

COVER SHEET
PUBLIC MEETING AGENDA

NEBRASKA LIQUOR CONTROL COMMISSION

April 17 & 18, 2012

REVIEW OF MINUTES FROM PREVIOUS MEETING

Approved

EXPENDITURES OVER \$100
FOR MONTH OF MARCH, 2012

Approved

PUBLIC PRESENTATIONS/INDUSTRY FORUM:

April 17, 2012 @ 9:00 a.m.

AGENDA ITEMS: April 17, 2012 @ 9:30 a.m.

FORMAL HEARINGS: April 17, 2012, starting at 10:00 a.m.
(See Yellow Agenda/Docket)

April 18, 2012, starting at 9:00 a.m.
(See Yellow Agenda/Docket)

ANY AGENDA ITEMS NOT COMPLETED PRIOR TO BEGINNING DOCKET HEARINGS

ALL MATTERS RELATING TO THE MANUFACTURE, DISTRIBUTION, SALE AND TRAFFIC
IN ALCOHOLIC LIQUORS THAT ARE TO BE REVIEWED ARE LISTED ON THE ATTACHED
PAGES OF THE AGENDA.

CERTIFICATION

I, Hobert B Rupe, Executive Director of the Nebraska Liquor Control Commission, do hereby certify
that this is the public meeting agenda of the Nebraska Liquor Control Commission.

Dated

Hobert B. Rupe, Executive Director

This agenda is subject to daily change to reflect matters before the Commission. Any changes to this
agenda will be posted at the Commission offices on the 5th floor of the Nebraska State Office
Building, located at 301 Centennial Mall, South, Lincoln, Nebraska.

RATIFICATIONS FROM MARCH 10, 2012 – APRIL 6, 2012

Retail licenses issued with local approval:

Ratify pages 1 - 5

Alma	Simmy's Lakeside Grill, LLC/Simmy's Lakeside Grill	C-97124
Anselmo	Cooperative Producers, Inc./Anselmo Station	B-97148
Bellevue	Blessing of Santoshi MA, Inc./Select Mart	D-97074
Big Springs	Pilot Travel Centers, LLC/Pilot Travel Center #904	D-97078
Blair	Guentes Investments, LLC/El Rancho Mexican Restaurant	I-97053
	El Vallarta, LLC/ El Vallarta Mexican Restaurant	I-96812
Elm Creek	Pilot Travel Centers, LLC/Pilot Travel Center #901	D-97077
Endicott	Criner's Corner, LLC/Criner's Corner	C-97606
Fort Calhoun	Knight Club Enterprises, LLC/Longhorn Bar	C-97049
Grand Island	Baldo, LLC/El Farayon Cantina & Grill	C-97130
	GIPH Restaurants, LLC/ Pizza Hut	A-96890
	Hoff Brothers, Inc./Uncle Neal's Country Conv Store 9	D-96731
	Rodriguez Javier/ El Trancaso	C-97367
Hoskins	Haase, Shari R./Wheeler's Bar & Grill	IB-97147
Kimball	Jay, Louise A./Longhorn Restaurant	I-93962
La Vista	Hutong Fusion Sushi Grill, LLC/Hutong Sushi Grill	C-96483
Lincoln	Greenfields Café, Inc./Greenfields	CK-97525
Lynch	Heiser, Amy L./Sundowner	C-97286
Meadow Grove	Sportsmans Family Grill, LLC/Sportsman's Family Grill	C-97080
Omaha	3201, LLC/South Omaha Bar & Grill	C-96727
	All The Marbles, LLC/ Pizza Pie Guys	I-97138
	Crab Addison, Inc./Joe's Crab Shack	CK-97459
	Curri, Inc./Curri	I-96895
	Diprima Restaurant Group, LLC/Ponzu Sushi & Grill	C-97366
	Husker Food Store, LLC/Husker Food Store	D-97285
	Lighthouse Restaurants, LLC/Lighthouse Pizza	C-97282
	Nun Pizza, LLC/ Sam & Louie's New York Pizzeria	I-97681
	Silver Plate Hospitality, Inc./ Tommy Colinas Kitchen	CK-97365
Pawnee City	Willard Tavern, Inc./W Tavern & Grill	C-97150
Plattsmouth	Fitz At The Fitzgerald, LLC/ The Fitz At The Fitzgerald	C-91108
Schuyler	Oakview One Stop, LLC/Side Bar	C-97466
Valentine	Cherokee Travel, LLC/Raine Hotel	C-97468
	Valentine Golf Club, LLC/Valentine Golf Club	C-97522
Waverly	Fossil Fuels, LLC/ Ampride	D-97129
Wood River	Pilot Travel Centers, LLC/Pilot Travel Center #912	D-97079
Wynot	Sportsmans Steakhouse, LLC/ Sportsmans Steakhouse & Lounge	C-97460

Shipper Licenses issued:

Chateau, Diana, LLC/ Chateau Diana	Healdsburg, CA	S1-98243
Del Norte Brewing Co./Del Norte Brewing Co.	Denver, CO	T-97933
International Spirits, LLC/International Spirits, LLC	Jacksonville, FL	S-98097
WM Magner, Inc./WM Magner, Inc.	Norwood, MA	S-98160
WM Magner, Inc./ WM Magner, Inc.	Norwood, MA	T-98161
Park Street Imports, LLC/ Park Street Imports, LLC	Miami, Fl	S-98165

Special Designated Licenses issued with exemptions

Chadron	Chadron Chmbr of Comm	Dollar Gen/Tmbri	3/30	53-177(1)
Elk Creek	Elk Creek Vol. FD	Monty Gottula	4/15	53-179(2) 013.03F
Elkhorn	Mt Michael Bntne Fathers	Mt Michael Bntne	3/24	53-123.04 53-177(1)
Elmwood	4 th St. Market LLC	4 th St. Market	4/6	53124(6)(A)
			4/7	
Elwood	Sons of Amer Legion	Elwood Civic Center	3/31	53-123.04
Fremont	Fremont Habitat Humanity	Hopkins Arena	4/21	53-177(3) 53-128.04
	Whis's End Zone Lounge Inc	Fremont Auditorium	4/21	53-177(1) 53-177(3)
Hastings	Hastings Museum	Hastings Museum	3/31	53-123.04
	Kitty's Roadhouse, LLC	Hastings Auditorium	3/31	53-177(3)
Hordville	Village of Hordville	Hordville Event Center	4/21	53-123.04
Howells	Village of Howells	Howells City Park	6/2	2-013.03F
Imperial	St. Patrick's Altar Society	St. Patrick's Hall	4/28	53-123.04 53-177(1)
Lincoln	Chez Hay Catering, Inc.	UNL Student Union	5/4	53-177(3)
		Van Brunt Center	4/12	53-177(3)
	Lincoln P St. Catering, Inc.	J/S Distribution Ctr.	4/14	53-177(3)
	Meier's Wine Inc.	First Plymouth Church	4/26	53-177(1)
		Lied Center	3/24	53-177(3) 53-179(2)
		Lied Center	4/7	53-177(3)
			4/11;4/14	
			4/17; 4/21	
			4/28	
		Phi Gamma Delta	4/14	53-177(3)
		Richards Hall	4/26	53-177(3)
		Sheldon Art Gallery	4/6	53-177(3)
			4/18	

LIQUOR CONTROL COMMISSION DATE:
PUBLIC MEETING AGENDA

APRIL 17 & 18, 2012

TYPE OF BUSINESS: LICENSING MATTERS PAGE FOUR

		Van Brunt Center	4/27	53-177(3)
			5/3	
	Premier Catering	Morrill Hall	6/11	53-177(1)
				53-177(3)
		Wick Alumni Center	5/5	53-177(1)
			6/22	53-177(3)
	WMJD, LLC	Single Barrel	4/13	53-197(1)
			4/14	
McCool Junction	Cattlemen's Ball of NE	Stone Creek Event Ctr	6/1	53-123.04
			6/2	53-138/169
Norfolk	Vin, Inc.	Lloyd's Drug Mart	4/19	53-124(6)(A)
			4/20; 4/21	
North Platte	The Cigarette Store Corp.	Smoker Friendly	4/20	6-019.015
				53-124(6)(A)
Oakland	Burt Cty Ag Society	Burt Cty Grandstand	8/3	2-013.03F
			8/4; 8/5	
			8/6; 8/7	
Omaha	1316 Jones LLC	Aspen Room	4/27	53-177(3)
			4/7	
		Scott Conf. Center	4/19	53-177(3)
	Creighton Prep School	Creighton Prep School	4/21	53-177(1)
				53-123.01
	G.O.A.T.S., Inc.	Storz Rugby Complex	4/28	53-123.04
			4/29	
	International Catering, Inc	The Thompson Center	4/20	53-177(1)
			4/21	53-177(3)
			4/28; 5/12	
			6/2; 6/9	
			6/30	
	NE Affiliate Susan G Komn	Baxter Ford	4/27	53-177(1)
				53-123.04
	Omaha Childrens Museum	Omaha Childrens Museum	5/5	53-177(1)
				53-123.04
	Sodexo Management Inc	Boyne Building	4/12	53-177(1)
				53-177(3)
		Harper Center	4/3	53-177(1)
			4/10	53-177(3)
			4/11; 4/13	
			4/29; 4/20	
	St. Margaret Mary Church	St. Margaret Mary	4/20	53-177(1)
				53-177(3)
	St. Wenceslaus Cath Church	St. Wenceslaus Gym	4/14	53-177(1)

TYPE OF BUSINESS: LICENSING MATTERS PAGE FIVE

	Taste of Omaha, Inc.	Heartland America	6/1	2-013.03F
			6/2	53-168/169
			6/3	
Plattsmouth	Willow Springs Bottling Co	St Robert Bellarmine	4/27	53-177(1)
	Catholic Ed Builders Inc	St. John the Baptist School	4/21	53-123.04
				53-177(1)
	Knights of the Roundtable	St. John's School	4/25	53-177(1)
			6/9	
Ravenna	McDowell Investments Inc	Ravenna Country Club	4/14	53124(6)(A)
Seward	Seward Grocery, LLC	Pac n Save	4/20	53-124(6)(A)
Springfield	True Buddy Foundation	Community Bldg.	4/21	53-123.04
Tekamah	Ronnie's LLC	Tekamah Auditorium	3/31	53-177(1)
			4/28	
Unadilla	TR Unadilla Mart LLC	TR Unadilla Mart	4/7	53-124(6)(A)
Wayne	Ken Jorgenson	National Guard Armory	4/21	53-177(3)
	White Dog Pub Inc.	Wayne Auditorium	3/31	53-177(1)
			4/14	
West Point	Feyerherm Enterprises LLC	Frontier Co Fair Bldg	4/7	53-177(3)

EXEMPTIONS

- 53-177(1) WITHIN 150' OF SCHOOL, CHURCH, ETC**
- 53-177(3) WITHIN 300' OF CAMPUS**
- 53-179(1) ALLOW 2AM CONSUMPTION**
- 53-179(2) ALLOW SUNDAY SALES**
- 53-123.04 PURCHASE FROM RETAILER AND/OR WHOLESALER**
- 53-124(5) C ON PREMISE CONSUMPTION ONLY-RESTRICTED C**
- 53-124(6) A ALLOW ON SALE PACKAGE LIQUOR**
- 2-013.03A WAIVE WRISTBANDS ON MINORS (NONPROFIT SDL)**
- 2-013.03B WAIVE VOLUNTEERS HAVING NO OTHER DUTIES**
- 2-013.03F WAIVE DOUBLE FENCING (NONPROFIT SDL)**
- 53-168/169 ALLOW RETURN OF ALL UNSOLD PRODUCTS**
- 53-176 ALLOW DELIVERY OFF LICENSED PREMISE**
- 6-019.01S1 WAIVE TWO RESTROOM REQUIREMENTS FOR ON SALE LICENSE**

1. Class B - #92580
Casey's General Stores
Dba Casey's General Store #2984
204 West B Street
McCook NE 69001

Licensee was granted administrative approval to transfer alcohol from McCook location to Casey's General Store #2969 located at 1302 Road F, Fairmont, liquor license #92585 and Casey's General Store #1747 located at 902 Adams Street, Lexington, liquor license #54891. Transfer due to McCook location downgrading liquor license from Class D to Class B.

Do you wish to ratify administrative approval?

Yes - ratify

2. Class C - #59713
Paulslift Inc
Dba Lanny's Bar & Grill
101 Front Street
Hadar NE 68738

Licensee is requesting permission to keep liquor license even though business was closed in October 2011. They wish to keep liquor license for a possible selling factor or if circumstances change. See attached letter.

Do you wish to allow liquor license to remain active?

No

3. Class ID - #87974
TBurg Inc
Dba Box Bar
405 N Washington Street
Lexington NE 68850

Licensee **Austin Thornburg** self-reported the following conviction:

11/11 Possession of Marijuana and paraphernalia
Disposition: Possess K2 or marijuana 1 oz or less 2nd;
class 4 misd., Guilty/Admit \$400 fine
Possess or use drug paraphernalia/infraction
Guilty/Admit \$100 fine
Speeding 1-5/infraction, Guilty/Admit \$10 fine

Do you wish to set for hearing?

Yes – set for hearing

NEBRASKA LIQUOR CONTROL COMMISSION-PUBLIC MEETING AGENDA

DATE: April 17 & 18, 2012

TYPE OF BUSINESS: LEGAL MATTERS

PAGE A

1. Class DK-80784

OK Bottle Inc
"O & K Bottle Shoppe"
318 8th Street
Gothenburg NE 69138

Licensed since 12/02
Minor 5/08

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 6/17/11.
(CI ?, ID checked?)

Two (2) days mandatory closure + twenty (20) days suspension + training

(Penalty Guideline indicates 2 days mandatory closure + 20 days suspension)

2. Class B-82096

AZ Inc
"Circle S Stop N Shop"
604 W 29th Street
South Sioux City NE 68776

Licensed since 8/08 – no previous

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 12/21/11.
(CI 17, ID not checked)

Twelve (12) days suspension + training

(Penalty Guideline indicates 10 - 20 days suspension)

3. Class C-77770

Wences Enterprises Corporation
"Gusto Cuban Café"
7910-7920 Harrison
Ralston NE 68128

Licensed since 10/07
Minor 12/13/08

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 12/2/11.
(CI 17, ID not checked)

Two (2) days mandatory closure + thirty (30) days suspension + training

(Penalty Guideline indicates 2 days mandatory closure + 30 days suspension)

NEBRASKA LIQUOR CONTROL COMMISSION-PUBLIC MEETING AGENDA

DATE: April 17 & 18, 2012

TYPE OF BUSINESS: LEGAL MATTERS

PAGE B

1. Class C-88739

Full Circle Venue
"Full Circle Venue"
1010 Diers Avenue, Suite 4
Grand Island NE 68803

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 12/9/11. (CI's 20 & 19, ID's not checked)
See attached.

Licensed since 7/10 – no previous **Continue to May**

(Penalty Guideline indicates 10 – 20 days suspension)

2. Class D-16828

Denny & Lorene Liquor Inc
"Mom's Corner"
566 W Court Street
Beatrice NE 68310

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 12/8/11. (CI 20, ID not checked)

Licensed since 5/89
Minor 12/91

Seven (7) days suspension + training

(Penalty Guideline indicates 10 – 20 days suspension or HALF)

3. Class D-91133

Hy-Vee Inc
"Hy-Vee Gas"
3012 23rd Street
Columbus NE 68124

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 12/9/11. (CI 18, ID checked)

Licensed since 2/11 – no previous **Ten (10) days suspension + training**

(Penalty Guideline indicates 10 – 20 days suspension)

NEBRASKA LIQUOR CONTROL COMMISSION-PUBLIC MEETING AGENDA

DATE: April 17 & 18, 2012

TYPE OF BUSINESS: LEGAL MATTERS

PAGE C

1. Class C-86855

Michael J Inc
"J's Grill & Pub"
831 W Court Street
Beatrice NE 68310

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 12/8/11. (CI's both 20, ID's checked)
See attached.

Licensed since 6/10 – no previous **Ten (10) days suspension + training**

(Penalty Guideline indicates 10 – 20 days suspension)

2. Class B-16720

Gage County Oil Company Inc
"County Store"
1538 Court Street
Beatrice NE 68310

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 12/8/11. (CI 20, ID not checked)

Licensed since 5/89
No Record/File 12/95

Seven (7) days suspension + training

(Penalty Guideline indicates 10 – 20 days suspension or HALF)

3. Class B-29126

Casey's Retail Company
"Casey's General Store 1784"
806 W Court Street
Beatrice NE 68310

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 12/8/11. (CI 20, ID not checked)

Licensed since 9/94
Serve/Sale to Intoxicated 2/11

Twelve (12) days suspension + training

(Penalty Guideline indicates 10 – 20 days suspension)

NEBRASKA LIQUOR CONTROL COMMISSION-PUBLIC MEETING AGENDA

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TYPE OF BUSINESS: LEGAL MATTERS

PAGE D

1. Class B-86851

Casey's Retail Company
"Casey's General Store 2881"
2903 23rd Street
Columbus NE 68601

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 12/9/11.
(CI 18, ID not checked)

Licensed since 6/10 – no previous

Twelve (12) days suspension + training

(Penalty Guideline indicates 10 - 20 days suspension)

2. Class B-71400

Casey's Retail Company
"Casey's General Store 2734"
510 S Meridian Avenue
Cozad NE 69130

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 6/10/11.
(CI 18, ID checked)

Licensed since 5/06 – no previous

Ten (10) days suspension + training

(Penalty Guideline indicates 10 – 20 days suspension)

3. Class B-71400

Casey's Retail Company
"Casey's General Store 2734"
510 S Meridian Avenue
Cozad NE 69130

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 12/17/11.
(CI 18, ID checked)

Licensed since 5/06
Minor 6/11

Two (2) days mandatory closure + fifty (50) days suspension

(Penalty Guideline indicates 2 days mandatory closure + 50 days suspension)

NEBRASKA LIQUOR CONTROL COMMISSION-PUBLIC MEETING AGENDA

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TYPE OF BUSINESS: LEGAL MATTERS

PAGE E

1. Class B-67353

Casey's Retail Company
"Casey's General Store 2068"
609 Plum Creek Parkway
Lexington NE 68850

Licensee has plead guilty to selling alcohol
to a minor during a compliance check on
12/10/11.
(CI ?, ID checked?)

Licensed since 5/05
Minor 5/07

Ten (10) days suspension + training

(Penalty Guideline indicates 10 – 20 days suspension)

2. Class CK-84933

Pamela & Frank Snyder
"Blue Moose Bar & Grill"
607 Knight Street
Bertrand NE 68927

Licensee has plead guilty to selling alcohol
to a minor during a compliance check on
12/9/11.
(CI ?, ID checked)
See attached.

Licensed since 6/09 – no previous

Ten (10) days suspension + training

(Penalty Guideline indicates 10 – 20 days suspension)

3. Class I-86808

Reload LLC
"Smashburger"
7204 Jones Street
Omaha NE 68114

Licensee has plead guilty to selling alcohol
to a minor during a compliance check on
12/2/11.
(CI 20, ID checked)

Licensed since 1/10 – no previous

Ten (10) days suspension + training

(Penalty Guideline indicates 10 – 20 days suspension)

NEBRASKA LIQUOR CONTROL COMMISSION-PUBLIC MEETING AGENDA

DATE: April 17 & 18, 2012

TYPE OF BUSINESS: LEGAL MATTERS

PAGE F

1. Class D-58712

Alex & Yvonne Schmunk Inc
"Sonny's Super Foods"
321 E 8th Street
Cozad NE 69130

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 12/17/11.
(CI 18, ID checked)
See attached.

Licensed since 6/03
Minor 10/05

Ten (10) days suspension + training

(Penalty Guideline indicates 10 – 20 days suspension)

2. Class B-26282

Casey's Retail Company
"Casey's General Store 1606"
1206 N Burlington Street
Holdrege NE 68949

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 12/20/11.
(CI 19, ID not checked)

Licensed since 9/93
Minor 4/97

Seven (7) days suspension + training

(Penalty Guideline indicates 10 – 20 days suspension or HALF)

3. Class D-31172

Pamela Bird
"Alley Winery Liquor"
2620 Dakota Avenue
South Sioux City NE 68776

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 12/21/11.
(CI's 17, ID's not checked)

Licensed since 5/95
Minor 11/04
Minor 4/10

Two (2) days mandatory closure + forty-two (42) days suspension + training

(Penalty Guideline indicates 2 days mandatory closure + 40 days suspension)

NEBRASKA LIQUOR CONTROL COMMISSION-PUBLIC MEETING AGENDA

DATE: April 17 & 18, 2012

TYPE OF BUSINESS: LEGAL MATTERS

PAGE G

1. Class B-71378

Casey's Retail Company
"Casey's General Store 2740"
451 Hwy 81/92
Osceola NE 68651

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 11/5/11.
(CI 19, ID not checked)

Licensed since 5/06
Minor 10/06
Minor 12/10

Two (2) days mandatory closure + fifty-two (52) days suspension + training

(Penalty Guideline indicates 2 days mandatory closure + 50 days suspension)

2. Class C-88751

Doc & Fritz's Shady Bend Inc
"Doc & Fritz's Shady Bend"
3609 E Hwy 30
Grand Island NE 68801

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 12/9/11.
(CI's 18 & 20, ID's checked)
See attached.

Licensed since 5/11 – no previous

Ten (10) days suspension + training

(Penalty Guideline indicates 10 – 20 days suspension)

3. Class DK-61090

Peggy Coates
"House of Bottles"
2025 Court Street
Beatrice NE 68310

Licensee has plead guilty to selling alcohol to a minor during a compliance check on 12/8/11.
(CI 20, ID not checked)
See attached.

Licensed since 11/03 – no previous

Twelve (12) days suspension + training

(Penalty Guideline indicates 10 – 20 days suspension)

LATE ADDITION TO AGENDA - LEGAL

1. A-81185

Peak Interests LLC
"Pizza Hut Wing Street"
11832 Standing Stone
Gretna NE 68028

Licensee has plead guilty to selling alcohol
to a minor during a compliance check on
12/2/11.
(CI 18, ID checked)

Licensed since 7/08 – no previous

(Penalty Guideline indicates 10 – 20 days suspension)

Ten (10) days suspension + training