

AGENDA

Regular Meeting of the

**CITY COUNCIL
OF THE CITY OF TROY
LIQUOR VIOLATION HEARINGS**

FEBRUARY 20, 2008

CONVENING AT 7:30 P.M.

**Submitted By
The City Manager**

TO: The Honorable Mayor and City Council
Troy, Michigan

FROM: Phillip L. Nelson, City Manager

SUBJECT: Background Information and Reports

Ladies and Gentlemen:

This booklet provides a summary of the many reports, communications and recommendations that accompany your Agenda. Also included are suggested or requested resolutions and/or ordinances for your consideration and possible amendment and adoption.

Supporting materials transmitted with this Agenda have been prepared by department directors and staff members. I am indebted to them for their efforts to provide insight and professional advice for your consideration.

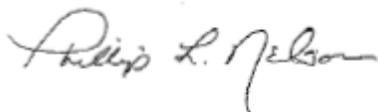
Identified below are goals for the City, which have been advanced by the governing body; and Agenda items submitted for your consideration are on course with these goals.

Goals

- I. Enhance the livability and safety of the community
- II. Minimize the cost and increase the efficiency and effectiveness of City government
- III. Retain and attract investment while encouraging redevelopment
- IV. Effectively and professionally communicate internally and externally
- V. Maintain relevance of public infrastructure to meet changing public needs
- VI. Emphasize regionalism and incorporate creativity into the annual strategic planning process

As always, we are happy to provide such added information as your deliberations may require.

Respectfully submitted,



Phillip L. Nelson, City Manager



CITY COUNCIL

AGENDA

**February 20, 2008 – 7:30 PM
 Council Chambers
 City Hall - 500 West Big Beaver
 Troy, Michigan 48084
 (248) 524-3317**

CALL TO ORDER: 1

INVOCATION & PLEDGE OF ALLEGIANCE: Mayor Pro Tem Howrylak 1

ROLL CALL: 1

OUTLINE OF PUBLIC HEARING PROCEDURE: 1

PUBLIC COMMENT: 1

POSTPONED ITEMS: 3

- 0.0 Liquor Violations – (SDD/SDM): 3
 - (a) ADI Realty, Inc. (dba: CVS Pharmacy No. 8242) 3
 - (b) Arbor Drugs, Inc. (dba: CVS Pharmacy No. 8162) 4

PUBLIC HEARINGS: 5

- 1.0 Liquor Violations – SDD 5
 - (a) The May Department Stores Company (dba: Macy’s)..... 5
- 2.0 Liquor Violations – Class C; Class C Resort & Hotel B 6
 - (a) The May Department Stores Company (dba: Macy’s)..... 6
 - (b) Tent Restaurant Operations, Inc. (dba: Bailey’s Pub & Grille)..... 7
 - (c) Troy Robin, Inc. (dba: Red Robin)..... 8
 - (d) California Pizza Kitchen, Inc. (dba: California Pizza Kitchen)..... 9
 - (e) Troy Hilton Property, LLC (dba: Hilton Homewood Suites) 10
 - (f) LaShish, Inc. (dba: LaShish) 10
 - (g) Priya Enterprise, Inc. (dba: Priya Restaurant) 11
 - (h) Kan Zaman Corporation (dba: Kan Zaman) 12

PUBLIC COMMENT: **13**

ADJOURNMENT **13**

SCHEDULED CITY COUNCIL MEETINGS: **13**

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CALL TO ORDER:**INVOCATION & PLEDGE OF ALLEGIANCE: Mayor Pro Tem Howrylak****ROLL CALL:**

Mayor Louise E. Schilling
Robin Beltramini
Cristina Broomfield
David Eisenbacher
Wade Fleming
Martin F. Howrylak
Mary Kerwin

OUTLINE OF PUBLIC HEARING PROCEDURE:

Under the Laws of the State of Michigan, Council is vested with the authority to take adverse action against a liquor licensee that has committed a violation of the Liquor Code or the local or state laws. However, prior to any adverse action, the licensee is entitled to a due process hearing to challenge the charged violation. For those licensees that choose to challenge the charged violation, the following procedure is recommended for the hearing.

1. The Mayor calls the licensee whose case is to be heard.
2. The licensee and/or his attorney should be asked to the front of the Chamber to acknowledge their presence for the record and can be seated.
3. The Assistant City Attorney makes a very short opening statement regarding the violation(s), and presents proofs.
4. When witnesses are called, they should be sworn by the City Clerk to tell the truth.
5. Once the witness is sworn, the Assistant City Attorney will question the witness.
6. The police report and other documents may be offered into evidence as part of the case and should be kept by the City Clerk as part of the records.
7. At the conclusion of the City's case, the licensee or his attorney should be asked to offer an explanation for the violations if they choose, make a statement, offer evidence, or otherwise make their presentation.
8. If the licensee offers evidence from witnesses who have not been previously sworn, the City Clerk should swear those witnesses.
9. Once the licensee has concluded his presentation, the Assistant City Attorney should be given an opportunity for rebuttal, if any is desired.
10. City Council members may ask questions at any time, but it is suggested that this questioning by Council members be conducted after the parties conclude their presentations.
11. When the presentation of evidence is concluded, the matter returns to the City Council for discussion, deliberation, and resolution.

PUBLIC COMMENT:

POSTPONED ITEMS:**0.0 Liquor Violations (SDD/SDM):**

- (a) Name: ADI Realty, Inc. (dba: CVS Pharmacy No. 8242)
Address: 4963 John R, 48085
License No.: SDM (73139-2006)
- (b) Name: Arbor Drugs, Inc. (dba: CVS Pharmacy No. 8162)
Address: 2045 W. South Blvd., 48098
License No.: SDM (5815-2007)

PUBLIC HEARINGS:

The following named licensees have been given notice to appear for this series of Public Hearings regarding alleged violations:

1.0 Liquor Violations (SDD/SDM):

- (a) Name: The May Department Stores Company (dba: Macy's)
Address: 2752 W. Big Beaver Rd., 48084
License No.: SDM (133308-2007)

2.0 Liquor Violations (Class C; Class C Resort &Hotel B):

- (a) Name: The May Department Stores Company (dba: Macy's)
Address: 500 W. Fourteen Mile Road, 48083
License No.: Class C (132719-2007)
- (b) Name: Tent Restaurant Operations, Inc. (dba: Bailey's Pub & Grille)
Address: 1965 W. Maple, 48084
License No.: Class C (139298-2007 SS)
- (c) Name: Troy Robin, Inc. (dba: Red Robin Restaurant)
Address: 5460 Corporate, 48098
License No.: Class C & SDM (135273 & 135274-2007)
- (d) Name: California Pizza Kitchen, Inc. (dba: California Pizza Kitchen)
Address: 2800 W. Big Beaver Road, 48084
License No.: Class C (41008-07 SS)
- (e) Name: Troy Hilton Property, LLC (dba: Hilton Homewood Suites)
Address: 1495 Equity Drive, 48084
License No.: B Hotel/SDM (116291-2007/116290-2007 SS)

- (f) Name: LaShish, Inc. (dba: LaShish)
Address: 3720 Rochester Road, 48083
License No.: Class C (100797-2007 SS)
- (g) Name: Priya Enterprise, Inc. (dba: Priya Restaurant)
Address: 72 W. Maple, 48084
License No.: Class C Resort (41130-2007 SS)
- (h) Name: Kan Zaman Corporation (dba: Kan Zaman)
Address: 586 W. Fourteen Mile Road, 48083
License No.: Class C Resort/SDM (70378-2007/70379-2007)

POSTPONED ITEMS:

0.0 Liquor Violations – (SDD/SDM):**(a) ADI Realty, Inc. (dba: CVS Pharmacy No. 8242)**Suggested Resolution

Resolution #2008-02-

Moved by

Seconded by

WHEREAS, The following liquor licensee operates within the City of Troy:

Name: ADI Realty, Inc. (dba: CVS Pharmacy No. 8242)
Address: 4963 John R, 48085
License No.: SDM (73139-2006)

WHEREAS, The licensee has entered into a contract with the City of Troy, where the licensee authorizes the Troy City Council to review the licensee's violations of the laws and regulations governing the sale of alcoholic liquor, and determine the appropriate course of action for any such violation that is allowed under Michigan law;

WHEREAS, The City Council has given public notice that the licensee has been charged with the following violation of the laws and regulations governing the sale of alcoholic liquor:

SALE TO MINOR (Compliance Test) on May 3, 2007;

WHEREAS, The City provided notice that the charges against the licensee would be reviewed and Council would determine if any action should be taken against the licensee at a Public Hearing, scheduled for Wednesday, February 13, 2008;

WHEREAS, This licensee has had a prior violation dated: July 25, 2000 – SALE TO MINOR (Compliance Test); and

WHEREAS, Licensee was given the opportunity to review these cited infractions, and the opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 13, 2008;

NOW THEREFORE, BE IT RESOLVED, That the Troy City Council, after the public hearing, has **DETERMINED** that the licensee did commit the above referenced violation of the laws and regulations governing the sale of alcoholic liquor; and

BE IT FURTHER RESOLVED, That the Troy City Council **REQUIRES** the licensee (SDM License Number 73139-2006 in the name of CVS Pharmacy No. 8242 in the City of Troy), to have all its management and employees that are permitted to sell alcoholic liquor TIPS AND/OR TAM trained or RASS trained or receive some other training accepted by the Troy Police Department, and to **PROVIDE PROOF** of this training to the Troy Police Department within 90 days; and

BE IT FURTHER RESOLVED, That notice of the above referenced violation **SHALL BE PUBLISHED** in a local newspaper of general circulation.

BE IT FURTHER RESOLVED, That a certified copy of this resolution be **SENT** to the Michigan Liquor Control Commission for inclusion in the licensee's file.

Yes:

No:

(b) Arbor Drugs, Inc. (dba: CVS Pharmacy No. 8162)

Suggested Resolution

Resolution #2008-02-

Moved by

Seconded by

WHEREAS, The following liquor licensee operates within the City of Troy:

Name: Arbor Drugs, Inc. (dba: CVS Pharmacy No. 8162)
Address: 2045 W. South Blvd., 48098
License No.: SDM (5815-2007)

WHEREAS, The licensee has entered into a contract with the City of Troy, where the licensee authorizes the Troy City Council to review the licensee's violations of the laws and regulations governing the sale of alcoholic liquor, and determine the appropriate course of action for any such violation that is allowed under Michigan law;

WHEREAS, The City Council has given public notice that the licensee has been charged with the following violation of the laws and regulations governing the sale of alcoholic liquor:

SALE TO MINOR (Compliance Test) on August 23, 2007;

WHEREAS, The City provided notice that the charges against the licensee would be reviewed and Council would determine if any action should be taken against the licensee at a Public Hearing, scheduled for Wednesday, February 13, 2008;

WHEREAS, This licensee has had a prior violation dated: May 10, 2001 – MLCC SALE TO MINOR (Compliance Test); and

WHEREAS, Licensee was given the opportunity to review these cited infractions, and the opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 13, 2008;

NOW THEREFORE, BE IT RESOLVED, That the Troy City Council, after the public hearing, has **DETERMINED** that the licensee did commit the above referenced violation of the laws and regulations governing the sale of alcoholic liquor; and

BE IT FURTHER RESOLVED, That the Troy City Council **REQUIRES** the licensee (SDM License Number 5815-2007 in the name of Arbor Drugs, Inc. in the City of Troy), to have all its management and employees that are permitted to sell alcoholic liquor TIPS AND/OR TAM trained or RASS trained or receive some other training accepted by the Troy Police Department, and to **PROVIDE PROOF** of this training to the Troy Police Department within 90 days; and

BE IT FURTHER RESOLVED, That notice of the above referenced violation **SHALL BE PUBLISHED** in a local newspaper of general circulation.

BE IT FURTHER RESOLVED, That a certified copy of this resolution be **SENT** to the Michigan Liquor Control Commission for inclusion in the licensee’s file.

Yes:

No:

PUBLIC HEARINGS:

1.0 Liquor Violations – SDD

(a) The May Department Stores Company (dba: Macy’s)

Suggested Resolution

Resolution #2008-02-

Moved by

Seconded by

WHEREAS, The following liquor licensee operates within the City of Troy:

Name: The May Department Stores Company (dba: Macy’s)
Address: 2752 W. Big Beaver Rd., 48084
License No.: SDM (133308-2007)

WHEREAS, The licensee has entered into a contract with the City of Troy, where the licensee authorizes the Troy City Council to review the licensee’s violations of the laws and regulations governing the sale of alcoholic liquor, and determine the appropriate course of action for any such violation that is allowed under Michigan law;

WHEREAS, The City Council has given public notice that the licensee has been charged with the following violation of the laws and regulations governing the sale of alcoholic liquor:

SALE TO MINOR (Compliance Test) on May 10, 2007;

WHEREAS, The City provided notice that the charges against the licensee would be reviewed and Council would determine if any action should be taken against the licensee at a Public Hearing, scheduled for Wednesday, February 20, 2008;

WHEREAS, The licensee has had no prior violations; and

WHEREAS, Licensee was given the opportunity to review these cited infractions, and the opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2008;

NOW THEREFORE, BE IT RESOLVED, That the Troy City Council, after the public hearing, **HAS DETERMINED** that the licensee did commit the above referenced violation of the laws and regulations governing the sale of alcoholic liquor;

BE IT FURTHER RESOLVED, That the Troy City Council **REQUIRES** the licensee (SDM License Number 133308-2007 in the name of The May Department Stores Company in the City of Troy), to have all its management and employees that are permitted to sell alcoholic liquor TIPS AND/OR TAM trained, and to **PROVIDE PROOF** of this training to the Troy Police Department within 90 days; and

BE IT FURTHER RESOLVED, That notice of the above referenced violation **SHALL BE PUBLISHED** in a local newspaper of general circulation.

BE IT FURTHER RESOLVED, That a certified copy of this resolution be **SENT** to the Michigan Liquor Control Commission for inclusion in the licensee's file.

Yes:

No:

2.0 Liquor Violations – Class C; Class C Resort & Hotel B

(a) The May Department Stores Company (dba: Macy's)

Suggested Resolution

Resolution #2008-02-

Moved by

Seconded by

WHEREAS, The City Council of the City of Troy has reviewed the following infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy respectively;

WHEREAS, The City Council has given public notice that it will deliberate and determine whether to adopt a resolution to recommend to the Michigan Liquor Control Commission that the license be revoked after Public Hearing on Wednesday, February 20, 2008 for the following licensed establishment:

Name: The May Department Stores Company (dba: Macy's)
Address: 500 W. Fourteen Mile Road, 48083
License No.: Class C (132719-2007)

and having found violation of the following codes and/or regulations: SALE TO MINOR (DPU) (Compliance Test), December 13, 2007;

WHEREAS, This licensee had no prior violations; and

WHEREAS, After due notice the licensee was given opportunity to review these cited infractions, and opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2008.

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that after due notice, appropriate hearing and deliberations, and having made findings, it is **RECOMMENDED** to the Michigan Liquor Control Commission that Class C License Number 132719-2007 in the name of The May Department Stores Company in the City of Troy, **BE RENEWED or NOT BE RENEWED** with the **STIPULATION** that all employees be TIPS and TAMS trained and that the Licensee provide proof of training to the Troy Police Department within ninety (90) days; and a certified copy of this resolution be **SENT** to the Michigan Liquor Control Commission.

Yes:
No:

(b) Tent Restaurant Operations, Inc. (dba: Bailey's Pub & Grille)

Suggested Resolution
Resolution #2008-02-
Moved by
Seconded by

WHEREAS, The City Council of the City of Troy has reviewed the following infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy respectively;

WHEREAS, The City Council has given public notice that it will deliberate and determine whether to adopt a resolution to recommend to the Michigan Liquor Control Commission that the license be revoked after Public Hearing on Wednesday, February 20, 2008 for the following licensed establishment:

Name: Tent Restaurant Operations, Inc. (dba: Bailey's Pub & Grille)
Address: 1965 W. Maple, 48084
License No.: Class C (139298-2007 SS)

and having found violation of the following codes and/or regulations: SALE TO MINOR (DPU) (Compliance Test), October 18, 2007;

WHEREAS, This licensee had no prior violations; and

WHEREAS, After due notice the licensee was given opportunity to review these cited infractions, and opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2008.

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that after due notice, appropriate hearing and deliberations, and having made findings, it is **RECOMMENDED** to the Michigan Liquor Control Commission that Class C License Number 139298-2007 in the name of Tent Restaurant Operations, Inc. in the City of Troy, **BE RENEWED or NOT BE RENEWED** with the **STIPULATION** that all employees be TIPS and TAMS trained and that the Licensee provide proof of training to the Troy Police Department within ninety (90) days; and a certified copy of this resolution be **SENT** to the Michigan Liquor Control Commission.

Yes:

No:

(c) Troy Robin, Inc. (dba: Red Robin)

Suggested Resolution

Resolution #2008-02-

Moved by

Seconded by

WHEREAS, The City Council of the City of Troy has reviewed the following infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy respectively;

WHEREAS, The City Council has given public notice that it will deliberate and determine whether to adopt a resolution to recommend to the Michigan Liquor Control Commission that the license be revoked after Public Hearing on Wednesday, February 20, 2008 for the following licensed establishment:

Name: Troy Robin, Inc. (dba: Red Robin Restaurant)
 Address: 5460 Corporate, 48098
 License No.: Class C & SDM (135273 & 135274-2007)

and having found violation of the following codes and/or regulations: SALE TO MINOR (Compliance Test), August 23, 2007;

WHEREAS, This licensee had no prior violations; and

WHEREAS, After due notice the licensee was given opportunity to review these cited infractions, and opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2008.

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that after due notice, appropriate hearing and deliberations, and having made findings, it is **RECOMMENDED** to the Michigan Liquor Control Commission that Class C & SDM License Numbers 135273 & 135274-2007 in the name of Troy Robin, Inc. in the City of Troy, **BE RENEWED or NOT BE RENEWED** with the **STIPULATION** that all employees be TIPS and TAMS trained and that the

Licensee provide proof of training to the Troy Police Department within ninety (90) days; and a certified copy of this resolution be **SENT** to the Michigan Liquor Control Commission.

Yes:

No:

(d) California Pizza Kitchen, Inc. (dba: California Pizza Kitchen)

Suggested Resolution

Resolution #2008-02-

Moved by

Seconded by

WHEREAS, The City Council of the City of Troy has reviewed the following infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy respectively;

WHEREAS, The City Council has given public notice that it will deliberate and determine whether to adopt a resolution to recommend to the Michigan Liquor Control Commission that the license be revoked after Public Hearing on Wednesday, February 20, 2008 for the following licensed establishment:

Name: California Pizza Kitchen, Inc. (dba: California Pizza Kitchen)
Address: 2800 W. Big Beaver Road, 48084
License No.: Class C (41008-07 SS)

and having found violation of the following codes and/or regulations: SALE TO MINOR (DPU) (Compliance Test), December 6, 2007;

WHEREAS, This licensee had a prior violation on May 13, 1998 – SALE TO MINOR (Compliance Test); and

WHEREAS, After due notice the licensee was given opportunity to review these cited infractions, and opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2008.

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that after due notice, appropriate hearing and deliberations, and having made findings, it is **RECOMMENDED** to the Michigan Liquor Control Commission that Class C License Number 41008-07 SS in the name of California Pizza Kitchen, Inc. in the City of Troy, **BE RENEWED or NOT BE RENEWED** with the **STIPULATION** that all employees be TIPS and TAMS trained and that the Licensee provide proof of training to the Troy Police Department within ninety (90) days; and a certified copy of this resolution be **SENT** to the Michigan Liquor Control Commission.

Yes:

No:

(e) Troy Hilton Property, LLC (dba: Hilton Homewood Suites)Suggested Resolution

Resolution #2008-02-

Moved by

Seconded by

WHEREAS, The City Council of the City of Troy has reviewed the following infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy respectively;

WHEREAS, The City Council has given public notice that it will deliberate and determine whether to adopt a resolution to recommend to the Michigan Liquor Control Commission that the license be revoked after Public Hearing on Wednesday, February 20, 2008 for the following licensed establishment:

Name: Troy Hilton Property, LLC (dba: Hilton Homewood Suites)

Address: 1495 Equity Drive, 48084

License No.: B Hotel/SDM (116291-2007/116290-2007 SS)

and having found violation of the following codes and/or regulations: SALE TO MINOR (DPU) (Compliance Test), December 13, 2007;

WHEREAS, This licensee had no prior violations; and

WHEREAS, After due notice the licensee was given opportunity to review these cited infractions, and opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2008.

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that after due notice, appropriate hearing and deliberations, and having made findings, it is **RECOMMENDED** to the Michigan Liquor Control Commission that B Hotel/SDM License Numbers 116291-2007/116290-2007 SS in the name of Troy Hilton Property, LLC in the City of Troy, **BE RENEWED or NOT BE RENEWED** with the **STIPULATION** that all employees be TIPS and TAMS trained and that the Licensee provide proof of training to the Troy Police Department within ninety (90) days; and a certified copy of this resolution be **SENT** to the Michigan Liquor Control Commission.

Yes:

No:

(f) LaShish, Inc. (dba: LaShish)Suggested Resolution

Resolution #2008-02-

Moved by

Seconded by

WHEREAS, The City Council of the City of Troy has reviewed the following infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy respectively;

WHEREAS, The City Council has given public notice that it will deliberate and determine whether to adopt a resolution to recommend to the Michigan Liquor Control Commission that the license be revoked after Public Hearing on Wednesday, February 20, 2008 for the following licensed establishment:

Name: LaShish, Inc. (dba: LaShish)
 Address: 3720 Rochester Road, 48083
 License No.: Class C (100797-2007 SS)

and having found violation of the following codes and/or regulations: SALE TO MINOR (DPU) (Compliance Test), December 13, 2007;

WHEREAS, This licensee had prior violations on October 28, 2003 SALE TO MINOR (Compliance Test); August 16, 2001 SALE TO MINOR (Compliance Test); and

WHEREAS, After due notice the licensee was given opportunity to review these cited infractions, and opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2008.

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that after due notice, appropriate hearing and deliberations, and having made findings, it is **RECOMMENDED** to the Michigan Liquor Control Commission that Class C License Number 100797-2007 SS in the name of LaShish, Inc. in the City of Troy, **BE RENEWED or NOT BE RENEWED** with the **STIPULATION** that all employees be TIPS and TAMS trained and that the Licensee provide proof of training to the Troy Police Department within ninety (90) days; and a certified copy of this resolution be **SENT** to the Michigan Liquor Control Commission.

Yes:

No:

(g) Priya Enterprise, Inc. (dba: Priya Restaurant)

Suggested Resolution

Resolution #2008-02-

Moved by

Seconded by

WHEREAS, The City Council of the City of Troy has reviewed the following infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy respectively;

WHEREAS, The City Council has given public notice that it will deliberate and determine whether to adopt a resolution to recommend to the Michigan Liquor Control Commission that the license be revoked after Public Hearing on Wednesday, February 20, 2008 for the following licensed establishment:

Name: Priya Enterprise, Inc. (dba: Priya Restaurant)
 Address: 72 W. Maple, 48084
 License No.: Class C Resort (41130-2007 SS)

and having found violation of the following codes and/or regulations: SALE TO MINOR (DPU) (Compliance Test), June 21, 2007;

WHEREAS, This licensee had prior violations on November 1, 2001 SALE TO MINOR-TWO COUNTS (Compliance Test); November 23, 1999 SALE TO MINOR-TWO COUNTS (Compliance Test); December 17, 1997 SALE TO MINOR (Compliance Test); and

WHEREAS, After due notice the licensee was given opportunity to review these cited infractions, and opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2008.

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that after due notice, appropriate hearing and deliberations, and having made findings, it is **RECOMMENDED** to the Michigan Liquor Control Commission that Class C Resort License Number 41130-2007 SS in the name of Priya Enterprise, Inc. in the City of Troy, **BE RENEWED or NOT BE RENEWED** with the **STIPULATION** that all employees be TIPS and TAMS trained and that the Licensee provide proof of training to the Troy Police Department within ninety (90) days; and a certified copy of this resolution be **SENT** to the Michigan Liquor Control Commission.

Yes:

No:

(h) Kan Zaman Corporation (dba: Kan Zaman)

Suggested Resolution

Resolution #2008-02-

Moved by

Seconded by

WHEREAS, The City Council of the City of Troy has reviewed the following infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy respectively;

WHEREAS, The City Council has given public notice that it will deliberate and determine whether to adopt a resolution to recommend to the Michigan Liquor Control Commission that the license be revoked after Public Hearing on Wednesday, February 20, 2008 for the following licensed establishment:

Name: Kan Zaman Corporation (dba: Kan Zaman)
 Address: 586 W. Fourteen Mile Road, 48083
 License No.: Class C Resort/SDM (70378-2007/70379-2007)

and having found violation of the following codes and/or regulations: SALE TO MINOR (DPU) (Compliance Test), December 13, 2007;

WHEREAS, This licensee had no prior violations; and

WHEREAS, After due notice the licensee was given opportunity to review these cited infractions, and opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2008.

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that after due notice, appropriate hearing and deliberations, and having made findings, it is **RECOMMENDED** to the Michigan Liquor Control Commission that Class C Resort/SDM License Numbers 70378-2007/70379-2007 in the name of Kan Zaman Corporation in the City of Troy, **BE RENEWED or NOT BE RENEWED** with the **STIPULATION** that all employees be TIPS and TAMS trained and that the Licensee provide proof of training to the Troy Police Department within ninety (90) days; and a certified copy of this resolution be **SENT** to the Michigan Liquor Control Commission.

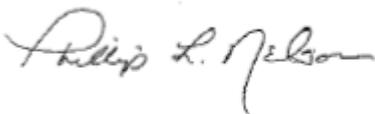
Yes:

No:

PUBLIC COMMENT:

ADJOURNMENT

Respectfully submitted,



Phillip L. Nelson, City Manager

SCHEDULED CITY COUNCIL MEETINGS:

- Monday, March 3, 2008 Regular City Council
- Monday, March 17, 2008 Regular City Council
- Monday, April 7, 2008 Regular City Council
- Monday, April 21, 2008 Regular City Council
- Monday, May 12, 2008..... Regular City Council
- Monday, May 19, 2008..... Regular City Council

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JAMES R. HANE
DAVID M. DAVIS
TIMOTHY K. MCCONAGHY
MICHAEL S. CLAWSON
ALEX L. ALEXOPOULOS
ROBERT NYQVICH
ANTHONY A. HAISCH
JOHN M. BOYDA
MARK D. FILAK
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FACSIMILE (248) 645-2602

WAYNE COUNTY OFFICE
1524 FIRST NATIONAL BUILDING
DETROIT, MICHIGAN 48226
TELEPHONE (313) 961-6600

COUNSEL
PATRICK J. BRUTSCH
& ASSOCIATES

OF COUNSEL
PETER J. SARKESIAN
ROBERT A. CLEMENTE
RUSSELL G. CANNIAK

* ALSO LICENSED TO
PRACTICE IN OHIO

February 14, 2008

CITY CLERK
City of Troy
500 West Big Beaver Road
Troy, MI 48084

VIA FACSIMILE ONLY

Re: **City of Troy - Annual Meeting; Liquor Violations**

Dear Clerk:

Please allow this correspondence to serve as my formal waiver of any defects in the Public Notice for liquor violations that is scheduled for Wednesday, February 20, 2008, at 7:30 p.m.

This correspondence will also confirm that I will be appear on behalf of CVS/pharmacy and will representing this entity in the following matters:

CVS/pharmacy #8242
4963 John R
Troy, Michigan

CVS/pharmacy #8162
2045 W. South Boulevard
Troy, Michigan

Should you have any questions regarding the above, please do not hesitate to contact me. Thank you for your accommodation in re-scheduling these liquor violations.

Very truly yours,



Russell G. Carriak

RGC/km

LCC Liquor Licensee History

Business name: **CVS Pharmacy**
 Address: 4963 John R (248) 689-2135
 Licensee: ADI Realty, Inc.
 License type: **SDM (73139-2002)**
 Permits:
 Comments:

Date	Troy Incident #	Type	Disposition	Date
10/04/99		Council approves new SDM		
07/25/00	00-26959	Sale to Minor-Compliance Test	\$500	01/25/01
10/08/00	00-37326	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
11/15/00	00-42364	Compliance Test	PASSED	
12/16/00	00-46747	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/03/01	01-04013	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/28/01		Council resolution requiring all employees who sell to be TIPS/TAM trained with proof to PD within 6 months		
04/21/01	01-13664	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
04/24/01		Compliance Test	PASSED	
05/22/01		Reminder letter sent for proof of TIPS		
06/11/01		Proof received (TIPS) by fax		
07/07/01	01-24148	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/14/01	01-29132	Compliance Test	PASSED	
09/09/01	01-32426	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
09/25/01	01-34507	Compliance Test	PASSED	
10/22/01	01-38124	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
01/02/02	02-00149	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

02/28/02	02-06382	Compliance Test	PASSED
03/11/02	02-07617	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/16/02	02-19040	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/25/02	02-	Compliance Test	PASSED
07/20/02	02-23528	Liquor Inspection (Road Patrol)	NO VIOLATIONS
10/16/02	02-34079	Compliance Test	PASSED
01/06/03	03-633	Liquor Inspection (Road Patrol-Boska)	NO VIOLATIONS
02/10/03	03-4281	Liquor Inspection (Road Patrol-Boska)	NO VIOLATIONS
03/12/03	03-7397	Liquor Inspection (Road Patrol-Boska)	NO VIOLATIONS
03/24/03	03-8723	Compliance Test	PASSED
05/24/03	03-15461	Liquor Inspection (Road Patrol-Schehr)	NO VIOLATIONS
06/19/03	03-18541	Compliance Test	PASSED
08/01/03	03-23760	Liquor Inspection (Road Patrol-Schehr)	NO VIOLATIONS
09/07/03	03-27902	Liquor Inspection (Road Patrol-Schehr)	NO VIOLATIONS
10/27/03	03-33172	Compliance Test	PASSED
01/16/04	04-01613	Liquor Inspection (Road Patrol-Barrows)	NO VIOLATIONS
02/14/04	04-04654	Liquor Inspection (Road Patrol-Barrows)	NO VIOLATIONS
03/06/04	04-06703	Liquor Inspection (Road Patrol-Barrows)	NO VIOLATIONS
03/22/04	04-08402	Compliance Test	PASSED
06/30/04	04-19825	Compliance Test	PASSED
01/04/05	05-	Liquor Inspection (Road Patrol-Harrison)	NO VIOLATIONS
02/11/05	05-04800	Compliance Test	PASSED
02/21/05	05-05917	Liquor Inspection (Road Patrol-Harrison)	NO VIOLATIONS
03/09/05	05-07903	Liquor Inspection (Road Patrol-Harrison)	NO VIOLATIONS
06/26/05	05-21784	Liquor Inspection (Road Patrol-Harrison)	NO VIOLATIONS
07/17/05	05-24742	Liquor Inspection (Road Patrol-Harrison)	NO VIOLATIONS
09/11/05	05-32207	Liquor Inspection (Road Patrol-Harrison)	NO VIOLATIONS

10/13/05		Compliance Test	PASSED
02/01/06	06-4235	Liquor Inspection (Road Patrol-Zagacki)	NO VIOLATIONS
04/20/06	06-14780	Liquor Inspection (Road Patrol-Wolfe)	NO VIOLATIONS
06/23/06	06-23742	Liquor Inspection (Road Patrol-Wolfe)	NO VIOLATIONS
08/17/06	06-31772	Liquor Inspection (Road Patrol-Wolfe)	NO VIOLATIONS
11/14/06	06-43247	Liquor Inspection (Road Patrol-Wolfe)	NO VIOLATIONS
11/28/06	06-44922	Liquor Inspection (Road Patrol-Wolfe)	NO VIOLATIONS
05/03/07	07-16147	Sale to Minor-Compliance Test	
05/16/07:		Dist Ct	P/G \$100 Fine
09/14/07:		MLCC Hearing, Negotiated Settlement	\$600 Fine

07/07/07	07-25422	Liquor Inspection (Road Patrol-Campbell)	NO VIOLATIONS
08/04/07	07-29412	Liquor Inspection (Road Patrol-Campbell)	NO VIOLATIONS
09/03/07	07-33786	Liquor Inspection (Road Patrol-Campbell)	NO VIOLATIONS



Michigan Department of Consumer & Industry Services
MICHIGAN LIQUOR CONTROL COMMISSION (MLCC)
7150 Harris Drive - P.O. Box 30005
Lansing, Michigan 48909-7505
Phone (517) 322-1390 ~ FAX (517) 322-6347

VIOLATION REPORT
(Authorized by P.A.58 of 1998)

* This report is not to be faxed or electronically submitted - an original signature is required*

* Officers please obtain License No., Bus. ID and File # directly from the liquor license *

License No. 73139-2006 Business ID 131151 File # 11-73139-2006

1. Name of Licensee CVS PHARMACY #8242 2. Doing Business As ADI REALTY, INC.
D-67357

3. Mailing Address (street, city, zip code) 4963 John R Troy ~~MI~~ 48085

4. Township _____ 5. County Oakland

6. Type of License(s) & Permit(s) SDM

7. Date of Violation: Thursday 05/03/07 6:25 AM or PM
(DAY) (DATE) (HOUR)

8. Violation Type: Minor
 Intoxicated Person After hours sales/consumption
 Gambling Fighting (must be inside licensed premises)
 Controlled Substances Failure to Cooperate
 Prohibited Conduct OTHER: _____

if MINOR: Birth date _____ Was this a DECOY? Yes No If no, you MUST answer below:
If above minor violation was NOT a decoy describe enforcement action taken:

COPY OF APPEARANCE TICKET MUST BE ATTACHED

9. Submit Report Below or Indicate Attached Report # 07-16147

* REMINDER, PLEASE MAIL THIS REPORT TO THE ADDRESS ABOVE.*

Officer Signature [Signature] Name and Title (print) Joseph Morgan, Police Officer

Officer Signature [Signature] Name and Title (print) Daniel Galich, Police Officer

Department Name Troy Police Department Phone # 248-524-3431

WITNESSES

1. Name _____ Address 500 W Big Beaver Rd; Troy MI 48084

Will testify to: Student enforcement aide; purchased six-pack of Bud Light beer in 12 oz bottles

2. Name Officer Kristine Maczka Address 500 W Big Beaver Rd; Troy MI 48084

Will testify to: Witnessed sale of beer

3. Name _____ Address _____

Will testify to:

4. Name _____ Address _____

Will testify to:

5. Name _____ Address _____

Will testify to:

EVIDENCE

Location Held (Explain): Property Tag No. 140801 Cassette recording of transaction
Property Tag No. 140803 Beer and CVS receipt

Call For Service

CFS Number: **070016147** Case Number: **0700003928** (TR) Troy PD

Date: **5/3/2007** **09:28**

Call For Service

CFS Number 070016147	Complainant
Date 5/3/2007	Address 4963 John R Rd
Dispatcher 00432 TRGORALCZYKM	City, State, Zip TROY, MI 48083
Call Source TEL	Phone
Received 09:28:25 AM	Call type
Dispatched 09:31:19 AM	Reported Offense C3309 Liquor Inspection
Arrived	Verified Offense 4102 Liquor Violation - Sell
Cleared 09:31:22 AM	
Location 4963 John R Rd	Tow Company
City, State, Zip TROY, MI 48083	Vehicle License
Jurisdiction	Disposition N
Grid	Priority
Sector	Classification
Map 0	
	Agency TR
	Case 0700003928

Officers
115 TRMACZKAK
TRMORGANJ

Notes: - **C3309 LIQUOR INSPECT**

N 9

LTR07 - 0503016147 TR

0700003928

05/03/07 THU

INCIDENT -
4963 JOHN R RD

TRO

RECEIVER: 00432

ORIGIN: TELEPHONE

DISPATCHER: 00432

UNITS SENT: D3

BADGES: 00065

BEAT: TR05

AREA: 5

SECTOR: TR5

-CAL-	-RCV-	-DIS-	-ARV-	-CLR-
09:28:21	09:28:25	09:31:19	0	09:31:22
0:04	2:54	No Data Available	No Data Available	

COMPLAIN:

0

ACTIVITY:

Unit Id	DISPATCH	ENR	ARRIVED	CLEAR	ARV Hosp.	ENR Hosp.	Other ENR	Other ARV	DISP	Officer 1	Officer 2
D3	09:31:19	--:--:--	--:--:--	09:31:22	--:--:--	--:--:--	--:--:--	--:--:--		00065 MORGANJ	

BY:

Troy PD Crime Report

Case No. 0700003928
 Report No. 0700003928.1
 Report Date: 5/3/2007

Troy PD
 500 W Big Beaver
 Troy, MI 48084
 248 524-3477

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Page 1 of 4

Subject: **4102 - Liquor Violation - Sell**

Case Report Status	I - In Process	Entered On	5/3/2007 10:12:12 PM	Reporting Officer	
County	63 - Oakland	Entered By	41844 - Maczka, Kristine		00065 - Morgan, Joseph
City/Township	84 - Troy	Verified On		Assisted By	
Occurred On	5/3/2007 6:25:00 PM	Verified By			41844 - Maczka, Kristine
Or Between		Approved On		Agency Assisted	
Location	4963 John R Rd	Approved By			
CSZ	Troy, MI 48083	Related Cases			
Census/Geo Code		Disposition	Arrest		
Jurisdiction		Excp. Clear Reason			
Grid		Excp. Clear Date			
Sector		Reporting Agency	Troy PD		
Map		Division	Patrol		
Call Source	Telephone	Notified			
Vehicle Activity					
Dir. Veh. Traveling					
Cross Street					
Means					
Motive					

Report Narrative **07-16147 Liquor violation**

On 05/03/07 Officer Morgan, Officer Galich and I were conducting a liquor enforcement detail. At approximately 1825 hrs student enforcement aide, John R. with officers to conduct a liquor inspection. _____ went to CVS pharmacy at 4963 John R. with officers to conduct a liquor inspection. _____ had no identification on her person, it was being held at the Troy police department. _____ activated a small personal tape recorder and gave an introduction including the date, time and location before she entered CVS. She then entered CVS, selected a six pack of Bud light 12 oz. bottles _____ proceeded to the checkout at the front of CVS. _____ presented the six pack to sales clerk Qussar for purchase. Qussar never asked _____ for her identification and rang up the sale. _____ paid for the Bud light with a ten dollar bill. I entered the store and headed to the checkout at the end of _____ transaction. I did observe Qussar put the six pack of Bud light in a plastic bag as _____ was standing on the other side of the counter. I observed Qussar hand _____ over her change from the purchase. _____ then left the store and informed Officer Morgan and Officer Galich of the sale. I exited the store minutes after _____ and spoke with her and officers. We issued Qussar citation number 696175 for "fail to inquire as to age". Officer Morgan completed a L.C.C violation report. The beer and receipt for purchase was tagged into evidence (tag #140803). The cassette recording of contact with Qussar was placed into evidence (tag #140801).

Offense Detail: 4102 - Liquor Violation - Sell

Offense Description	4102 - Liquor Violation - Sell	Location Type	09 - Drug Store/Doctors Office/Hospital	No. Prem. Entered	
IBR Code	90G - Liquor Law Violations	Offense Completed?	Yes	Entry Method	
IBR Group	B	Hate/Bias	00 - None (No Bias)	Type Security	
Crime Against	SO	Domestic Violence	No	Tools Used	
Offense File Class	41002 - LIQUOR VIOLATIONS -OTHER				
PACC					
Local Code					
Using					

Troy PD Crime Report

Case No. 0700003928
Report No. 0700003928.1
Report Date: 5/3/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

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Page 2 of 4

Criminal Activity
Force Level

Arrestee A1: Qussar, Naimeh

Arrestee Number	A1	DOB		Place of Birth	
Name	Qussar, Naimeh	Age	68	SSN	
Aliases		Sex	F - Female	DLN	
Alert(s)		Race	W - White	DL State	MI - Michigan
		Ethnicity	U - Unknown	DL Country	USA - United States of America
Address	39860 Academy Dr	Ht.		Occupation/Grade	
CSZ	Sterling Heights, MI 48310	Wt.		Employer/School	CVS Pharmacy
Home Phone		Eye Color		Employer Address	4963 John R
Work Phone		Hair Color		Employer CSZ	Troy, MI 48098
Email Address		Hair Style		Res. County	Macomb
		Hair Length		Res. Country	USA - United States of America
Scars/Marks/Tattoos		Facial Hair		Resident Status	S - Resides in the State but not the county or community where the offense occurred
Modus Operandi		Complexion			
Altire		Build			
Habitual Offender Status		Teeth			
Arrest No.	696175				
Arrest Type	S - Summoned/Cited				
FBI No.					
Criminal Tracking Number CTN		Arrested For	4102 - Liquor Violation - Sell	Booked On	
Transaction Control Number TCN		Count	1	Booked Location	
Person Control Number PCN		Fingerprints		Released Location	
State No.		Photos		Released On	
Armed With	01 - Unarmed	Miranda Read		Released By	
Multi. Clearance	N - Not Applicable	Miranda Waived		Release Reason	
Multi. Clearance Offense		Number of Warrants		Held For	
Prev. Suspect No.		Juvenile Disposition		Date/Time Arrested	5/3/2007 6:30:00 PM
Notified Name		Adult Present		Arrest Location	CVS Pharmacy
Arrest Notes		Detention Name			

Witness W1:

Witness Code **W1**

DOB

Place of Birth

Troy PD Crime Report

Case No. 0700003928
 Report No. 0700003928.1
 Report Date: 5/3/2007

Troy PD
 500 W Big Beaver
 Troy, MI 48084
 248 524-3477

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Page 3 of 4

Name	Age	SSN
Aliases	Sex F - Female	DLN
Alert(s)	Race W - White	DL State
	Ethnicity	DL Country
Address 500 W Big Beaver Rd	Ht.	Occupation/Grade
CSZ Troy, MI 48084	Wt.	Employer/School
Home Phone	Eye Color	Employer Address
Work Phone 248 524-3477	Hair Color	Employer CSZ
Email Address	Facial Hair	Res. County
	Complexion	Res. Country
		Oakland
		USA - United
		States of
		America
Attire		Resident Status
		Testify
Witness Notes Student enforcement aide.		

Property Description Item 1: 1305 - Recording - Cassette Tape 5426 - Cassette tape

Item No. **1**
 Property Category **1305 - Recording - Cassette Tape 5426**
 Property Class **27**
 IBR Type **27 - Recordings-Audio/Visual**
 UCR Type **F - TV's, Radios, Stereos, Etc...**
 Status **E - Evidence (Including Other Seized Property And Tools)**

Count **1**
 Value
 Manufacturer
 Model
 Serial No.
 License No.
 Color
 Description **Cassette tape**
 Vehicle Year
 Body Style
 State
 License Year

Recovered Date/Time
 Owner
 Disposition
 Evidence Tag
 Alert(s)
 Evidence Recovered By
 Evidence Recovered From
 Evidence Location

Drug Type
 Drug Quantity
 Drug Measure

Property Notes **Cassette recording from Murphy's contact at CVS. Evidence tag 140801**

Troy PD Crime Report

Case No. 0700003928
Report No. 0700003928.1
Report Date: 5/3/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

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Page 4 of 4

Property Description Item 2: 1200 - Beer 5402 - 6 pack Bud light and receipt for purchase

Item No. 2
Property Category 1200 - Beer 5402
Property Class 02
IBR Type 02 - Alcohol
UCR Type I - Consumable Goods
Status E - Evidence (Including Other Seized Property And Tools)

Count 1

Value

Manufacturer Bud light

Model

Serial No.

License No.

Color

Description 6 pack Bud light and receipt for purchase

Vehicle Year

Body Style

State

License Year

Recovered Date/Time

Owner

Disposition

Evidence Tag

Alert(s)

Evidence Recovered By

Evidence Recovered From

Evidence Location

Drug Type

Drug Quantity

Drug Measure

Property Notes

6 pack Bud light bottles and receipt for purchase. Evidence tag# 140803.

NARRATIVE REPORT
WITNESS STATEMENT

SUPP CORR DELETE PAGE 1 OF 1

01	DATE 05/03/07	DAY THU	SHIFT 01	PLAT 99	BADGE 1 80	BADGE 2	INCIDENT STATUS <input type="checkbox"/> CLR ARREST <input type="checkbox"/> UNF <input type="checkbox"/> CLR EXCEPT <input type="checkbox"/> INACT	PRIM CLASS 	YEAR 07	INCIDENT # 16147
----	------------------	------------	-------------	------------	---------------	---------	---	----------------	------------	---------------------

02

03

04

05

06 I,

07 on Thursday May 3, 2007

08 at approximately 6:25pm at CVS pharmacy at

09 4963 John R, while working as a student

10 decay purchased a 6-pack of Bud Light 12 oz.

11 bottles. A clerk, later identified as Naimen

12 sold it to me. She did not ask for ID and

13 completed the transaction as I paid with

14 a \$10 bill.

15

16

17

18

19

20

21

22

23

24

25

26

27 _____ X: _____

28 Taken By: Ma Ozka U

29 Place: 500 Date: 05/03/07 Time: 2235

INVESTIGATING OFFICER(S) <u>Dawid</u>	REVIEWED BY	ASSIGNED TO / BADGE	ATTENTION TO
--	-------------	---------------------	--------------

State of Michigan
Uniform Law Citation

Ticket No. **696175** Victim Involved
 Incident No. **0216M7** Dep. No. **784**
 Local Use/Arrest No. _____ Detection Device _____

US DOT # _____
 The People of the State of Michigan
 Township City Village County

Race **W/P** Sex _____ Height _____ Weight _____ Hair _____ Eyes _____ Occupation/Employer _____

Name (First, Middle, Last) **NAIMEH QUSSAR**

Street **39860 ACADEMY DR**

City **STEADING HEIGHTS MI** State **MZ** Zip Code **48370**

Vehicle Plate No. _____ Year _____ State _____ Vehicle Description (Year, Make, Color) _____ Type _____

THE PERSON NAMED ABOVE, in violation of Local Ordinance State Law Administrative Rule

UPON **4963 JOURN**

AT OR NEAR **CUS**

WITHIN CITY VILLAGE TOWNSHIP OF **TROY**

COUNTY OF **OAKLAND**

Type	MCL Cite/Pacc Code/Ordinance	Description (include any bond amount collected on each charge)	Charge No.
<input checked="" type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend.	98-10-11	FAIL TO INQUIRE AS TO AGE	1
<input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv			
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend.			
<input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv			
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend.			
<input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv			

TO THE COURT: Do not arraign on a felony charge until an authorized complaint is filed.

Offense Code(s) **1436, 17011A 2**
 Key for Type: C/I = Civil Infraction Misd = Misdemeanor Fel = Felony Warn = Warning Fug = Fugitive
 Waiv = Violation for Which Fines/Costs May be Waived Authorization pend = Authorization pending

Remarks **ALCOHOL SOLD TO A MINOR**

CHECK IF APPROPRIATE Damage to Property Local Court Bond \$ _____
 Vehicle Impounded Injury License Posted in Lieu of Bond
 Traffic Crash Death Appearance Certificate
 Person in Active Military Service Yes No

SEE DATE BELOW. SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS.
 Appearance Date on or before **3-16-07**
 Hearing Date (if applicable) on _____
 Juvenile Traffic Misd. (Court will Notify) Normal Hearing Required (Court will Notify)

In the **52-4 DISTRICT** Court of **OAKLAND COUNTY**
 Court Address & Phone Number
520 W. BIG BEAVER RD., TROY, MICHIGAN 48084
PHONE: (248) 528-0400

I served a copy of the civil infraction complaint upon the defendant (or owner/occupant by posting if applicable).
 I declare under the penalties of perjury that the statements above are true to the best of my information, knowledge, and belief.

Complainant's Signature and receipt (if applicable) _____
 Officer's Name (printed) **MONROE RICHMOND** Month **5** Day **3** Year **07**
 Officer's ID No. **65119/115**

Agency ORI **MI-6378400** Agency Name **TROY POLICE DEPARTMENT**

Ticket **696175**
 Name _____
 Case No. _____



State of Michigan
 Department of Labor and Economic Growth
LIQUOR CONTROL COMMISSION
 7150 Harris Drive
 P.O. Box 30005
 Lansing, Michigan 48909-7505

Complaint No. 7-114210
 Business ID No. 131151
E-3

In Re: ADI Realty, Inc.
 d/b/a CVS/Pharmacy #8242
 4963 John R
 Troy, MI 48098

Date: May 22, 2007

SDM

COMPLAINT

This Complaint alleges that on May 3, 2007, the licensee or the licensee's agent, clerk or employee:

sold or furnished alcoholic liquor to minor, _____ who was less than twenty-one (21) years old, contrary to Const 1963, art 4, § 40 and contrary to Section 801(2) and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL 436.1701(1).

Wherefore, it is requested that a hearing be conducted, and a decision make in accordance with section 903 of the Michigan Liquor Control Code being MCL 436.1903, and the Commission's Rules.

List of Witnesses:

Ofc. Joseph Morgan, Troy PD
 Ofc. Daniel Galich, Troy PD
 Ofc. Kristine Maczka, Troy PD

LIQUOR CONTROL COMMISSION
 LICENSING AND ENFORCEMENT DIVISION

By *Daniel J. Bragdon*

ACKNOWLEDGMENTS

This complaint was drafted pursuant to a written Violation Report or other information which was submitted to the enforcement arm of the Commission. A copy of the Violation Report or other information is being furnished to you along with this Complaint. The licensee may waive a hearing and acknowledge the facts pursuant to this Report.

SEE REVERSE SIDE FOR WAIVER OF HEARING AND ACKNOWLEDGMENT FORM

MICHIGAN DEPARTMENT OF LABOR & ECONOMIC GROWTH
LIQUOR CONTROL COMMISSION
7150 HARRIS DRIVE, P.O. BOX 30005
LANSING, MI 48909

NOTICE OF SCHEDULED HEARING
(Authorized by M.A.C R436.1909)
July 5, 2007

TO: TROY POLICE DEPARTMENT
ATTN: CHIEF
500 W BIG BEAVER RD
TROY, MI 48084-5285

RE: ADI REALTY, INC.
D/B/A CVS/PHARMACY #8242
4963 JOHN R
TROY, MI 48098
Complaint No. 7-114210

A complaint has been filed against the above licensee alleging:

SALE TO MINOR
May 3, 2007

This matter is being scheduled for hearing at the following location, date, and time:

Farmington District Office
24155 Drake Rd
Farmington, MI 48335-3168

**Wednesday
August 8, 2007
11:00 A.M.

The officer(s) listed below are requested to attend the hearing and bring whatever evidence they have in connection with the case: ***Please review charges and witnesses on the attached Complaint and contact this office immediately if you have any questions.**

Ofc. Joseph Morgan, Ofc. Daniel Galich, Ofc. Kristine Maczka

Enclosed is the subpoena for the witness involved in this case. We request that it be served by your agency. Please notify this office a minimum of three working days prior to the scheduled date of hearing if you are unable to serve the subpoena.

TROY PD

Any request for postponement must be in writing and must be received **in this office no less than two working days prior to the date of the hearing** as required by Rule 434.1931 of the Hearings and Appeal Practice Rules. Please direct any postponement request to Lori Schrader at (517) 636-5299. If you have any questions, contact the Hearings and Appeals Section at (517) 322-1390. Our office hours are 8:00 a.m. to 5:00 p.m. Monday through Friday.

MICHIGAN LIQUOR CONTROL COMMISSION

****YOU MAY CALL OUR OFFICE ONE WORKING DAY PRIOR TO SCHEDULED DATE TO CONFIRM HEARING****



Susan K. Conklin, Supervisor
Hearings and Appeals Section

SKC:wls
enclosure

cc: Ofc. Joseph Morgan
Ofc. Daniel Galich
Ofc. Kristine Maczka



STATE OF MICHIGAN
LIQUOR CONTROL COMMISSION
DEPARTMENT OF LABOR & ECONOMIC GROWTH
KEITH W. COOLEY, DIRECTOR

JENNIFER M. GRANHOLM
GOVERNOR

NIDA R. SAMONA
CHAIRPERSON

September 20, 2007

ADI Realty, Inc.
D/B/A CVS/Pharmacy #8242
4963 John R
Troy MI 48098

RE: Complaint No. 7-114210

Dear Licensee:

Enclosed is a copy of the Commissioner's Order issued as the result of the above Complaint.

If you elect to pay the fine, a bank or postal money order, certified check, or authorized credit card payable to the STATE OF MICHIGAN must be received in this office no later than October 22, 2007 as indicated on your Invoice No. 92084. Failure to submit the fine will result in confiscation of your license for the alternative penalty.

If there are any questions regarding this Order, please contact Hearings and Appeals at (517) 322-1390. Our office hours are from 8:00 a.m. to 5:00 p.m.

Sincerely,
MICHIGAN LIQUOR CONTROL COMMISSION

Susan K. Conklin, Supervisor
Hearings and Appeals

SKC:alf
Enclosures

cc: Home Office
Russell G. Carniak, Attorney
Troy Police Department

STATE OF MICHIGAN
DEPARTMENT OF LABOR AND ECONOMIC GROWTH
LIQUOR CONTROL COMMISSION

IN RE: ADI REALTY, INC.
D/B/A CVS/PHARMACY #8242
4963 JOHN R
TROY, MI 48098

HEARING: AUGUST 8, 2007
PLACE: FARMINGTON
COMPLAINT NO: 7-114210
BUSINESS ID NO. 131151
SDM

CHARGES - MAY 3, 2007

- (1) Sold or furnished alcoholic liquor to minor, who was less than twenty-one (21) years old, contrary to Const 1963, art 4, § 40 and contrary to Section 801(2) and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL 436.1701(1).

NEGOTIATED SETTLEMENT

The Administrative Law Judge (ALJ) accepted, without objection, the Motion of Attorney Russell Carniak, that the appearance of a Corporate Officer in this matter be waived, pursuant to the provisions of Rule 436.1913(2), said waiver to be subject to the express agreement by said Attorney Carniak that he will inform the Licensed Corporation of the disposition in this matter.

Attorney Carniak, who with Linda Pytel McDowell, Assistant Attorney General who represented all law enforcement agencies involved in this matter, proposed the following Negotiated Settlement for the ALJ to consider in Case No. 7-114210, pursuant to Section 903 of the Michigan Liquor Control Code, MCL 436.1903, and Rule 436.1909 of the Michigan Liquor Control Commission (Commission):

PROPOSED NEGOTIATED SETTLEMENT

- (1) The Licensed Corporation will fully acknowledge the one charge as cited;
- (2) The ALJ will enter the Violation Report of this case and attachments thereto into the record as substantive evidence without objection; the ALJ further will take notice of the prior record of this Licensed Corporation, since being licensed by the Michigan Liquor Control Commission at the above named location under the current ownership;
- (3) The Licensed Corporation will agree to the sanction of a fine of \$600 for the acknowledged charge;
- (4) Both parties hereto will agree that there shall be no appeals on this matter to the Appeal Board of the Commission or any court of law;
- (5) The parties hereto further agree that the Licensed Corporation will pay costs in the amount of \$20.18 for witness fees involved in connection with the hearing.

ORDER

In determining whether to approve the Negotiated Settlement as proposed above, the ALJ considered the statement of support for the aforementioned settlement by Officer Kristine Maczka on behalf of the Troy Police Department.

In determining whether to approve the Negotiated Settlement as proposed above, the ALJ considered the Licensed Corporation's total record, which shows one previous violation in 2000, which is similar to the charge in this complaint since being licensed on November 1, 1999, at the above named location under the current ownership.

In determining whether to approve the Negotiated Settlement as proposed above, the ALJ further took into consideration for mitigative circumstances statements made by Attorney Carniak, who stated in part that the clerk who made the sale in this case has been discharged from the Licensed Corporation's employment as a result of this incident.

In consideration of the aforementioned circumstances and statements, the ALJ hereby accepts the terms and conditions of the proposed Negotiated Settlement and Orders as follows:

The ALJ accepts the Licensed Corporation's plea of acknowledgment to the charge in Case No. 7-114210.

The ALJ hereby accepts the Violation Report of this case and attachments thereto as substantive evidence without objection, further, the ALJ hereby accepts a true copy of this Licensed Corporation's record since being licensed by the Michigan Liquor Control Commission at the above named location under the current ownership.

Based upon the aforementioned plea by the Licensed Corporation and a review of the Violation Report and attachments thereto, the ALJ finds that the Licensed Corporation in Case No. 7-114210 did violate Section 801(2) of the Michigan Liquor Control Code, MCL 436.1801(2) as cited in the charge of the Complaint in this matter.

The ALJ further finds that the employee of said Licensed Corporation in this case did not demand, nor was shown, proper proof of age and did not make a diligent inquiry to determine the proper true age of the purchaser.

As penalty, the ALJ Orders a fine of \$600 for the acknowledged charge. The ALJ Orders that a suspension of 30 continuous days be imposed if the total fine of \$600 is not paid, with this suspension to be served consecutively and not concurrently with any other

suspensions Ordered by the Michigan Liquor Control Commission for this Licensed Corporation.

Said Licensed Corporation agrees this Negotiated Settlement was a full and final disposition of this matter before the Michigan Liquor Control Commission recognizing that as to the Complaint, there is no further right of administrative or judicial appeal, either to the Michigan Liquor Control Commission or a court of law, and also agrees that the plea in this case has been entered voluntarily and with the full understanding of all consequences, and furthermore, all parties hereto agree that there are no promises, stipulations, understandings or agreements other than those stated as part of the official record herein, and this document represents the final agreed settlement.

The ALJ also Orders the Licensed Corporation to pay total costs of \$20.18 for witness fees involved in connection with the hearing.

MICHIGAN LIQUOR CONTROL COMMISSION



Christopher Seppanen, Administrative Law Judge

Dated: September 14, 2007

Rosendo Asevedo Jr.
Assistant Attorney General
24155 Drake Road
Farmington, MI 48335

Russell G. Carniak, Attorney
410 S. Old Woodward, Suite 400
Birmingham, MI 48009-6629

CS: 7-114210

LCC Liquor Licensee History

Business name: **CVS #8162**

Address: 2045 W. South Blvd. (248) 643-9420

Licensee: Arbor Drugs, Inc.

License type: **SDM (5815-2002)**

Permits:

Comments:

Date	Troy Incident #	Type	Disposition	Date
03/14/99	99-09751	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/01/99	99-16006	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/05/99	99-20980	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/23/99	99-23653	Compliance Test	PASSED	
07/11/99	99-26334	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/25/99	99-40919	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/27/99	none	Compliance Test	PASSED	
12/04/99	99-46297	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/25/00	none	Compliance Test	PASSED	
11/15/00	00-42361	Compliance Test	PASSED	
04/24/01		Compliance Test	PASSED	
05/10/01	MLCC	Sale to Minor (Compliance Test)	pending	
07/08/01	01-24236	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/14/01	01-29131	Compliance Test	PASSED	
09/25/01	01-34506	Compliance Test	PASSED	
10/21/01	01-37971	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
01/06/02	02-00608	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/19/02	02-05296	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/28/02	02-06372	Compliance Test	PASSED	

04/17/02	02-11675	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/12/02	02-18493	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/25/02	02-	Compliance Test	PASSED
08/30/02	02-28641	Liquor Inspection (Road Patrol-Block)	NO VIOLATIONS
10/16/02	02-34063	Compliance Test	PASSED
12/07/02	02-39648	Liquor Inspection (Road Patrol-Livingston)	NO VIOLATIONS
01/16/03	03-1634	Liquor Inspection (Road Patrol-Livingston)	NO VIOLATIONS
02/28/03	03-6136	Liquor Inspection (Road Patrol-Livingston)	NO VIOLATIONS
03/24/03	03-8730	Compliance Test	PASSED
04/19/03	03-11605	Liquor Inspection (Road Patrol-Himrod)	NO VIOLATIONS
06/14/03	03-17812	Liquor Inspection (Road Patrol-Himrod)	NO VIOLATIONS
06/19/03	03-18532	Compliance Test	PASSED
08/10/03	03-24743	Liquor Inspection (Road Patrol-Himrod)	NO VIOLATIONS
10/24/03	03-32825	Liquor Inspection (Road Patrol-Himrod)	NO VIOLATIONS
10/27/03	03-33171	Compliance Test	PASSED
02/26/04	04-05730	Liquor Inspection (Road Patrol-Himrod)	NO VIOLATIONS
03/22/04	04-08406	Compliance Test	PASSED
02/11/05	05-04783	Compliance Test	PASSED
04/06/05	05-11085	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS
05/20/05	05-16776	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS
08/24/05	05-29925	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS
10/13/05		Compliance Test	PASSED
12/19/05	05-44666	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS
01/16/06	06-1953	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS
02/22/06	06-7103	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS
03/29/06	06-11827	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS
05/23/06	06-19386	Liquor Inspection (Road Patrol-Feld)	NO VIOLATIONS
06/06/06	06-21275	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS
09/05/06	06-34468	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS

10/11/06	06-39096	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS
12/06/06	06-45973	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS
12/21/06		Compliance Test	PASSED
02/06/07	07-4612	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS
05/03/07	07-16139	Compliance Test	PASSED
07/08/07	07-25555	Liquor Inspection (Road Patrol-Dungjen)	NO VIOLATIONS
08/03/07	07-29284	Liquor Inspection (Road Patrol-Dungjen)	NO VIOLATIONS
08/23/07	07-32152	Sale to Minor-Compliance Test	Violation
01/22/08		MLCC: Neg. Settlement	\$400 Fine
01/03/08			
09/09/07	07-34594	Liquor Inspection (Road Patrol-Dungjen)	NO VIOLATIONS
10/27/07	07-40790	Liquor Inspection (Road Patrol- Piper)	NO VIOLATIONS
12/06/07	07-45832	Compliance Test	PASSED
12/26/07	07-48495	Liquor Inspection (Road Patrol- Piper)	NO VIOLATIONS



Michigan Department of Consumer & Industry Services
MICHIGAN LIQUOR CONTROL COMMISSION (MLCC)
7150 Harris Drive - P.O. Box 30005
Lansing, Michigan 48909-7505
Phone (517) 322-1390 ~ FAX (517) 322-6347

VIOLATION REPORT
(Authorized by P.A.58 of 1998)

* This report is not to be faxed or electronically submitted - an original signature is required*

* Officers please obtain *License No., Bus. ID and File #* directly from the liquor license *

License No. 5815-2007 Business ID 14491 File # _____

1. Name of Licensee ARBOR DRUGS, INC. 2. Doing Business As CVS

3. Mailing Address (street, city, zip code) 2045 W South Boulevard; Troy, Michigan 48098

4. Township _____ 5. County Oakland

6. Type of License(s) & Permit(s) SDM

7. Date of Violation: Thursday 08/23/07 1800 AM or PM
(DAY) (DATE) (HOUR)

8. Violation Type: Minor
 Intoxicated Person After hours sales/consumption
 Gambling Fighting (must be inside licensed premises)
 Controlled Substances Failure to Cooperate
 Prohibited Conduct OTHER: _____

if MINOR: Birth date _____ Was this a DECOY ? Yes No If no, you MUST answer below:
If above minor violation was NOT a decoy describe enforcement action taken:

COPY OF APPEARANCE TICKET MUST BE ATTACHED

9. Submit Report Below or Indicate Attached Report # 07-32152

* REMINDER, PLEASE MAIL THIS REPORT TO THE ADDRESS ABOVE.*

Officer Signature *Michael Giorgi* Name and Title (print) Officer Michael Giorgi

Officer Signature *Daniel Galich* Name and Title (print) Officer Daniel Galich

Department Name Troy Police Department Phone # 248-524-3477

WITNESSES

Will testify to: Sold wine to student enforcement aide

3. Name _____ Address _____

Will testify to:

4. Name _____ Address _____

Will testify to:

5. Name _____ Address _____

Will testify to:

EVIDENCE

Location Held (Explain): Property tag 142236
750 ml bottle of Lind Chardonnay

Call For Service

CFS Number: 070032152

Date: 8/23/2007

Call For Service

CFS Number	070032152	Complainant	
Date	8/23/2007	Address	2045 South Blvd W
Dispatcher	47714 - Robinson, Frederick	City, State, Zip	TROY, MI 48098
Call Source	0 - Telephone	Phone	
Received	1:02:27 PM	Call type	
Dispatched	1:04:22 PM	Reported Offense	C3309 - Liquor Inspection
Arrived		Verified Offense	4171 - Violation of Liquor Control Laws
Cleared	1:04:27 PM	Tow Company	
Location	2045 South Blvd W	Vehicle	
City, State, Zip	Troy, MI 48098	Vehicle License	
Jurisdiction		Disposition	N - No Report
Grid		Priority	
Sector		Classification	
Map	0 - N/A	Agency	TR - Troy PD
X Coordinate	4098074	Case	0700008034
Y Coordinate	0125303		

Officers

00080 - Daniels, Timothy

Notes	- C3309 LIQUOR INSPECT
	47714 - 13:02:27 ASSIGN D1
	47714 - 13:02:27 Original Location : CVS

Troy PD Arrest Report

Case No. 0700008034
 Report No. 0700008034.1
 Report Date: 8/28/2007

Troy PD
 500 W Big Beaver
 Troy, MI 48084
 248 524-3477

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Subject: **4171 - Violation of Liquor Control Laws**

Case Report Status	I - In Process	Entered On	8/28/2007 10:01:27 AM	Reporting Officer	
County	63 - Oakland	Entered By	00019 - Galich, Daniel	Reporting Officer	00019 - Galich, Daniel
City/Township	84 - Troy	Verified On		Assisted By	
Occurred On	8/23/2007 6:00:00 PM	Verified By		Assisted By	00080 - Daniels, Timothy
		Approved On		Assisted By	00073 - Giorgi, Michael
Or Between		Approved By		Agency Assisted	
Location	2045 South Blvd W	Related Cases			
CSZ	Troy, MI 48098	Disposition	Arrest		
Census/Geo Code		Excp. Clear Reason			
Jurisdiction		Excp. Clear Date			
Grid		Reporting Agency	Troy PD		
Sector		Division	1484		
Map	0 - N/A	Notified			
Call Source	Telephone				
Vehicle Activity					
Dir. Veh. Traveling					
Cross Street					
Means					
Motive					

Report Narrative
 On the listed date and time, Decoy _____ entered CVS at 2045 South Blvd. _____ selected one bottle of wine, Lind Chardonn 750m priced at \$5.99, and brought it to the check out. _____ was working the register and when _____ placed the wine on the counter _____ asked _____ for identification. _____ opened her wallet and advised that she left her identification at home. _____ looked at _____ and then asked her her birthday. _____ replied 09/01/85. _____ hen took a \$20.00 bill from _____, handed her the change, and put the bottle of wine in a bag. _____ walked out of CVS with the bottle in hand at which time Ofc. Giorgi, Ofc. Daniels, and I approached _____ and advised her that she had just sold wine to a minor.

_____ advised that _____ looked 22-23 years old but she for got her license. When _____ asked her date of birth she replied 09/01/1985.

_____ was issued ticket #705623 for Fail to Inquire Age.

The bottle of wine, the receipt, and an audio tape was logged into evidence tag #142236.

Offense Detail: 4171 - Violation of Liquor Control Laws

Offense Description	4171 - Violation of Liquor Control Laws		
IBR Code	90G - Liquor Law Violations	Location Type	09 - Drug Store/Doctors Office/Hospital
IBR Group	B	Offense Completed?	Yes
Crime Against	SO	Hate/Bias	00 - None (No Bias)
Offense File Class	41001 - LIQUOR LICENSE - ESTABLISHMENT	Domestic Violence	No
PACC			No. Prem. Entered
Local Code			Entry Method
			Type Security
			Tools Used
Using			
Criminal Activity			
Force Level			

Troy PD Arrest Report

Case No. 0700008034
Report No. 0700008034.1
Report Date: 8/28/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

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Arrestee A1:

Home Phone	Eye Color	Employer Address
Work Phone	Hair Color	Employer CSZ
Email Address	Hair Style	Res. County
Scars/Marks/Tattoos	Hair Length	Res. Country
	Facial Hair	Resident Status
		R - Resident of the community, city, or town where the offense occurred
Modus Operandi	Complexion	
Attire	Build	
Habitual Offender Status	Teeth	
Arrest No. 705623		
Arrest Type S - Summoned/Cited		
FBI No.		
Criminal Tracking Number CTN		
Transaction Control Number TCN	Arrested For 4171 - Violation of Liquor Control Laws	
Person Control Number PCN	Count 1	
State No.	Fingerprints	Booked On
Armed With 01 - Unarmed	Photos	Booked Location
Multi. Clearance N - Not Applicable	Miranda Read	Released Location
Multi. Clearance Offense	Miranda Waived	Released On
Prev. Suspect No.	Number of Warrants	Released By
Notified Name	Juvenile Disposition	Release Reason
	Adult Present	Held For
	Detention Name	Date/Time Arrested 8/23/2007 6:00:00 PM
Arrest Notes		Arrest Location

Witness W1

Witness Cod	Place of Birth
Nam	SSN
Aliase	DLN
Alert(s)	DL State
	DL Country
Address 520 W Big Beaver Rd	Occupation/Grade
CSZ Troy, MI 48084	Employer/School
	Ethnicity
	Ht.
	Wt.

Troy PD Arrest Report

Case No. 0700008034
Report No. 0700008034.1
Report Date: 8/28/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

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Home Phone	Eye Color	Employer Address
Work Phone	Hair Color	Employer CSZ
Email Address	Facial Hair	Res. County
Attire	Complexion	Res. Country
		Resident Status
		Testify
Witness Notes	Decoy	

Property Description Item 1: 1206 - Wine 5402 - one bottle of wine, one recieipt, one audio tape

Item No. 1
Property Category 1206 - Wine 5402
Property Class 02
IBR Type 02 - Alcohol
UCR Type I - Consumable Goods
Status E - Evidence (Including Other Seized Property And Tools)

Count 3
Value
Manufacturer
Model
Serial No.
License No.
Color
Description one bottle of wine, one recieipt, one audio tape
Vehicle Year
Body Style
State
License Year

Recovered Date/Time
Owner
Disposition
Evidence Tag 142236
Alert(s)
Evidence Recovered By
Evidence Recovered From
Evidence Location

Drug Type
Drug Quantity
Drug Measure

Property Notes

NARRATIVE REPORT
 WITNESS STATEMENT

SUPP CORR DELETE PAGE 1 OF 1

01	DATE	DAY	SHIFT	PLAT	BADGE 1	BADGE 2	INCIDENT STATUS	PRIM CLASS	YEAR	INCIDENT #
	8/23/07	Thu	02	99	073		<input type="checkbox"/> CLR ARREST <input type="checkbox"/> UNF <input type="checkbox"/> CLR EXCEPT <input type="checkbox"/> INACT		07	32152

02

03

04

05 E-mail Address: _____ Cell Phone: _____

06 On August 23, 2007 at CVS located at
 07 2045 W. South Blvd I was sold a bottle
 08 of Chardonnay by a woman named
 09 _____ was a young ^{larger} woman with
 10 curly hair. Upon putting the bottle on
 11 the counter _____ asked me for my ID.
 12 I took out my wallet pretending to
 13 look for my ID. I then told "oh
 14 I left it at home". After looking at
 15 me for a moment she asked me my
 16 birthday and I replied, 9-1-85. She
 17 then took my money gave me my
 18 change and put the bottle in a bag.
 19 I then left CVS. The bottle of Chardonnay
 20 cost \$6.35.

21

22

23

24

25

26

27 _____ X

28 Taken By: [Signature]
 (SIGNATURE)

29 Place: CVS Date: 08-23-07 Time: 1815

INVESTIGATING OFFICER(S)	REVIEWED BY	ASSIGNED TO / BADGE	ATTENTION TO
<u>[Signature]</u>			

NARRATIVE REPORT
 WITNESS STATEMENT

01	DATE	DAY	SHIFT	PLAT	BADGE 1	BADGE 2	INCIDENT STATUS	PRIM CLASS	YEAR	INCIDENT #
	0822107	74002	75	073	080	<input type="checkbox"/> CLR ARREST <input type="checkbox"/> UNF <input type="checkbox"/> CLR EXCEPT <input type="checkbox"/> INACT	111	07	32152	

02 Name
 03 Addre
 04 City:
 05 E-mai

07 Customer purchased bottle of wine, forgot
 08 her I.D. I thought she was around 22-23
 09 but forgot her license, so I asked her DOB
 10 which she said 9-1985.

28 Taken By: *[Signature]* #073
 (SIGNATURE)

29 Place: 2045 W 58th Date: 8-23-07 Time: 1800

INVESTIGATING OFFICER(S) REVIEWED BY ASSIGNED TO / BADGE ATTENTION TO
[Signature] / Daniels bakes

07-30152
-106 8/22/07

CVS/pharmacy
Expect something extra.™

2045 SOUTH BLVD, WEST, TROY, MI
PHARMACY: 879-8322 STORE: 879-2463

REG#04 TRAN#5384 CSHR#614945 SIR#8162

1 LIND CHARDONN 750M 5.99T SHI

SUBTOTAL	5.99
MI 6.0% TAX	.36
TOTAL	6.35
CASH	20.00
CHANGE	13.65



5816 2723 5538 4045
RETURNS WITH RECEIPT THRU 10/22/2007

AUGUST 23, 2007 5:57 PM

GET YOUR CVS EXTRACARE CARD

SHOP 24 HOURS A DAY AT CVS.COM
THANK YOU FOR SHOPPING WITH US

State of Michigan
Uniform Law Citation

Ticket No. **705623** Victim Involved

US DOT # _____ Incident No. **07-32152** Dept. No. _____

The People of: the State of Michigan
 Township City Village County

Local Use/Arrest No. _____ Detection Device _____

OF: **TROY** BAC _____ of _____

Month | Day | Year | At approximately A.M. | Date Month | Day | Year

THE PERSON NAMED ABOVE, in violation of Local Ordinance State Law Administrative Rule

UPON **2045 SOUTH BLVD**

AT OR NEAR **CVS**

WITHIN CITY VILLAGE TOWNSHIP OF **TROY**

COUNTY OF **OAKLAND** DID THE FOLLOWING

Type	MCL Cite/Pacc Code/Ordinance	Description (include any bond amount collected on each charge)	No.
<input checked="" type="checkbox"/> C/I <input type="checkbox"/> Warn <input checked="" type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv	98.10.11	FAIL TO INQUIRE AGES	1
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv	<input type="checkbox"/> Authorization pend		2
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv	<input type="checkbox"/> Authorization pend		3

TO THE COURT: Do not arraign on a felony charge until an authorized complaint is filed.

Offense Code(s)

1 _____ 2 _____ 3 _____

Key for Type: C/I = Civil Infraction Misd = Misdemeanor Fel = Felony Warn = Warning Fug = Fugitive
 Waiv = Violation for Which Fines/Costs May be Waived Authorization pend. = Authorization pending

Remarks: **1 LIND CHARLONN 750M H.S. 99**

CHECK IF APPROPRIATE Damage to Property Local Court Bond \$ _____
 Vehicle Impounded Injury License Posted in Lieu of Bond
 Traffic Crash Death Appearance Certificate
 Person in Active Military Service Yes No None

SEE DATE BELOW SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS

Appearance Date on or before _____

Hearing Date (if applicable) on **09/12/07 0830** Contact Court
 Juvenile Traffic Misd. (Court will Notify) Formal Hearing Required. (Court will Notify)

In the **52-4 DISTRICT** Court of **OAKLAND COUNTY**

Court Address & Phone Number
520 W. BIG BEAVER RD., TROY, MICHIGAN 48084
PHONE: (248) 528-0400

I served a copy of the civil infraction complaint upon the defendant (or owner/occupant by posting if applicable).
 I declare under the penalties of perjury that the statements above are true to the best of my information, knowledge, and belief.

Complainant's Signature and receipt if applicable
[Signature] Month **09** Day **23** Year **07**

Officer's Name (printed) **GALICIA GEORGE DANIELS** Officer's ID No. **19 73 80**

Agency ORI **MI. 6378400** Agency Name **TROY POLICE DEPARTMENT**

Ticket
705623
Name
Case No.



State of Michigan
 Department of Labor and Economic Growth
LIQUOR CONTROL COMMISSION
 7150 Harris Drive
 P.O. Box 30005
 Lansing, Michigan 48909-7505

Complaint No. 7-118083
 Business ID No. 14491
F-3

In Re: Arbor Drugs, Inc.
 d/b/a CVS/Pharmacy #8162
 2045 W. South
 Troy, MI 48098

Date: September 14, 2007

SDM

COMPLAINT

This Complaint alleges that on August 23, 2007, the licensee or the licensee's agent, clerk or employee:

sold or furnished alcoholic liquor to minor, /ho was
 less than twenty-one (21) years old, contrary to Const 1963, art 4, § 40 and contrary to Section 801(2)
 and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL
 436.1701(1).

Wherefore, it is requested that a hearing be conducted, and a decision make in accordance with section 903 of the Michigan Liquor Control Code being MCL 436.1903, and the Commission's Rules.

List of Witnesses:

Ofc. Michael Giorgi, Troy PD
 Ofc. Daniel Galich, Troy PD

LIQUOR CONTROL COMMISSION
 LICENSING AND ENFORCEMENT DIVISION

By *Daniel J. Bragdon*

ACKNOWLEDGMENTS

This complaint was drafted pursuant to a written Violation Report or other information which was submitted to the enforcement arm of the Commission. A copy of the Violation Report or other information is being furnished to you along with this Complaint. The licensee may waive a hearing and acknowledge the facts pursuant to this Report.

SEE REVERSE SIDE FOR WAIVER OF HEARING AND ACKNOWLEDGMENT FORM

MICHIGAN DEPARTMENT OF LABOR & ECONOMIC GROWTH
LIQUOR CONTROL COMMISSION
7150 HARRIS DRIVE, P.O. BOX 30005
LANSING, MI 48909

NOTICE OF SCHEDULED HEARING
(Authorized by M.A.C R436.1909)

October 30, 2007

TO: CHIEF
TROY POLICE
500 W BIG BEAVER
TROY, MI 48084

RE: ARBOR DRUGS, INC.
D/B/A CVS/PHARMACY #8162
2045 W SOUTH
TROY, MI 48098
Complaint No. 7-118083

A complaint has been filed against the above licensee alleging:

SALE TO MINOR _ (19) AUGUST 23, 2007

This matter is being scheduled for hearing at the following location, date, and time:

LIQUOR CONTROL COMMISSION
24155 DRAKE RD
FARMINGTON, MI 48335

**WEDNESDAY
DECEMBER 5, 2007
10:00AM

The officer(s) listed below are requested to attend the hearing and bring whatever evidence they have in connection with the case: *Please review charges and witnesses on the attached Complaint and contact this office immediately if you have any questions.

OFC. MICHAEL GIORGI OFC. DANIEL GALICH

Enclosed is the subpoena for the witness involved in this case. We request it be served by your agency. If witness resides outside of your jurisdiction, please forward to proper agency. Please notify this office a minimum of 5 working days prior to the scheduled hearing date if subpoena has not been served.

TROY PD

Any request for postponement must be in writing and must be received in this office no less than two working days prior to the date of the hearing as required by Rule 434.1931 of the Hearings and Appeal Practice Rules. Please direct any postponement request to Lori Schrader at (517) 636-5299. If you have any questions, contact the Hearings and Appeals Section at (517) 322-1390. Our office hours are 8:00 a.m. to 5:00 p.m. Monday through Friday.

MICHIGAN LIQUOR CONTROL COMMISSION

**YOU MAY CALL OUR OFFICE ONE WORKING DAY PRIOR TO
SCHEDULED DATE TO CONFIRM HEARING**

Susan K. Conklin

Susan K. Conklin, Supervisor
Hearings and Appeals Section
SKC:ll
enclosure

c: OFC. MICHAEL GIORGI
OFC. DANIEL GALICH

In case of inclement weather call 517-322-1390 to verify if hearings are being held

STATE OF MICHIGAN DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES	SUBPOENA ORDER TO APPEAR	LIQUOR CONTROL COMMISSION P.O. Box 30005 Lansing, Michigan 48909-7505 (517) 322-1390
--	---	---

Issued To:

c/o TROY PD

By the authority of Section 217(4) of the Michigan Liquor Control Code of 1998, you are ordered to appear before the Liquor Control Commission on the day and at the time and place stated to give evidence on this complaint.



Reference Licensee:

ARBOR DRUGS, INC.
D/B/A CVS/PHARMACY #8162
2045 W SOUTH
TROY, MI 48098

Complaint No. 7-118083

Complaint:

SALE TO MINOR (19) AUGUST 23, 2007

**** YOU MAY CALL OUR OFFICE ONE WORKING DAY PRIOR TO SCHEDULED DATE TO CONFIRM HEARING IS BEING HELD ****

Hearing Location: LIQUOR CONTROL COMMISSION 24155 DRAKE RD FARMINGTON, MI 48335	Date and time: ***WEDNESDAY DECEMBER 5, 2007 10:00AM
--	---

FAILURE TO APPEAR AT THE STATED TIME AND PLACE, OR FAILURE TO PRODUCE THE PAPERS AND DOCUMENTS REQUIRED WILL SUBJECT YOU TO CONTEMPT PROCEEDINGS THROUGH THE APPROPRIATE COUNTY CIRCUIT COURT.

MICHIGAN LIQUOR CONTROL COMMISSION

By: *Sandra K. Coulter*

Date: October 30, 2007

CERTIFICATE OF SERVICE

I certify that I am an authorized law enforcement or commission agent and that I personally served a copy of the subpoena on:

Name:	Complete address of service:	Day/Time/Date:
Signature of Agent:	Title:	Date:

MICHIGAN DEPARTMENT OF LABOR & ECONOMIC GROWTH
LIQUOR CONTROL COMMISSION
7150 HARRIS DRIVE, P.O. BOX 30005
LANSING, MI 48909

NOTICE OF SCHEDULED HEARING
(Authorized by M.A.C R436.1909)

December 3, 2007

TO: CHIEF
TROY PD
500 W BIG BEAVER
TROY, MI 48084

RE: ARBOR DRUGS, INC.
D/B/A CVS/PHARMACY #8162
2045 W SOUTH
TROY, MI 48098
Complaint No. 7-118083

A complaint has been filed against the above licensee alleging:

SALE TO MINOR (19) AUGUST 23, 2007

This matter is being scheduled for hearing at the following location, date, and time:

LIQUOR CONTROL COMMISSION
24155 DRAKE RD
FARMINGTON, MI 48335

**THURSDAY
JANUARY 3, 2008
9:30AM

The officer(s) listed below are requested to attend the hearing and bring whatever evidence they have in connection with the case: *Please review charges and witnesses on the attached Complaint and contact this office immediately if you have any questions.

OFC. MICHAEL GIORGI OFC. DANIEL GALICH

Enclosed is the subpoena for the witness involved in this case. We request it be served by your agency. If witness resides outside of your jurisdiction, please forward to proper agency. Please notify this office a minimum of 5 working days prior to the scheduled hearing date if subpoena has not been served.

TROY PD

Any request for postponement must be in writing and must be received in this office no less than two working days prior to the date of the hearing as required by Rule 434.1931 of the Hearings and Appeal Practice Rules. Please direct any postponement request to Lori Schrader at (517) 636-5299. If you have any questions, contact the Hearings and Appeals Section at (517) 322-1390. Our office hours are 8:00 a.m. to 5:00 p.m. Monday through Friday.

MICHIGAN LIQUOR CONTROL COMMISSION

**YOU MAY CALL OUR OFFICE ONE WORKING DAY PRIOR TO
SCHEDULED DATE TO CONFIRM HEARING**


Susan K. Conklin, Supervisor
Hearings and Appeals Section
SKC:ll
enclosure

c: OFC. MICHAEL GIORGI
OFC. DANIEL GALICH

In case of inclement weather call 517-322-1390 to verify if hearings are being held

STATE OF MICHIGAN DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES	SUBPOENA ORDER TO APPEAR	LIQUOR CONTROL COMMISSION P.O. Box 30005 Lansing, Michigan 48909-7505 (517) 322-1390
--	---	---

Issued To:

c/o TROY PD

By the authority of Section 217(4) of the Michigan Liquor Control Code of 1998, you are ordered to appear before the Liquor Control Commission on the day and at the time and place stated to give evidence on this complaint.



Reference Licensee:

ARBOR DRUGS, INC.
D/B/A CVS/PHARMACY #8162
2045 W SOUTH
TROY, MI 48098

Complaint No. 7-118083

Complaint:

SALE TO MINOR . (19) AUGUST 23, 2007

**** YOU MAY CALL OUR OFFICE ONE WORKING DAY PRIOR TO SCHEDULED DATE TO CONFIRM HEARING IS BEING HELD ****

Hearing Location: LIQUOR CONTROL COMMISSION 24155 DRAKE RD FARMINGTON, MI 48335	Date and time: *** THURSDAY JANUARY 3, 2008 9:30AM
--	---

FAILURE TO APPEAR AT THE STATED TIME AND PLACE, OR FAILURE TO PRODUCE THE PAPERS AND DOCUMENTS REQUIRED WILL SUBJECT YOU TO CONTEMPT PROCEEDINGS THROUGH THE APPROPRIATE COUNTY CIRCUIT COURT.

MICHIGAN LIQUOR CONTROL COMMISSION

By: *Susan K. Condit*

Date: December 3, 2007

CERTIFICATE OF SERVICE

I certify that I am an authorized law enforcement or commission agent and that I personally served a copy of the subpoena on:

Name:	Complete address of service:	Day/Time/Date:
Signature of Agent:	Title:	Date:

LCC Liquor Licensee History

Business name: **Macy's**
 Address: 2750 W. Big Beaver (248) 816-4064
 Licensee: **May Department Stores**
 License type: SDM 133308-2007
 Permits: Sunday Sales, Dir Conn-1
 Comments: Somerset Collection North

Date	Troy Incident #	Type	Disposition	Date
07/22/96		Council Recommends License.		
6/18/97	97-22043	Sale to Minor (compliance test)	\$850.00	5-8-98
02/22/99	99-07207	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/03/99	99-20649	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/23/99	99-23657	Compliance Test	PASSED	
11/23/99	none	Compliance Test	PASSED	
07/25/00	none	Compliance Test	PASSED	
10/16/00		Council approves transfer of 12 Months Resort C from Fairlane Town Center		
10/25/00	00-39546	Compliance Test	PASSED	
11/17/00	00-42650	Compliance Test	PASSED	
11/27/00	00-43902	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
01/23/01	01-02694	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
03/27/01	01-10450	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/03/01		Compliance Test	PASSED	
06/12/01	01-20628	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/17/01	01-29637	Compliance Test	PASSED	
09/15/01	01-31759	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/05/01	01-36164	Compliance Test	PASSED	
10/16/01	01-37318	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

12/18/01	01-45144	Liquor Inspection (Road Patrol)	NO VIOLATIONS
02/27/02	02-06240	Liquor Inspection (Road Patrol)	NO VIOLATIONS
03/01/02	02-06518	Compliance Test	PASSED
04/22/02	02-12426	Liquor Inspection (Road Patrol)	NO VIOLATIONS
04/30/02	02-13423	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/11/02	02-18399	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/28/02	02-20749	Compliance Test	PASSED
10/18/02	02-34351	Compliance Test	PASSED
11/20/02	02-37772	Liquor Inspection (Road Patrol-Sewell)	NO VIOLATIONS
01/20/03	03-2068	Liquor Inspection (Road Patrol-Sewell)	NO VIOLATIONS
03/06/03	03-6806	Liquor Inspection (Road Patrol-Sewell)	NO VIOLATIONS
04/25/03	03-12385	Compliance Test	PASSED
06/26/03	03-19499	Compliance Test	PASSED
08/08/03	03-24587	Liquor Inspection (Road Patrol-Zagacki/Isham)	NO VIOLATIONS
08/23/03	03-26393	Liquor Inspection (Road Patrol- Isham)	NO VIOLATIONS
09/11/03	03-28381	Liquor Inspection (Road Patrol- Isham)	NO VIOLATIONS
10/28/03	03-33323	Compliance Test	PASSED
01/19/04	04-01881	Liquor Inspection (Road Patrol-Zagacki/Schehr)	NO VIOLATIONS
02/28/04	04-06002	Liquor Inspection (Road Patrol-Zagacki)	NO VIOLATIONS
03/08/04	04-06884	Liquor Inspection (Road Patrol-Zagacki/Schehr)	NO VIOLATIONS
03/23/04	04-08547	Compliance Test	PASSED
05/24/04	04-15146	Liquor Inspection (Road Patrol- Warzecha)	NO VIOLATIONS
06/30/04	04-19535	Compliance Test	PASSED
07/12/04	04-20980	Liquor Inspection (Road Patrol- Warzecha)	NO VIOLATIONS
09/17/04	MLCC	Class C license placed into escrow	
09/24/04	04-30263	Liquor Inspection (Road Patrol- Warzecha)	NOT OPERATING
10/27/04	MLCC	SDM license placed into escrow	

License transferred to May Stores

12/12/04	04-39468	Liquor Inspection (Road Patrol- Schehr)	NO VIOLATIONS
01/28/05	05-03224	Liquor Inspection (Road Patrol- Schehr)	NO VIOLATIONS
03/04/05	05-07343	Compliance Test	PASSED
03/24/05	05-09622	Liquor Inspection (Road Patrol- Schehr)	NO VIOLATIONS
05/14/05	05-16008	Liquor Inspection (Road Patrol-Langbeen)	NO VIOLATIONS
09/12/05	05-32331	Liquor Inspection (Road Patrol-Langbeen)	NO VIOLATIONS
11/17/05	05-40615	Liquor Inspection (Road Patrol-Allan/McLaughlin)	NO VIOLATIONS
09/19/06	06-36319	Liquor Inspection (Road Patrol-Zagacki)	NO VIOLATIONS
01/10/07	07-1170	Liquor Inspection (Road Patrol-Zagacki)	NO VIOLATIONS
1/24/07		Compliance Test	PASSED
01/30/07	07-3679	Liquor Inspection (Road Patrol-Zagacki)	NO VIOLATIONS
05/10/07 07/09/07: 06/29/07	07-17203	Sale to Minor (Compliance Test) SDM Dist Ct MLCC Hearing,	Violation P/G \$275 Fine \$500 Fine
10/18/07	07-32158	Compliance Test	PASSED
12/06/07	07-45839	Compliance Test	PASSED
12/27/07	07-48677	Liquor Inspection (Road Patrol-Clark)	PASSED



Michigan Department of Consumer & Industry Services
MICHIGAN LIQUOR CONTROL COMMISSION (MLCC)
 7150 Harris Drive - P.O. Box 30005
 Lansing, Michigan 48909-7505
 Phone (517) 322-1390 ~ FAX (517) 322-6347

VIOLATION REPORT
 (Authorized by P.A.58 of 1998)

* This report is not to be faxed or electronically submitted - an original signature is required*

* Officers please obtain License No., Bus. ID and File # directly from the liquor license *

License No. SDM 133308-2007 Business ID 156005 File # _____

1. Name of Licensee MACY'S - MAY DEPT STORE 2. Doing Business As MARKETPLACE

3. Mailing Address (street, city, zip code) 2752 West Big Beaver Road; Troy, Michigan 48084

4. Township _____ 5. County Oakland

6. Type of License(s) & Permit(s) SDM

7. Date of Violation: Thursday 05/10/07 6:45 AM or PM
 (DAY) (DATE) (HOUR)

8. Violation Type: Minor
 Intoxicated Person After hours sales/consumption
 Gambling Fighting (must be inside licensed premises)
 Controlled Substances Failure to Cooperate
 Prohibited Conduct OTHER: _____

if MINOR: Birth date _____ Was this a DECOY ? Yes No If no, you MUST answer below:
 If above minor violation was NOT a decoy describe enforcement action taken:

COPY OF APPEARANCE TICKET MUST BE ATTACHED

9. Submit Report Below or Indicate Attached Report # 07-17203

* REMINDER, PLEASE MAIL THIS REPORT TO THE ADDRESS ABOVE.*

Officer Signature [Signature] # 073 Name and Title (print) Michael Giorgi, Police Officer

Officer Signature [Signature] # 80 Name and Title (print) Timothy Daniels, Police Officer

Department Name Troy Police Department Phone # 248-524-3431

WITNESSES

1. Name _____ Address 500 W Big Beaver Road; Troy 48084

Will testify to: Decoy

2. Name Officer Michael Giorgi Address 500 W Big Beaver Road; Troy 48084

Will testify to: Witness to sale of alcohol

3. Name Officer Timothy Daniels Address 500 W Big Beaver Road; Troy 48084

Will testify to: Witness to sale of alcohol

4. Name _____ Address _____

Will testify to:

5. Name _____ Address _____

Will testify to:

EVIDENCE

Location Held (Explain):

Troy PD Crime Report

Case No. 0700004209
Report No. 0700004209.1
Report Date: 5/10/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

1

Page 1 of 4

Subject: 4102 - Liquor Violation - Sell

Case Report Status	I - In Process	Entered On	5/10/2007 11:33:05 PM	Reporting Officer	
County	63 - Oakland	Entered By	00073 - Giorgi, Michael	Reporting Officer	00073 - Giorgi, Michael
City/Township	84 - Troy	Verified On		Assisted By	
Occurred On	5/10/2007 6:45:00 PM	Verified By		Assisted By	00080 - Daniels, Timothy
Or Between		Approved On		Agency Assisted	
Location	2752 W Big Beaver Rd	Approved By			
CSZ	TROY, MI 48083	Related Cases			
Census/Geo Code		Disposition	Citation		
Jurisdiction		Excp. Clear Reason			
Grid		Excp. Clear Date			
Sector		Reporting Agency	Troy PD		
Map	0 - N/A	Division	Patrol		
Call Source	Telephone	Notified			
Vehicle Activity					
Dir. Veh. Traveling					
Cross Street					
Means					
Motive					
Report Narrative	07-17203				

At approximately 1640 on 05-10-07, Ofc. Daniels and I (Ofc. Giorgi) accompanied Student Enforcement Aide [redacted] to the 3rd floor of Macy's at 2752 W. Big Beaver Rd. Student Enforcement Aide [redacted] went to the wine display next to the restaurant. She selected a bottle of Chardonnay and went to the cash register at the wine display. Macy's employee Humphrey was at the cash register wrapping a gift basket. [redacted] presented the bottle of wine to him. Humphrey did not ask [redacted] for her identification. He instead asked her what her date of birth was. [redacted] replied, "09-01-85". At 1845, Humphrey entered the birth date into the cash register and rang up the wine. [redacted] gave Humphrey a \$20 bill. Humphrey placed the wine in a Macy's bag and gave [redacted] change. [redacted] left with the wine and then turned it over to me.

Ofc. Daniels and I then made contact with Humphrey. I identified myself and advised him that he had just sold wine to a minor. I asked him if he checked her identification. He advised that she looked young and he should have. He told me that he was busy wrapping a gift basket and that he just asked her for her date of birth. [redacted] had advised me that Humphrey did not give her a receipt. Humphrey located the receipt for this transaction at the cash register where the transaction occurred. He turned it over to me and I took possession of it as evidence.

Ofc. Daniels and I made contact with Manager Baez and notified her of the incident. Sgt. Cantlon and Sgt. Schaufler came to our location to assist with this incident. I wrote Humphrey citation 710329 for Selling Alcohol to a Minor. Sgt. Schaufler completed a LCC Violation Report. Macy's employee Humphrey completed a written statement (see attached). Student Enforcement Aide [redacted] also completed a written statement. Ofc. Daniels entered the wine a receipt into evidence.

Offense Detail: 4102 - Liquor Violation - Sell

Offense Description	4102 - Liquor Violation - Sell	Location Type	08 - Department/Discount Store
IBR Code	90G - Liquor Law Violations	Offense Completed?	Yes
IBR Group	B	Hate/Bias	00 - None (No Bias)
Crime Against	SO	Domestic Violence	No
Offense File Class	41002 - LIQUOR VIOLATIONS -OTHER	No. Prem. Entered	
		Entry Method	
		Type Security	

Troy PD Crime Report

Case No. 0700004209
Report No. 0700004209.1
Report Date: 5/10/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

2

Page 2 of 4

PACC
Local Code

Using
Criminal Activity
Force Level

Tools Used

Suspect S1: Humphrey, Jason Matthew

Suspect Number **S1**
Name **Humphrey, Jason Matthew**
Aliases
Alert(s)
Address **14252 Tuscola Rd. Clio, MI
48420**
CSZ
Home Phone
Work Phone
Email Address
Scars/Marks/Tattoos

MO
Attire
Habitual Offender
Status
Suspect Notes

DOB
Age **30**
Sex **M - Male**
Race **W - White**
Ethnicity **U - Unknown**
Ht.
Wt.
Eye Color
Hair Color
Hair Style
Hair Length
Facial Hair

Complexion
Build
Teeth

Place of Birth
SSN
DLN
DL State
DL Country
Occupation/Grade
Employer/School
Employer Address
Employer CSZ
Res. County
Res. Country
Resident Status

Macy's

**S - Resides in the
State but not the
county or
community where
the offense
occurred**

Witness W1:

Witness Code
Name
Aliases
Alert(s)
Address **520 W. big Beaver Rd. Troy, MI
48084**
CSZ
Home Phone **586 354-0821**
Work Phone
Email Address
Attire
Witness Notes **Student Enforcement Aide**

Place of Birth
SSN
DLN
DL State
DL Country
Occupation/Grade
Employer/School
Employer Address
Employer CSZ
Res. County
Res. Country
Resident Status
Testify

Troy PD Crime Report

Case No. 0700004209
Report No. 0700004209.1
Report Date: 5/10/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

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Page 3 of 4

Witness W2: Baez, Jerry Lee

Witness Code	W2	DOB		Place of Birth	
Name	Baez, Jerry Lee	Age		SSN	
Aliases		Sex	F - Female	DLN	
Alert(s)		Race	W - White	DL State	
		Ethnicity	U - Unknown	DL Country	
Address	9335 Fenton Redford, MI 48237	Ht.		Occupation/Grade	
CSZ		Wt.		Employer/School	
Home Phon		Eye Color		Employer Address	
Work Phone	248 816-4000	Hair Color		Employer CSZ	
Email Address		Facial Hair		Res. County	
Attire		Complexion		Res. Country	
				Resident Status	
				Testify	
Witness Notes	Restaurant Manager				

Property Description Item 1: 1299 - Other Alcohol Product 5402 - wine

Item No.	1
Property Category	1299 - Other Alcohol Product 5402
Property Class	02
IBR Type	02 - Alcohol
UCR Type	I - Consumable Goods
Status	E - Evidence (Including Other Seized Property And Tools)
Count	1
Value	9.08
Manufacturer	
Model	
Serial No.	
License No.	
Color	
Description	wine
Vehicle Year	
Body Style	
State	
License Year	
Recovered Date/Time	
Owner	
Disposition	
Evidence Tag	
Alert(s)	
Evidence Recovered By	
Evidence Recovered From	
Evidence Location	
Drug Type	
Drug Quantity	
Drug Measure	

Property Notes | one bottle of Reserva Estate grown Chardonnay 2005 Santa Rita (evidence tag 140909)

Troy PD Crime Report

Case No. 0700004209
Report No. 0700004209.1
Report Date: 5/10/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

4

Page 4 of 4

TROY POLICE DEPT.

500. Big Beaver, Troy, MI 48084

ORI # MI6378400

NARRATIVE REPORT
WITNESS STATEMENT

SUPP

CORR

DELETE

PAGE 1 OF 1

01	DATE 05/10/07	DAY THU	SHIFT 02	PLAT 99	BADGE 1 80	BADGE 2 73	INCIDENT STATUS <input type="checkbox"/> CLR ARREST <input type="checkbox"/> CLR EXCEPT	<input type="checkbox"/> UNF <input type="checkbox"/> INACT	PRIM CLASS	YEAR 07	INCIDENT # 17203
----	------------------	------------	-------------	------------	---------------	---------------	---	--	------------	------------	---------------------

02 Name: _____

03 Address: 120 W. Big Beaver Business Phone: _____

04 City: Troy State: MI Zip: 48084

05 E-mail Address: _____ Cell Phone: _____

06 On Thursday, May 10, 2007 I

07 went to a wine stand

08 located in Macy's by the restaurant 3rd floor

09 I grabbed a bottle of Chardonnay and

10 proceeded to the check out and the

11 clerk asked me my date of birth. I

12 then told him it was 9-1-85. He told

13 me the total was 9.08 and he

14 cashed me out and I then met up

15 with officer Daniels and officer ~~Giorgi~~ Giorgi

16 The cashier was a white male, with

17 a heavy build, black hair and black

18 beard. The clerk never asked me for

19 my Id.

20 _____

21 _____

22 _____

23 _____

24 _____

25 _____

26 _____

27 _____ X: _____

28 Taken By: Sgt. J. Schaefer

29 Place: STATION Date: 05-10-07 Time: 2300

INVESTIGATING OFFICER(S)	REVIEWED BY	ASSIGNED TO / BADGE	ATTENTION TO
--------------------------	-------------	---------------------	--------------

NARRATIVE REPORT
 WITNESS STATEMENT

SUPP CORR DELETE

01	DATE 05/11/07	DAY Thu	SHIFT 0200	PLAT 07	BADGE 1 07	BADGE 2	INCIDENT STATUS <input type="checkbox"/> CLR ARREST <input type="checkbox"/> UNF <input type="checkbox"/> CLR EXCEPT <input type="checkbox"/> INACT	PRIM CLASS	YEAR 07	INCIDENT # 17203
----	------------------	------------	---------------	------------	---------------	---------	---	------------	------------	---------------------

02 Name: Jason Humphrey (PLEASE PRINT) DOB: _____

03 Address: 11252 Tuscola Rd. Business Phone: 248-814-4000

04 City: Clio

05 E-mail Address: _____

06 A lady ask to buy wine. I asked for her birthday and
 07 inputted that date and completed the sale.

08 _____

09 _____

10 _____

11 _____

12 _____

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

20 _____

21 _____

22 _____

23 _____

24 _____

25 _____

26 _____

27 _____

28 Taken By: [Signature] #07

29 Place: 2752 W Big Beaver Date: 05/10/07 Time: 1470

INVESTIGATING OFFICER(S) <u>L. T. G. E.</u>	REVIEWED BY	ASSIGNED TO / BADGE	ATTENTION TO
--	-------------	---------------------	--------------

MACY'S
2750 WEST BIG BEAVER RD.
TROY, MI 48064



30006471300001

001-149-2255
115536 149 6:45 PM 5/10/2007

PURCHASE

WINE	8.57
089419007190 780/6	
Oris 12.25	
5.000% MI RGLR Tax	0.51
Total	9.08

Cash	20.00
Change	10.92



0011492255

ASK ABOUT OUR \$20 PEARL NECKLACE PWP

PLEASE RETAIN RECEIPT FOR RETURNS
OR EXCHANGES.

Outstanding Service is our goal.
Please tell Macys how our service
was today at www.macys.com/tellus

Associate_ - - - - -

CUSTOMER COPY

State of Michigan Uniform Law Citation

Ticket No. **710329** Victim Involved

US DOT # _____ Incident No. **07-17203** Dept. No. **87**

The People of: the State of Michigan Local Use/Arrest No. _____ Detection Device _____

Township City Village County **TROY** BAC **1**

Name (First, Middle, Last) **Jason Matthew Humphrey**

Street **14252 Tuscola Rd.**

City **Clio** State **MI** Zip Code **48726**

Vehicle Plate No. _____ Year _____ State _____ Vehicle Description (Year, Make, Color) _____ Veh. Type _____

THE PERSON NAMED ABOVE, in violation of Local Ordinance State Law Administrative Rule

UPON **AT OR NEAR 2752 W 13 BEAVER RD**

WITHIN CITY VILLAGE TOWNSHIP OF **TROY**

COUNTY OF **OAKLAND** DID THE FOLLOWING

Type	MCL Cite/PACC Code/Ordinance	Description (include any bond amount collected on each charge)	Charge No.
<input checked="" type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend.	10.06	Sell Alcohol to Person Under 21	1
<input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Waiv			2
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend.			3

TO THE COURT: Do not arraign on a felony charge until an authorized complaint is filed.

Offense Code(s) **1436.17011-A** 2 3

Key for Type: C/I = Civil Infraction Misd = Misdemeanor Fel = Felony Warn = Warning Fug = Fugitive Waiv = Violation for Which Fines/Costs May be Waived Authorization pend. = Authorization pending

Remarks:

710329 Ticket

710329 Name

710329 Case No.

CHECK IF APPROPRIATE Damage to Property Local Court Bond \$ _____

Vehicle Impounded Injury License Posted in Lieu of Bond _____

Traffic Crash Death Appearance Certificate _____

Person in Active Military Service Yes No

SEE DATE BELOW. SEE BACK OF CHIT FOR EXPLANATION AND INSTRUCTIONS

Appearance Date on or before **05-30-07/0830**

Hearing Date (if applicable) on _____ Contact Court

Juvenile Traffic Misd. (Court will Notify) Formal Hearing Required. (Court will Notify)

In the **52-4 DISTRICT** Court of **OAKLAND COUNTY**

Court Address & Phone Number **520 W. BIG BEAVER RD. TROY, MI 48084 PHONE (248) 528-0400**

I served a copy of the civil infraction complaint upon the defendant (or owner/occupant by posting if applicable). I declare under the penalties of perjury that the statements above are true to the best of my information, knowledge, and belief.

Complainant's Signature and receipt if applicable **[Signature]** Month **5** Day **10** Year **07**

Officer's Name (printed) **G. Schaefer** Officer's ID No. **033/201**

Agency ORI **MI-6378400** Agency Name **TROY POLICE DEPARTMENT**

UC-01a (rev. 6/05) COURT COPY 2



STATE OF MICHIGAN
LIQUOR CONTROL COMMISSION
DEPARTMENT OF CONSUMER & INDUSTRY SERVICES
KEITH W. COOLEY, DIRECTOR

JENNIFER M. GRANHOLM
GOVERNOR

NIDA R. SAMONA
CHAIRPERSON

July 9, 2007

THE MAY DEPARTMENT STORES COMPANY
D/B/A MACY'S
2752 BIG BEAVER
TROY, MI 48084

RE: Complaint No. 7-114764

Dear Licensee:

Enclosed is a copy of the Commissioner's Order issued as the result of the above Complaint.

If you elect to pay the fine, a bank or postal money order, certified check, or authorized credit card payable to the STATE OF MICHIGAN must be received in this office no later than AUGUST 13, 2007 as indicated on your Invoice No. 91611. Failure to submit the fine will result in confiscation of your license for the alternative penalty. In any event, costs assessed must be paid, as only fines assessed are alternative to a suspension.

Should you wish to appeal the decision, a request for an appeal, accompanied by a fee of \$25, must be received in this office within 20 days from the mailing date of this Order. **IN FILING FOR AN APPEAL, YOU MUST STATE YOUR REASONS FOR REQUESTING THE APPEAL OR YOUR REQUEST WILL NOT BE HONORED.**

If there are any questions regarding this Order, please contact Hearings and Appeals at (517) 322-1390. Our office hours are from 8:00 a.m. to 5:00 p.m.

Sincerely,

MICHIGAN LIQUOR CONTROL COMMISSION

Susan K. Conklin, Supervisor
Hearings and Appeals

SKC:ll

Enclosures

c: Mailing address
Chief, Troy PD

STATE OF MICHIGAN

DEPARTMENT OF LABOR AND ECONOMIC GROWTH
LIQUOR CONTROL COMMISSION

IN RE: THE MAY DEPARTMENT STORES
COMPANY
D/B/A MACY'S
2752 BIG BEAVER
TROY, MI. 48084

COMPLAINT NO. 7-114764
BUSINESS I.D. NO. 156005

SDM

CHARGE - May 10, 2007

- (1) Sell, furnish or give away alcoholic liquor to _____ who had not then attained the age of twenty-one (21) years, contrary to Const. 1963, Art. 4, §40, and contrary to Section 801(2) and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL 436.1701(1).

FINDINGS OF FACT

The Commissioner finds as fact that based upon the signature of Sandra M. Cotter, an officer of the above-named Licensed Corporation, on the Waiver and Acknowledgment form of the Michigan Liquor Control Commission (MLCC), the aforementioned Licensee in this case voluntarily waived right to contest the cited allegation in this matter and, further, waived right to a hearing and entered a plea of acknowledgment to the one charge stated in Case No. 7-114764 pursuant to Rule 436.1907 of the MLCC.

The Commissioner further accepts the Violation Report of this case and attachments therein and a True Copy of the prior record of this Licensee since being licensed by the MLCC at the above-named location under the current ownership as evidence in lieu of testimony in this matter.

The Commissioner believes and finds as fact, on the bases of the Violation Report and attachments therein, that [redacted] while under the direction of the Troy Police Department, entered the above named licensed establishment during May 10, 2007 and purchased alcoholic liquor from an employee of the above-named Licensee without showing proper proof of age.

The Commissioner further finds that the employee of the above-named Licensee in this case did not demand, nor was shown, proper proof of age and did not make a diligent inquiry to determine the proper true age of the purchaser.

The Commissioner further believes and finds as fact, on the bases of the Violation Report and attachments therein, that [redacted] was 19 years of age at the time of this incident.

The Commissioner took under consideration for mitigative circumstances a signed written statement submitted to the MLCC by the above-named Sandra M. Cotter which stated, in part, that the employee involved in this case has been dismissed and that all employees have been re-trained as a result of this incident.

CONCLUSIONS OF LAW

Based upon the aforementioned Acknowledgment and Findings of Fact, the Commissioner concludes that the Licensee in Case No. 7-114764 did violate MCL 436.1801(2), as cited.

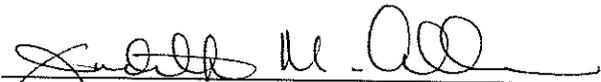
ORDER

In determining penalty for the charge for which a violation was found, the Commissioner considered the Licensee's total record which shows no prior violation since being licensed by the MLCC on January 14, 2005 at the above-named location under the current ownership.

The Commissioner, therefore, Orders a fine of \$500.00 as penalty in this matter. The Commissioner further Orders that a suspension of 25 days be imposed if the fine is not paid.

MICHIGAN LIQUOR CONTROL COMMISSION

Dated: 6-29-07



Judith M. Allen, Commissioner

LCC Liquor Licensee History

Business name: **Macy's**
 Address: 500 W. Fourteen Mile (248) 223-1150
 Licensee: **May Department Stores**
 License type: **Class C #132719-2007**
 Permits: Sunday Sales, DirConn-4, *DirConn-5*
 Comments:

Date	Troy Incident #	Type	Disposition	Date
*****UNDER OWNERSHIP OF DAYTON-HUDSON CORP*****				
2/83		License issued		
6/17/92	92-17103	Sale to minor 2 counts (compliance test)	Fined \$200 ea.	3/10/93
9/20/93		Council approved SDM		
6/19/97	97-22205	Sale to minor	Fined \$400. x2	7/17/98
06/22/99	99-23585	Sale to Minor (Compliance Test)	\$700 fine	11/17/99
06/24/99	99-24028	Compliance Test	PASSED	
11/02/99	none	Compliance Test	PASSED	
05/03/00	00-15058	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/26/00	none	Compliance Test	PASSED	
08/03/00	00-28331	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/17/00	00-38529	Compliance Test	PASSED	
11/16/00	00-42510	Compliance Test	PASSED	
11/19/00	00-42895	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/05/01	01-04257	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
03/04/01	01-07622	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
04/18/01	01-13546	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

05/03/01		Compliance Test	PASSED
08/10/01	01-28528	Liquor Inspection (Road Patrol)	NO VIOLATIONS
08/16/01	01-29490	Compliance Test	PASSED
09/04/01	01-31726	Liquor Inspection (Road Patrol)	NO VIOLATIONS
09/27/01	01-34731	Compliance Test	PASSED
10/24/01	01-38380	Liquor Inspection (Road Patrol)	NO VIOLATIONS
12/13/01	01-44498	Liquor Inspection (Road Patrol)	NO VIOLATIONS
02/22/02	02-05699	Compliance Test	PASSED
02/25/02	02-06002	Liquor Inspection (Road Patrol)	NO VIOLATIONS
04/30/02	02-13391	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/03/02	02-17378	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/26/02	02-20463	Compliance Test	PASSED
08/29/02	02-28558	Liquor Inspection (Road Patrol-Novak)	NO VIOLATIONS
10/8/02	02-33513	Compliance Test	PASSED
11/25/02	02-38266	Liquor Inspection (Road Patrol-Kerezi)	NO VIOLATIONS
01/27/03	03-2754	Liquor Inspection (Road Patrol-Gobler/Kerezi)	NO VIOLATIONS
03/03/03	03-6436	Liquor Inspection (Road Patrol-Kerezi)	NO VIOLATIONS
04/23/03	03-12090	Compliance Test	PASSED
05/07/03	03-13623	Liquor Inspection (Road Patrol-Kerezi)	NO VIOLATIONS
06/20/03	03-18692	Compliance Test	PASSED
09/10/03	03-28240	Liquor Inspection (Road Patrol-Kerezi)	NO VIOLATIONS
11/21/03	03-35850	Compliance Test	PASSED
01/21/04	04-02113	Liquor Inspection (Road Patrol- Harrison)	NO VIOLATIONS
02/04/04	04-03581	Liquor Inspection (Road Patrol- Harrison)	UNDER RENOVATION
03/07/04	04-06773	Liquor Inspection (Road Patrol- Harrison)	NO VIOLATIONS
03/23/04	04-08551	Compliance Test	PASSED
06/30/04	04-19517	Compliance Test	PASSED
08/29/04	04-26952	Liquor Inspection (Road Patrol- Harrison)	NEW OWNERS (NO SALES)

09/17/04	MLCC	Class C license placed into escrow License transferred to May Stores	
05/01/05	05-14309	Liquor Inspection (Road Patrol- Dyjewski)	NO VIOLATIONS
06/21/05	05-21047	Liquor Inspection (Road Patrol- Dyjewski)	NO VIOLATIONS
09/04/05	05-31335	Liquor Inspection (Road Patrol- Dyjewski) No current liquor sales, business has been sold	
03/11/06	06-9359	Liquor Inspection (Road Patrol- Broderick)	NO VIOLATIONS
03/20/06	06-10632	Liquor Inspection (Road Patrol- Broderick)	NO VIOLATIONS
03/29/06	06-11822	Liquor Inspection (Road Patrol- Jones/Pokley)	NO VIOLATIONS
05/10/07	07-17227	Compliance Test	PASSED
09/05/07	07-34107	Liquor Inspection (Road Patrol-Barrows)	NO VIOLATIONS
10/18/07	07-32093	Compliance Test	PASSED
10/27/07	07-40777	Liquor Inspection (Road Patrol-Swift)	NO VIOLATIONS
12/13/07 01/29/08	07-45760	Compliance Test - Sale to Minor (DPU) Dist Ct MLCC Hearing	Violation (Class C) Pending Pending
01/10/08	08-1276	Liquor Inspection (Road Patrol-Swift)	NO VIOLATIONS



Michigan Department of Consumer & Industry Services
MICHIGAN LIQUOR CONTROL COMMISSION (MLCC)
7150 Harris Drive - P.O. Box 30005
Lansing, Michigan 48909-7505
Phone (517) 322-1390 ~ FAX (517) 322-6347

VIOLATION REPORT
(Authorized by P.A.58 of 1998)

* This report is not to be faxed or electronically submitted - an original signature is required*

* Officers please obtain License No., Bus. ID and File # directly from the liquor license *

License No. Class C 132719-2007 Business ID ~~46076~~ 156076 File # D70082/D132.5

1. Name of Licensee May Department Store Co 2. Doing Business As Macy's

3. Mailing Address (street, city, zip code) 500 West Fourteen Mile Road; Troy 48083

4. Township _____ 5. County Oakland

6. Type of License(s) & Permit(s) Class C

7. Date of Violation: Thursday 12/13/07 6:25 AM or PM
(DAY) (DATE) (HOUR)

8. Violation Type: Minor
 Intoxicated Person After hours sales/consumption
 Gambling Fighting (must be inside licensed premises)
 Controlled Substances Failure to Cooperate
 Prohibited Conduct OTHER: _____

if MINOR: Birth date: _____ Was this a DECOY ? Yes No If no, you MUST answer below:
If above minor violation was NOT a decoy describe enforcement action taken:

COPY OF APPEARANCE TICKET MUST BE ATTACHED

9. Submit Report Below or Indicate Attached Report # 07-45760

* REMINDER, PLEASE MAIL THIS REPORT TO THE ADDRESS ABOVE.*

Officer Signature  Name and Title (print) Officer Joseph Morgan

Officer Signature _____ Name and Title (print) _____

Department Name Troy Police Department Phone # 248-524-3431

WITNESSES

1. Name _____ Address 500 W Big Beaver Rd; Troy MI 48084

Will testify to: Purchase - Amstel Light

2. Name Joseph Jacobs Address 510 Beaver Ave; Royal Oak MI 48073

Will testify to: Sold alcohol to minor

3. Name Leotis Prater Address 500 W Fourteen Mile; Troy MI 48083

Will testify to: Supervisor

4. Name _____ Address _____

Will testify to:

5. Name _____ Address _____

Will testify to:

EVIDENCE

Location Held (Explain): Business - bottle of Amstel Light

Call For Service

CFS Number: 070045760

Date: 12/5/2007

Call For Service

CFS Number 070045760
Date 12/5/2007
Dispatcher 00445 - Kalef, Sam
Call Source 0 - Telephone
Received 2:49:42 PM
Dispatched 2:55:19 PM
Arrived
Cleared 2:55:23 PM
Location 500 W Fourteen Mile Rd
City, State, Zip TROY, MI 48083
Jurisdiction
Grid
Sector
Map 0 - N/A
X Coordinate 4103071
Y Coordinate 0115653

Complainant
Address 500 W Fourteen Mile Rd
City, State, Zip TROY, MI 48083
Phone
Call type
Reported Offense C3309 - Liquor Inspection
Verified Offense 4102 - Liquor Violation - Sell
Tow Company
Vehicle
Vehicle License
Disposition N - No Report
Priority
Classification
Agency TR - Troy PD
Case 0700011839

Officers

00080 - Daniels, Timothy
Notes - C3309 LIQUOR INSPECT

00445 - 14:49:42 Original Location : MACY'S - CLASS C

Troy PD Arrest Report

Case No. 0700011839
Report No. 0700011839.1
Report Date: 12/13/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

1

Page 1 of 3

unSubject: **4102 - Liquor Violation - Sell**

Case Report Status	I - In Process	Entered On	12/13/2007 9:18:15 PM	Reporting Officer	
Agency County	63 - Oakland	Entered By	00065 - Morgan, Joseph		00080 - Daniels, Timothy
Agency City/Township	84 - Troy	Verified On		Assisted By	
Occurred On	12/13/2007 6:25:00 PM	Verified By			
Or Between		Approved On			
Business Name		Approved By			
Location	500 W Fourteen Mile Rd	Related Cases		Agency Assisted	
CSZ	TROY, MI 48083	Disposition	Arrest		
Census/Geo Code		Excp. Clear Reason		Call for Service #	
Jurisdiction		Excp. Clear Date			070045760
Grid		Reporting Agency	Troy PD		
Sector		Report Type	Arrest Report		
Map	0 - N/A	Division	Patrol		
Call Source	Telephone	Notified			
Vehicle Activity		Related Cases			
Dir. Veh. Traveling					
Cross Street					
Means					
Motive					

Report Narrative **2007-45760**

Writer, Officer Morgan, and Student Enforcement Aide _____, went to Macy's located at 500 W. 14 Mile to conduct an L.C.C. inspection. _____ had no identification with him, it was being held at the Police Department. _____ entered Macy's and sat at the bar. _____ spoke to Macy's waiter Joseph Jacobs. _____ ordered a bottle of Amstel Light beer from Jacobs. Jacobs never asked _____ for identification or what his d.o.b. was. Jacobs served _____ a bottle of Amstel Light beer and walked away.

I spoke to Leotis Prater, Kitchen manager. I explained the situation to Prater and advised him what would be required of the restaurant. I issued a citation to Jacobs for "Fail to inquire as to Age." (citation #710338) I gathered the required information to complete an L.C.C. violation report. The bottle of Amstel Light was retained by Macy's.

Store Management was also advised of this incident.

Offense Detail: 4102 - Liquor Violation - Sell

Offense Description	4102 - Liquor Violation - Sell	Location Type	21 - Restaurant	No. Prem. Entered	
IBR Code	90G - Liquor Law Violations	Offense Completed?	Yes	Entry Method	
IBR Group	B	Hate/Bias	00 - None (No Bias)	Type Security	
Crime Against	SO	Domestic Violence	No	Tools Used	
Offense File Class	41002 - LIQUOR VIOLATIONS -OTHER				
PACC					
Local Code					
Using					
Criminal Activity					
Force Level					

Troy PD Arrest Report

Case No. 0700011839
 Report No. 0700011839.1
 Report Date: 12/13/2007

Troy PD
 500 W Big Beaver
 Troy, MI 48084
 248 524-3477

2

Weapons

Arrestee A1: Jacobs, Joseph Patrick

Arrestee Number	A1	DOB		Place of Birth	
Name	Jacobs, Joseph Patrick	Age	49	SSN	
Aliases		Sex	M - Male	DLN	
Alert(s)		Race	W - White	DL State	MI - Michigan
		Ethnicity	U - Unknown	DL Country	
Address	510 BEAVER ST	Ht.		Occupation/Grade	
CSZ	Royal Oak, MI 48073	Wt.		Employer/School	
MO		Eye Color		Employer Address	
		Hair Color		Employer CSZ	
Attire		Hair Style		Res. County	
Habitual Offender Status		Hair Length		Res. Country	
		Facial Hair		Resident Status	C - Resides in the County but not the community where the offense occurred
		Complexion			
		Build			
		Teeth			

Phone/Email
Type

Description

Supplemental IDs
ID Type

ID Number

ID Issuer

Name

Physical Characteristics
Type

Descriptor

Description

Arrest No. **710338**
 Arrest Type **S - Summoned/Cited**
 FBI No.
 Criminal Tracking Number CTN
 Transaction Control Number TCN
 Person Control Number PCN
 State No.
 Armed With **01 - Unarmed**
 Multi. Clearance **N - Not Applicable**
 Multi. Clearance Offense
 Prev. Suspect No.
 Notified Name

Arrested For **4102 - Liquor Violation - Sell**
 Count **1**

Fingerprints
 Photos
 Miranda Read
 Miranda Waived
 Number of Warrants
 Juvenile Disposition
 Adult Present
 Detention Name

Booked On
 Booked Location
 Released Location
 Released On
 Released By
 Release Reason
 Held For
 Date/Time Arrested
 Arrest Location

12/13/2007 6:25:00 PM

Troy PD Arrest Report

Case No. 0700011839
Report No. 0700011839.1
Report Date: 12/13/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

3

Page 3 of 3

Witness W1:

Witness Code

Name

Aliases

Alert(s)

Address **500 W BIG BEAVER RD**
CSZ **Troy, MI 48084**

Attire

DOB
Race **M - Male**
W - White
Ethnicity
Hi.
Wt.
Eye Color
Hair Color
Facial Hair
Complexion

Place of Birth

SSN

DLN

DL State

DL Country

Occupation/Grade

Employer/School

Employer Address

Employer CSZ

Res. County

Res. Country

Resident Status

Testify

Phone/Email
Type

Description

Supplemental IDs
ID Type

ID Number

ID Issuer

Name

Witness Notes **Student Enforcement Aide.**

Other Entity: O1 -- Prater, Leotis

Entity No. **O1**

Entity Type **I - Person Interview**

Name **Prater, Leotis**

AKA

Alert(s)

Address **500 W FOURTEEN MILE RD**
CSZ **Troy, MI 48083**

Complexion

Attire

DOB
Age
Sex **M - Male**
B - Black
Race
Ethnicity
Hi.
Wt.
Eye Color
Hair Color
Facial Hair

Place of Birth

SSN

DLN

DLN State

DLN Country

Occupation/Grade

Employer/School

Employer Address

Employer CSZ

Res. County

Res. Country

Resident Status

Phone/Email
Type

Description

Supplemental IDs
ID Type

ID Number

ID Issuer

Name

Entity Notes **Kitchen Manger at Macy's. I advised him of the situation.**

**NARRATIVE REPORT
 WITNESS STATEMENT**

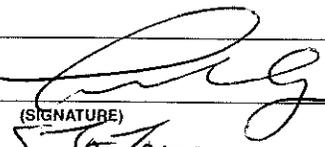
SUPP CORR DELETE

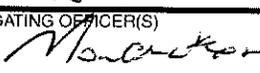
01	DATE 12/13/07	DAY Thu	SHIFT 02	PLAT 919	BADGE 1 65	BADGE 2	INCIDENT STATUS <input type="checkbox"/> CLR ARREST <input type="checkbox"/> UNF <input type="checkbox"/> CLR EXCEPT <input type="checkbox"/> INACT	PRIM CLASS	YEAR 07	INCIDENT # 7576A
----	------------------	------------	-------------	-------------	---------------	---------	---	------------	------------	---------------------

02
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I entered Macy's Oakland Mall Restruant at 6:25p.m.
 I sat at the bar and requested an Amstel light.
 The bartender ~~did~~ asked me for either ~~for~~ ID or D/O/B.
 He then served me the drink. And walked away.
 I waited till the officer arrived and gave the
 man a ticket.

X:

Taken By: 

Place: 5th St
 INVESTIGATING OFFICER(S)


Date: 12/30 Time: 2:15

REVIEWED BY | ASSIGNED TO / BADGE | ATTENTION TO

State of Michigan
Uniform Law Citation

Ticket No. 710338

Victim Involved

US DOT #

Incident No. 2007-45760

Dept. No. 98

The People of: the State of Michigan
 Township City Village County

Local Use/Arrest No.

Detection Device

OF TROY

BAC

Name (First, Middle, Last) Joseph Patrick Jacobs
Street 510 BEAVER AVE
City Troy State MI Zip Code 48063
Vehicle Plate No. _____ Year _____ State _____ Vehicle Description (Year, Make, Color) _____ Veh. Type _____

THE PERSON NAMED ABOVE, in violation of Local Ordinance State Law Administrative Rule
UPON 500 W. 14-MILE
AT OR NEAR Mary's
WITHIN CITY VILLAGE TOWNSHIP OF TROY
COUNTY OF OAKLAND

Type	MCL Cite/PACC Code/Ordinance	Description (include any bond amount collected on each charge)	DID THE FOLLOWING Charge No.
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend.			
<input checked="" type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv	<u>98-10-11</u>	<u>FAIL TO INQUIRE AS TO AGC</u>	<u>1</u>
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend.			2
<input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv			3

TO THE COURT: Do not arraign on a felony charge until an authorized complaint is filed.

Offense Code(s) _____
1 _____ 2 _____ 3 _____
Key for Type: C/I = Civil Infraction Misd = Misdemeanor Fel = Felony Warn = Warning Fug = Fugitive
Waiv = Violation for Which Fines/Costs May be Waived Authorization pend. = Authorization pending

Remarks:

CHECK IF APPROPRIATE Damage to Property Local Court Bond \$
 Vehicle Impounded Injury License Posted in Lieu of Bond
 Traffic Crash Death Appearance Certificate
Person in Active Military Service Yes No None

SEE DATE BELOW. SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS

Appearance Date on or before 12-26-07 8:30AM
Hearing Date (if applicable) on _____
 Juvenile Traffic Misd. (Court will Notify) Formal Hearing Required. (Court will Notify) Contact Court

In the 52-4 DISTRICT Court of OAKLAND COUNTY

Court Address & Phone Number
520 W. BIG BEAVER RD.
TROY, MI 48084
PHONE (248) 528-0400

I served a copy of the civil infraction complaint upon the defendant (or owner/occupant by posting if applicable).
I declare under the penalties of perjury that the statements above are true to the best of my information, knowledge, and belief.

Complainant's Signature and receipt (if applicable) _____
Month 12 Day 13 Year 07
Officer's Name (printed) Joe [Signature]
Officer's ID No. 65
Agency ORI _____

Ticket No. 710338

Name

Case No.

LCC Liquor Licensee History

Business name: **Bailey's Pub and Grille**
 Address: 1965 W. Maple
 Licensee: **Tent Restaurant Operations**
 License type: Class C
 Permits: entertainment, official (food)
 Comments: Attorney: Scott Edwards, (248) 901-4045

Date	Troy Incident #	Type	Disposition	Date
02/02/04		Council approves transfer of Class C license from Housefield, LLC (Take Five)		
05/19/04	04-14542	Liquor Inspection (Road Patrol-Bordo)	NO VIOLATIONS	
07/01/04	04-19625	Liquor Inspection (Road Patrol-Bordo)	NO VIOLATIONS	
08/06/04	04-24067	Liquor Inspection (Road Patrol-Bordo)	NO VIOLATIONS	
09/03/04	04-27553	Liquor Inspection (Road Patrol-Smith)	NO VIOLATIONS	
11/18/04	04-36693	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS	
12/11/04	04-39274	Liquor Inspection (Road Patrol-Smith)	NO VIOLATIONS	
01/27/05	05-03099	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS	
02/10/05	05-04656	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS	
03/03/05	05-07174	Compliance Test	PASSED	
03/25/05	05-09736	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS	
07/15/05	05-24546	Liquor Inspection (Road Patrol-Vandekerckhove)	NO VIOLATIONS	
08/17/05	05-29059	Liquor Inspection (Road Patrol- Smith)	NO VIOLATIONS	
11/30/05	05-42190	Liquor Inspection (Road Patrol- Kerezi)	NO VIOLATIONS	
12/7/05	05-43032	Liquor Inspection (Road Patrol- Redmond)	NO VIOLATIONS	
01/18/06	06-2323	Liquor Inspection (Road Patrol- Redmond)	NO VIOLATIONS	
01/19/06	06-2457	Liquor Inspection (Road Patrol- Kerezi)	NO VIOLATIONS	

03/15/06	06-9858	Liquor Inspection (Road Patrol- Kerezi)	NO VIOLATIONS
03/01/06	06-8055	Liquor Inspection (Road Patrol- Redmond)	NO VIOLATIONS
04/27/06	06-15793	Liquor Inspection (Road Patrol- Allan)	NO VIOLATIONS
07/14/06	06-26908	Liquor Inspection (Road Patrol- Allan)	NO VIOLATIONS
07/26/06		Compliance Test	PASSED
08/24/06	06-32854	Liquor Inspection (Road Patrol- Allan)	NO VIOLATIONS
01/19/07	07-2398	Liquor Inspection (Road Patrol- Smith)	NO VIOLATIONS
01/24/07		Compliance Test	PASSED
02/22/07	07-6764	Liquor Inspection (Road Patrol- Smith)	NO VIOLATIONS
03/20/07	07-10403	Liquor Inspection (Road Patrol- Smith)	NO VIOLATIONS
08/16/07	07-31199	Liquor Inspection (Road Patrol- Smith)	NO VIOLATIONS
09/21/07	07-36022	Liquor Inspection (Road Patrol- Smith)	NO VIOLATIONS
10/17/07	07-39562	Liquor Inspection (Road Patrol-Zagacki)	NO VIOLATIONS
10/23/07 11/07/07 1/28/08	07-39682	Compliance Test (DPU) Sale to Minor Dist Ct MLCC Hearing	VIOLATION P/G \$25 Fine
12/13/07	07-45857	Compliance Test	PASSED



Michigan Department of Consumer & Industry Services
 MICHIGAN LIQUOR CONTROL COMMISSION (MLCC)
 7150 Harris Drive - P.O. Box 30005
 Lansing, Michigan 48909-7505
 Phone (517) 322-1390 ~ FAX (517) 322-6347

VIOLATION REPORT
 (Authorized by P.A.58 of 1998)

* This report is not to be faxed or electronically submitted - an original signature is required*

* Officers please obtain License No., Bus. ID and File # directly from the liquor license *

License No. 139298-2007 SS Business ID 160128 File # D-70486

1. Name of Licensee Tent Restaurant Operations 2. Doing Business As Bailey's Pub & Grille

3. Mailing Address (street, city, zip code) 1965 West Maple Road; Troy 48084

4. Township _____ 5. County Oakland

6. Type of License(s) & Permit(s) Class C, Sunday Sales, Entertainment

7. Date of Violation: Thursday October 18, 2007 5:10 AM or PM
 (DAY) (DATE) (HOUR)

8. Violation Type: Minor
 Intoxicated Person After hours sales/consumption
 Gambling Fighting (must be inside licensed premises)
 Controlled Substances Failure to Cooperate
 Prohibited Conduct OTHER: _____

if MINOR: Birth date _____ Was this a DECOY ? Yes No If no, you MUST answer below:
 If above minor violation was NOT a decoy describe enforcement action taken:

COPY OF APPEARANCE TICKET MUST BE ATTACHED

9. Submit Report Below or Indicate Attached Report # 2007-39682

* REMINDER, PLEASE MAIL THIS REPORT TO THE ADDRESS ABOVE.*

Officer Signature [Signature] Name and Title (print) Joseph Morgan, Police Officer

Officer Signature [Signature] Name and Title (print) Timothy Daniels, Police Officer

Department Name Troy Police Department Phone # 248-524-3477

WITNESSES

1. Name _____ Address 500 W Big Beaver Road; Troy 48084

Will testify to: Purchased 16 oz Amstel Light Beer

2. Name Christin Vanderham Address 2664 Townley; Madison Hts MI 48071

Will testify to: Sold beer to student enforcement aide

3. Name _____ Address _____

Will testify to:

4. Name _____ Address _____

Will testify to:

5. Name _____ Address _____

Will testify to:

EVIDENCE

Location Held (Explain): Styrofoam cup of beer (property tag No. 142989)

Call For Service

CFS Number: 070039682

Date: 10/18/2007

Call For Service

CFS Number 070039682
Date 10/18/2007
Dispatcher 00505 - Gobler, Michael
Call Source 0 - Telephone
Received 5:05:51 PM
Dispatched 5:05:53 PM
Arrived
Cleared 11:47:25 PM
Location 1965 W MAPLE RD
City, State, Zip Troy, MI 48084
Jurisdiction
Grid
Sector
Map
X Coordinate 4097792
Y Coordinate 0117045

Complainant
Address 1965 W Maple Rd
City, State, Zip TROY, MI 48084
Phone
Call type
Reported Offense C3309 - Liquor Inspection
Verified Offense 4102 - Liquor Violation - Sell
Tow Company
Vehicle
Vehicle License
Disposition N - No Report
Priority
Classification
Agency TR - Troy PD
Case 0700010005

Officers

00080 - Daniels, Timothy
Notes - C3309 LIQUOR INSPECT

Troy PD Crime Report

Case No. 0700010005
Report No. 0700010005.1
Report Date: 10/23/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

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Page 1 of 4

Subject: 4102 - Liquor Violation - Sell

Case Report Status	I - In Process	Entered On	10/23/2007 1:59:12 PM	Reporting Officer	
County	63 - Oakland	Entered By	00065 - Morgan, Joseph	00080 - Daniels, Timothy	
City/Township	84 - Troy	Verified On		Assisted By	
Occurred On	10/18/2007 5:10:00 PM	Verified By		Agency Assisted	
Or Between		Approved On			
Location	1965 W MAPLE RD	Approved By			
CSZ	Troy, MI 48084	Related Cases			
Census/Geo Code		Disposition	Citation		
Jurisdiction		Excp. Clear Reason			
Grid		Excp. Clear Date			
Sector		Reporting Agency	Troy PD		
Map		Division	Patrol		
Call Source	Telephone	Notified			
Vehicle Activity					
Dir. Veh. Traveling					
Cross Street					
Means					
Motive					
Report Narrative	2007-39682				

Writer, Officer Morgan, and Student Enforcement Aide _____, went to Bailey's located at 1965 W. Maple to conduct an L.C.C. inspection. _____ did not have any identification with him, it was being held at the Police Department. _____ entered the business, and proceeded to sit at a table with Student Enforcement Aide _____. _____ ordered a 16 oz Amstel Light beer. The waitress, identified as Christin Vanderham, never asked _____ for any identification or what his d.o.b. or age was. Vanderham returned with a 16 oz glass of Amstel Light and served it to _____.

Student Enforcement Aide _____ returned to officers location and advised us that _____ had been served. Officer Daniels and I entered the business and spoke to _____ br pointed to Vanderham and advised officers that she was the waitress that served him.

Officers explained the situation to Vanderham and issued a citation to her for "Fail to Inquire As To Age." (citation number 717508) We gathered the required license information to complete an L.C.C. violation report and advised Manager Tim Wendt what would be required by the business. Officer Daniels advised Wendt that we needed to confiscate the beer. Officer Daniels observed Wendt pouring the beer into a white styrofoam cup. Officer Daniels then confiscated the beer.

The beer was tagged into evidence. (property tag # 142989)

Offense Detail: 4102 - Liquor Violation - Sell

Offense Description	4102 - Liquor Violation - Sell	Location Type	03 - Bar/Night Club	No. Prem. Entered	
IBR Code	90G - Liquor Law Violations	Offense Completed?	Yes	Entry Method	
IBR Group	B	Hate/Bias	00 - None (No Bias)	Type Security	
Crime Against	SO	Domestic Violence	No	Tools Used	
Offense File Class	41002 - LIQUOR VIOLATIONS -OTHER				
PACC					
Local Code					

Troy PD Crime Report

Case No. 0700010005
Report No. 0700010005.1
Report Date: 10/23/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

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Page 2 of 4

Using
Criminal Activity
Force Level

Suspect S1: Vanderham, Christin Marie

Suspect Number	S1	DOB		Place of Birth	
Name	Vanderham, Christin Marie	Age	22	SSN	
Aliases		Sex	F - Female	DLN	
Alert(s)		Race	W - White	DL State	MI - Michigan
		Ethnicity	U - Unknown	DL Country	
Address	2664 TOWNLEY AVE	Ht.		Occupation/Grade	
CSZ	Madison Heights, MI 48071	Wt.		Employer/School	
Home Phone		Eye Color		Employer Address	
Work Phone		Hair Color		Employer CSZ	
Email Address		Hair Style		Res. County	
Scars/Marks/Tattoos		Hair Length		Res. Country	
		Facial Hair		Resident Status	C - Resides in the County but not the community where the offense occurred
MO		Complexion			
Allire		Build			
Habitual Offender Status		Teeth			
Suspect Notes					

Other Entity: O1 -- Wendt, Tim

Entity Code	O1	DOB		Place of Birth	
Entity Type	I - Person Interview	Age		SSN	
Name	Wendt, Tim	Sex	M - Male	DLN	
AKA		Race	W - White	DLN State	
Alert(s)		Ethnicity		DLN Country	
Address	1965 w. maple troy mi 48084	Ht.		Occupation/Grade	
CSZ		Wt.		Employer/School	
Home Phone		Eye Color		Employer Address	
Work Phone	248 435-3044	Hair Color		Employer CSZ	
Email Address		Facial Hair		Res. County	
Complexion				Res. Country	
Attire				Resident Status	
Entity Notes	Bailey's manager. Advised him what occurred.				

Troy PD Crime Report

Case No. 0700010005
Report No. 0700010005.1
Report Date: 10/23/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

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Other Entity: |

Entity Code					
Entity Type					
Name				Place of Birth	
AKA				SSN	
Alert(s)		Sex	M - Male	DLN	
		Race	W - White	DLN State	
Address	500 W BIG BEAVER RD	Ethnicity	U - Unknown	DLN Country	
CSZ	Troy, MI 48084	Ht.		Occupation/Grade	
Home Phone		Wt.		Employer/School	
Work Phone	248 524-3477	Eye Color		Employer Address	
Email Address		Hair Color		Employer CSZ	
Complexion		Facial Hair		Res. County	
Altire				Res. Country	
				Resident Status	
Entity Notes	Student Enforcement Aide. Purchased 16oz glass of Amstel Light at Bailey's.				

Property Description Item 1: 1200 - Beer 5402 - 16oz Amstel Light Beer

Item No.	1
Property Category	1200 - Beer 5402
Property Class	02
IBR Type	02 - Alcohol
UCR Type	I - Consumable Goods
Status	E - Evidence (Including Other Seized Property And Tools)
Count	1
Value	2
Manufacturer	
Model	
Serial No.	
License No.	
Color	
Description	16oz Amstel Light Beer
Vehicle Year	
Body Style	
State	
License Year	
Recovered Date/Time	
Owner	
Disposition	
Evidence Tag	142989
Alert(s)	
Evidence Recovered By	
Evidence Recovered From	
Evidence Location	

Troy PD Crime Report

Case No. 0700010005
Report No. 0700010005.1
Report Date: 10/23/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

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Page 4 of 4

Drug Type
Drug Quantity
Drug Measure

Property Notes

NARRATIVE REPORT
WITNESS STATEMENT

SUPP CORR DELETE

01	DATE 10/18/07	DAY THU	SHIFT 01499	PLAT 65	BADGE 1	BADGE 2	INCIDENT STATUS <input type="checkbox"/> CLR ARREST <input type="checkbox"/> UNF <input type="checkbox"/> CLR EXCEPT <input type="checkbox"/> INACT	PRIM CLASS	YEAR 07	INCIDENT # 39682
----	------------------	------------	----------------	------------	---------	---------	---	------------	------------	---------------------

02

03

04

05

06 At 10:18 I appeared at Bailey's without any identification,
 07 ask for a 16oz of Amstel light. No identification was asked
 08 for nor my age/date of birth, and I was then servered, 16oz
 09 draft. Notified officers of sale immediately after purchase,
 10 proceeded then pointed out and named waitress to
 11 officers

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28 Taken By:  X:

29 Place: 5 Star Date: 10/18/07 Time: 2220

INVESTIGATING OFFICER(S) 	REVIEWED BY	ASSIGNED TO / BADGE	ATTENTION TO
--	-------------	---------------------	--------------

MICHIGAN DEPARTMENT OF LABOR & ECONOMIC GROWTH
LIQUOR CONTROL COMMISSION
7150 HARRIS DRIVE, P.O. BOX 30005
LANSING, MI 48909
www.michigan.gov/lcc

NOTICE OF SCHEDULED HEARING
(Authorized by M.A.C R436.1909)

January 2, 2008

TO: TROY POLICE DEPARTMENT
CHIEF OF POLICE
500 W BIG BEAVER
TROY MI 48084

RE: TENT RESTAURANT OPERATIONS, INC.
D/B/A BAILEY'S PUB & GRILLE
1965 W MAPLE
TROY MI 48084
Complaint No. 7-119564

A complaint has been filed against the above licensee alleging:

SALE TO MINOR (18): 10-18-07

This matter is being scheduled for hearing at the following location, date, and time:

FARMINGTON DISTRICT OFFICE
MICHIGAN LIQUOR CONTROL COMMISSION
24155 DRAKE ROAD
FARMINGTON MI 48335 PH: 248-888-8800

**MONDAY
JANUARY 28, 2008
10:00 A.M.

The officer(s) listed below are requested to attend the hearing and bring whatever evidence they have in connection with the case: ***Please review charges and witnesses on the attached Complaint and contact this office immediately if you have any questions.**

OFC. JOSEPH MORGAN

Enclosed are subpoenas for the witnesses involved in this case. We request they be served by your agency. Please notify this office a minimum of three working days prior to the scheduled date of hearing if you are unable to serve the subpoenas.

Any request for postponement must be in writing and must be received **in this office no less than two working days prior to the date of the hearing** as required by Rule 434.1931 of the Hearings and Appeal Practice Rules. Please direct your postponement request to Lori Schrader at (517) 636-5299. If you have any questions, contact the Hearings and Appeals Section at (517) 322-1390. Our office hours are 8:00 a.m. to 5:00 p.m. Monday through Friday.

MICHIGAN LIQUOR CONTROL COMMISSION



****YOU MAY CALL OUR OFFICE ONE WORKING DAY PRIOR TO SCHEDULED DATE TO CONFIRM HEARING****

Susan K. Conklin, Supervisor
Hearings and Appeals Section

SKC:alf
enclosure

cc: OFC. JOSEPH MORGAN

****NOTE: IF THE WEATHER IS INCLEMENT, PLEASE PHONE OUR OFFICE AT 517-322-1390, TO MAKE SURE HEARING IS STILL BEING HELD.****



State of Michigan
 Department of Labor and Economic Growth
LIQUOR CONTROL COMMISSION
 7150 Harris Drive
 P.O. Box 30005
 Lansing, Michigan 48909-7505

Complaint No. 7-119564
 Business ID No. 160128
F-2

In Re: Tent Restaurant Operations, Inc.
 d/b/a Bailey's Pub & Grille
 1965 W. Maple
 Troy, MI 48084

Date: November 6, 2007

CLASSC SS ENT OFFICIAL PERMIT (FOOD)

COMPLAINT

This Complaint alleges that on October 18, 2007, the licensee or the licensee's agent, clerk or employee:

sold or furnished alcoholic liquor to minor, _____ date of birth _____ who was less than twenty-one (21) years old, contrary to Const 1963, art 4, § 40 and contrary to Section 801(2) and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL 436.1701(1).

Wherefore, it is requested that a hearing be conducted, and a decision make in accordance with section 903 of the Michigan Liquor Control Code being MCL 436.1903, and the Commission's Rules.

List of Witnesses:

Ofc. Joseph Morgan, Troy PD

LIQUOR CONTROL COMMISSION
 LICENSING AND ENFORCEMENT DIVISION

By *Daniel J. Bragdon*

ACKNOWLEDGMENTS

This complaint was drafted pursuant to a written Violation Report or other information which was submitted to the enforcement arm of the Commission. A copy of the Violation Report or other information is being furnished to you along with this Complaint. The licensee may waive a hearing and acknowledge the facts pursuant to this Report.

SEE REVERSE SIDE FOR WAIVER OF HEARING AND ACKNOWLEDGMENT FORM

STATE OF MICHIGAN DEPARTMENT OF LABOR & ECONOMIC GROWTH	SUBPOENA ORDER TO APPEAR	LIQUOR CONTROL COMMISSION P.O. Box 30005 Lansing, Michigan 48909-7505 (517) 322-1390
---	---	---

Issued To: ****YOU MAY CALL OUR OFFICE ONE DAY PRIOR TO SCHEDULED DATE TO CONFIRM HEARING****

c/o TROY POLICE DEPARTMENT



By the authority of Section 217(4) of the Michigan Liquor Control Code of 1998, you are ordered to appear before the Liquor Control Commission on the day and at the time and place stated to give evidence on this complaint.

Reference Licensee:

TENT RESTAURANT OPERATIONS, INC.
D/B/A BAILEY'S PUB & GRILLE
1965 W MAPLE
TROY MI 48084

Complaint No. 7-119564

Complaint:

SALE TO MINOR - (18): 10-18-07

Hearing Location: FARMINGTON DISTRICT OFFICE MICHIGAN LIQUOR CONTROL COMMISSION 24155 DRAKE ROAD FARMINGTON MI 48335 PH: 248-888-8800	Date and time: **MONDAY JANUARY 28, 2008 10:00 A.M.
---	---

FAILURE TO APPEAR AT THE STATED TIME AND PLACE, OR FAILURE TO PRODUCE THE PAPERS AND DOCUMENTS REQUIRED WILL SUBJECT YOU TO CONTEMPT PROCEEDINGS THROUGH THE APPROPRIATE COUNTY CIRCUIT COURT.

MICHIGAN LIQUOR CONTROL COMMISSION

By: *Susan K. Corbin*

Date: January 2, 2008

CERTIFICATE OF SERVICE

I certify that I am an authorized law enforcement or commission agent and that I personally served a copy of the subpoena on:

Name: _____ Complete address of service: _____ Day/Time/Date: _____

Signature of Agent: _____ Title: _____ Date: _____

****Note: In case of inclement weather, please contact the Hearings & Appeals Section, (517) 322-1390, to confirm the hearing is still being held.****

STATE OF MICHIGAN DEPARTMENT OF LABOR & ECONOMIC GROWTH	SUBPOENA ORDER TO APPEAR	LIQUOR CONTROL COMMISSION P.O. Box 30005 Lansing, Michigan 48909-7505 (517) 322-1390
---	---	---

Issued To: ****YOU MAY CALL OUR OFFICE ONE DAY PRIOR TO SCHEDULED DATE TO CONFIRM HEARING****

c/o TROY POLICE DEPARTMENT

By the authority of Section 217(4) of the Michigan Liquor Control Code of 1998, you are ordered to appear before the Liquor Control Commission on the day and at the time and place stated to give evidence on this complaint.



Reference Licensee:

TENT RESTAURANT OPERATIONS, INC.
D/B/A BAILEY'S PUB & GRILLE
1965 W MAPLE
TROY MI 48084

Complaint No. 7-119564

Complaint:

SALE TO MINOR - (18): 10-18-07

Hearing Location: FARMINGTON DISTRICT OFFICE MICHIGAN LIQUOR CONTROL COMMISSION 24155 DRAKE ROAD FARMINGTON MI 48335 PH: 248-888-8800	Date and time: **MONDAY JANUARY 28, 2008 10:00 A.M.
---	--

FAILURE TO APPEAR AT THE STATED TIME AND PLACE, OR FAILURE TO PRODUCE THE PAPERS AND DOCUMENTS REQUIRED WILL SUBJECT YOU TO CONTEMPT PROCEEDINGS THROUGH THE APPROPRIATE COUNTY CIRCUIT COURT.

MICHIGAN LIQUOR CONTROL COMMISSION

By: *Suzanne K. Corbett*

Date: January 2, 2008

CERTIFICATE OF SERVICE

I certify that I am an authorized law enforcement or commission agent and that I personally served a copy of the subpoena on:

Name: _____ Complete address of service: _____ Day/Time/Date: _____

Signature of Agent: _____ Title: _____ Date: _____

****Note: In case of inclement weather, please contact the Hearings & Appeals Section, (517) 322-1390, to confirm the hearing is still being held.****

LCC Liquor Licensee History

Business name: **Red Robin**

Address: 5460 Corporate

Licensee: Troy Robin, Inc.

License type: Class C (quota) SDM

Permits: Sunday Sales, OP (food), Entertainment

Comments:

Date	Troy Incident #	Type	Disposition	Date
12/20/04		Council approves new Class C (quota) and SDM license		
11/30/05	05-42206	Liquor Inspection (Road Patrol- Redmond)	NO VIOLATIONS	
12/10/05	05-43427	Liquor Inspection (Road Patrol- Redmond)	NO VIOLATIONS	
01/16/06	06-1979	Liquor Inspection (Road Patrol- Taylor)	NO VIOLATIONS	
01/18/06	06-2321	Liquor Inspection (Road Patrol- Redmond)	NO VIOLATIONS	
03/01/06	06-8059	Liquor Inspection (Road Patrol- Redmond)	NO VIOLATIONS	
03/04/06	06-8465	Liquor Inspection (Road Patrol- Taylor)	NO VIOLATIONS	
05/23/06	06-19390	Liquor Inspection (Road Patrol- Feld)	NO VIOLATIONS	
07/26/06		Compliance Test	PASSED	
08/15/06	06-31582	Liquor Inspection (Road Patrol- Feld)	NO VIOLATIONS	
01/08/07	07-1019	Liquor Inspection (Road Patrol- Feld)	NO VIOLATIONS	
01/24/07		Compliance Test	PASSED	
05/10/07	07-17235	Compliance Test	PASSED	
06/03/07	07-20509	Liquor Inspection (Road Patrol- Feld)	NO VIOLATIONS	
08/23/07	07-32166	Sale to Minor-Compliance Test	Violation	
12/13/07		Dist Ct	DWOP	
01/03/08		MLCC: Neg Settlement	\$300 Fine	
09/17/07	07-35585	Liquor Inspection (Road Patrol- Feld)	NO VIOLATIONS	

12/03/07	07-45531	Liquor Inspection (Road Patrol- Feld)	NO VIOLATIONS
12/06/07	07-45848	Compliance Test	PASSED
01/11/08	08-1439	Liquor Inspection (Road Patrol- Feld)	NO VIOLATIONS



Michigan Department of Consumer & Industry Services
 MICHIGAN LIQUOR CONTROL COMMISSION (MLCC)
 7150 Harris Drive - P.O. Box 30005
 Lansing, Michigan 48909-7505
 Phone (517) 322-1390 ~ FAX (517) 322-6347

VIOLATION REPORT
 (Authorized by P.A.58 of 1998)

* This report is not to be faxed or electronically submitted - an original signature is required*

* Officers please obtain License No., Bus. ID and File # directly from the liquor license *

License No. 135273 & 135274-2007 Business ID 157238 File # _____

1. Name of Licensee TROY ROBIN, INC. 2. Doing Business As Red Robin

3. Mailing Address (street, city, zip code) 5460 Corporate Drive; Troy, Michigan 48098

4. Township _____ 5. County Oakland

6. Type of License(s) & Permit(s) Class C & SDM

7. Date of Violation: Thursday 08/23/07 1838 AM or PM
 (DAY) (DATE) (HOUR)

8. Violation Type: Minor
 Intoxicated Person After hours sales/consumption
 Gambling Fighting (must be inside licensed premises)
 Controlled Substances Failure to Cooperate
 Prohibited Conduct OTHER: _____

if MINOR: Birth date _____ Was this a DECOY ? Yes No If no, you MUST answer below:
 If above minor violation was NOT a decoy describe enforcement action taken:

COPY OF APPEARANCE TICKET MUST BE ATTACHED

9. Submit Report Below or Indicate Attached Report # 07-32166

* REMINDER, PLEASE MAIL THIS REPORT TO THE ADDRESS ABOVE.*

Officer Signature *Michael A. Giorgi* Name and Title (print) Officer Michael Giorgi

Officer Signature *Daniel Galich* Name and Title (print) Officer Daniel Galich

Department Name Troy Police Department Phone # 248-524-3477

WITNESSES

1. Name _____ Address 500 West Big Beaver Road; Troy MI

Will testify to: Purchased one bottle of Bud Light beer

2. Name Jorge Miguel Albor-Mata Address 553 First Avenue; Pontiac, MI

Will testify to: Took order for Bud Light beer from student enforcement aide

3. Name _____ Address _____

Will testify to:

4. Name _____ Address _____

Will testify to:

5. Name _____ Address _____

Will testify to:

EVIDENCE

Location Held (Explain): Property tag 142234
12 ounce bottle of Bud Light beer

Troy PD Crime Report

Case No. 0700008022
Report No. 0700008022.1
Report Date: 8/27/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

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Page 1 of 4

Subject: C3309 - Liquor Inspection

Case Report Status	I - In Process	Entered On	8/27/2007 8:04:54 PM	Reporting Officer	
County	63 - Oakland	Entered By	00073 - Giorgi, Michael	Assisted By	00073 - Giorgi, Michael
City/Township	84 - Troy	Verified On		Assisted By	00080 - Daniels, Timothy
Occurred On	8/23/2007 6:30:00 PM	Verified By		Agency Assisted	
Or Between		Approved On			
Location	5460 Corporate Dr Troy, MI 48098	Approved By			
CSZ		Related Cases			
Census/Geo Code		Disposition	Citation		
Jurisdiction		Excp. Clear Reason			
Grid		Excp. Clear Date			
Sector		Reporting Agency	Troy PD		
Map		Division	Patrol		
Call Source	Telephone	Notified			
Vehicle Activity					
Dir. Veh. Traveling					
Cross Street					
Means					
Motive					

Report Narrative 07-32166

At approximately 1830 on 08-23-07, student enforcement aide _____ entered Red Robin Restaurant at 5460 Corporate to perform a liquor compliance check. I entered the restaurant shortly after _____. I observed that _____ had been seated in a two person booth to the north of the hostess stand. I watched _____ from the waiting area near the hostess stand and from north of the bar. _____ sat at her table for a few minutes before I observed server Jorge Albor-Mata approach her table. It appeared that they had a short conversation and then Albor-Mata walked back toward other wait staff standing near the food preparation area. A short time later I observed _____ serve _____ a 12 oz. bottle of Bud Light beer. _____ then walked to the food preparation area and began talking to server Albor-Mata. I then approached both subjects and identified myself as a City of Troy police officer. _____ then left the restaurant. _____ completed a written statement (see attached).

I advised _____ that she had just served an underage decoy. _____ advised me that server Albor-Mata had greeted decoy _____ for her. He then returned and told her that decoy _____ wanted a bottle of Bud Light. At 1838, _____ went to the bar and got a 12oz. bottle of Bud Light (see attached copy of receipt). _____ then served the bottle of Bud Light to decoy _____ then walked back to the food preparation area. Since _____ looked "so young" she made contact with Albor-Mata. She asked Albor-Mata, "Did you ID her?" Albor-Mata responded, "Yes". She then said, "You swear?". Albor-Mata responded, "yes". At this time I made contact with _____ and Albor-Mata.

I spoke to Albor-Mata who told me that he greeted decoy _____ for _____. He asked her what she wanted to drink and she said a Bud-Light. Albor-Mata told me that he did not ask her for ID or ask her age. He went back and told _____ that she ordered a Bud Light. After _____ delivered it he said that she asked him if he had ID'd her. He said that he told her that he had ID'd her. He said that I made contact with them right after they had this conversation. Albor-Mata completed a written statement (see attached).

I advised restaurant manager Jamie Benner and advised her of this incident. Ofc. Galich issued Albor-Mata citation 705624 for failing to inquire age. I took possession of the 12 oz bottle of Bud Light and the receipt for this beer. Ofc. Galich later tagged these items into evidence.

Troy PD Crime Report

Case No. 0700008022
Report No. 0700008022.1
Report Date: 8/27/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

2

Page 2 of 4

Offense Detail: 4102 - Liquor Violation - Sell

Offense Description	4102 - Liquor Violation - Sell	Location Type	21 - Restaurant	No. Prem. Entered	
IBR Code	90G - Liquor Law Violations	Offense Completed?	No	Entry Method	
IBR Group	B	Hate/Bias	00 - None (No Bias)	Type Security	
Crime Against	SO	Domestic Violence	No	Tools Used	
Offense File Class	41002 - LIQUOR VIOLATIONS -OTHER				
PACC					
Local Code					
Using					
Criminal Activity					
Force Level					

Suspect S1: Albor-Mata, Jorge Miguel

Suspect Number	S1	DOB	L	Place of Birth	
Name	Albor-Mata, Jorge Miguel	Age	23	SSN	
Aliases		Sex	M - Male	DLN	
Alert(s)		Race	W - White	DL State	
		Ethnicity	H - Hispanic Origin	DL Country	
Address	553 First Ave	Ht.		Occupation/Grade	
CSZ	Pontiac, MI 48340	Wt.		Employer/School	
Home Phone	248 334-4037	Eye Color		Employer Address	
Work Phone	248 265-4690	Hair Color		Employer CSZ	
Email Address		Hair Style		Res. County	
		Hair Length		Res. Country	USA - United States of America
Scars/Marks/Tattoos		Facial Hair		Resident Status	C - Resides in the County but not the community where the offense occurred
MO		Complexion			
Attire		Build			
Habitual Offender Status		Teeth			
Suspect Notes	ticket # 705624				

Witness W1:

Witness Code		Place of Birth	
Name		SSN	
Aliases		DLN	
Alert(s)		DL State	
Address		DL Country	
CSZ		Occupation/Grade	
Home Phone		Employer/School	
Work Phone	248 265-4690	Employer Address	
		Employer CSZ	
		Res. County	
		Facial Hair	

Troy PD Crime Report

Case No. 0700008022
Report No. 0700008022.1
Report Date: 8/27/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

3

Page 3 of 4

Email Address
Complexion
Res. Country **USA - United States of America**
Attire
Resident Status
Testify
Witness Notes **Server**

Witness W2: Benner, Jamie Elaine

Witness Code **W2**
Name **Benner, Jamie Elaine**
Aliases
Alert(s)
Address **3454 Winter Ct Warren, Mi 48090**
CSZ
Home Phone
Work Phone **248 265-0302**
Email Address
Age **27**
Sex **F - Female**
Race **W - White**
Ethnicity **U - Unknown**
HL
Wt.
Eye Color
Hair Color
Facial Hair
Complexion
Place of Birth
SSN
DLN
DL State
DL Country
Occupation/Grade
Employer/School
Employer Address
Employer CSZ
Res. County
Res. Country **USA - United States of America**
Resident Status
Testify
Witness Notes **Manager**

Witness W3:

Witness Code
Name
Aliases
Alert(s)
Address
CSZ
Home Phone
Work Phone
Email Address
Place of Birth
SSN
DLN
DL State
DL Country
Occupation/Grade
Employer/School
Employer Address
Employer CSZ
Res. County
Res. Country **USA - United States of America**
Resident Status
Testify
Witness Notes **Decoy**

Property Description Item 1: 1200 - Beer 5402 - 12oz Bud Light bottle and receipt

Item No. **1**
Property Category **1200 - Beer 5402**
Property Class **02**
IBR Type **02 - Alcohol**

Troy PD Crime Report

Case No. 0700008022
Report No. 0700008022.1
Report Date: 8/27/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

4

Page 4 of 4

UCR Type **I - Consumable Goods**
Status **E - Evidence (Including Other Seized Property And Tools)**

Count **1**
Value **3.45**
Manufacturer
Model
Serial No.
License No.
Color
Description **12oz Bud Light bottle and receipt**
Vehicle Year
Body Style
State
License Year

Recovered Date/Time
Owner
Disposition
Evidence Tag **142234**
Alert(s)
Evidence Recovered By
Evidence Recovered From
Evidence Location

Drug Type
Drug Quantity
Drug Measure

Property Notes

**NARRATIVE REPORT
WITNESS STATEMENT**

01	DATE 08/23/07	DAY Thu	SHIFT 02	PLAT 99	BADGE 1 201	BADGE 2	INCIDENT STATUS <input type="checkbox"/> CLR ARREST <input type="checkbox"/> UNF <input type="checkbox"/> CLR EXCEPT <input type="checkbox"/> INACT	PRIM CLASS	YEAR 07	INCIDENT # 32166
----	------------------	------------	-------------	------------	----------------	---------	---	------------	------------	---------------------

02
03
04
05

06 On August 23, 2007 I
07 went to Red Robin at 5460 Corporate
08 in Troy. Upon entering the hostess
09 sat me at a table and after a few
10 moments a gentleman named Jorge
11 asked me if I had been helped. I
12 told him no and he then asked me
13 what I wanted to drink. I said I
14 wanted a Bud Light he told me that
15 because he wasn't my waiter he would
16 tell her my beverage of choice. A few
17 moments later a waitress Lindsey arrived
18 at my table and asked me if the
19 beer was for me. When I said "yes its
20 for me." She set the beer down and
21 walked away. I then proceeded out
22 of the restaurant. I purchased a bottle
23 of bud light ~~for~~ valued at \$3.45.^{12 ounce}

24
25
26
27
28 Taken By: Lt. J. Schuff
29 Place: 5460 Corporate Date: _____ Time: _____

INVESTIGATING OFFICER(S) APM	REVIEWED BY	ASSIGNED TO / BADGE	ATTENTION TO
---------------------------------	-------------	---------------------	--------------

NARRATIVE REPORT
WITNESS STATEMENT

SUPP CORR DELETE PAGE 1 OF 1

01	DATE 08/23/07	DAY TUE	SHIFT 02	PLAT 95	BADGE 1 073	BADGE 2	INCIDENT STATUS <input type="checkbox"/> CLR ARREST <input type="checkbox"/> UNF <input type="checkbox"/> CLR EXCEPT <input type="checkbox"/> INACT	PRIM CLASS	YEAR 07	INCIDENT #
----	------------------	------------	-------------	------------	----------------	---------	---	------------	------------	------------

02 Name: Jorge Miguel Albor (PLEASE PRINT) DOB: _____

03 Address: 553 First st

04 City: Pontiac

05 E-mail Address: _____

06 I was serving my table and I see this women
07 seating on table 23 that wasent my table but I
08 asked if some one greater she said no so I ask
09 if she like someting to drink she ask for a
10 but like so I run to the other server and
11 tall her what her guest want

12
13
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21
22
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25

26

27 X: [Signature]
(SIGNATURE)

28 Taken By: CH M... #077
(SIGNATURE)

29 Place: Red Robin Date: 8-23-07 Time: 1900

INVESTIGATING OFFICER(S) <u>GIDROS</u>	REVIEWED BY	ASSIGNED TO / BADGE	ATTENTION TO
---	-------------	---------------------	--------------

07-32166

076
8/23/07

TROY RED ROBIN
HOME OF THE SMILING BURGER!
5460 Corporate Dr.
Troy, MI 48098
248-265-4690

Server: Lindsey M	08/23/2007
Table 23/1	6:38 PM
Guests: 0	30048
BUD LIGHT	3.25
Sub Total	3.25
Tax	0.20
Total	3.45
Balance Due	3.45

PLEASE PAY YOUR SERVER
WE APPRECIATE YOUR BUSINESS
HAVE AN UNBRIDLED DAY !!
MOVIE MADNESS ONLY \$31.95
ASK YOUR SERVER FOR DETAILS

State of Michigan
Uniform Law Citation

Ticket No. **705624** Victim Involved

US DOT # _____ Incident No. **07-52166** Dept No. **784**

The People of the State of Michigan
 Township City Village County

Local Use/Arrest No. _____ Detection Device _____

OF: **TROY** BAC **1.1**

NAME (FIRST, MIDDLE, LAST)
JORGE MIGUEL ALBOR MATA

Street **553 FIRST ST**

City **PONTIAC** State **MI** Zip Code **48340**

Vehicle Plate No. _____ Year _____ State _____ Vehicle Description (Year, Make, Color) _____ Type _____

THE PERSON NAMED ABOVE, in violation of Local Ordinance State Law Administrative Rule

UPON **5460 CORPORATE**

AT OR NEAR **RED ROBIN**

WITHIN CITY VILLAGE TOWNSHIP OF **TROY**

COUNTY OF **OAKLAND**

Type	MCL Cite/Pacc Code/Ordinance	Description (include any bond amount collected on each charge)	Charge No.
<input checked="" type="checkbox"/> Misd <input type="checkbox"/> Fel	<input type="checkbox"/> Warn <input type="checkbox"/> Fug <input type="checkbox"/> Waiv 98.10.11	FAIL TO INQUIRE AGE	1
<input type="checkbox"/> Misd <input type="checkbox"/> Fel	<input type="checkbox"/> Warn <input type="checkbox"/> Fug <input type="checkbox"/> Waiv		2
<input type="checkbox"/> Misd <input type="checkbox"/> Fel	<input type="checkbox"/> Warn <input type="checkbox"/> Fug <input type="checkbox"/> Waiv		3

TO THE COURT: Do not arraign on a felony charge until an authorized complaint is filed.

Offense Code(s) _____

1 _____ 2 _____ 3 _____

Key for Type: C/I = Civil Infraction Misd = Misdemeanor Fel = Felony Warn = Warning Fug = Fugitive
 Waiv = Violation for Which Fines/Costs May be Waived Authorization pend. = Authorization pending

Remarks **BUD LIGHT 12 OZ BOTTLE**

CHECK IF APPROPRIATE Damage to Property Local Court Bond \$ _____
 Vehicle Impounded Injury License Posted in Lieu of Bond _____
 Traffic Crash Death Appearance Certificate _____
 Person in Active Military Service Yes No None _____

SEE DATE BELOW SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS

Appearance Date on or before _____

Hearing Date (if applicable) on **09/12/07 0830 AM** Contact Court
 Juvenile Traffic Misd. (Court will Notify) Formal Hearing Required. (Court will Notify)

In the **52-4 DISTRICT** Court of **OAKLAND COUNTY**

Court Address & Phone Number
520 W. BIG BEAVER RD., TROY, MICHIGAN 48084
PHONE: (248) 528-0400

I served a copy of the civil infraction complaint upon the defendant (or owner/occupant by posting if applicable).
 I declare under the penalties of perjury that the statements above are true to the best of my information, knowledge, and belief.

Complainant's Signature and receipt if applicable _____ Month **08** Day **23** Year **07**

Officer's Name (printed) **GALICH / GIRONI / DAVIES** Officer's ID No. **197380**

Agency ORI **MI-6378400** Agency Name **TROY POLICE DEPARTMENT**

UC-01a (rev. 9/02) Court Copy-1

Ticket
705624
Name
Case No.

MICHIGAN DEPARTMENT OF LABOR & ECONOMIC GROWTH
LIQUOR CONTROL COMMISSION
7150 HARRIS DRIVE, P.O. BOX 30005
LANSING, MI 48909

NOTICE OF SCHEDULED HEARING
(Authorized by M.A.C R436.1909)

October 30, 2007

TO: CHIEF
TROY POLICE
500 W BIG BEAVER
TROY, MI 48084

RE: TROY ROBIN, INC.
D/B/A RED ROBIN RESTAURANT
5460 CORPORATE
TROY, MI 48098
Complaint No. 7-118084

A complaint has been filed against the above licensee alleging:

SALE TO MINOR

AUGUST 23, 2007

This matter is being scheduled for hearing at the following location, date, and time:

LIQUOR CONTROL COMMISSION
24155 DRAKE RD
FARMINGTON, MI 48335

**WEDNESDAY
DECEMBER 5, 2007
10:00AM

The officer(s) listed below are requested to attend the hearing and bring whatever evidence they have in connection with the case: *Please review charges and witnesses on the attached Complaint and contact this office immediately if you have any questions.

OFC. MICHAEL GIORGI OFC. DANIEL GALICH

Enclosed is the subpoena for the witness involved in this case. We request it be served by your agency. If witness resides outside of your jurisdiction, please forward to proper agency. Please notify this office a minimum of 5 working days prior to the scheduled hearing date if subpoena has not been served.

TROY PD

Any request for postponement must be in writing and must be received in this office no less than two working days prior to the date of the hearing as required by Rule 434.1931 of the Hearings and Appeal Practice Rules. Please direct any postponement request to Lori Schrader at (517) 636-5299. If you have any questions, contact the Hearings and Appeals Section at (517) 322-1390. Our office hours are 8:00 a.m. to 5:00 p.m. Monday through Friday.

MICHIGAN LIQUOR CONTROL COMMISSION

**YOU MAY CALL OUR OFFICE ONE WORKING DAY PRIOR TO
SCHEDULED DATE TO CONFIRM HEARING**

Susan K. Conklin

Susan K. Conklin, Supervisor
Hearings and Appeals Section
SKC:ll
enclosure

c: OFC. MICHAEL GIORGI
OFC. DANIEL GALICH

In case of inclement weather call 517-322-1390 to verify if hearings are being held



State of Michigan
 Department of Labor and Economic Growth
LIQUOR CONTROL COMMISSION
 7150 Harris Drive
 P.O. Box 30005
 Lansing, Michigan 48909-7505

Complaint No. 7-118084
 Business ID No. 157238
F-3

In Re: Troy Robin, Inc.
 d/b/a Red Robin Restaurant
 5460 Corporate
 Troy, MI 48098

Date: September 14, 2007

CLASSC SDM SS ENT OFFICIAL PERMIT (FOOD)

COMPLAINT

This Complaint alleges that on August 23, 2007, the licensee or the licensee's agent, clerk or employee:

sold or furnished alcoholic liquor to minor, who was
 less than twenty-one (21) years old, contrary to Const 1963, art 4, § 40 and contrary to Section 801(2)
 and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL
 436.1701(1).

Wherefore, it is requested that a hearing be conducted, and a decision make in accordance with section 903 of the Michigan Liquor Control Code being MCL 436.1903, and the Commission's Rules.

List of Witnesses:

Ofc. Michael Giorgi, Troy PD
 Ofc. Daniel Galich, Troy PD

LIQUOR CONTROL COMMISSION
 LICENSING AND ENFORCEMENT DIVISION

By *Daniel J. Bragdon*

ACKNOWLEDGMENTS

This complaint was drafted pursuant to a written Violation Report or other information which was submitted to the enforcement arm of the Commission. A copy of the Violation Report or other information is being furnished to you along with this Complaint. The licensee may waive a hearing and acknowledge the facts pursuant to this Report.

SEE REVERSE SIDE FOR WAIVER OF HEARING AND ACKNOWLEDGMENT FORM

STATE OF MICHIGAN DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES	SUBPOENA ORDER TO APPEAR	LIQUOR CONTROL COMMISSION P.O. Box 30005 Lansing, Michigan 48909-7505 (517) 322-1390
--	---	---

Issued To:

c/o TROY PD

By the authority of Section 217(4) of the Michigan Liquor Control Code of 1998, you are ordered to appear before the Liquor Control Commission on the day and at the time and place stated to give evidence on this complaint.



Reference Licensee:

TROY ROBIN, INC.
D/B/A RED ROBIN RESTAURANT
5460 CORPORATE
TROY, MI 48098

Complaint No. 7-118084

Complaint:

SALE TO MINOR

AUGUST 23, 2007

****YOU MAY CALL OUR OFFICE ONE WORKING DAY PRIOR TO SCHEDULED DATE TO CONFIRM HEARING IS BEING HELD****

Hearing Location: LIQUOR CONTROL COMMISSION 24155 DRAKE RD FARMINGTON, MI 48335	Date and time: ***WEDNESDAY DECEMBER 5, 2007 10:00AM
--	---

FAILURE TO APPEAR AT THE STATED TIME AND PLACE, OR FAILURE TO PRODUCE THE PAPERS AND DOCUMENTS REQUIRED WILL SUBJECT YOU TO CONTEMPT PROCEEDINGS THROUGH THE APPROPRIATE COUNTY CIRCUIT COURT.

MICHIGAN LIQUOR CONTROL COMMISSION

By: *Ann K. Cobble*

Date: October 30, 2007

CERTIFICATE OF SERVICE

I certify that I am an authorized law enforcement or commission agent and that I personally served a copy of the subpoena on:

Name:	Complete address of service:	Day/Time/Date:
Signature of Agent:	Title:	Date:

STATE OF MICHIGAN DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES	SUBPOENA ORDER TO APPEAR	LIQUOR CONTROL COMMISSION P.O. Box 30005 Lansing, Michigan 48909-7505 (517) 322-1390
--	---	---

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c/o TROY PD

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Reference Licensee:

TROY ROBIN, INC.
D/B/A RED ROBIN RESTAURANT
5460 CORPORATE
TROY, MI 48098

Complaint No. 7-118084

Complaint:

SALE TO MINOR

AUGUST 23, 2007

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Hearing Location: LIQUOR CONTROL COMMISSION 24155 DRAKE RD FARMINGTON, MI 48335	Date and time: ***WEDNESDAY DECEMBER 5, 2007 10:00AM
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MICHIGAN LIQUOR CONTROL COMMISSION

By: *James K. Coakley*

Date: October 30, 2007

CERTIFICATE OF SERVICE

I certify that I am an authorized law enforcement or commission agent and that I personally served a copy of the subpoena on:

Name:	Complete address of service:	Day/Time/Date:
Signature of Agent:	Title:	Date:

MICHIGAN DEPARTMENT OF LABOR & ECONOMIC GROWTH
LIQUOR CONTROL COMMISSION
7150 HARRIS DRIVE, P.O. BOX 30005
LANSING, MI 48909

NOTICE OF SCHEDULED HEARING
(Authorized by M.A.C R436.1909)

December 3, 2007

TO: CHIEF
TROY PD
500 W BIG BEAVER
TROY, MI 48084

RE: TROY ROBIN, INC.
D/B/A RED ROBIN RESTAURANT
5460 CORPORATE
TROY, MI 48098
Complaint No. 7-118084

A complaint has been filed against the above licensee alleging:

SALE TO MINOR

AUGUST 23, 2007

This matter is being scheduled for hearing at the following location, date, and time:

LIQUOR CONTROL COMMISSION
24155 DRAKE RD
FARMINGTON, MI 48335

**THURSDAY
JANUARY 3, 2008
9:30AM

The officer(s) listed below are requested to attend the hearing and bring whatever evidence they have in connection with the case: *Please review charges and witnesses on the attached Complaint and contact this office immediately if you have any questions.

OFC. MICHAEL GIORGI OFC. DANIEL GALICH

Enclosed is the subpoena for the witness involved in this case. We request it be served by your agency. If witness resides outside of your jurisdiction, please forward to proper agency. Please notify this office a minimum of 5 working days prior to the scheduled hearing date if subpoena has not been served.

TROY PD

Any request for postponement must be in writing and must be received in this office no less than two working days prior to the date of the hearing as required by Rule 434.1931 of the Hearings and Appeal Practice Rules. Please direct any postponement request to Lori Schrader at (517) 636-5299. If you have any questions, contact the Hearings and Appeals Section at (517) 322-1390. Our office hours are 8:00 a.m. to 5:00 p.m. Monday through Friday.

MICHIGAN LIQUOR CONTROL COMMISSION

**YOU MAY CALL OUR OFFICE ONE WORKING DAY PRIOR TO
SCHEDULED DATE TO CONFIRM HEARING**


Susan K. Conklin, Supervisor
Hearings and Appeals Section
SKC:ll
enclosure

c: OFC. MICHAEL GIORGI
OFC. DANIEL GALICH

In case of inclement weather call 517-322-1390 to verify if hearings are being held



State of Michigan
 Department of Labor and Economic Growth
LIQUOR CONTROL COMMISSION
 7150 Harris Drive
 P.O. Box 30005
 Lansing, Michigan 48909-7505

Complaint No. 7-118084
 Business ID No. 157238
F-3

In Re: Troy Robin, Inc.
 d/b/a Red Robin Restaurant
 5460 Corporate
 Troy, MI 48098

Date: September 14, 2007

CLASSC SDM SS ENT OFFICIAL PERMIT (FOOD)

COMPLAINT

This Complaint alleges that on August 23, 2007, the licensee or the licensee's agent, clerk or employee:

sold or furnished alcoholic liquor to minor, _____ who was less than twenty-one (21) years old, contrary to Const 1963, art 4, § 40 and contrary to Section 801(2) and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL 436.1701(1).

Wherefore, it is requested that a hearing be conducted, and a decision make in accordance with section 903 of the Michigan Liquor Control Code being MCL 436.1903, and the Commission's Rules.

List of Witnesses:

Ofc. Michael Giorgi, Troy PD
 Ofc. Daniel Galich, Troy PD

LIQUOR CONTROL COMMISSION
 LICENSING AND ENFORCEMENT DIVISION

By *Daniel J. Bragdon*

ACKNOWLEDGMENTS

This complaint was drafted pursuant to a written Violation Report or other information which was submitted to the enforcement arm of the Commission. A copy of the Violation Report or other information is being furnished to you along with this Complaint. The licensee may waive a hearing and acknowledge the facts pursuant to this Report.

SEE REVERSE SIDE FOR WAIVER OF HEARING AND ACKNOWLEDGMENT FORM

LCC Liquor Licensee History

Business name: **California Pizza Kitchen, Inc.**
 Address: 2800 W. Big Beaver, Space N 126 (248) 816-0900
 Licensee: California Pizza Kitchen, Inc.
 License type: **12 Months Resort Class C (41008-2002)**
 Permits: Sunday Sales, Official Permit (Food)
 Comments: Somerset Collection North.

Date	Troy Incident #	Type	Disposition	Date
07/22/96		Council Recommends License.		
5/13/98	98-18231	Sale to Minor (Compliance Insp)	Fined \$500.	7/22/98
01/06/99	99-00808	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
01/14/99	99-02126	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/10/99	99-05646	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/23/99	99-23840	Compliance Test	PASSED	
11/23/99	none	Compliance Test	PASSED	
05/11/00	00-15233	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/26/00	none	Compliance Test	PASSED	
08/07/00	00-28922	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/31/00	00-32367	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/25/00	00-39547	Compliance Test	PASSED	
10/26/00	00-39666	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
11/17/00	00-42563	Compliance Test	PASSED	
05/03/01		Compliance Test	PASSED	
08/17/01	01-29638	Compliance Test	PASSED	
10/05/01	01-36163	Compliance Test	PASSED	
10/31/01	01-39156	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

02/11/02	02-04475	Liquor Inspection (Road Patrol)	NO VIOLATIONS
03/01/02	02-06515	Compliance Test	PASSED
03/11/02	02-07627	Liquor Inspection (Road Patrol)	NO VIOLATIONS
04/17/02	02-11794	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/28/02	02-20747	Compliance Test	PASSED
07/03/02	02-21412	Liquor Inspection (Road Patrol)	NO VIOLATIONS
10/18/02	02-	Compliance Test	PASSED
12/09/02	02-39864	Liquor Inspection (Road Patrol-LaForest/Bordo)	NO VIOLATIONS
02/28/03	03-5726	Liquor Inspection (Road Patrol-LaForest)	NO VIOLATIONS
03/14/03	03-7666	Liquor Inspection (Road Patrol-LaForest)	NO VIOLATIONS
04/25/03	03-12382	Compliance Test	PASSED
06/16/03	03-18050	Liquor Inspection (Road Patrol-LaForest)	NO VIOLATIONS
06/26/03	03-19497	Compliance Test	PASSED
07/28/03	03-23289	Liquor Inspection (Road Patrol-LaForest)	NO VIOLATIONS
08/19/03	03-25904	Liquor Inspection (Road Patrol-LaForest)	NO VIOLATIONS
10/28/03	03-33308	Compliance Test	PASSED
11/12/03	03-34860	Liquor Inspection (Road Patrol-Pizzorni)	NO VIOLATIONS
01/13/04	04-01212	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
02/24/04	04-05559	Liquor Inspection (Road Patrol-Pizzorni)	NO VIOLATIONS
03/23/04	04-08542	Compliance Test	PASSED
04/16/04	04-10914	Liquor Inspection (Road Patrol-Pizzorni)	NO VIOLATIONS
05/13/04	04-13923	Liquor Inspection (Road Patrol-Pizzorni)	NO VIOLATIONS
06/30/04	04-19534	Compliance Test	PASSED
08/25/04	04-26434	Liquor Inspection (Road Patrol-Pizzorni)	NO VIOLATIONS
11/12/04	04-35987	Liquor Inspection (Road Patrol- Langbeen)	NO VIOLATIONS
01/28/05	05-03219	Liquor Inspection (Road Patrol-Daniels)	NO VIOLATIONS
03/04/05	05-07340	Compliance Test	PASSED
03/11/05	05-08082	Liquor Inspection (Road Patrol-Daniels)	NO VIOLATIONS
06/24/05	05-21534	Liquor Inspection (Road Patrol- Galich)	NO VIOLATIONS

08/06/05	05-27510	Liquor Inspection (Road Patrol- Galich)	NO VIOLATIONS
09/23/05	05-33754	Liquor Inspection (Road Patrol- Galich)	NO VIOLATIONS
03/20/06	06-10589	Liquor Inspection (Road Patrol- Broderick)	NO VIOLATIONS
07/26/06		Compliance Test	PASSED
12/01/06	06-45342	Liquor Inspection (Road Patrol- Barrows)	NO VIOLATIONS
01/24/07		Compliance Test	PASSED
01/31/07	07-3832	Liquor Inspection (Road Patrol- Barrows)	NO VIOLATIONS
03/21/07	07-10445	Liquor Inspection (Road Patrol- Barrows)	NO VIOLATIONS
05/10/07	07-17198	Compliance Test	PASSED
05/30/07	07-19911	Liquor Inspection (Road Patrol- Mairorano)	NO VIOLATIONS
07/23/07	07-27660	Liquor Inspection (Road Patrol- Mairorano)	NO VIOLATIONS
09/20/07	07-35993	Liquor Inspection (Road Patrol- Mairorano)	NO VIOLATIONS
10/18/07	07-32148	Compliance Test	PASSED
12/06/07 01/31/08	07-45829	Compliance Test - Sale to Minor (DPU) Dist Ct MLCC Hearing	Violation Pending Pending



Michigan Department of Consumer & Industry Services
MICHIGAN LIQUOR CONTROL COMMISSION (MLCC)
 7150 Harris Drive - P.O. Box 30005
 Lansing, Michigan 48909-7505
 Phone (517) 322-1390 ~ FAX (517) 322-6347

VIOLATION REPORT
 (Authorized by P.A.58 of 1998)

* This report is not to be faxed or electronically submitted - an original signature is required*

* Officers please obtain License No., Bus. ID and File # directly from the liquor license *

License No. CC RES 41008-07 SS Business ID 7345 File # D65409/D13215

1. Name of Licensee California Pizza Kitchen, Inc. 2. Doing Business As California Pizza Kitchen

3. Mailing Address (street, city, zip code) 2800 West Big Beaver Road; Troy 48084

4. Township _____ 5. County Oakland

6. Type of License(s) & Permit(s) CC-RES

7. Date of Violation: Thursday 12/06/07 4:50 AM or PM
 (DAY) (DATE) (HOUR)

8. Violation Type: Minor
 Intoxicated Person After hours sales/consumption
 Gambling Fighting (must be inside licensed premises)
 Controlled Substances Failure to Cooperate
 Prohibited Conduct OTHER: _____

if MINOR: Birth date _____ Was this a DECOY ? Yes No If no, you MUST answer below:
 If above minor violation was NOT a decoy describe enforcement action taken: _____

COPY OF APPEARANCE TICKET MUST BE ATTACHED

9. Submit Report Below or Indicate Attached Report # 07-45829

* REMINDER, PLEASE MAIL THIS REPORT TO THE ADDRESS ABOVE.*

Officer Signature Sgt. John Schaufler Name and Title (print) Sergeant John Schaufler

Officer Signature _____ Name and Title (print) _____

Department Name Troy Police Department Phone # 248-524-3431

Call For Service

CFS Number: 070045829

Date: 12/5/2007

Call For Service

CFS Number 070045829
Date 12/5/2007
Dispatcher 00445 - Kalef, Sam
Call Source 0 - Telephone
Received 5:35:36 PM
Dispatched 5:52:24 PM
Arrived
Cleared 5:52:30 PM
Location 2800 W BIG BEAVER RD
City, State, Zip Troy, MI 48084
Jurisdiction
Grid
Sector
Map
X Coordinate 4097173
Y Coordinate 0118591

Complainant
Address 2800 W Big Beaver Rd
City, State, Zip TROY, MI 48084
Phone
Call type
Reported Offense C3309 - Liquor Inspection
Verified Offense 4102 - Liquor Violation - Sell
Tow Company
Vehicle
Vehicle License
Disposition N - No Report
Priority
Classification
Agency TR - Troy PD
Case 0700011598

Officers

00080 - Daniels, Timothy
Notes - C3309 LIQUOR INSPECT

00445 - 17:35:38 Original Location : CALIFORNIA PIZZA KITCHEN

Troy PD Arrest Report

Case No. 0700011598
Report No. 0700011598.1
Report Date: 12/7/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

1

Page 1 of 3

unSubject: 4102 - Liquor Violation - Sell

Case Report Status **I - In Process**
Agency County **63 - Oakland**

Entered On **12/7/2007 7:33:21 AM**
Entered By **00201 - Schaufler, John**

Reporting Officer
00080 - Daniels, Timothy

Agency City/Township **84 - Troy**

Verified On
Verified By

Assisted By

Occurred On **12/6/2007 4:50:00 PM**
Or Between

Approved On
Approved By

Business Name

Related Cases

Agency Assisted

Location **2800 W BIG BEAVER RD**
CSZ **Troy, MI 48084**

Disposition **Arrest**

Census/Geo Code

Excp. Clear Reason

Call for Service #

Jurisdiction

Excp. Clear Date

070045829

Grid

Reporting Agency

Troy PD
Arrest Report
Patrol

Sector

Report Type

Map

Division

Call Source

Telephone

Notified

Vehicle Activity

Related Cases

Dir. Veh. Traveling

Cross Street

Means

Motive

Report Narrative **2007-45829**

Writer, Sgt Schaufler, and Student Enforcement Aide _____ went to California Pizza Kitchen located at 2800 West Big Beaver to conduct an L.C.C. inspection. _____ had no identification with him, it was being held at the Police Department. _____ entered the business and sat at the bar. _____ ordered a glass of Samuel Adams Boston Lager. The bartender, Erik Bialkowski, asked _____ or his identification. _____ advised Bialkowski that it was in his vehicle. _____ further advised Bialkowski that he would get his ID from his vehicle. Bialkowski told _____ not to worry about it. Bialkowski returned with a glass of Sam Adams and served it to _____. _____ proceeded to walk out to me and informed me that he was served. I also observed the sale take place.

I spoke with Bonnie Bates, California Pizza Kitchen manager. I explained the situation to Bates and advised her what would be required of the business. I issued a citation to Bialkowski for "Fail to Inquire as to age." (citation #710336) I gathered the required information to complete an L.C.C. violation report. The glass of Samuel Adams Boston Lager was retained by California Pizza Kitchen.

Offense Detail: 4102 - Liquor Violation - Sell

Offense Description **4102 - Liquor Violation - Sell**
IBR Code **90G - Liquor Law Violations**
IBR Group **B**
Crime Against **SO**
Offense File Class **41002 - LIQUOR VIOLATIONS -OTHER**

Location Type **21 - Restaurant**
Offense Completed? **Yes**
Hate/Bias **00 - None (No Bias)**
Domestic Violence **No**

No. Prem. Entered
Entry Method
Type Security

PACC
Local Code

Tools Used

Using
Criminal Activity
Force Level

Troy PD Arrest Report

Case No. 0700011598
 Report No. 0700011598.1
 Report Date: 12/7/2007

Troy PD
 500 W Big Beaver
 Troy, MI 48084
 248 524-3477

2

Weapons

Arrestee A1: Bialkowski, Erik

Arrestee Number	A1	DOB		Place of Birth	
Name	Bialkowski, Erik	Age	27	SSN	
Aliases		Sex	M - Male	DLN	
Alert(s)		Race	W - White	DL State	MI - Michigan
		Ethnicity	U - Unknown	DL Country	
Address	740 TRINWAY RD	Ht.		Occupation/Grade	
CSZ	Troy, MI 48085	Wt.		Employer/School	
MO		Eye Color		Employer Address	
		Hair Color		Employer CSZ	
Attire		Hair Style		Res. County	
Habitual Offender Status		Hair Length		Res. Country	
		Facial Hair		Resident Status	R - Resident of the community, city, or town where the offense occurred
		Complexion			
		Build			
		Teeth			

Phone/Email
 Type Description

Supplemental IDs
 ID Type ID Number ID Issuer Name

Physical Characteristics
 Type Descriptor Description

Arrest No.	710336	Arrested For	4102 - Liquor Violation - Sell	Booked On	
Arrest Type	S - Summoned/Cited	Count		Booked Location	
FBI No.		Fingerprints		Released Location	
Criminal Tracking Number CTN		Photos		Released On	
Transaction Control Number TCN		Miranda Read		Released By	
Person Control Number PCN		Miranda Waived		Release Reason	
State No.		Number of Warrants		Held For	
Armed With	01 - Unarmed	Juvenile Disposition		Date/Time Arrested	12/6/2007 4:50:00 PM
Multi. Clearance	N - Not Applicable	Adult Present		Arrest Location	
Multi. Clearance Offense		Detention Name			
Prev. Suspect No.					
Notified Name					
Arrest Notes					

Troy PD Arrest Report

Case No. 0700011598
Report No. 0700011598.1
Report Date: 12/7/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

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Page 3 of 3

Witness W1:

Witness Code
Name
Aliases
Alert(s)

Address **500 W BIG BEAVER RD**
CSZ **Troy, MI 48084**

Attire

Ethnicity
Ht.
Wt.
Eye Color
Hair Color
Facial Hair
Complexion

Place of Birth
SSN
DLN
DL State
DL Country
Occupation/Grade
Employer/School
Employer Address
Employer CSZ
Res. County
Res. Country
Resident Status
Testify

Phone/Email
Type

Description

Supplemental IDs
ID Type

ID Number

ID Issuer

Name

Witness Notes **Student Enforcement Aide.**

Witness W2: Bates, Bonnie

Witness Code **W2**
Name **Bates, Bonnie**
Aliases
Alert(s)

Address **2800 W BIG BEAVER RD**
CSZ **Troy, MI 48084**

Attire

DOB
Age
Sex **F - Female**
Race **W - White**
Ethnicity
Ht.
Wt.
Eye Color
Hair Color
Facial Hair
Complexion

Place of Birth
SSN
DLN
DL State
DL Country
Occupation/Grade
Employer/School
Employer Address
Employer CSZ
Res. County
Res. Country
Resident Status
Testify

Phone/Email
Type

Description

Supplemental IDs
ID Type

ID Number

ID Issuer

Name

Witness Notes **Manager at the California Pizza Kitchen. Advised of the situation.**

NARRATIVE REPORT WITNESS STATEMENT

SUPP CORR DELETE PAGE 1 OF 1

01	DATE 12/06/07	DAY THU	SHIFT 04	PLAT 99	BADGE 1	BADGE 2	INCIDENT STATUS <input type="checkbox"/> CLR ARREST <input type="checkbox"/> UNF <input type="checkbox"/> CLR EXCEPT <input type="checkbox"/> INACT	PRIM CLASS	YEAR 07	INCIDENT # 45829
----	------------------	------------	-------------	------------	---------	---------	---	------------	------------	---------------------

02
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06 At 4:50 PM on December 6, 2007 I walked into the California Pizza Kitchen
07 located within Somerset Mall at 2800 W. Big Beaver in Troy, MI. I approached
08 the bar and ordered a glass of Sam Adams Boston Lager. The clerk
09 asked me for my ID at which time I told him it was out in my
10 car. I offered to grab it from my car when the clerk responded by
11 telling me not to worry about it. He proceeded to serve the
12 glass of Sam Adams Boston Lager. At that point I also ordered
13 a cup of Chicken Chauder. As he prepared the soup I walked out to
14 Sgt. Schaufler and informed him of the sale.

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28 Taken By: Sgt. J. Schaufler (SIGNATURE)

29 Place: 2800 W. BIG BEAVER Date: 12/06/07 Time: 6 PM

INVESTIGATING OFFICER(S) DPU - SGT. SCHAUFLE	REVIEWED BY	ASSIGNED TO / BADGE	ATTENTION TO
---	-------------	---------------------	--------------

State of Michigan
Uniform Law Citation

Ticket No. **710336** Victim Involved

US DOT # _____ Incident No. **07-45829** Dept. No. **784**

The People of: the State of Michigan
 Township City Village County

Local Use/Arrest No. _____ Detection Device _____

OF: **TROY** BAC _____ 1 . 1

Street **ERIK BIALKOWSKI**
740 TRINWAY

City **TROY** State **MI** Zip Code **48085**

Vehicle Plate No. _____ Year _____ State _____ Vehicle Description (Year, Make, Color) _____ Veh. Type _____

THE PERSON NAMED ABOVE, in violation of Local Ordinance State Law Administrative Rule

UPON **2800 W. BIG BEAVER**

AT OR NEAR **CALIFORNIA PIZZA KITCHEN**

WITHIN CITY VILLAGE TOWNSHIP OF **TROY**

COUNTY OF **OAKLAND** DID THE FOLLOWING

Type	MCL Cite/PACC Code/Ordinance	Description (include any bond amount collected on each charge)	Charge No.
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv	<input type="checkbox"/> Authorization pend. 98.10.11	FAIL TO INQUIRE AS TO AGE	1
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv	<input type="checkbox"/> Authorization pend.		2
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv	<input type="checkbox"/> Authorization pend.		3

TO THE COURT: Do not arraign on a felony charge until an authorized complaint is filed.

Offense Code(s) _____

1 _____ 2 _____ 3 _____

Key for Type: C/I = Civil Infraction Misd = Misdemeanor Fel = Felony Warn = Warning Fug = Fugitive
Waiv = Violation for Which Fines/Costs May be Waived Authorization pend. = Authorization pending

Remarks: **SALE OF ALCOHOLIC BEVERAGE TO A MINOR : BOSTON LABEL BEER**

CHECK IF APPROPRIATE Damage to Property Local Court Bond \$ _____
 Vehicle Impounded Injury License Posted in Lieu of Bond
 Traffic Crash Death Appearance Certificate

Person in Active Military Service Yes No None

SEE DATE BELOW. SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS

Appearance Date on or before **12/19/07 8:30**

Hearing Date (if applicable) on _____ Contact Court

Juvenile Traffic Misd. (Court will Notify) Formal Hearing Required. (Court will Notify)

In the **52-4 DISTRICT** Court of **OAKLAND COUNTY**

Court Address & Phone Number
**520 W. BIG BEAVER RD.
TROY, MI 48084
PHONE (248) 528-0400**

I served a copy of the civil infraction complaint upon the defendant (or owner/occupant by posting if applicable). I declare under the penalties of perjury that the statements above are true to the best of my information, knowledge, and belief.

Complainant's Signature and receipt if applicable _____ Month **12** Day **06** Year **07**

Officer's Name (printed) **J. SCHAUFLE** Officer's ID No. **201**

Agency ORI _____ Agency Name **TROY POLICE DEPARTMENT**

Ticket
710336
Name
Case No.

LCC Liquor Licensee History

Business name: **Homewood Suites**

Address: 1495 Equity W.

Licensee: Troy Hotel Property LLC

License type: **B Hotel**

Permits: 2 Dir Conn

Comments: Rep: Sandra Cotter (Atty) (517)374.9100
Melissa Whitcomb, Manager on site

Date	Troy Incident #	Type	Disposition	Date
07/22/02		Council approves license transfer from Jonathan B Pub in Novi		
04/24/03	03-12228	Compliance Test	PASSED	
06/26/03	03-19504	Compliance Test	PASSED	
10/29/03	03-33472	Compliance Test	PASSED	
03/23/04	04-08529	Compliance Test	PASSED	
04/28/04	04-12176	Liquor Inspection (Road Patrol- Swift)	NO VIOLATIONS	
05/05/04	04-12999	Liquor Inspection (Road Patrol- Swift)	NO VIOLATIONS	
06/30/04	04-19811	Compliance Test	PASSED	
07/15/04	04-21326	Liquor Inspection (Road Patrol- Swift)	NO VIOLATIONS	
11/16/04	04-36469	Liquor Inspection (Road Patrol- Zagacki)	NO VIOLATIONS	
01/24/05	05-02734	Liquor Inspection (Road Patrol- Zagacki)	NO VIOLATIONS	
03/07/05	05-07682	Liquor Inspection (Road Patrol- Zagacki)	NO VIOLATIONS	
04/21/05	05-13082	Liquor Inspection (Road Patrol- Talasis)	NO VIOLATIONS	
07/27/05	05-26100	Liquor Inspection (Road Patrol- Daniels)	NO VIOLATIONS	
08/31/05	05-30875	Liquor Inspection (Road Patrol- Daniels)	NO VIOLATIONS	
01/15/05	06-1917	Liquor Inspection (Road Patrol- Minton)	NO VIOLATIONS	
03/12/06	06-9519	Liquor Inspection (Road Patrol- Minton)	NO VIOLATIONS	

04/20/06	06-14861	Liquor Inspection (Road Patrol- Allan)	NO VIOLATIONS
07/15/06	06-27080	Liquor Inspection (Road Patrol- Allan)	NO VIOLATIONS
07/26/06		Compliance Test	PASSED
08/19/06	06-32164	Liquor Inspection (Road Patrol- Allan)	NO VIOLATIONS
05/10/07	07-17182	Compliance Test	PASSED
05/14/07	07-17856	Liquor Inspection (Road Patrol- Rushton)	NO VIOLATIONS
06/30/07	07-24483	Liquor Inspection (Road Patrol- Rushton)	NO VIOLATIONS
08/27/07	07-32755	Liquor Inspection (Road Patrol- Rushton)	NO VIOLATIONS
10/18/07	07-32183	Compliance Test	PASSED
11/16/07	07-43434	Liquor Inspection (Road Patrol- Giovannoni)	NO VIOLATIONS
12/13/07 01/02/08	07-45867	Compliance Test - Sale to Minor (DPU) Dist Ct MLCC Hearing	Violation P/G \$100 Fine Pending



Michigan Department of Consumer & Industry Services
MICHIGAN LIQUOR CONTROL COMMISSION (MLCC)
7150 Harris Drive - P.O. Box 30005
Lansing, Michigan 48909-7505
Phone (517) 322-1390 ~ FAX (517) 322-6347

VIOLATION REPORT
(Authorized by P.A.58 of 1998)

* This report is not to be faxed or electronically submitted - an original signature is required*

* Officers please obtain License No., Bus. ID and File # directly from the liquor license *
116290-2007 SS

License No. 116291-2007 Business ID 142418 File # D69122/D132.5

1. Name of Licensee Troy Hilton Property, LLC 2. Doing Business As Hilton Homewood Suites

3. Mailing Address (street, city, zip code) 1495 Equity Drive; Troy 48084

4. Township _____ 5. County Oakland

6. Type of License(s) & Permit(s) B Hotel; SDM; SS

7. Date of Violation: Thursday 12/13/07 5:35 AM or PM
(DAY) (DATE) (HOUR)

8. Violation Type: Minor
 Intoxicated Person After hours sales/consumption
 Gambling Fighting (must be inside licensed premises)
 Controlled Substances Failure to Cooperate
 Prohibited Conduct OTHER: _____

If MINOR: Birth date _____ Was this a DECOY ? Yes No If no, you MUST answer below:
If above minor violation was NOT a decoy describe enforcement action taken: _____

COPY OF APPEARANCE TICKET MUST BE ATTACHED

9. Submit Report Below or Indicate Attached Report # 07-45867

* REMINDER, PLEASE MAIL THIS REPORT TO THE ADDRESS ABOVE.*

Officer Signature Sgt. John Schaufler Name and Title (print) Sergeant John Schaufler

Officer Signature _____ Name and Title (print) _____

Department Name Troy Police Department Phone # 248-524-3431

WITNESSES

1. Name _____ Address 500 W Big Beaver Rd; Troy MI 48084

Will testify to: Purchase - bottle of Samuel Adams Boston Lager

2. Name _____

Will testify to: Sold alcohol to minor

3. Name Melissa Whitcomb Address 1495 Equity Dr; Troy MI 48084

Will testify to: Manager

4. Name _____ Address _____

Will testify to:

5. Name _____ Address _____

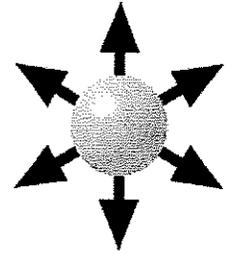
Will testify to:

EVIDENCE

Location Held (Explain): Business - bottle of Samuel Adams Boston Lager

Case #0700011851

Face Sheet Printed: 12/14/2007 9:51:47 AM
Case Open Date: 12/14/2007
Case Close Date: N/A
Case Subject: 4102 - Liquor Violation - Sell
Agency: TR - Troy PD



Status: OPEN

CR No: 0700011851.1 Status: S - Submitted

Involved Entities

Entity Type	Entity Name	Offense
Arrestee	[REDACTED]	Liquor Violation - Sell

Call for Service Information

CFS Number: 070045867

CFS Date: 12/5/2007

Time Received: 6:12:02 PM

Time Arrived:

Location: 1495 W EQUITY DR
City: Troy

Disposition: Report Taken

Reported Offense: C3309 - Liquor Inspection

Verified Offense: 4102 - Liquor Violation - Sell

Officers: 00201 - Schaufler, John

Assignment History

Officer: 00201 - Schaufler, John

Date Assigned: 12/14/2007 9:23:57 AM

Date Unassigned: N/A

Troy PD Arrest Report

Case No. 0700011851
Report No. 0700011851.1
Report Date: 12/14/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

1

Page 1 of 3

Subject: 4102 - Liquor Violation - Sell

Case Report Status	I - In Process	Entered On	12/14/2007 9:25:21 AM	Reporting Officer	
Agency County	63 - Oakland	Entered By	00201 - Schaufler, John	Assisted By	00201 - Schaufler, John
Agency City/Township	84 - Troy	Verified On		Agency Assisted	
Occurred On	12/13/2007 5:35:00 PM	Verified By		Call for Service #	070045867
Or Between		Approved On			
Business Name	Homewood Suites	Approved By			
Location	1495 W EQUITY DR	Related Cases			
CSZ	Troy, MI 48084	Disposition	Arrest		
Census/Geo Code		Excp. Clear Reason			
Jurisdiction		Excp. Clear Date			
Grid		Reporting Agency	Troy PD		
Sector		Report Type	Arrest Report		
Map		Division	Patrol		
Call Source	Telephone	Notified			
Vehicle Activity		Related Cases			
Dir. Veh. Traveling					
Cross Street					
Means					
Motive					

Report Narrative 07-45867

I (Sgt Schaufler) was with Student Enforcement Aide [redacted] On 12/13/07 at approximately 1735hrs. We went to Homewood Suites located at 1495 Equity Dr in Troy, MI to conduct an LCC inspection. [redacted] did not have any identification with him as it was being held at the police station. [redacted] entered the hotel lobby and approached the bar. [redacted] stated he ordered a bottle of Samuel Adams Boston Lager. [redacted] stated that the server did not ask him for any identification or his date of birth and served him the bottle of beer without question. I was in the lobby area and observed [redacted] order and receive the alcohol. [redacted] contacted me and I entered the hotel and spoke with the server, [redacted] who was issued citation #710337 for furnishing alcohol to a person under 21 [redacted] stated it was her second day and that she had just turned 18 and hadn't yet had her formal training. I then spoke to manager Melissa Whitcomb who provided me with the business' LCC license and I completed the Violation Report and advised Whitcomb what would be required of her.

Offense Detail: 4102 - Liquor Violation - Sell

Offense Description	4102 - Liquor Violation - Sell	Location Type	14 - Hotel/Motel/Etc.	No. Prem. Entered	
IBR Code	90G - Liquor Law Violations	Offense Completed?	Yes	Entry Method	
IBR Group	B	Hate/Bias	00 - None (No Bias)	Type Security	
Crime Against	SO	Domestic Violence	No	Tools Used	
Offense File Class	41002 - LIQUOR VIOLATIONS -OTHER				
PACC					
Local Code					
Using					
Criminal Activity					
Force Level					
Weapons					

Troy PD Arrest Report

Case No. 0700011851
 Report No. 0700011851.1
 Report Date: 12/14/2007

Troy PD
 500 W Big Beaver
 Troy, MI 48084
 248 524-3477

2

Arrestee A1

Arrestee Number
 Name
 Aliases
 Alert(s)
 Address
 CSZ
 MO
 Attire
 Habitual Offender Status

**173 Lakeshore Dr
 Clarkston, MI 48348**

Sex **F - Female**
 Race **W - White**
 Ethnicity **U - Unknown**
 Ht.
 Wt.
 Eye Color
 Hair Color
 Hair Style
 Hair Length
 Facial Hair

Place of Birth
 SSN
 DLN
 DL State
 DL Country
 Occupation/Grade
 Employer/School
 Employer Address
 Employer CSZ
 Res. County
 Res. Country
 Resident Status

**C - Resides in the
 County but not
 the community
 where the offense
 occurred**

Complexion
 Build
 Teeth

Phone/Email
 Type

Description

Supplemental IDs
 ID Type

ID Number

ID Issuer

Name

Physical Characteristics
 Type

Descriptor

Description

Arrest No. **710337**
 Arrest Type **S - Summoned/Cited**
 FBI No.

Criminal Tracking
 Number CTN
 Transaction Control
 Number TCN
 Person Control
 Number PCN
 State No.

Arrested For **4102 - Liquor Violation - Sell**

Armed With **01 - Unarmed**
 Multi. Clearance **N - Not Applicable**

Multi. Clearance
 Offense
 Prev. Suspect No.
 Notified Name

Count
 Fingerprints
 Photos
 Miranda Read
 Miranda Waived
 Number of Warrants

Booked On
 Booked Location
 Released Location
 Released On
 Released By
 Release Reason

Juvenile Disposition
 Adult Present

Held For
 Date/Time Arrested

**12/13/2007 5:35:00
 PM**

Arrest Notes

Detention Name

Arrest Location

Witness W1:

Witness Code **W1**

DOB

Place of Birth

Troy PD Arrest Report

Case No. 0700011851
Report No. 0700011851.1
Report Date: 12/14/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

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Page 3 of 3

Name	Age	18	SSN
Aliases	Sex	M - Male	DLN
Alert(s)	Race	W - White	DL State
	Ethnicity	U - Unknown	DL Country
Address	Ht.		Occupation/Grade
CSZ	Wt.		Employer/School
Attire	Eye Color		Employer Address
	Hair Color		Employer CSZ
	Facial Hair		Res. County
	Complexion		Res. Country
			Resident Status
			Testify

Phone/Email

Type

HOMEPHONE1 - Home Phone #1

Supplemental IDs

ID Type

ID Number

ID Issuer

Name

Witness Notes

**NARRATIVE REPORT
 WITNESS STATEMENT**

01	DATE 12/13/07	DAY THU	SHIFT 02	PLAT 99	BADGE 1 201	BADGE 2	INCIDENT STATUS <input type="checkbox"/> CLR ARREST <input type="checkbox"/> UNF <input type="checkbox"/> CLR EXCEPT <input type="checkbox"/> INACT	PRIM CLASS 	YEAR 07	INCIDENT # 45867
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02
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06 At approximately 1735 on December 13th, 2007 I entered Homewood
 07 Suites located at 1495 Equity Dr. in Troy, MI. I walked directly
 08 to the bar area of the hotel. I approached the bar and ordered
 09 a bottle of Samuel Adams Boston Lager. The server did not ask me
 10 for any ID nor my DOB. Rather, she handed me one bottle of Samuel
 11 Adams Boston Lager without question. At this time I sat at a
 12 table and contacted Sgt. Schaufler. Once the Sgt. entered the
 13 hotel I exited the hotel.

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28 Taken By: Sgt. Schaufler
 (SIGNATURE)

29 Place: 1495 Equity Dr - Homewood Suites Date: 12/13/07 Time: 5:45 PM

INVESTIGATING OFFICER(S) <u>DP 11 - Sgt. Schaufler</u>	REVIEWED BY	ASSIGNED TO / BADGE	ATTENTION TO
---	-------------	---------------------	--------------

State of Michigan
Uniform Law Citation

Ticket No. 710937 Victim Involved

US DOT # _____ Incident No. 07-45067 Dept. No. 784

The People of: the State of Michigan
 Township City Village County

Local Use/Arrest No. _____ Detection Device _____

OF: TROY BAC _____

Street ELIZABETH JUSTINE GENSLAK
173 LAKESHORE DR.

City CLARKSTON State MI Zip Code 48348

Vehicle Plate No. _____ Year _____ State _____ Vehicle Description (Year, Make, Color) _____ Veh. Type _____

THE PERSON NAMED ABOVE, in violation of Local Ordinance State Law Administrative Rule

UPON 1495 EQUITY DR

AT OR NEAR HOMEWOOD SUITES

WITHIN CITY VILLAGE TOWNSHIP OF TROY

COUNTY OF OAKLAND

Type	MCL Cite/PACC Code/Ordinance	Description (include any bond amount collected on each charge)	Charge No.
<input checked="" type="checkbox"/> Misd <input type="checkbox"/> Fel	<u>98.10.06</u>	<u>FURNISH ALCOHOL TO A PERSON UNDER 21 YRS</u>	<u>2</u>
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Misd <input type="checkbox"/> Fel	<input type="checkbox"/> Authorization pend.		<u>3</u>

TO THE COURT: Do not arraign on a felony charge until an authorized complaint is filed.

Offense Code(s) _____

1 _____ 2 _____ 3 _____

Key for Type: C/I = Civil Infraction Misd = Misdemeanor Fel = Felony Warn = Warning Fug = Fugitive
Waiv = Violation for Which Fines/Costs May be Waived Authorization pend. = Authorization pending

Remarks: PROVIDED SAMUEL ADAMS BOSTON LAGER BEER TO POLICE DR COY

CHECK IF APPROPRIATE Damage to Property Local Court Bond \$ _____
 Vehicle Impounded Injury License Posted in Lieu of Bond _____
 Traffic Crash Death Appearance Certificate _____
Person in Active Military Service Yes No None _____

SEE DATE BELOW - SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS

Appearance Date on or before 12/27/07

Hearing Date (if applicable) on 8:30am Contact Court

Juvenile Traffic Misd. (Court will Notify) Formal Hearing Required. (Court will Notify)

In the 52-4 DISTRICT Court of OAKLAND COUNTY

Court Address & Phone Number
520 W. BIG BEAVER RD.
TROY, MI 48084
PHONE (248) 528-0400

I served a copy of the civil infraction complaint upon the defendant (or owner/occupant by posting if applicable).
I declare under the penalties of perjury that the statements above are true to the best of my information, knowledge, and belief.

Complainant's Signature and receipt if applicable: John Schnauffer

Month 12 Day 13 Year 07

Officer's Name (printed): JOHN SCHNAUFFER Officer's ID No. 201

Agency ORI: MI-6378400 Agency Name: TROY POLICE DEPARTMENT

UC-01a (rev. 6/05) COURT COPY 1

Ticket: 710937
Name:
Case No.:

LCC Liquor Licensee History

Business name: **LaShish**
 Address: 3720 Rochester
 Licensee: LaShish, Inc. (313) 441-2900
 License type: **Class C (100797-2002)**
 Permits: Sunday Sales
 Comments: Contact: Mustafa Dakroub (313) 562-7200

Date	Troy Incident #	Type	Disposition	Date
11/20/00		Council approves license transfer from Jacques Mediterranean		
11/01/00	00-40521	Compliance Test	PASSED	
11/17/00	00-42667	Compliance Test	PASSED	
02/08/01	01-04633	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/03/01		Compliance Test	PASSED	
06/06/01	01-19776	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/16/01	01-29475	Sale to Minor (Compliance Test)	\$400	10/23/01
10/02/01	01-35422	Compliance Test	PASSED	
10/16/01	01-37330	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/26/02	02-06156	Compliance Test	PASSED	
02/27/02	Council	Public Hearings for 2001 Violation(s)-Resolution requiring TIPS/TAM training for all employees who sell alcohol with proof to the PD within 60 days		
04/16/02		Proof Received (Mgr to be trained as trainer then train staff)		
04/30/02	02-13429	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/27/02	02-20610	Compliance Test	PASSED	
07/25/02	02-24146	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
09/18/02	02-30865	Liquor Inspection (Road Patrol- Sewell)	NO VIOLATIONS	
10/11/02	02-33530	Compliance Test	PASSED	

11/10/02	02-36722	Liquor Inspection (Road Patrol- Drewek)	NO VIOLATIONS	
01/04/03	03-444	Liquor Inspection (Road Patrol- Drewek)	NO VIOLATIONS	
03/06/03	03-6802	Liquor Inspection (Road Patrol- Drewek)	NO VIOLATIONS	
04/24/03	03-12244	Compliance Test	PASSED	
06/20/03	03-18715	Compliance Test	PASSED	
07/15/03	03-21722	Liquor Inspection (Road Patrol- Barton)	NO VIOLATIONS	
08/03/03	03-23997	Liquor Inspection (Road Patrol- Barton)	NO VIOLATIONS	
09/10/03	03-28266	Liquor Inspection (Road Patrol- Barton)	NO VIOLATIONS	
10/28/03	03-33303	Sale to Minor (compliance test)	\$600 fine	12/23/03
01/17/04	04-1713	Liquor Inspection (Road Patrol- Drewek)	NO VIOLATIONS	
02/18/04	Council	Public Hearings for 2003 Violation(s)-Resolution requiring TIPS/TAM training for all employees who sell alcohol with proof to the PD by 03/30/04; employee contracts re: alcohol sales		
02/21/04	04-05314	Liquor Inspection (Road Patrol-Drewek)	NO VIOLATIONS	
03/12/04	04-07352	Liquor Inspection (Road Patrol-Drewek)	NO VIOLATIONS	
03/23/04	04-08562	Compliance Test	PASSED	
03/29/04		Proof received		
05/20/04	04-14702	Liquor Inspection (Road Patrol- Schehr)	NO VIOLATIONS	
06/30/04	04-19832	Compliance Test	PASSED	
08/01/04	04-23365	Liquor Inspection (Road Patrol- Schehr)	NO VIOLATIONS	
09/11/04	04-28953	Liquor Inspection (Road Patrol- Schehr)	NO VIOLATIONS	
11/08/04	04-35455	Liquor Inspection (Road Patrol-Drewek)	NO VIOLATIONS	
03/04/05	05-07321	Compliance Test	PASSED	
05/10/05	05-15457	Liquor Inspection (Road Patrol-Swift)	NO VIOLATIONS	
05/14/05	05-16013	Liquor Inspection (Road Patrol-Pappas)	NO VIOLATIONS	
09/21/05	05-33520	Liquor Inspection (Road Patrol-Pappas)	NO VIOLATIONS	
12/12/05	05-43713	Liquor Inspection (Road Patrol-Pappas)	NO VIOLATIONS	
05/15/06	06-18192	Liquor Inspection (Road Patrol-Dungjen)	NO VIOLATIONS	
07/13/06	06-26761	Liquor Inspection (Road Patrol-Sinutko)	NO VIOLATIONS	

07/26/06		Compliance Test	PASSED
08/25/06	06-33020	Liquor Inspection (Road Patrol-Sinutko)	NO VIOLATIONS
11/18/06	06-43824	Liquor Inspection (Road Patrol-Sinutko)	NO VIOLATIONS
01/24/07	07-1506	Liquor Inspection (Road Patrol-Sinutko)	NO VIOLATIONS
01/24/07		Compliance Test	PASSED
05/10/07	07-17213	Compliance Test	PASSED
10/18/07	07-39731	Liquor Inspection (Road Patrol-Mouch)	NO VIOLATIONS
10/18/07	07-32121	Compliance Test	PASSED
12/07/07	07-46205	Liquor Inspection (Road Patrol-Mouch)	NO VIOLATIONS
12/13/07 12/26/07	07-45807	Compliance Test - Sale to Minor (DPU) Dist Ct MLCC Hearing	Violation P/G \$250 Fine Pending



Michigan Department of Consumer & Industry Services
 MICHIGAN LIQUOR CONTROL COMMISSION (MLCC)
 7150 Harris Drive - P.O. Box 30005
 Lansing, Michigan 48909-7505
 Phone (517) 322-1390 ~ FAX (517) 322-6347

VIOLATION REPORT
 (Authorized by P.A.58 of 1998)

* This report is not to be faxed or electronically submitted - an original signature is required*

* Officers please obtain License No., Bus. ID and File # directly from the liquor license *

License No. 100797-2007 SS Business ID 135216 File # _____

1. Name of Licensee LaShish, Inc. 2. Doing Business As LaShish

3. Mailing Address (street, city, zip code) 3720 Rochester Road; Troy 48083

4. Township _____ 5. County Oakland

6. Type of License(s) & Permit(s) Class C

7. Date of Violation: Thursday 12/13/07 6:35 AM or PM
 (DAY) (DATE) (HOUR)

8. Violation Type: Minor
 Intoxicated Person After hours sales/consumption
 Gambling Fighting (must be inside licensed premises)
 Controlled Substances Failure to Cooperate
 Prohibited Conduct OTHER: _____

if MINOR: Birth date _____ Was this a DECOY? Yes No If no, you MUST answer below:
 If above minor violation was NOT a decoy describe enforcement action taken:

COPY OF APPEARANCE TICKET MUST BE ATTACHED

9. Submit Report Below or Indicate Attached Report # 07-45807

* REMINDER, PLEASE MAIL THIS REPORT TO THE ADDRESS ABOVE.*

Officer Signature [Signature] Name and Title (print) Officer Matthew Redmond

Officer Signature [Signature] Name and Title (print) Officer Daniel Galich

Department Name Troy Police Department Phone # 248-524-3431

WITNESSES

1. Name _____ Address 500 W Big Beaver Rd; Troy MI 48084

Will testify to: Purchase - glass of Merlot wine

2. Name Shayla Gries Address 45860 Spring Ln; Shelby Twp MI 48317

Will testify to: Sold alcohol to minor

3. Name Abbas Fakh Address 10628 W Warren; Dearborn MI 48126

Will testify to: Manager

4. Name _____ Address _____

Will testify to:

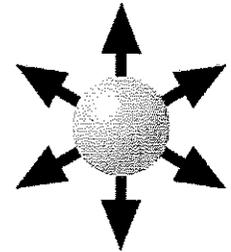
5. Name _____ Address _____

Will testify to:

EVIDENCE

Location Held (Explain): Business - glass of Merlot wine
Sales receipt

Case #0700011840



Status: OPEN

Face Sheet Printed: 12/14/2007 9:10:14 AM
Case Open Date: 12/13/2007
Case Close Date: N/A
Case Subject: C3309 - Liquor Inspection
Agency: TR - Troy PD

CR No: 0700011840.1 Status: S - Submitted

Involved Entities

Entity Type	Entity Name	Offense
Arrestee	Gries, Shayla Michelle	Liquor Violation - Sell
Property		

Property Type	Property Description	Property Status
Receipt 5488	sales receipt	Evidence (Including Other Seized Property And Tools)

Call for Service Information

CFS Number: 070045807	Disposition: No Report
CFS Date: 12/5/2007	Reported Offense: C3309 - Liquor Inspection
Time Received: 5:11:50 PM	Verified Offense: C3309 - Liquor Inspection
Time Arrived:	Officers: 00048 - Redmond, Matthew
Location: 3720 ROCHESTER RD	
City: Troy	

Assignment History

Officer: **00048 - Redmond, Matthew**
Date Assigned: **12/13/2007 9:29:59 PM**
Date Unassigned: **N/A**

Troy PD Arrest Report

Case No. 0700011840
Report No. 0700011840.1
Report Date: 12/13/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

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Page 1 of 4

unSubject: **Liquor Violation**

Case Report Status **I - In Process** Entered On **12/13/2007 9:30:39 PM** Reporting Officer
Agency County **63 - Oakland** Entered By **00048 - Redmond, Matthew** **00048 - Redmond, Matthew**

Agency City/Township **84 - Troy** Verified On
Verified By
Occurred On **12/13/2007 6:35:00 PM** Approved On
Approved By
Or Between
Business Name
Location **3720 ROCHESTER RD** Related Cases
Disposition **Arrest**
CSZ **Troy, MI 48083** Excp. Clear Reason
Excp. Clear Date
Census/Geo Code Reporting Agency **Troy PD**
Jurisdiction Report Type **Arrest Report**
Grid Division
Sector Notified
Map
Call Source **Telephone** Related Cases
Vehicle Activity
Dir. Veh. Traveling
Cross Street
Means
Motive

Agency Assisted
Assisted By **00019 - Galich, Daniel**
Call for Service # **070045807**

Report Narrative **07-45807**

Ofc Galich and I (Ofc M. Redmond) and Student Enforcement Aide went to La Shish located at 3720 Rochester to conduct an L.C.C. inspedtion. had no identification with her as it was held at the Troy Police Department. She entered the business and was seated at a table. then ordered a glass of merlot wine. The waitress, later identified as Shayla Gries, did not ask for any form of identification or a date of birth and then served a glass of wine to who paid for it with a \$20 bill. notified Ofc Galich and I who entered the restaurant and spoke to the Manager - Abbas Fakh. Gries was cited for fail to inquire as to age (citation # 710289). Gries acknowledged selling to Student Enforcement Aide and further advised officers she thought she knew from a previous meeting and thought she had saw her identification before and believed she was over 21 years old. I gathered the the necessary information from the restaurant's liquor license and completed the Violation Report and advised Fakh what would be required of him.

The sales receipt was tagged and placed into evidence (tag #143678).

No further action taken.

Offense Detail: 4102 - Liquor Violation - Sell

Offense Description	4102 - Liquor Violation - Sell	Location Type	21 - Restaurant	No. Prem. Entered	
IBR Code	90G - Liquor Law Violations	Offense Completed?	Yes	Entry Method	
IBR Group	B	Hate/Bias	00 - None (No Bias)	Type Security	
Crime Against	SO	Domestic Violence	No	Tools Used	
Offense File Class	41002 - LIQUOR VIOLATIONS -OTHER				
PACC					
Local Code					
Using					
Criminal Activity					

Troy PD Arrest Report

Case No. 0700011840
 Report No. 0700011840.1
 Report Date: 12/13/2007

Troy PD
 500 W Big Beaver
 Troy, MI 48084
 248 524-3477

2

Force Level
 Weapons

Arrestee A1: Gries, Shayla Michelle

Arrestee Number	A1	DOB		Place of Birth	
Name	Gries, Shayla Michelle	Age	27	SSN	
Aliases		Sex	F - Female	DLN	
Alert(s)		Race	W - White	DL State	
		Ethnicity	U - Unknown	DL Country	
Address	45860 Spring Lane Apt 108	Ht.		Occupation/Grade	
CSZ	Shelby Township, MI 48317	Wt.		Employer/School	
MO		Eye Color		Employer Address	
Attire		Hair Color		Employer CSZ	
Habitual Offender Status		Hair Style		Res. County	
		Hair Length		Res. Country	
		Facial Hair		Resident Status	S - Resides in the State but not the county or community where the offense occurred
		Complexion			
		Build			
		Teeth			

Phone/Email
 Type Description

Supplemental IDs
 ID Type ID Number ID Issuer Name

Physical Characteristics
 Type Descriptor Description

Arrest No.	720289	Arrested For	4102 - Liquor Violation - Sell
Arrest Type	S - Summoned/Cited	Count	
FBI No.		Fingerprints	Booked On
Criminal Tracking Number CTN		Photos	Booked Location
Transaction Control Number TCN		Miranda Read	Released Location
Person Control Number PCN		Miranda Waived	Released On
State No.		Number of Warrants	Released By
Armed With	01 - Unarmed	Juvenile Disposition	Release Reason
Multi. Clearance	N - Not Applicable	Adult Present	Held For
Multi. Clearance Offense		Detention Name	Date/Time Arrested
Prev. Suspect No.			12/13/2007 6:35:00 PM
Notified Name			Arrest Location
Arrest Notes			

Troy PD Arrest Report

Case No. 0700011840
Report No. 0700011840.1
Report Date: 12/13/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

3

Page 3 of 4

Witness W1:

Witness Code

Name

Aliases

Alert(s)

Address **500 W BIG BEAVER RD**
CSZ **Troy, MI 48084**

Attire

Ht.

Wt.

Eye Color

Hair Color

Facial Hair

Complexion

Place of Birth

SSN

DLN

DL State

DL Country

Occupation/Grade

Employer/School

Employer Address

Employer CSZ

Res. County

Res. Country

Resident Status

Testify

Phone/Email

Type

Description

Supplemental IDs

ID Type

ID Number

ID Issuer

Name

Witness Notes

Property Description Item 1: 1812 - Receipt 5488 - sales receipt

Item No. **1**

Property Category **1812 - Receipt 5488**

Property Class **88**

IBR Type **77 - Other**

UCR Type **K - Miscellaneous**

Status **E - Evidence (Including Other Seized
Property And Tools)**

Count **1**

Value **1**

Manufacturer **La Shish**

Model

Serial No.

License No.

Color

Description **sales receipt**

Vehicle Year

Body Style

State

License Year

Recovered Date/Time

Owner

Disposition **depository**

Evidence Tag **143678**

Alert(s)

Evidence Recovered By

Evidence Recovered From

Evidence Location

Troy PD Arrest Report

Case No. 0700011840
Report No. 0700011840.1
Report Date: 12/13/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

4

Page 4 of 4

Drug Type
Drug Quantity
Drug Measure

Property Notes

NARRATIVE REPORT WITNESS STATEMENT

01	DATE 11/01/07	DAY THU	SHIFT 02	PLAT 9A	BADGE 1 49	BADGE 2	INCIDENT STATUS <input type="checkbox"/> CLR ARREST <input type="checkbox"/> UNF <input type="checkbox"/> CLR EXCEPT <input type="checkbox"/> INACT	PRIM CLASS	YEAR 07	INCIDENT # 4987
----	------------------	------------	-------------	------------	---------------	---------	---	------------	------------	--------------------

02
03
04

05 E-mail Address: _____ Cell Phone: _____

06 At 6:30pm I entered La Shish and ordered Merlot
07 wine. The waitress brought the wine, and ~~asked for ID~~
08 did not ask for identification or date of birth. I then
09 contacted officer Galich and officer Redmond. The
10 waitress was a white female in her twenties with
11 sandy blond hair.

12
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26

27 _____ X: _____
28 Taken By: M. A. 49

29 Place: 500 W. Big Beaver Date: 11-13-07 Time: 2100

INVESTIGATING OFFICER(S) Redmond / Galich	REVIEWED BY	ASSIGNED TO / BADGE	ATTENTION TO
--	-------------	---------------------	--------------

Welcome to our humble home.....

La Shish, Inc.
3720 Rochester
Troy, MI 48083

1019 SHYLA G

Tbl F3/1

Chk 1477
13Dec'07 06:23PM

Gst 2

1 MERLOT

4.75

SUBTOTAL

4.75

TAX

0.29

06:34PM TOTAL DUE

5.04

May your holidays sparkle with
the magic of the season . . .
Wishing you all the timeless
treasures of Christmas!!

Merry Christmas & Happy New Year

State of Michigan Uniform Law Citation

Ticket No. 720289 Victim Involved

US DOT # Incident No. 57-45807 Dept. No.

The People of: the State of Michigan Township City Village County

Local Use/Arrest No. Detection Device

OF: TROY BAC 1 of 1

Name (First, Middle, Last) SHAYLA MICHELLE GRIES

Street 45860 SPRING LAKE APT 108

City State Zip Code SHELBY TWP MI 48317

Vehicle Plate No. Year State Vehicle Description (Year, Make, Color) Veh. Type

THE PERSON NAMED ABOVE, in violation of Local Ordinance State Law Administrative Rule

UPON 3720 ROXBORO

AT OR NEAR

WITHIN CITY VILLAGE TOWNSHIP OF TROY

COUNTY OF OAKLAND DID THE FOLLOWING

Type	MCL Cite/PACC Code/Ordinance	Description (include any bond amount collected on each charge)	Charge No.
<input checked="" type="checkbox"/> Misd	98.10.11	FAIL TO INQUIRE AS TO AGE	1
<input type="checkbox"/> C/I			2
<input type="checkbox"/> Misd			3

TO THE COURT: Do not arraign on a felony charge until an authorized complaint is filed.

Offense Code(s) 1 2 3

Key for Type: C/I = Civil Infraction Misd = Misdemeanor Fel = Felony Warn = Warning Fug = Fugitive
 Waiv = Violation for Which Fines/Costs May be Waived Authorization pend. = Authorization pending

Remarks:

CHECK IF APPROPRIATE Damage to Property Local Court Bond \$

Vehicle Impounded Injury License Posted in Lieu of Bond

Traffic Crash Death Appearance Certificate

Person in Active Military Service Yes No None

SEE DATE BELOW. SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS

Appearance Date on or before 12/26/07 0830 AM

Hearing Date (if applicable) on Contact Court

Juvenile Traffic Misd. (Court will Notify) Formal Hearing Required. (Court will Notify)

In the 52-4 DISTRICT Court of OAKLAND COUNTY

Court Address & Phone Number 520 W. BIG BEAVER RD. TROY, MI 48084 PHONE (248) 528-0400

I served a copy of the civil infraction complaint upon the defendant (or owner/occupant by posting if applicable).
 I declare under the penalties of perjury that the statements above are true to the best of my information, knowledge, and belief.

Complainant's Signature and receipt if applicable *Paul D. Gault*

Month Day Year 12 13 07

Officer's Name (printed) GARLAND RODMOND

Officer's ID No. 19/98

Agency ORI MI-6378400 Agency Name TROY POLICE DEPARTMENT

Ticket 720289

Name

Case No.

LCC

Liquor Licensee History

Business name: **Priya**
 Address: 72 W. Maple (248) 269-0100
 Licensee: Priya Enterprise, Inc. (Lakshmi & Ramesh Kaza)
 License type: **Resort C (41130-2002)**
 Permits: Sunday Sales, Food
 Comments: License transferred from Waterford

Date	Troy Incident #	Type	Disposition	Date
5/5/97		Council approves request.		
12/17/97	97-45789	Sale to minor (Compliance Insp)	\$800. Fine	2/26/98
03/19/99	99-10344	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/24/99	99-24015	Compliance Test	PASSED	
11/23/99	99-44941	Sale to Minor (Compliance Test) 2 counts	\$1100 (\$600/500)	05/15/00
07/25/00	none	Compliance Test	PASSED	
10/15/00	00-38241	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/19/00	00-38782	Compliance Test	PASSED	
11/16/00	00-42522	Compliance Test	PASSED	
02/04/01	01-04114	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/03/01		Compliance Test	PASSED	
08/10/01	01-28527	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/16/01	01-29482	Compliance Test	PASSED	
10/24/01	01-38372	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
11/01/01	MLCC	Sale to Minor (2x) (MLCC CT)	pending	
01/02/02	02-00137	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/22/02	02-05694	Compliance Test	PASSED	
02/25/02	02-05998	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/20/02	02-15703	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

06/27/02	02-20605	Compliance Test	PASSED
07/29/02	02-24672	Liquor Inspection (Road Patrol)	NO VIOLATIONS
09/07/02	02-29609	Liquor Inspection (Road Patrol- Hill)	NO VIOLATIONS
10/8/02	02-33516	Compliance Test	PASSED
12/09/02	02-39867	Liquor Inspection (Road Patrol-Hill)	NO VIOLATIONS
01/12/03	03-1240	Liquor Inspection (Road Patrol-Bordo)	NO VIOLATIONS
02/16/03	03-4880	Liquor Inspection (Road Patrol-Bordo)	NO VIOLATIONS
04/24/03	03-12231	Compliance Test	PASSED
05/17/03	03-14724	Liquor Inspection (Road Patrol-Bordo)	NO VIOLATIONS
06/20/03	03-18701	Compliance Test	PASSED
06/21/03	03-18809	Liquor Inspection (Road Patrol-Bordo)	NO VIOLATIONS
07/28/03	03-23292	Liquor Inspection (Road Patrol-Bordo)	NO VIOLATIONS
10/28/03	03-33335	Compliance Test	PASSED
12/15/03	03-38176	Liquor Inspection (Road Patrol-LaForest)	NO VIOLATIONS
01/12/04	04-01106	Liquor Inspection (Road Patrol-LaForest)	NO VIOLATIONS
03/06/04	04-06702	Liquor Inspection (Road Patrol-LaForest)	NO VIOLATIONS
03/23/04	04-08532	Compliance Test	PASSED
04/08/04	04-10157	Liquor Inspection (Road Patrol-Block)	NO VIOLATIONS
06/30/04	04-19506	Compliance Test	PASSED
11/18/04	04-36699	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS
01/27/05	05-03098	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS
03/03/05	05-07246	Compliance Test	PASSED
03/23/05	05-09485	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS
06/07/05	05-19185	Liquor Inspection (Road Patrol- Dungjen)	CLOSED
12/15/05	05-44141	Liquor Inspection (Road Patrol-Swift)	NO VIOLATIONS
01/05/06	06-583	Liquor Inspection (Road Patrol-Swift)	NO VIOLATIONS
07/26/06		Compliance Test	PASSED
09/21/06	06-36586	Liquor Inspection (Road Patrol-Swift)	NO VIOLATIONS

12/12/06	06-46784	Liquor Inspection (Road Patrol-Stacey)	NO VIOLATIONS
01/18/07	07-2208	Liquor Inspection (Road Patrol-Stacey)	NO VIOLATIONS
01/24/07		Compliance Test	PASSED
06/21/07	07-17193	Sale to Minor (Compliance Test)	
07/11/07:		Dist Ct	P/G \$200 Fine
08/09/07:		MLCC Hearing,	Violation Upheld: \$700 Fine



Michigan Department of Consumer & Industry Services
MICHIGAN LIQUOR CONTROL COMMISSION (MLCC)
 7150 Harris Drive - P.O. Box 30005
 Lansing, Michigan 48909-7505
 Phone (517) 322-1390 ~ FAX (517) 322-6347

VIOLATION REPORT
 (Authorized by P.A.58 of 1998)

* This report is not to be faxed or electronically submitted - an original signature is required*

* Officers please obtain *License No., Bus. ID* and *File #* directly from the liquor license *

License No. CCRES 41130-2007 SS Business ID 7461 File # D66120 D132-5

1. Name of Licensee PRIYA ENTERPRISES, INC. 2. Doing Business As PRIYA RESTAURANT

3. Mailing Address (street, city, zip code) 72 West Maple Road; Troy, Michigan 48084

4. Township Troy 5. County Oakland

6. Type of License(s) & Permit(s) CCRES

7. Date of Violation: Thursday 06/21/07 7:20 AM or PM
 (DAY) (DATE) (HOUR)

8. Violation Type: Minor
 Intoxicated Person After hours sales/consumption
 Gambling Fighting (must be inside licensed premises)
 Controlled Substances Failure to Cooperate
 Prohibited Conduct OTHER: _____

if MINOR: Birth date _____ Was this a DECOY ? Yes No If no, you MUST answer below:
 If above minor violation was NOT a decoy describe enforcement action taken:

COPY OF APPEARANCE TICKET MUST BE ATTACHED

9. Submit Report Below or Indicate Attached Report # 07-17193

* REMINDER, PLEASE MAIL THIS REPORT TO THE ADDRESS ABOVE.*

Officer Signature John W. Schaufler Name and Title (print) John Schaufler, Sergeant

Officer Signature Joseph Morgan Name and Title (print) Joseph Morgan, Officer

Department Name Troy Police Department Phone # 248-524-3477

WITNESSES

1. Name _____ Address 500 W Big Beaver Road; Troy 48084

Will testify to: No identification requested when beer was ordered and served

2. Name Satveer Kaur Address 32875 Foster Court; Fraser 48026

Will testify to: Served beer to minor

3. Name _____ Address _____

Will testify to:

4. Name _____ Address _____

Will testify to:

5. Name _____ Address _____

Will testify to:

EVIDENCE

Location Held (Explain): One 12 oz. bottle of Miller Lite beer
Property Tag No. 141497

Call For Service

CFS Number: 070017193

Date: 5/10/2007

Call For Service

CFS Number	070017193	Complainant	
Date	5/10/2007	Address	72 W Maple Rd
Dispatcher	00449 - Strasz, Jason	City, State, Zip	TROY, MI 48083
Call Source	0 - Telephone	Phone	
Received	4:17:44 PM	Call type	
Dispatched	4:18:36 PM	Reported Offense	C3309 - Liquor Inspection
Arrived		Verified Offense	4198 - Liquor - Furnishing Alcohol to a Minor
Cleared	4:18:44 PM	Tow Company	
Location	72 W Maple Rd	Vehicle	
City, State, Zip	TROY, MI 48083	Vehicle License	
Jurisdiction		Disposition	N - No Report
Grid		Priority	
Sector		Classification	
Map	0 - N/A	Agency	TR - Troy PD
X Coordinate	4100072	Case	0700005570
Y Coordinate	0117186		

Officers

00065 - Morgan, Joseph

Notes - C3309 LIQUOR INSPECT

Troy PD Crime Report

Case No. 0700005570
Report No. 0700005570.1
Report Date: 6/21/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

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Page 1 of 1

Subject: 4198 - Liquor - Furnishing Alcohol to a Minor

Case Report Status	I - In Process	Entered On	6/21/2007 9:53:13 PM	Reporting Officer	
County	63 - Oakland	Entered By	00065 - Morgan, Joseph		00065 - Morgan, Joseph
City/Township	84 - Troy	Verified On		Assisted By	
Occurred On	6/21/2007 7:20:00 PM	Verified By			
Or Between		Approved On			
Location	72 W Maple Rd	Approved By			
CSZ	TROY, MI 48083	Related Cases		Agency Assisted	
Census/Geo Code		Disposition	Active		
Jurisdiction		Excp. Clear Reason			
Grid		Excp. Clear Date			
Sector		Reporting Agency	Troy PD		
Map	0 - N/A	Division	Patrol		
Call Source	Telephone	Notified			
Vehicle Activity					
Dir. Veh. Traveling					
Cross Street					
Means					
Motive					

Report Narrative

2007-17193

Writer, Officer Morgan, and Student Enforcement Aide _____, went to Priya located at 72 W. Maple to conduct an L.C.C. inspection. _____ did not have any identification with her, it was being held at the Police Department. _____ entered Priya and was seated at a table by a hostess. Priya waitress, Satveer Kaur, approached _____ and asked her if she wanted anything to drink. _____ ordered a bottle of Miller Lite beer. Kaur never asked for any identification from _____ nor did she ask how old she was or what her date of birth was. Kaur returned to the table and provided _____ with a bottle of Miller Lite. _____ contacted Sgt. Schaufler and I via telephone and advised us that she was served alcohol.

Sgt. Schaufler and I entered Priya and spoke to Kaur. We explained the situation and issued citation number 720201 to Kaur for Fail to Inquire as to age. We also gathered the required license information to complete an L.C.C. violation report and advised the business what would be required by them. The bottle of Miller Lite was tagged into evidence. (property tag #141497)

No further action taken by officers.

Offense Detail: 4102 - Liquor Violation - Sell

Offense Description	4102 - Liquor Violation - Sell	Location Type	21 - Restaurant	No. Prem. Entered	
IBR Code	90G - Liquor Law Violations	Offense Completed?	Yes	Entry Method	
IBR Group	B	Hate/Bias	00 - None (No Bias)	Type Security	
Crime Against	SO	Domestic Violence	No	Tools Used	
Offense File Class	41002 - LIQUOR VIOLATIONS -OTHER				
PACC					
Local Code					
Using					
Criminal Activity					

Troy PD Crime Report

Case No. 0700005570
Report No. 0700005570.1
Report Date: 6/21/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

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Force Level

Suspect S1: Kaur, Satveer

Suspect Number	S1	DOB		Place of Birth	
Name	Kaur, Satveer	Age	23	SSN	
Aliases		Sex	F - Female	DLN	
Alert(s)		Race	A - Asian/Pacific Islander	DL State	
		Ethnicity	O - Other Ethnicity/National Origin	DL Country	
Address	32875 Foster Ct	Ht.		Occupation/Grade	
CSZ	Fraser, MI 48026	Wt.		Employer/School	
Home Phone		Eye Color		Employer Address	
Work Phone		Hair Color		Employer CSZ	
Email Address		Hair Style		Res. County	
Scars/Marks/Tattoos		Hair Length		Res. Country	
		Facial Hair		Resident Status	S - Resides in the State but not the county or community where the offense occurred
MO		Complexion			
Attire		Build			
Habitual Offender Status		Teeth			
Suspect Notes					

Witness W1:

Witness Code		Place of Birth	
Name		SSN	
Aliases		DLN	
Alert(s)		DL State	
		DL Country	
Address	500 W Big Beaver Rd	Occupation/Grade	
CSZ	Troy, MI 48084	Employer/School	
Home Phone		Employer Address	
Work Phone		Employer CSZ	
Email Address		Res. County	
Attire		Res. Country	
Witness Notes	Student Enforcement Aide	Resident Status	
		Testify	

Property Description Item 1: 1200 - Beer 5402 - bottle of miller lite

Item No. **1**
Property Category **1200 - Beer 5402**

Troy PD Crime Report

Case No. 0700005570
Report No. 0700005570.1
Report Date: 6/21/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

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Property Class 02
IBR Type 02 - Alcohol
UCR Type I - Consumable Goods
Status E - Evidence (Including Other Seized
Property And Tools)

Count 1
Value

Manufacturer

Model

Serial No.

License No.

Color

Description

bottle of miller lite

Vehicle Year

Body Style

State

License Year

Recovered Date/Time

Owner

Disposition

Evidence Tag

141497

Alert(s)

Evidence Recovered By

Evidence Recovered From

Evidence Location

Drug Type

Drug Quantity

Drug Measure

Property Notes Full bottle of Miller Lite given to Student Enforcement ide

NARRATIVE REPORT
WITNESS STATEMENT

01	DATE 06/21/07	DAY TUN	SHIFT 02	PLAT 99	BADGE 1 65	BADGE 2 207	INCIDENT STATUS <input type="checkbox"/> CLR ARREST <input type="checkbox"/> UNF <input type="checkbox"/> CLR EXCEPT <input type="checkbox"/> INACT	PRIM CLASS 111	YEAR 07	INCIDENT # 17193
----	------------------	------------	-------------	------------	---------------	----------------	---	-------------------	------------	---------------------

02

03

04

05 E-mail Address: _____ Cell Phone: _____

06 On June 21, 2007 I entered the restaurant
 07 Priya at 72 W. MARIJE
 08 The waitress after being seated asked
 09 me what I wanted to drink. I then
 10 ordered a Miller light and a few moments
 11 later returned with the beer without ever
 12 asking for my ~~my~~ ID. I then called
 13 Joe Morgan and told him that I was
 14 served a bottle of Miller light. The waitress
 15 had long black hair and was dark complected.
 16
 17 *Anthony Castillero*
 18
 19
 20
 21
 22
 23
 24
 25
 26
 27

28 Taken By: *[Signature]* (SIGNATURE) X:

29 Place: *72 W. MARIJE* Date: *6-21-07* Time: *19:20*

INVESTIGATING OFFICER(S) <i>Monica Schaefer</i>	REVIEWED BY	ASSIGNED TO / BADGE	ATTENTION TO
--	-------------	---------------------	--------------

State of Michigan
Uniform Law Citation

Ticket No. **720201** Victim Involved

US DOT # _____ Incident No. **2007-17193** Dept. **787**

The People of: the State of Michigan
 Township City Village County

Local Use/Arrest No. _____ Detection Device _____

OF: **TROY** BAC _____ 1 of 1

Name (First, Middle, Last) **SATJEER KAUR**

Street **32875 FASTER CT**

City **FRASER MI** State **MI** Zip Code **48066**

Vehicle Plate No. _____ Year _____ State _____ Vehicle Description (Year, Make, Color) _____ Veh. Type _____

THE PERSON NAMED ABOVE, in violation of Local Ordinance State Law Administrative Rule

UPON **72 W. MAPLE**

AT OR NEAR **(PRIYA)**

WITHIN CITY VILLAGE TOWNSHIP OF **TROY**

COUNTY OF **OAKLAND**

Type	MCL Cite/PACC Code/Ordinance	Description (include any bond amount collected on each charge)	Charge No.
<input checked="" type="checkbox"/> C/I <input type="checkbox"/> Warn <input checked="" type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv	98.16.11	FAIL TO INVOICE AS TO AGE	1
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv			2
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv			3

TO THE COURT: Do not arraign on a felony charge until an authorized complaint is filed.

Offense Code(s) **1 2 3**

Key for Type: C/I = Civil Infraction Misd = Misdemeanor Fel = Felony Warn = Warning Fug = Fugitive
Waiv = Violation for Which Fines/Costs May be Waived Authorization pend. = Authorization pending

Remarks: **FURNISHED/SOLD AN ALCOHOLIC BEVERAGE (MILLER LITE) TO A MINOR**

CHECK IF APPROPRIATE Damage to Property Local Court Bond \$ _____
 Vehicle Impounded Injury License Posted in Lieu of Bond
 Traffic Crash Death Appearance Certificate

Person in Active Military Service Yes No None

SEE DATE BELOW. SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS

Appearance Date on or before **7-4-07 8:30 AM**

Hearing Date (if applicable) on _____ Contact Court

Juvenile Traffic Misd. (Court will Notify) Formal Hearing Required. (Court will Notify)

In the **52-4 DISTRICT** Court of **OAKLAND COUNTY**

Court Address & Phone Number
**520 W. BIG BEAVER RD.
TROY, MI 48084
PHONE (248) 528-0400**

I received a copy of the civil infraction complaint upon the defendant (or owner/occupant by posting if applicable).
I declare under the penalties of perjury that the statements above are true to the best of my information, knowledge, and belief.

Complainant's Signature and receipt (if applicable) _____ Month **6** Day **21** Year **07**

Officer's Name (printed) **Sgt. Michael J. Schaffner** Officer's ID No. **6512W**

Agency ORI _____ Agency Name _____

P/A - 7-11-07
\$200 Fines/Costs

Ticket
720201

Name

Case No.



STATE OF MICHIGAN
LIQUOR CONTROL COMMISSION
DEPARTMENT OF LABOR & ECONOMIC GROWTH
KEITH W. COOLEY, DIRECTOR

JENNIFER M. GRANHOLM
GOVERNOR

NIDA R. SAMONA
CHAIRPERSON

August 13, 2007

PRIYA ENTERPRISE, INC.
D/B/A PRIYA RESTAURANT
72 W. MAPLE
TROY, MI 48084

RE: Complaint No. 7-116134

Dear Licensee:

Enclosed is a copy of the Commissioner's Order issued as the result of the above Complaint.

If you elect to pay the fine, a bank or postal money order, certified check, or authorized credit card payable to the STATE OF MICHIGAN must be received in this office no later than SEPTEMBER 17, 2007 as indicated on your Invoice No. 91847. Failure to submit the fine will result in confiscation of your license for the alternative penalty.

Should you wish to appeal the decision, a request for an appeal, accompanied by a fee of \$25, must be received in this office within 20 days from the mailing date of this Order. **IN FILING FOR AN APPEAL, YOU MUST STATE YOUR REASONS FOR REQUESTING THE APPEAL OR YOUR REQUEST WILL NOT BE HONORED.**

If there are any questions regarding this Order, please contact Hearings and Appeals at (517) 322-1390. Our office hours are from 8:00 a.m. to 5:00 p.m.

Sincerely,

MICHIGAN LIQUOR CONTROL COMMISSION

Susan K. Conklin, Supervisor
Hearings and Appeals

SKC:lss

Enclosures

cc: TROY POLICE DEPT.

STATE OF MICHIGAN

DEPARTMENT OF LABOR AND ECONOMIC GROWTH
LIQUOR CONTROL COMMISSION

IN RE: PRIYA ENTERPRISE, INC.
D/B/A PRIYA RESTAURANT
72 W. MAPLE
TROY, MI. 48084

COMPLAINT NO. 7-116134
BUSINESS I.D. NO. 7461

CLASS C

CHARGE - June 21, 2007

- (1) Sell, furnish or give away alcoholic liquor to _____ who had not then attained the age of twenty-one (21) years, contrary to Const. 1963, Art. 4, §40, and contrary to Section 801(2) and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL 436.1701(1).

FINDINGS OF FACT

The Commissioner finds as fact that based upon the signature of Ramesh Kaza, an officer of the above-named Licensed Corporation, on the Waiver and Acknowledgment form of the Michigan Liquor Control Commission (MLCC), the aforementioned Licensee in this case voluntarily waived right to contest the cited allegation in this matter and, further, waived right to a hearing and entered a plea of acknowledgment to the one charge stated in Case No. 7-116134 pursuant to Rule 436.1907 of the MLCC.

The Commissioner further accepts the Violation Report of this case and attachments therein and a True Copy of the prior record of this Licensee since being licensed by the MLCC at the above-named location as evidence in lieu of testimony in this matter.

The Commissioner believes and finds as fact, on the bases of the Violation Report and attachments therein, that _____ while under the direction of the Troy Police Department, entered the above named licensed establishment during June 21, 2007 and was served alcoholic liquor by an employee of the above-named Licensee without showing proper proof of age.

The Commissioner further finds that the employee of the above-named Licensee in this case did not demand, nor was shown, proper proof of age and did not make a diligent inquiry to determine the proper true age of the purchaser.

The Commissioner further believes and finds as fact, on the bases of the Violation Report and attachments therein, that _____ was 19 years of age at the time of this incident.

The Commissioner took under consideration for mitigative circumstances a signed written statement submitted to the MLCC by the above-named Ramesh Kaza.

CONCLUSIONS OF LAW

Based upon the aforementioned Acknowledgment and Findings of Fact, the Commissioner concludes that the Licensee in Case No. 7-116134 did violate MCL 436.1801(2), as cited.

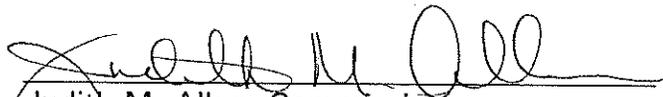
ORDER

In determining penalty for the charge for which a violation was found, the Commissioner considered the Licensee's total record which shows three prior violations which are similar to the Charge in this Complaint, the latest of which occurred on November 1, 2001, since being licensed by the MLCC on September 4, 1997 at the above-named location.

The Commissioner, therefore, Orders a fine of \$700.00 as penalty in this matter. The Commissioner further Orders that a suspension of 35 days be imposed if the fine is not paid.

MICHIGAN LIQUOR CONTROL COMMISSION

Dated: 8-09-07 _____


Judith M. Allen, Commissioner

LCC Liquor Licensee History

Business name: **KAN ZAMAN**

Address: 586 W. 14 Mile Rd., Bldg J, Store 105 (248) 589-2900

Licensee: Kan Zaman Corp., Rami and May Farah

License type: **12 Month Resort-Class C (70378-2002) SDM (70379-2002)**

Permits: Sunday Sales, Food

Comments: License to Rami Farah on 03/15/99

Date	Troy Incident #	Type	Disposition	Date
01/29/93		License transferred to Unique Italian Concepts, Inc. from William C. Martin		
05/11/93		PRIDE Training for all employees		
03/15/99		City Council approves transfer to KAN ZAMAN CORP., Rami W. Farah		
05/29/99	99-20001	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/23/99	99-23839	Compliance Test	PASSED	
11/02/99	none	Compliance Test	PASSED	
05/03/00	00-15054	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/26/00	none	Compliance Test	PASSED	
08/03/00	00-28335	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/17/00	00-38528	Compliance Test	PASSED	
11/16/00	00-42511	Compliance Test	PASSED	
02/05/01	01-04209	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
03/12/01	01-08557	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/03/01		Compliance Test	PASSED	
08/16/01	01-29492	Compliance Test	PASSED	
09/27/01	01-34732	Compliance Test	PASSED	
10/17/01	01-37452	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
01/30/02	02-03220	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/22/02	02-05700	Compliance Test	PASSED	

03/14/02	02-08004	Liquor Inspection (Road Patrol)	NO VIOLATIONS
04/23/02	02-12553	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/26/02	02-20466	Compliance Test	PASSED
07/03/02	02-21406	Liquor Inspection (Road Patrol)	NO VIOLATIONS
08/21/02	02-27510	Liquor Inspection (Road Patrol-Breidenich)	NO VIOLATIONS
10/8/02	02-33515	Compliance Test	PASSED
04/23/03	03-12092	Compliance Test	PASSED
05/13/03	03-14316	Liquor Inspection (Road Patrol-Pizzorni)	NO VIOLATIONS
06/20/03	03-18691	Compliance Test	PASSED
06/25/03	03-19325	Liquor Inspection (Road Patrol-Pizzorni)	NO VIOLATIONS
08/12/03	03-24971	Liquor Inspection (Road Patrol-Pizzorni)	NO VIOLATIONS
10/27/03	03-33320	Compliance Test	PASSED
11/08/03	03-34524	Liquor Inspection (Road Patrol-Langbeen)	NO VIOLATIONS
01/10/04	04-00929	Liquor Inspection (Road Patrol-Langbeen)	NO VIOLATIONS
03/04/04	04-06440	Liquor Inspection (Road Patrol-Langbeen)	NO VIOLATIONS
03/23/04	04-08548	Compliance Test	PASSED
05/25/04	04-15215	Liquor Inspection (Road Patrol- Feld)	NO VIOLATIONS
06/30/04	04-19518	Compliance Test	PASSED
07/02/04	04-19780	Liquor Inspection (Road Patrol- Feld)	NO VIOLATIONS
09/16/04	04-29199	Liquor Inspection (Road Patrol- Feld)	NO VIOLATIONS
03/03/04	04-07245	Compliance Test	PASSED
08/06/05	05-27033	Liquor Inspection (Road Patrol- Barrows)	NO VIOLATIONS
06/23/06	06-23745	Liquor Inspection (Road Patrol- Rushton)	NO VIOLATIONS
07/24/06	06-28285	Liquor Inspection (Road Patrol- Rushton)	NO VIOLATIONS
07/26/06		Compliance Test	PASSED
08/21/06	06-32360	Liquor Inspection (Road Patrol- Rushton)	NO VIOLATIONS
10/2/06	06-38001	Liquor Inspection (Road Patrol- Allan)	NO VIOLATIONS
12/11/06	06-46665	Liquor Inspection (Road Patrol- Allan)	NO VIOLATIONS
05/10/07	07-17228	Compliance Test	PASSED

10/18/07	07-32094	Compliance Test	PASSED
10/27/07	07-40779	Liquor Inspection (Road Patrol- Swift)	NO VIOLATIONS
12/13/07 02/11/08	07-45755	Compliance Test - Sale to Minor (DPU) Dist Ct MLCC Hearing	Violation Pending Pending
01/10/08	08-1275	Liquor Inspection (Road Patrol-Swift)	NO VIOLATIONS



Michigan Department of Consumer & Industry Services
MICHIGAN LIQUOR CONTROL COMMISSION (MLCC)
7150 Harris Drive - P.O. Box 30005
Lansing, Michigan 48909-7505
Phone (517) 322-1390 ~ FAX (517) 322-6347

VIOLATION REPORT
(Authorized by P.A.58 of 1998)

* This report is not to be faxed or electronically submitted - an original signature is required*

* Officers please obtain License No., Bus. ID and File # directly from the liquor license *
CC RES 70378-2007

License No. SDM 70379-2007 Business ID 127908 File # D67050/D132.5

1. Name of Licensee Kan Zaman Corporation 2. Doing Business As Kan Zaman

3. Mailing Address (street, city, zip code) 586 West Fourteen Mile Road; Troy 48083

4. Township _____ 5. County Oakland

6. Type of License(s) & Permit(s) CC RES SDM

7. Date of Violation: Thursday 12/13/07 5:40 AM or PM
(DAY) (DATE) (HOUR)

8. Violation Type: Minor
 Intoxicated Person After hours sales/consumption
 Gambling Fighting (must be inside licensed premises)
 Controlled Substances Failure to Cooperate
 Prohibited Conduct OTHER: _____

if MINOR: Birth date: _____ Was this a DECOY? Yes No If no, you MUST answer below:
If above minor violation was NOT a decoy describe enforcement action taken:

COPY OF APPEARANCE TICKET MUST BE ATTACHED

9. Submit Report Below or Indicate Attached Report # 07-45755

* REMINDER, PLEASE MAIL THIS REPORT TO THE ADDRESS ABOVE.*

Officer Signature  Name and Title (print) Officer Joseph Morgan

Officer Signature _____ Name and Title (print) _____

Department Name Troy Police Department Phone # 248-524-3431

WITNESSES

1. Name _____ Address 500 W Big Beaver Rd; Troy MI 48084

Will testify to: Purchase - Amstel Light

2. Name Desiree Adame Address 122 Gardner; Clawson MI 48017

Will testify to: Sold alcohol to minor

3. Name Joseph Farah Address 366 Woodside; Rochester Hills MI 48307

Will testify to: Supervisor

4. Name _____ Address _____

Will testify to:

5. Name _____ Address _____

Will testify to:

EVIDENCE

Location Held (Explain): Business - bottle of Amstel Light

Call For Service

CFS Number: 070045755

Date: 12/5/2007

Call For Service

CFS Number 070045755
Date 12/5/2007
Dispatcher 00445 - Kalef, Sam
Call Source 0 - Telephone
Received 2:47:13 PM
Dispatched 2:54:55 PM
Arrived
Cleared 2:54:58 PM
Location 586 W Fourteen Mile Rd
City, State, Zip TROY, MI 48083
Jurisdiction
Grid
Sector
Map 0 - N/A
X Coordinate 4102984
Y Coordinate 0115649

Complainant
Address 586 W Fourteen Mile Rd
City, State, Zip TROY, MI 48083
Phone
Call type
Reported Offense C3309 - Liquor Inspection
Verified Offense 4102 - Liquor Violation - Sell
Tow Company
Vehicle
Vehicle License
Disposition N - No Report
Priority
Classification
Agency TR - Troy PD
Case 0700011838

Officers

00080 - Daniels, Timothy

Notes - C3309 LIQUOR INSPECT

00445 - 14:47:13 Original Location : KAN ZAMAN

Troy PD Arrest Report

Case No. 0700011838
Report No. 0700011838.1
Report Date: 12/13/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

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Page 1 of 3

unSubject: **4102 - Liquor Violation - Sell**

Case Report Status	1 - In Process	Entered On	12/13/2007 9:03:20 PM	Reporting Officer	
Agency County	63 - Oakland	Entered By	00065 - Morgan, Joseph		00080 - Daniels, Timothy
Agency City/Township	84 - Troy	Verified On		Assisted By	
Occurred On	12/13/2007 5:40:00 PM	Verified By		Agency Assisted	
Or Between		Approved On		Call for Service #	
Business Name		Approved By			070045755
Location	586 W Fourteen Mile Rd	Related Cases			
CSZ	TROY, MI 48083	Disposition	Arrest		
Census/Geo Code		Excp. Clear Reason			
Jurisdiction		Excp. Clear Date			
Grid		Reporting Agency	Troy PD		
Sector		Report Type	Arrest Report		
Map	0 - N/A	Division	Patrol		
Call Source	Telephone	Notified			
Vehicle Activity		Related Cases			
Dir. Veh. Traveling					
Cross Street					
Means					
Motive					

Report Narrative **2007-45755**

Writer, Officer Morgan, and Student Enforcement Aide _____, went to Kan Zaman located at 586 W. 14 Mile to conduct an L.C.C. inspection. _____ had no identification with him, it was being held at the Police Department. _____ entered the business and sat at the bar. _____ ordered a bottle of Amstel Light. The bartender, Desiree Adame, advised _____ that she needed to see his identification before she could serve him. _____ told Adame that he did not have any ID with him. Adame told _____ that it was ok. Adame served _____ a bottle of Amstel Light. I also witnessed Adame serve _____.

I made contact with the manager, listed Joseph Farah. I explained the situation to Farah and advised him what would be required of the bar. I issued a citation to Adame for "Fail to inquire as to Age. (citation #720490) I gathered the required information to complete an L.C.C. violation report. The Amstel Light bottle was retained by the bar.

Offense Detail: 4102 - Liquor Violation - Sell

Offense Description	4102 - Liquor Violation - Sell	Location Type	03 - Bar/Night Club	No. Prem. Entered	
IBR Code	90G - Liquor Law Violations	Offense Completed?	Yes	Entry Method	
IBR Group	B	Hate/Bias	00 - None (No Bias)	Type Security	
Crime Against	SO	Domestic Violence	No	Tools Used	
Offense File Class	41002 - LIQUOR VIOLATIONS -OTHER				
PACC					
Local Code					
Using					
Criminal Activity					
Force Level					
Weapons					

Troy PD Arrest Report

Case No. 0700011838
 Report No. 0700011838.1
 Report Date: 12/13/2007

Troy PD
 500 W Big Beaver
 Troy, MI 48084
 248 524-3477

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Arrestee A1: Adame, Desiree Jane

Arrestee Number	A1	DOB		Place of Birth	
Name	Adame, Desiree Jane	Age	24	SSN	
Aliases		Sex	F - Female	DLN	
Alert(s)		Race	W - White	DL State	MI - Michigan
		Ethnicity	U - Unknown	DL Country	
Address	122 GARDNER AVE	Ht.		Occupation/Grade	
CSZ	Clawson, MI 48017	Wt.		Employer/School	
MO		Eye Color		Employer Address	
		Hair Color		Employer CSZ	
Attire		Hair Style		Res. County	
Habitual Offender Status		Hair Length		Res. Country	
		Facial Hair		Resident Status	C - Resides in the County but not the community where the offense occurred
		Complexion			
		Build			
		Teeth			

Phone/Email
Type

Description

Supplemental IDs
ID Type

ID Number

ID Issuer

Name

Physical Characteristics
Type

Descriptor

Description

Arrest No. **720490**
 Arrest Type **S - Summoned/Cited**
 FBI No.
 Criminal Tracking Number CTN
 Transaction Control Number TCN
 Person Control Number PCN
 State No.
 Armed With **01 - Unarmed**
 Multi. Clearance **N - Not Applicable**
 Multi. Clearance Offense
 Prev. Suspect No.
 Notified Name

Arrested For **4102 - Liquor Violation - Sell**
 Count **1**
 Fingerprints
 Photos
 Miranda Read
 Miranda Waived
 Number of Warrants
 Juvenile Disposition
 Adult Present
 Detention Name

Booked On
 Booked Location
 Released Location
 Released On
 Released By
 Release Reason
 Held For
 Date/Time Arrested **12/13/2007 5:40:00 PM**
 Arrest Location

Witness W1:

Witness Code

Place of Birth

Troy PD Arrest Report

Case No. 0700011838
Report No. 0700011838.1
Report Date: 12/13/2007

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

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Name	Age	18	SSN
Aliases	Sex	M - Male	DLN
Alert(s)	Race	W - White	DL State
	Ethnicity		DL Country
Address	Ht.		Occupation/Grade
CSZ	Wt.		Employer/School
Attire	Eye Color		Employer Address
	Hair Color		Employer CSZ
	Facial Hair		Res. County
	Complexion		Res. Country
			Resident Status
			Testify

Phone/Email
Type Description

Supplemental IDs
ID Type ID Number ID Issuer Name

Witness Notes Student Enforcement Aide. Purchased bottle of Amstel Light.

Other Entity: O1 -- Farah, Joseph

Entity No.	O1	DOB	Place of Birth
Entity Type	I - Person Interview	Age	SSN
Name	Farah, Joseph	Sex	DLN
AKA		Race	DLN State
Alert(s)		Ethnicity	DLN Country
Address	366 WOODSIDE CT	Ht.	Occupation/Grade
CSZ	Rochester Hills, MI 48307	Wt.	Employer/School
Complexion		Eye Color	Employer Address
Attire		Hair Color	Employer CSZ
		Facial Hair	Res. County
			Res. Country
			Resident Status

Phone/Email
Type Description

Supplemental IDs
ID Type ID Number ID Issuer Name

Entity Notes Manager at Oakland Bar and Grille. Advised of the situation.

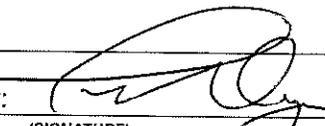
**NARRATIVE REPORT
 WITNESS STATEMENT**

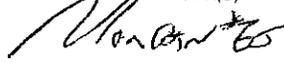
01	DATE 12/13/07	DAY TUE	SHIFT 02	PLAT 99	BADGE 1 65	BADGE 2	INCIDENT STATUS <input type="checkbox"/> CLR ARREST <input type="checkbox"/> UNF <input type="checkbox"/> CLR EXCEPT <input type="checkbox"/> INACT	PRIM CLASS	YEAR 07	INCIDENT # 45255
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02
03
04
05

06 I came into Kan Zaman's, I asked for an Amstel light
 07 and the bartender told me she needed to see my ID before
 08 she could serve me. I told the bartender I had no I.D.
 09 and she said it was fine. The bartender then served
 10 me the amstel light at 5:40p.m. on 12/13/07. My server
 11 was Desiree Jane Adame. I flag down the officer and
 12 he then gave them the ticket. The bartender did not
 13 ask me my age or date of birth when served.
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27 X: _____
 (SIGNATURE)
 28 Taken By: 
 (SIGNATURE)
 29 Place: 586 W. 14th Ave Date: 12-13-07 Time: 1:00

INVESTIGATING OFFICER(S) 	REVIEWED BY	ASSIGNED TO / BADGE	ATTENTION TO
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State of Michigan
Uniform Law Citation

Ticket No. 720490 Victim Involved

Incident No. 2002-45753 Dept. No. 754

Local Use/Arrest No. _____ Detection Device _____

BAC _____

US DOT # _____

The People of: the State of Michigan
 Township City Village County

OF: TROY

Name (First, Middle, Last) DESIREE JANE ADAME

Street 122 GARDNER AVE

City TROY State MI Zip Code 48017

Vehicle Plate No. _____ Year _____ State _____ Vehicle Description (Year, Make, Color) _____ Veh. Type _____

THE PERSON NAMED ABOVE, in violation of Local Ordinance State Law Administrative Rule

UPON 586 W. LYNNLE

AT OR NEAR HAN TAMAN

WITHIN CITY VILLAGE TOWNSHIP OF TROY

COUNTY OF OAKLAND

Type	MCL Cite/PACC Code/Ordinance	Description (include any bond amount collected on each charge)	Charge No.
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv	<u>98-10-11</u>	<u>FAIL TO INQUIRE AS TO AGE</u>	<u>1</u>
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv	<input type="checkbox"/> Authorization pend.		2
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv	<input type="checkbox"/> Authorization pend.		3

TO THE COURT: Do not arraign on a felony charge until an authorized complaint is filed.

Offense Code(s) _____

1 _____ 2 _____ 3 _____

Key for Type: C/I = Civil Infraction Misd = Misdemeanor Fel = Felony Warn = Warning Fug = Fugitive
Waiv = Violation for Which Fines/Costs May be Waived Authorization pend. = Authorization pending

Remarks: _____

CHECK IF APPROPRIATE Damage to Property Local Court Bond \$ _____
 Vehicle Impounded Injury License Posted in Lieu of Bond
 Traffic Crash Death Appearance Certificate

Person in Active Military Service Yes No None

SEE DATE BELOW. SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS

Appearance Date on or before 12-26-07

Hearing Date (if applicable) on _____ Contact Court

Juvenile Traffic Misd. (Court will Notify) Formal Hearing Required. (Court will Notify)

In the 52-4 DISTRICT Court of OAKLAND COUNTY

Court Address & Phone Number
520 W. BIG BEAVER RD.
TROY, MI 48084
PHONE (248) 528-0400

I served a copy of the civil infraction complaint upon the defendant (or owner/occupant by posting if applicable).
I declare under the penalties of perjury that the statements above are true to the best of my information, knowledge and belief.

Complainant's Signature and receipt if applicable _____

Officer's Name (printed) ST. MORAN Month 12 Day 13 Year 07

Officer's ID No. 65

Ticket No. 720490

Name

Case No.