

November 7, 2005

TO: Mr. John Szerlag, City Manager

FROM: Charles Craft, Chief of Police *CC*  
Gary Mayer, Police Captain *GM*  
Chris Stout, Police Sergeant *CS*

SUBJECT: Agenda Item - Application for transfer of SDD & SDM license  
for Atlas Market and Bakery

MJMN, Inc., requests to transfer all stock interest in 2005 SDD & SDM licensed corporation located at 36949 Dequindre, Troy MI 48084, Oakland County wherein sole stockholder Masoud Matti transfers 100 shares of stock to new stockholder, Kawkab Matti.

At its September 12th meeting, the Liquor Advisory Committee entertained this request. Present to answer questions from the Board was owner Kawkab Matti. Atlas Market and Bakery has been open for 10 months and only three family members sell the liquor. Mr. Matti states that he fully understands the liquor laws.

The Committee unanimously approved this request.

The police department's background investigation of the shareholders revealed no criminal activity or disqualifying factors. Consequently, we have no objection to this request.



STATE OF MICHIGAN  
LIQUOR CONTROL COMMISSION  
DEPARTMENT OF LABOR & ECONOMIC GROWTH  
DAVID C. HOLLISTER, DIRECTOR

JENNIFER M.  
GRANHOLM  
GOVERNOR

NIDA R. SAMONA  
CHAIRPERSON

**POLICE INVESTIGATION REQUEST**  
(Authorized by MCL 436.1(4))

June 29, 2005

Troy Police Department  
Chief of Police  
500 W Big Beaver Road  
Troy, MI 48084-5285

Request ID # 311118

Chief Law Enforcement Officer

**Applicant:** MJMN, Inc., requests transfer all stock interest in 2005 SDD & SDM licensed corporation located at 36949 Dequindre, Troy MI 48084, Oakland County wherein sole stockholder Masoud Matti transfers 100 shares of stock to new stockholder, Kawkab Matti.

**Attorney:** Jalal Arabo, 31800 Northwestern Hwy, Ste 350, Farmington Hills MI 48334  
(248) 932-8600

Please make an investigation of this application. If you do not believe that the applicants are qualified for licensing, give your reasons in detail. Complete the Police Inspection Report on Liquor License Request, LC-1800, or for Detroit police, the Detroit Police Investigation of License Request, LC-1802. If there is not enough room on the front of the form, you may use the back.

Forward your report and recommendations of the applicant to the Licensing Division.

(X) Please include fingerprint card(s) and \$30.00 for each card, and mail to the Michigan Liquor Control Commission.

If you have any questions, contact the Licensing Division at (517) 322-1400.

tkw

**POLICE INSPECTION REPORT ON LIQUOR LICENSE REQUEST**

(Authorized by MCL 436.1217)

STATE OF MICHIGAN

**LIQUOR CONTROL COMMISSION**

DEPARTMENT OF LABOR & ECONOMIC GROWTH

DAVID C. HOLLISTER, DIRECTOR

tkw

RID: 311118

**Important: Please conduct your investigation as soon as possible and complete all four sections of this report. Return the completed report and fingerprint cards to the Commission.**

BUSINESS NAME AND ADDRESS: (include zip code) MJMN, Inc.  
36949 Dequindre, Troy MI 48084, Oakland County

REQUEST FOR: transfer all stock interest in 2005 SDD & SDM licensed corporation wherein sole stockholder, Masoud Matti transfers 100 shares of stock to new stockholder, Kawkab Matti

**Section 1. APPLICANT INFORMATION**

APPLICANT #1: Kawkab Matti	APPLICANT #2:
HOME ADDRESS AND AREA CODE/PHONE NUMBER: 5991 Saint James Dr. West Bloomfield MI 48322 Telephone: (248) 379-4444; (248) 743-0797	HOME ADDRESS AND AREA CODE/PHONE NUMBER:
DATE OF BIRTH: If the applicant is not a U.S. Citizen: <input type="radio"/> Does the applicant have permanent Resident Alien status? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="radio"/> Does the applicant have a Visa? Enter status:  Date fingerprinted:	DATE OF BIRTH: If the applicant is not a U.S. Citizen: <input type="radio"/> Does the applicant have permanent Resident Alien status? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="radio"/> Does the applicant have a Visa? Enter status:  Date fingerprinted:

**Attach the fingerprint card and \$30.00 for each card and mail to the Michigan Liquor Control Commission.**

ARREST RECORD: <input type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor Enter record of all arrests & convictions (attach a signed and dated report if more space is needed)	ARREST RECORD: <input type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor Enter record of all arrests & convictions (attach a signed and dated report if more space is needed)
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**Section 2. Investigation of Business and Address to be Licensed**

Does applicant intend to have dancing or entertainment?  
 No  Yes, complete LC-693N, Police Investigation Report: Dance/Entertainment Permit

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Are gas pumps on the premises or directly adjacent?  No  Yes, explain relationship:

**Section 3. Local and State Codes and Ordinances, and General Recommendations**

Will the applicant's proposed location meet all appropriate state and local building, plumbing, zoning, fire, sanitation and health laws and ordinances, if this license is granted?  Yes  No

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If you are recommending approval subject to certain conditions, list the conditions: (attach a signed and dated report if more space is needed)

**Section 4. Recommendation**

From your investigation:

1. Is this applicant qualified to conduct this business if licensed?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
2. Is the proposed location satisfactory for this business?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
3. Should the Commission grant this request?	<input type="checkbox"/> Yes	<input type="checkbox"/> No

4. If any of the above 3 questions were answered no, state your reasons: (Attach a signed and dated report if more space is needed)

Signature (Sheriff or Chief of Police)  
Troy Police Department

Date

A regular meeting of the Liquor Advisory Committee was held on Monday, September 12, 2005 in the Lower Level Conference Room of Troy City Hall, 500 West Big Beaver Road. Chairman Max K. Ehlert called the meeting to order at 7:00 p.m.

**ROLL CALL:**

**PRESENT:** Max K. Ehlert, Chairman  
Alex Bennett  
W. Stan Godlewski  
Patrick C. Hall  
James R. Peard  
Bohdan L. Ukraineec  
Sergeant Thomas Gordon  
Pat Gladysz

**ABSENT:** Henry W. Allemon

**Resolution to Excuse Committee Member Allemon**

Resolution #LC2005-09-019  
Moved by Ukraineec  
Seconded by Godlewski

RESOLVED, that the absence of Committee member Allemon at the Liquor Advisory Committee meeting of September 12, 2005 BE EXCUSED.

Yes: 6  
No: None  
Absent: Allemon

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**Resolution to Approve Minutes of July 11, 2005 Meeting**

Resolution #LC2005-09-020  
Moved by Bennett  
Seconded by Hall

RESOLVED, that the Minutes of the July 11, 2005 meeting of the Liquor Advisory Committee be approved.

Yes: 6  
No: None  
Absent: Allemon

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**Agenda Items**

1. **RAHI ENTERPRISE, INC.** requests to transfer ownership of 2005 Class C licensed business with official permit (food), located in escrow at 4382 Baldwin, Store M-625, Auburn Hills, MI 48326, Oakland County, from Auburn Hills Entertainment, Inc. (A Delaware Corporation); transfer location (governmental unit)(MCL 436.1531(1)) to 3875-3877 Rochester, Troy, MI 48083, Oakland County; and requests a new SDM to be held in conjunction and new dance-entertainment. [MLCC REQ ID# 309994] *Daawat Indian Cuisine*

Present to answer questions from the Committee was Hasmukh Patel.

Mr. Patel is the owner of Daawat Indian Cuisine which opened in February 2005. This 90-seat restaurant is open for a lunch buffet and dinner. Mr. Patel and the full-time manager will attend the TIPS class in October, and will make arrangements to send all employees to a training class also. There is no bar in the restaurant and all spirits will be served at the tables and/or booths. He has withdrawn the “dance and entertainment” portion of his request.

Resolution #LC2005-09-021  
Moved by Ukrainec  
Seconded by Godlewski

RESOLVED, that RAHI ENTERPRISE, INC. be allowed to transfer ownership of 2005 Class C licensed business with official permit (food), located in escrow at 4382 Baldwin, Store M-625, Auburn Hills, MI 48326, Oakland County, from Auburn Hills Entertainment, Inc. (A Delaware Corporation); transfer location (governmental unit)(MCL 436.1531(1)) to 3875-3877 Rochester, Troy, MI 48083, Oakland County; and requests a new SDM to be held in conjunction and new dance-entertainment.

Yes: 6  
No: None  
Absent: Allemon

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2. **MJMN, INC.**, requests to transfer all stock interest in 2005 SDD & SDM licensed corporation located at 36949 Dequindre, Troy MI 48084, Oakland County wherein sole stockholder Masoud Matti transfers 100 shares of stock to new stockholder, Kawkab Matti. [MLCC REQ ID# 311118]  
*Atlas Market and Bakery*

Present to answer questions from the Committee was Kawkab Matti.

This request is a total transfer of ownership from father (Masoud Matti) to son (Kawkab Matti). The market has been open for eight months and only three family members sell the liquor. Mr. Matti states that he fully understands the liquor laws. He is currently waiting for one additional inspection approval from the Building Department for a new oven.

Resolution #LC2005-09-022  
Moved by Ukraineec  
Seconded by Peard

RESOLVED, that MJMN, INC., be allowed to transfer all stock interest in 2005 SDD & SDM licensed corporation located at 36949 Dequindre, Troy MI 48084, Oakland County wherein sole stockholder Masoud Matti transfers 100 shares of stock to new stockholder, Kawkab Matti.

Yes: 6  
No: None  
Absent: Allemon

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3. **AG SPORTS, INC.**, requests to transfer ownership of 2005 Class C licensed business with Dance-Entertainment Permit, Outdoor Service (1 area) and 3 Bars, located at 2511 Livernois, Troy MI 48084, Oakland County, from Premier Sports, L.L.C.; request new Official Permit (Food). [MLCC REQ ID# 314395] *Spectadium*

Present to answer questions from the Committee were attorney Kelly Allen and Baljamber Atwal.

Mr. Atwal, his wife, and two silent partners have purchased Spectadium and expect to sign the lease this week. He plans to keep the manager of five years, assistant managers, and most of the wait staff who have all been trained. The sports bar theme will not change. He is making selected interior improvements and is waiting for a few inspections.

Resolution #LC2005-09-023

Moved by Ukraineec

Seconded by Peard

RESOLVED, that AG SPORTS, INC., be allowed to transfer ownership of 2005 Class C licensed business with Dance-Entertainment Permit, Outdoor Service (1 area) and 3 Bars, located at 2511 Livernois, Troy MI 48084, Oakland County, from Premier Sports, L.L.C.; request new Official Permit (Food).

Yes: 6  
No: None  
Absent: Allemon

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Ms. Allen also stated that she will appear before the Committee in a few months to represent Capital Grille with a request for a SDM license to sell beer and wine for off-premise consumption.

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Sergeant Gordon informed the Committee that he will be returning to Road Patrol duties. Sergeant Chris Stout will assume his responsibilities with regard to liquor licenses.

The meeting adjourned at 7:30 p.m.

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Max K. Ehlert, Chairman

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Patricia A. Gladysz, Office Assistant II

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**Violations**

1.	02/11/05	Buscemi's	3296 Rochester Rd.	<b>Sale to Minor</b>	<b>\$500 fine</b>
2.	03/03/05	Café Sushi	1933 W. Maple	<b>Sale to Minor</b>	<b>\$300 fine</b>
3.	03/03/05	Champps	301 W. Big Beaver	<b>Sale to Minor</b>	<b>\$700 fine</b>
4.	03/04/05	Ashoka Indian	3642 Rochester Rd.	<b>Sale to Minor</b>	<b>\$500 fine</b>
5.	03/04/05	Portabella	2801 W. Big Beaver	<b>Sale to Minor</b>	<b>\$500 fine</b>
6.	03/04/05	Mon Jin Lau	1515 E. Maple	<b>Sale to Minor</b>	<b>pending</b>
7.	03/04/05	Maggiano's	2089 W. Big Beaver	<b>Sale to Minor</b>	<b>\$500 fine</b>
8.	03/04/05	Jumbo Buffet	1555 E. Maple	<b>Sale to Minor</b>	<b>\$500 fine</b>
9.	03/04/05	Mayur Indian	5113 Rochester Rd.	<b>Sale to Minor</b>	<b>\$500 fine</b>
10.	03/04/05	Corradi's	1090 Rochester Rd.	<b>Sale to Minor</b>	<b>\$600 fine</b>
11.	08/27/05	Tbird Lanes	400 W. Maple	<b>Sale to Minor</b>	<b>pending</b>

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**MLCC Hearings**

None.

## **AGREEMENT REGARDING LIQUOR LICENSE REQUEST**

This Agreement, made this \_\_\_\_ day of \_\_\_\_\_, 200\_\_, by and between the CITY OF TROY, MICHIGAN, a municipal corporation, with offices located at 500 W. Big Beaver Road, Troy, Michigan, 48084, hereinafter known as THE CITY, and MJMN, INC. whose address is 36949 Dequindre, the Applicant, hereinafter known as APPLICANT.

1. The City Council of the City of Troy, for and in consideration of the following covenants and conditions, agrees to recommend to the Michigan Liquor Control Commission Approval of the request to transfer stock in a 2005 SDD & SDM licensed business located at 36949 Dequindre, Troy, by MJMN, INC.
2. In consideration of the City of Troy's recommendation for approval of the request, the applicant hereby agrees that:
  - (a) It has read and is aware of the provisions of City of Troy Ordinances, Chapter No. 67, Chapter No. 68 and Chapter No. 98, and agrees that it shall be deemed to have knowledge of any subsequent amendments to said Chapters which may become effective during the term of this agreement.
  - (b) It has read and is in receipt of copies of the provisions of the City of Troy, City Council Resolution No. 93-1028 regarding Entertainment Permits, and agrees that it shall be deemed to have knowledge of any subsequent amendments to the Resolution which may become effective during the term of this agreement.
  - (c) It agrees to observe and comply with all laws, statutes, ordinances, rules, regulations or resolutions of the United States government, State of Michigan, and the City of Troy, or any department or agency of the governmental entities, as well as the rules and regulations of the Michigan Liquor Control Commission as they pertain to the operation of a liquor licensed business in the City of Troy.
  - (d) It agrees to immediately require all employees who serve/sell alcohol to attend a recognized alcohol awareness program, and forward the names of each certified employee to the Troy Police Department. The alcohol awareness program must either be recognized by the Troy Police Department (i.e. TIPS,TAMS), or the program must be reviewed by the Troy Police Department to insure that the program is comparable to the recognized programs.
3. Applicant agrees that the recommendation for Approval agreed upon by the City Council is not a property right and is approved upon the express and continuing condition that no violation as set forth in paragraph 2 of this agreement shall occur.
4. Applicant agrees that the recommendation for Approval agreed upon by the City Council is approved upon the express and continuing condition that the physical characteristics (including but not limited to the inside layout, building design and engineering, seating capacity, parking space allocations, fire exits, and other physical attributes); and also the nature and type of business intended to be conducted remain virtually the same.
5. Applicant agrees that upon such violation, after full investigation and an opportunity for said applicant to be heard, upon a finding by the City Council that a violation as set forth in paragraph 2 of this agreement has occurred, the City Council shall have just cause for revocation of said recommendation for approval.

X  
\_\_\_\_\_  
Masoud Matti

MJMN, INC.

\_\_\_\_\_  
Kawkab Matti

MJMN, INC.

Witnesses:

[Handwritten Signature] 2005  
\_\_\_\_\_

Subscribed and sworn to before me  
this 1 day of August, 2005

Stacy M. Lubeski  
Acting in Oakland County  
Notary Public, Macomb  
County, Michigan  
My commission expires: 6-15-2011

CITY OF TROY

By: \_\_\_\_\_  
Louise Schilling, Mayor

By: \_\_\_\_\_  
Tonni Bartholomew, City Clerk

Witnesses:

\_\_\_\_\_  
\_\_\_\_\_

Subscribed and sworn to before me  
this \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_\_\_

\_\_\_\_\_

Notary Public, Oakland  
County, Michigan  
My commission expires:

# LCC Liquor Licensee History

Business name: **Atlas Market and Bakery**  
 Address: 36949 Dequindre  
 Licensee: MJMN, Inc.  
 License type: **SDD (18025-2002) SDM (17665-2002)**  
 Permits: Sunday Sales  
 Comments:

Date	Troy Incident #	Type	Disposition	Date
	***	<b>Under Ownership of Asia Mart</b>	***	
02/24/99	99-07392	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
04/25/99	99-15180	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/20/99	99-32022	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/27/99	99-33066	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/22/99	99-23589	Compliance Test	PASSED	
10/27/99	none	Compliance Test	PASSED	
12/17/99	99-48064	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/25/00	none	Compliance Test	PASSED	
10/18/00	00-38649	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
11/15/00	00-42341	Compliance Test	PASSED	
02/05/01	01-04269	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/12/01	01-?	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
04/20/01	01-13521	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
04/24/01		Compliance Test	PASSED	
07/07/01	01-24153	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/11/01	01-28684	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/14/01	01-29104	Compliance Test	PASSED	
09/01/01	01-314456	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

09/25/01	01-34489	Compliance Test	PASSED
02/28/02	02-06389	Compliance Test	PASSED
03/05/02	02-06916	Liquor Inspection (Road Patrol)	NO VIOLATIONS
04/10/02	02-10876	Liquor Inspection (Road Patrol)	NO VIOLATIONS
05/23/02	02-16072	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/25/02	02-	Compliance Test	PASSED
08/19/02	02-27250	Liquor Inspection (Road Patrol-Lepola)	NO VIOLATIONS
10/16/02	02-34094	Compliance Test	PASSED
02/16/03	03-4872	Liquor Inspection (Road Patrol-Giordano)	NO VIOLATIONS
03/24/03	03-8736	Compliance Test	PASSED
05/28/03	03-15848	Liquor Inspection (Road Patrol-Barrows)	NO VIOLATIONS
06/19/03	03-18551	Compliance Test	PASSED
<b>08/06/03</b>	<b>MLCC</b>	<b>Transferred stock without approval of Commission</b>	<b>\$600 fine</b>
08/12/03	03-24964	Liquor Inspection (Road Patrol-Barrows)	NO VIOLATIONS
10/27/03	03-33164	Compliance Test	PASSED
11/12/03	03-34870	Liquor Inspection (Road Patrol-Kerezi)	NO VIOLATIONS
01/16/04	04-01614	Liquor Inspection (Road Patrol-Kerezi)	NO VIOLATIONS
03/06/04	04-06683	Liquor Inspection (Road Patrol-Kerezi)	NO VIOLATIONS
03/22/04	04-08381	Compliance Test	PASSED
04/29/04	04-12280	Liquor Inspection (Road Patrol-Isham)	NO VIOLATIONS
06/30/04	04-19815	Compliance Test	PASSED
09/22/04	04-29994	Liquor Inspection (Road Patrol-Isham)	STORE CLOSED
<b>10/27/04</b>	<b>MLCC</b>	<b>SDD – SDM license placed into escrow</b>	
<b>01/24/05</b>		<b>Council approves transfer of licenses to MJMN, Inc. Atlas market and Bakery</b>	
02/11/05	05-04775	Compliance Test	PASSED
04/26/05	05-13682	Liquor Inspection (Road Patrol-Michael)	NO VIOLATIONS
10/13/05		Compliance Test	PASSED