vollentine Market”**  
Date of Violation: Saturday, April 6, 2013  
Date Permit Approved: 07/07/2004  
Officer(s): Galison #3156  
**Prior Violation: 01/10/2011 C-4 C-15**  
*The owner stipulated to the charge. Commissioner Jones moved to fine the location \$500.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Post seconded. The motion passed. The owner agreed to the fine and probation.*

***Continued from October 16, 2013 – Per City Legal Counsel to review state ordinance***

26. Aziz Altarb & Mohamed Morshed – 1720 Hunter – dba – **“Geno’s Market”**  
Date of Violation: Saturday, April 6, 2013  
Date Permit Approved: 12/04/1996  
Officer(s): Galison #3156

**Prior Violation: 06/14/2011 C-4 C-5**

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

*Continued from October 16, 2013 – Per City Legal Counsel to review state ordinance*

27. Sari Amro – 2032 Chelsea – dba – “**Chelsea Express**”

Date of Violation: Saturday, April 6, 2013

Date Permit Approved: 10/17/2007

Officer(s): Galison #3156

**Prior Violation: 06/14/2011 C-4 C-5**

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

*Continued from October 16, 2013 - Per request by owner*

28. Khalid Abdi – 1098 Springdale – dba – “**King’s Drive In Grocery**”

Date of Violation: Saturday, April 6, 2013

Date Permit Approved: 04/07/2010

Officer(s): Galison #3156

**Prior Violation: 12/23/2011 C-4 C-5**

*The owner stipulated to the charge. Commissioner Jones moved to fine the location \$500.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Post 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 WITH PRIOR(S):**

29. Elsabet Teka – 1441 Maplewood – dba – “**Maplewood Grocery**”

Date of Violation: Saturday, April 6, 2013 D4

Friday, June 28, 2013 D4

Date Permit Approved: 07/16/2008

Officer(s): R Smith #7886, Galison #3156

**Prior Violation: 06/14/2011 C-5**

*The owner stipulated to the charge. Commissioner Jones moved to fine the location \$1,800.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Post seconded. The motion passed. The owner agreed to the 30 day suspension.*

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

*Continued from October 16, 2013 – Per City Legal Counsel to review state ordinance*

30. Mengestear Gebregziaber – 2230 Chelsea – dba – “**Lion Market**”

Date of Violation: Saturday, April 6, 2013 D4

Friday, June 28, 2013 C4

Date Permit Approved: 03/21/2012

Officer(s): Galison #3156

**Prior Violation: 06/14/2011 C-5**

*The owner and Attorney Jaber stipulated to the charge. Commissioner Jones moved to fine the location \$800.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Post seconded. The motion passed. The owner agreed to the fine and probation.*

*Continued from October 16, 2013 – Per request by Attorney L. Weissman*

31. Yahya Mushreh – 1590 Vollentine – dba – “North Memphis Market”

Date of Violation: Saturday, April 6, 2013

Date Permit Approved: 12/02/2009

Officer(s): Galison #3156

**Prior Violation: 12/04/2009 C-4 C-20 – 07/23/2010 D-4 – 06/14/2011 C-5  
- 06/24/2012 C-5**

*The owner and Attorney L. Weissman stipulated to the charge.*

*Commissioner Jones moved to fine the location \$1,750.00 along with a 90 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Post seconded. The motion passed. The owner agreed to the fine and probation.*

**VIII. Old Business:**

**IX. New Business:**

**X. Adjournment** - There being no further business to come before the commission, Commissioner Bryan moved for adjournment at approximately 12:25 p.m. Commissioner Jones seconded. The meeting adjourned.

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Eugene Bryan – Chairman

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Date

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Aubrey J. Howard – Executive Secretary

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Date