



City of Memphis Alcohol Commission Minutes December 4, 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 9:21 a.m.
- II. Roll Call** – The following Commissioners were present: Sherman Greer, Wayne West, Barry Chase, Erma Hayslett, Martavius Jones, Jared Johnson, Billy Post and Eugene Bryan. Commissioner Johnsie Wallace was absent.
- III. Approval of Minutes** – The minutes of the previous meeting were distributed electronically prior to this meeting. **Commissioner Greer moved approval of the minutes of the November 20, 2013 meeting. Commissioner Post seconded. The motion passed.**

Mr. Howard requested addition of a non-agenda item Special Beer Permit for the Grand Opening for Fusion Restaurant at 5020 US Hwy 78 mistakenly left off of the agenda. **Commissioner Jones moved approval. Commissioner Post seconded. The motion passed.** The item was added as 3a.

IV. Special Beer Applicant(s):

1. Christopher M. Andrews – 2535 Broad St. – **“Five In One Social Club”**
Date: **December 5, 2013 – January 4, 2014** - Time: **12:00 p.m. – 3:00 a.m.**
Sponsoring Organization: **Five In One Social Club**
Purpose of funds: **Profit: 1 booth**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Post moved approval. Commissioner Johnson seconded. The motion passed.
2. James E. Spencer, Jr. – 200 Beale St. – **“Blues Holiday”**
Date: **December 5, 2013 – January 4, 2014** - Time: **11:00 a.m. – 3:00 a.m.**
(Sun) 12 p.m. – 3 a.m.
Sponsoring Organization: **Handy Park, LLC**
Purpose of funds: **Profit: 4 booths**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Post moved approval. Commissioner Johnson seconded. The motion passed.
3. Brian M. Bazar – Tower Courtyard @ Overton Square – **“Sugar Plum Shindig”**
Date: **December 6, 2013** - Time: **5:00 p.m. – 10:00 p.m.**
Sponsoring Organization: **Bar Louie Memphis**
Purpose of funds: **Profit: 1 booth**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Post moved approval. Commissioner Johnson seconded. The motion passed.

- 3a. Deswick & LaRhonda Bonds – 5020 US Hwy 78 – “Grand Opening for Fusion Restaurant”
Date: **December 5, 2013- January 4, 2014** - Time: **7:00 a.m. – 3:00 a.m. – (Sun) 12:00 p.m. – 3:00 a.m.**
Sponsoring Organization: **Fusion Restaurant**
Purpose of funds: **Profit: 1 booth**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Post moved approval. Commissioner Jones seconded. The motion passed.

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

4. Dwight A. Bond & David P. Smith – 921 S. Cooper St. – The Growler of Memphis, LLC – d/b/a - “The Growler of Memphis”
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Post moved approval with the stipulation that the location must present sales receipt after its first six months of operations to show that at least 40% of sales were food items. Commissioner Jones seconded. The motion passed.
5. John M. Bryant, III & James R. Williams, II – 4720 Poplar Ave. – The Flying Fish Café, Inc. d/b/a - “Soul Fish Cafe”
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Post moved approval. Commissioner Johnson seconded. The motion passed.
6. Vince T. Vo – 5137 Summer Ave., Ste. A. - – Vo & Vo, LLC – d/b/a – “Ryu Sushi Bar”
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Post moved approval. Commissioner Johnson seconded. The motion passed.

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

7. Nageeb Sabha – 455 E. Trigg Ave. – d/b/a – “A & M Grocery”
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Post moved approval. Commissioner Johnson seconded. The motion passed.
8. Kalid A. Ibrahim – 2626 W. Watkins St. – Niya Amoco, LLC - d/b/a – “Watkins BP Express”
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Post moved approval. Commissioner Johnson seconded. The motion passed.

VII. **Violation(s):**

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

9. Mitchell Grimsley – 4880 Summer Ave. – Casa Perez Entertainment, Inc. - d/b/a – “Casa Perez”
Date of Violation: Friday, May 24, 2013
Date Permit Approved: 10/20/2004
Officer(s): Howard #1682, Ward #0502, Stepney #1348
Mr. Valentin Perez stipulated to the charge. *Commissioner West moved to fine the location \$100.00 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 D-4 with NO PRIOR(S):

10. Allen J. Cohn – 4071 Summer Ave. – Tobacco Superstores, Inc. - d/b/a –
“Tobacco Superstore #171”
Date of Violation: Friday, May 24, 2013
Date Permit Approved: 11/16/2011
Officer(s): Smith #8636, Richardson #1326, Stepney #1348
Joe Morelli stipulated to the charge. **Commissioner West 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.**
11. Eyad A. Obied – 1590 Sycamore View – EAM, Inc. - d/b/a – “Road Runner”
Date of Violation: Friday, May 24, 2013
Date Permit Approved: 01/02/2013
Officer(s): Smith #8636, Richardson #1326, Stepney #1348
The owner stipulated to the charge. Commissioner West 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.

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

12. Ali Haimed – 3083 Summer Ave. - d/b/a – “Summer Grocery”
Date of Violation: Friday, May 24, 2013 (D-4)
Wednesday, July 3, 2013 (C-5)
Date Permit Approved: 08/28/2003
Officer(s): Stepney #1348, Smith #8636, Richardson #1326, Mell #11125, Shank #10624, Wright #11063
The owner along with Atty. Paul Royal stipulated to the charges. Commissioner West 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 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 NO PRIOR(S):

13. Abdullah A. Mohammed – 3608 Summer Ave. – Taiz, Inc. - d/b/a – “Shop N Cash”
Date of Violation: Friday, May 24, 2013(C-4, D-4)
Thursday, August 8, 2013 (C-5)
Date Permit Approved: 02/06/2013
Officer(s): Howard #1682, Stepney #1348, Ward #0502, Greer #2977
The owner stipulated to the charge. Commissioner West moved to fine the location \$1,100.00 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 WITH PRIOR(S):

14. Abdusemed A. Finne – 2293 Airways Blvd. - d/b/a – “Airways Food Mart”

Date of Violation: Wednesday, April 17, 2013

Date Permit Approved: 11/07/2007

Officer(s): Mell #11125, Shank #10624

Prior(s): 03/08/13 (D-4)

The owner was not present. Commissioner West moved to indefinitely suspend the Beer Permit at this location. Commissioner Post seconded. The motion passed.

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

15. Fadl Athaibani – 1559 Sycamore View – d/b/a – “Stop & Shop Mini Market”

Date of Violation: Friday, May 24, 2013

Date Permit Approved: 04/06/2011

Officer(s): Cook #1623

Prior Violation: 07/10/12 (C-5, D-4)

The owner was not present. Commissioner West moved to indefinitely suspend the Beer Permit at this location. Commissioner Post seconded. The motion passed.

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

16. Said A. Jaber – 5006 Raleigh LaGrange – d/b/a – “Save More Market”

Date of Violation: Friday, May 24, 2013

Date Permit Approved: 08/06/2008

Officer(s): Stepney #1348, Ward #0502, Howard #1682

Prior Violation: 02/18/2012 (C-5)

The owner stipulated to the charge. Commissioner West moved to fine the location \$700.00 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.

VIII. Old Business: None

IX. New Business: None

X. **Adjournment** - There being no further business to come before the commission, Commissioner Johnson moved for adjournment at approximately 10:30 a.m. Commissioner Jones seconded. The meeting adjourned.

Eugene Bryan – Chairman

Date

Aubrey J. Howard – Executive Secretary

Date