



REGULAR MEETING

OF

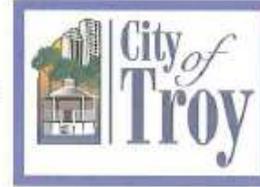
TROY CITY COUNCIL

LIQUOR VIOLATION HEARINGS

FEBRUARY 20, 2013
CONVENING AT 7:30 P.M.

Submitted By
The City Manager

NOTICE: Persons with disabilities needing accommodations for effective participation in this meeting should contact the City Clerk at (248) 524-3316 or via e-mail at clerk@troymi.gov at least two working days in advance of the meeting. An attempt will be made to make reasonable accommodations.



TO: The Honorable Mayor and City Council
Troy, Michigan

FROM: Brian Kischnick, 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 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.

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

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "B. Kischnick".

Brian Kischnick, City Manager



TROY CITY COUNCIL

VISION STATEMENT AND GOALS

Adopted: Monday, February 7, 2011

VISION:

To honor the legacy of the past and build a strong, vibrant future and be an attractive place to live, work, and grow a business.

GOALS:

Provide a safe, clean, and livable city

- Practice good stewardship of infrastructure
- Maintain high quality professional community oriented police and fire protection
- Conserve resources in an environmentally responsible manner
- Encourage development toward a walkable, livable community

Provide effective and efficient local government

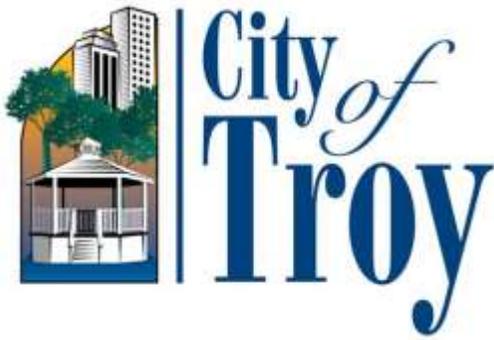
- Demonstrate excellence in community services
- Maintain fiscally sustainable government
- Attract and support a committed and innovative workforce
- Develop and maintain efficiencies with internal and external partners
- Conduct city business and engage in public policy formation in a clear and transparent manner

Build a sense of community

- Communicate internally and externally in a timely and accurate manner
- Develop platforms for transparent, deliberative and meaningful community conversations
- Involve all stakeholders in communication and engagement activities
- Encourage volunteerism and new methods for community involvement
- Implement the connectedness of community outlines in the Master Plan 2008

Attract and retain business investment

- Clearly articulate an economic development plan
- Create an inclusive, entrepreneurial culture internally and externally
- Clarify, reduce and streamline investment hurdles
- Consistently enhance the synergy between existing businesses and growing economic sectors
- Market the advantages of living and working in Troy through partnerships



CITY COUNCIL AGENDA

February 20, 2013 – 7:30 PM
Council Chambers
City Hall - 500 West Big Beaver
Troy, Michigan 48084
(248) 524-3317

INVOCATION: Mayor Pro Tem Fleming **1**

PLEDGE OF ALLEGIANCE: **1**

A. CALL TO ORDER: **1**

B. ROLL CALL: **1**

OUTLINE OF PUBLIC HEARING PROCEDURE: **1**

C. PUBLIC HEARINGS: **3**

- C-1 Liquor Violations (Class C; Class C Resort &Hotel B): 3
 - a) El Patio IV, LLC (dba: El Patio Mexican Restaurant)..... 3
 - b) Gallatin, Inc. (dba: Camp Ticonderoga)..... 4
 - c) Hooters of Troy, LLC (dba: Hooters) 5
 - d) Mon Jin Lau, Inc. (dba: Mon Jin Lau) 5
 - e) National Coney Island, Inc. (dba: National Coney Island) 6
 - f) Nordstrom, Inc. (dba: Nordstrom Café) 7
 - g) Rochester Road Ventures, LLC (dba: Mr. B's / now Hamlin Pub) 8
 - h) Sams Mayur Indian Cuisine (dba: New Mayur Indian Cuisine)..... 9
 - i) Simbad, Inc. (dba: Palm's / Simbad) 9
 - j) Thunderbird Lanes, Inc. (dba: Thunderbird Lanes) 10

 - C-2 Liquor Violations (SDD/SDM): 11
 - a) Czaryd Enterprises, Inc. (dba: Troy Party Store)..... 11
 - b) NKG Business, Inc. (dba: Buscemi's)..... 12
-

D. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA:	13
---	-----------

E. ADJOURNMENT:	14
------------------------	-----------

FUTURE CITY COUNCIL PUBLIC HEARINGS:	15
---	-----------

SCHEDULED REGULAR CITY COUNCIL MEETINGS:	15
---	-----------

Monday, March 4, 2013 Regular Meeting	15
Monday, March 18, 2013 Regular Meeting	15
Monday, April 8, 2013 Regular Meeting	15
Monday, April 15, 2013 Regular Meeting	15
Monday, May 13, 2013 Regular Meeting	15
Monday, May 20, 2013 Regular Meeting	15
Monday, June 3, 2013 Regular Meeting	15
Monday, June 17, 2013 Regular Meeting	15
Monday, July 8, 2013 Regular Meeting	15
Monday, July 22, 2013 Regular Meeting	15
Monday, August 12, 2013 Regular Meeting	15
Monday, August 26, 2013 Regular Meeting	15
Monday, September 9, 2013 Regular Meeting	15
Monday, September 23, 2013 Regular Meeting	15
Monday, October 7, 2013 Regular Meeting	15
Monday, October 21, 2013 Regular Meeting	15
Monday, November 11, 2013 Regular Meeting	15
Monday, November 25, 2013 Regular Meeting	15
Monday, December 2, 2013 Regular Meeting	15
Monday, December 16, 2013 Regular Meeting	15

SCHEDULED SPECIAL CITY COUNCIL MEETINGS:	15
---	-----------

Monday, March 4, 2013 Special Meeting	15
Monday, March 11, 2013 Special Meeting	15
Monday, April 22, 2013 Special Meeting	15
Monday, April 29, 2013 Special Meeting	15

INVOCATION: Mayor Pro Tem Fleming

PLEDGE OF ALLEGIANCE:

A. CALL TO ORDER:

B. ROLL CALL:

- Mayor Dane Slater
- Jim Campbell
- Wade Fleming
- Dave Henderson
- Maureen McGinnis
- Ed Pennington
- Doug Tietz

Suggested Resolution

Resolution #2013-02-

Moved by

Seconded by

RESOLVED, That Troy City Council hereby **EXCUSES** the absence of _____ at the Regular City Council Meeting of February 20, 2013, due to _____.

Yes:

No:

OUTLINE OF PUBLIC HEARING PROCEDURE:

Under state law and under Troy’s Ordinance, Chapter 101, City Council is given the authority to take adverse action against a liquor licensee in the City that has committed a violation of local or state laws. However, prior to any adverse action, the licensee is entitled to a due process hearing to challenge the charged violation.

If a licensee admits that there was a violation of state or local laws during the preceding year, then there is no need to take testimony from witnesses. The recommended procedure for these cases is as follows:

1. The Mayor opens the public hearing by specifying the name of the individual liquor licensee, and invites the licensee to the front of the Chamber to acknowledge their presence for the record. An attorney may represent the licensee.
2. The Assistant City Attorney makes a very short statement regarding the particulars of the violation and answers any questions from City Council members. The Assistant City Attorney or Police Department representative will also be able to provide information about past violations for the licensee.
3. The licensee is then given an opportunity to acknowledge the violation, and to offer any mitigating circumstances and describe any steps that have been taken to protect against future liquor law violations. City Council members may then ask the licensee questions.

4. Council will then have the opportunity to make any further inquiries or hear a rebuttal from City Administration. The Mayor can then ask for any public comment, after which the public hearing shall be closed.
5. Council then has the opportunity to present a resolution, which can be discussed and deliberated and voted upon. For the on-premises licensees, when City Council determines that the circumstances warrant it, Council could pass a resolution that objects to the automatic liquor license renewal, which would require the license to be placed in escrow for the upcoming license year. For off premises liquor licenses, if City Council has determined that the licensee has had three sales to minors within the year, then Council could pass a resolution requesting revocation of the liquor license.

If a licensee desires to challenge that there was a liquor license violation, then the following procedure is recommended for the due process hearing for these licensees:

1. The Mayor opens the public hearing by specifying the name of the individual liquor licensee, and invites the licensee to the front of the Chamber to acknowledge their presence for the record. An attorney may represent the licensee.
2. The Assistant City Attorney makes a very short statement regarding the particulars of the violation and answers any questions from City Council members.
3. The licensee is then given an opportunity to make a statement, but is not required to do so.
4. The Assistant City Attorney would then call witnesses. The City Clerk would swear in each of the witnesses as they are called. The Assistant City Attorney would then ask the witness questions about the alleged violations of law. The Assistant City Attorney will also ask for the introduction of documents into the case, which should be kept by the City Clerk as part of the official record, including but not limited to the police report and any report submitted to the Michigan Liquor Control Commission. Afterwards, the Attorney representing the licensee would have the opportunity to ask the witness questions about the alleged violations of the law. The Assistant City Attorney would then have the opportunity to ask any follow up questions. This process would continue for each witness called by the Assistant City Attorney. The Public Hearing does not require strict adherence to the Michigan Rules of Evidence, and City Council is provided with latitude to make evidentiary and procedural rulings.
5. Once the Assistant City Attorney has presented its proofs concerning the alleged violation(s) of law, then the Attorney representing the licensee will have the opportunity to provide the licensee's statement of the case and any defenses. The Attorney representing the licensee would then have the opportunity to call witnesses for questioning. Each of the licensee's witnesses shall also be sworn in by the Clerk. At the conclusion of the questioning, the Assistant City Attorney shall have the opportunity to question the witness, and the licensee can ask any rebuttal questions.
6. At the conclusion of the testimony of the licensee's witnesses, the Assistant City Attorney is given the opportunity to offer a closing argument. The licensee then has the ability to offer his/her own closing argument, which can be followed by a rebuttal argument from the Assistant City Attorney. The Mayor can then ask for any public comment, after which the public hearing shall be closed.
7. After the public hearing is closed, City Council then must make a determination as to whether, based on the evidence presented, it is more likely than not that there was a violation of state or local law at the licensed establishment.

8. If Council is not satisfied that there was sufficient proof of a violation, then City Council shall declare this finding in a resolution, and the licensee will be excused with no further action.
9. If Council is satisfied that there was sufficient proof of a violation, then City Council can provide the licensee with the opportunity to offer any mitigating circumstances and describe any steps that have been taken to protect against future liquor law violations. City Council members may then ask the licensee questions. Council will then have the opportunity to make any further inquiries or hear a rebuttal from City Administration. Council then has the opportunity to present a resolution, which can be discussed and deliberated and voted upon. For the on-premises licensees, when warranted, City Council has the option to pass a resolution that objects to the automatic liquor license renewal, which would require the license to be placed in escrow for the upcoming license year.

C. PUBLIC HEARINGS:

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

C-1 Liquor Violations (Class C; Class C Resort & Hotel B):

a) El Patio IV, LLC (dba: El Patio Mexican Restaurant)

Suggested Resolution

Resolution #2013-02-

Moved by

Seconded by

WHEREAS, The City of Troy scheduled a hearing, as allowed under State Law and the City of Troy Ordinances, Chapter 101, and also the Liquor License Agreement between the licensee and the City; to review the following alleged violation:

Name: El Patio IV, LLC (dba: El Patio Mexican Restaurant)

Address: 2891 E. Big Beaver Rd., 48083

License No: Class C (214782-2012)

Violation: **SALE TO MINOR (Compliance Test) on November 13, 2012;** and

WHEREAS, After due notice the licensee was given the opportunity to review this cited infraction, and an opportunity to confront witnesses and/or statements of accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2013;

NOW, THEREFORE, BE IT RESOLVED, That as a result of this hearing, the Troy City Council **HAS/ HAS NOT** been persuaded that the alleged violation did occur at the above referenced licensed establishment;

BE IT FURTHER RESOLVED, That due to the violation at the licensed establishment, the Troy City Council, after due notice, appropriate hearing and deliberations, **OBJECTS** to the renewal of the on premises liquor license for the 2013 license year OR **RECOMMENDS** renewal of the

on premises liquor license for the 2013 license year, with the **STIPULATION** that all serving employees receive TIPS or TAMS or other comparable training acceptable to the Troy Police Department, and that licensee **PRESENT** proof of this training to the Troy Police Department within 90 days of today's date.

BE IT FURTHER RESOLVED, That a certified copy of this resolution **SHALL BE SENT** to the Michigan Liquor Control Commission.

Yes:

No:

b) Gallatin, Inc. (dba: Camp Ticonderoga)

Suggested Resolution

Resolution #2013-02-

Moved by

Seconded by

WHEREAS, The City of Troy scheduled a hearing, as allowed under State Law and the City of Troy Ordinances, Chapter 101, and also the Liquor License Agreement between the licensee and the City; to review the following alleged violation:

Name: Gallatin, Inc. (dba: Camp Ticonderoga)

Address: 5725 Rochester Rd., 48084

License No: Class C (8981-2012)

Violation: **SALE TO MINOR (Compliance Test) on November 13, 2012;** and

WHEREAS, After due notice the licensee was given the opportunity to review this cited infraction, and an opportunity to confront witnesses and/or statements of accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2013;

NOW, THEREFORE, BE IT RESOLVED, That as a result of this hearing, the Troy City Council **HAS/ HAS NOT** been persuaded that the alleged violation did occur at the above referenced licensed establishment;

BE IT FURTHER RESOLVED, That due to the violation at the licensed establishment, the Troy City Council, after due notice, appropriate hearing and deliberations, **OBJECTS** to the renewal of the on premises liquor license for the 2013 license year OR **RECOMMENDS** renewal of the on premises liquor license for the 2013 license year, with the **STIPULATION** that all serving employees receive TIPS or TAMS or other comparable training acceptable to the Troy Police Department, and that licensee **PRESENT** proof of this training to the Troy Police Department within 90 days of today's date.

BE IT FURTHER RESOLVED, That a certified copy of this resolution **SHALL BE SENT** to the Michigan Liquor Control Commission.

Yes:

No:

c) Hooters of Troy, LLC (dba: Hooters)Suggested Resolution

Resolution #2013-02-

Moved by

Seconded by

WHEREAS, The City of Troy scheduled a hearing, as allowed under State Law and the City of Troy Ordinances, Chapter 101, and also the Liquor License Agreement between the licensee and the City; to review the following alleged violation:

Name: Hooters of Troy, LLC (dba: Hooters)

Address: 2950 Rochester Rd., 48084

License No: Class C (159546-2012)

Violation: **SALE TO MINOR (Compliance Test) on May 10, 2012;** and

WHEREAS, After due notice the licensee was given the opportunity to review this cited infraction, and an opportunity to confront witnesses and/or statements of accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2013;

NOW, THEREFORE, BE IT RESOLVED, That as a result of this hearing, the Troy City Council **HAS/ HAS NOT** been persuaded that the alleged violation did occur at the above referenced licensed establishment;

BE IT FURTHER RESOLVED, That due to the violation at the licensed establishment, the Troy City Council, after due notice, appropriate hearing and deliberations, **OBJECTS** to the renewal of the on premises liquor license for the 2013 license year OR **RECOMMENDS** renewal of the on premises liquor license for the 2013 license year, with the **STIPULATION** that all serving employees receive TIPS or TAMS or other comparable training acceptable to the Troy Police Department, and that licensee **PRESENT** proof of this training to the Troy Police Department within 90 days of today's date.

BE IT FURTHER RESOLVED, That a certified copy of this resolution **SHALL BE SENT** to the Michigan Liquor Control Commission.

Yes:

No:

d) Mon Jin Lau, Inc. (dba: Mon Jin Lau)Suggested Resolution

Resolution #2013-02-

Moved by

Seconded by

WHEREAS, The City of Troy scheduled a hearing, as allowed under State Law and the City of Troy Ordinances, Chapter 101, and also the Liquor License Agreement between the licensee and the City; to review the following alleged violation:

Name: Mon Jin Lau, Inc. (dba: Mon Jin Lau)
 Address: 1515 E. Maple Rd., 48084
 License No: Class C (353-2012)
 Violation: **ALLOWED OVERCROWDING & INTOX. PERSONS on October 31, 2012;** and

WHEREAS, After due notice the licensee was given the opportunity to review this cited infraction, and an opportunity to confront witnesses and/or statements of accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2013;

NOW, THEREFORE, BE IT RESOLVED, That as a result of this hearing, the Troy City Council **HAS/ HAS NOT** been persuaded that the alleged violation did occur at the above referenced licensed establishment;

BE IT FURTHER RESOLVED, That due to the violation at the licensed establishment, the Troy City Council, after due notice, appropriate hearing and deliberations, **OBJECTS** to the renewal of the on premises liquor license for the 2013 license year OR **RECOMMENDS** renewal of the on premises liquor license for the 2013 license year, with the **STIPULATION** that all serving employees receive TIPS or TAMS or other comparable training acceptable to the Troy Police Department, and that licensee **PRESENT** proof of this training to the Troy Police Department within 90 days of today's date.

BE IT FURTHER RESOLVED, That a certified copy of this resolution **SHALL BE SENT** to the Michigan Liquor Control Commission.

Yes:

No:

e) National Coney Island, Inc. (dba: National Coney Island)

Suggested Resolution

Resolution #2013-02-

Moved by

Seconded by

WHEREAS, The City of Troy scheduled a hearing, as allowed under State Law and the City of Troy Ordinances, Chapter 101, and also the Liquor License Agreement between the licensee and the City; to review the following alleged violation:

Name: National Coney Island, Inc. (dba: National Coney Island)
 Address: 3364 Rochester Rd., 48084
 License No: Class C Resort (41187-2012)
 Violation: **SALE TO MINOR (Compliance Test) on November 13, 2012;** and

WHEREAS, After due notice the licensee was given the opportunity to review this cited infraction, and an opportunity to confront witnesses and/or statements of accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2013;

NOW, THEREFORE, BE IT RESOLVED, That as a result of this hearing, the Troy City Council **HAS/ HAS NOT** been persuaded that the alleged violation did occur at the above referenced licensed establishment;

BE IT FURTHER RESOLVED, That due to the violation at the licensed establishment, the Troy City Council, after due notice, appropriate hearing and deliberations, **OBJECTS** to the renewal of the on premises liquor license for the 2013 license year OR **RECOMMENDS** renewal of the on premises liquor license for the 2013 license year, with the **STIPULATION** that all serving employees receive TIPS or TAMS or other comparable training acceptable to the Troy Police Department, and that licensee **PRESENT** proof of this training to the Troy Police Department within 90 days of today's date.

BE IT FURTHER RESOLVED, That a certified copy of this resolution **SHALL BE SENT** to the Michigan Liquor Control Commission.

Yes:

No:

f) Nordstrom, Inc. (dba: Nordstrom Café)

Suggested Resolution

Resolution #2013-02-

Moved by

Seconded by

WHEREAS, The City of Troy scheduled a hearing, as allowed under State Law and the City of Troy Ordinances, Chapter 101, and also the Liquor License Agreement between the licensee and the City; to review the following alleged violation:

Name: Nordstrom, Inc. (dba: Nordstrom Café)

Address: 2850 W. Big Beaver Rd., 48084

License No: Class C Resort (41004-2012)

Violation: **SALE TO MINOR (Compliance Test) on May 16, 2012;** and

WHEREAS, After due notice the licensee was given the opportunity to review this cited infraction, and an opportunity to confront witnesses and/or statements of accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2013;

NOW, THEREFORE, BE IT RESOLVED, That as a result of this hearing, the Troy City Council **HAS/ HAS NOT** been persuaded that the alleged violation did occur at the above referenced licensed establishment;

BE IT FURTHER RESOLVED, That due to the violation at the licensed establishment, the Troy City Council, after due notice, appropriate hearing and deliberations, **OBJECTS** to the renewal of the on premises liquor license for the 2013 license year OR **RECOMMENDS** renewal of the on premises liquor license for the 2013 license year, with the **STIPULATION** that all serving employees receive TIPS or TAMS or other comparable training acceptable to the Troy Police

Department, and that licensee **PRESENT** proof of this training to the Troy Police Department within 90 days of today's date.

BE IT FURTHER RESOLVED, That a certified copy of this resolution **SHALL BE SENT** to the Michigan Liquor Control Commission.

Yes:

No:

g) Rochester Road Ventures, LLC (dba: Mr. B's / now Hamlin Pub)

Suggested Resolution

Resolution #2013-02-

Moved by

Seconded by

WHEREAS, The City of Troy scheduled a hearing, as allowed under State Law and the City of Troy Ordinances, Chapter 101, and also the Liquor License Agreement between the licensee and the City; to review the following alleged violation:

Name: Rochester Road Ventures, LLC (dba: Mr. B's / now Hamlin Pub)

Address: 3946 Rochester Rd., 48083

License No: Class C (192874-2012) SDM (192875-2012)

Violation: **SALE TO MINOR (Compliance Test) on November 13, 2012;** and

WHEREAS, After due notice the licensee was given the opportunity to review this cited infraction, and an opportunity to confront witnesses and/or statements of accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2013;

NOW, THEREFORE, BE IT RESOLVED, That as a result of this hearing, the Troy City Council **HAS/ HAS NOT** been persuaded that the alleged violation did occur at the above referenced licensed establishment;

BE IT FURTHER RESOLVED, That due to the violation at the licensed establishment, the Troy City Council, after due notice, appropriate hearing and deliberations, **OBJECTS** to the renewal of the on premises liquor license for the 2013 license year OR **RECOMMENDS** renewal of the on premises liquor license for the 2013 license year, with the **STIPULATION** that all serving employees receive TIPS or TAMS or other comparable training acceptable to the Troy Police Department, and that licensee **PRESENT** proof of this training to the Troy Police Department within 90 days of today's date.

BE IT FURTHER RESOLVED, That a certified copy of this resolution **SHALL BE SENT** to the Michigan Liquor Control Commission.

Yes:

No:

h) Sams Mayur Indian Cuisine (dba: New Mayur Indian Cuisine)Suggested Resolution

Resolution #2013-02-

Moved by

Seconded by

WHEREAS, The City of Troy scheduled a hearing, as allowed under State Law and the City of Troy Ordinances, Chapter 101, and also the Liquor License Agreement between the licensee and the City; to review the following alleged violation:

Name: Sams Mayur Indian Cuisine, LLC (dba: New Mayur Indian Cuisine)

Address: 5113 Rochester Rd., 48085

License No: Class C (216067-2012)

Violation: **SALE TO MINOR (Compliance Test) on November 13, 2012;** and

WHEREAS, After due notice the licensee was given the opportunity to review this cited infraction, and an opportunity to confront witnesses and/or statements of accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2013;

NOW, THEREFORE, BE IT RESOLVED, That as a result of this hearing, the Troy City Council **HAS/ HAS NOT** been persuaded that the alleged violation did occur at the above referenced licensed establishment;

BE IT FURTHER RESOLVED, That due to the violation at the licensed establishment, the Troy City Council, after due notice, appropriate hearing and deliberations, **OBJECTS** to the renewal of the on premises liquor license for the 2013 license year OR **RECOMMENDS** renewal of the on premises liquor license for the 2013 license year, with the **STIPULATION** that all serving employees receive TIPS or TAMS or other comparable training acceptable to the Troy Police Department, and that licensee **PRESENT** proof of this training to the Troy Police Department within 90 days of today's date.

BE IT FURTHER RESOLVED, That a certified copy of this resolution **SHALL BE SENT** to the Michigan Liquor Control Commission.

Yes:

No:

i) Simbad, Inc. (dba: Palm's / Simbad)Suggested Resolution

Resolution #2013-02-

Moved by

Seconded by

WHEREAS, The City of Troy scheduled a hearing, as allowed under State Law and the City of Troy Ordinances, Chapter 101, and also the Liquor License Agreement between the licensee and the City; to review the following alleged violation:

Name: Simbad, Inc. (dba: Palm's / Simbad)
 Address: 336 John R Rd., 48083
 License No: SDM (190650-2012) Class C (190651-2012); and
 Violation: **ALLOWED INTOXICATED PERSON TO OPERATE VEHICLE & CONSUMPTION AFTER HOURS; IMPROPER DISPLAY OF LICENSE on December 12, 2012;** and

WHEREAS, After due notice the licensee was given the opportunity to review this cited infraction, and an opportunity to confront witnesses and/or statements of accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2013;

NOW, THEREFORE, BE IT RESOLVED, That as a result of this hearing, the Troy City Council **HAS/ HAS NOT** been persuaded that the alleged violation did occur at the above referenced licensed establishment;

BE IT FURTHER RESOLVED, That due to the violation at the licensed establishment, the Troy City Council, after due notice, appropriate hearing and deliberations, **OBJECTS** to the renewal of the on premises liquor license for the 2013 license year OR **RECOMMENDS** renewal of the on premises liquor license for the 2013 license year, with the **STIPULATION** that all serving employees receive TIPS or TAMS or other comparable training acceptable to the Troy Police Department, and that licensee **PRESENT** proof of this training to the Troy Police Department within 90 days of today's date.

BE IT FURTHER RESOLVED, That a certified copy of this resolution **SHALL BE SENT** to the Michigan Liquor Control Commission.

Yes:
 No:

j) Thunderbird Lanes, Inc. (dba: Thunderbird Lanes)

Suggested Resolution
 Resolution #2013-02-
 Moved by
 Seconded by

WHEREAS, The City of Troy scheduled a hearing, as allowed under State Law and the City of Troy Ordinances, Chapter 101, and also the Liquor License Agreement between the licensee and the City; to review the following alleged violation:

Name: Thunderbird Lanes, Inc. (dba: Thunderbird Lanes)
 Address: 400 E. Maple Rd., 48084
 License No: Class C (1941-2012)
 Violation: **SALE TO MINOR (Compliance Test) on May 10, 2012;** and

WHEREAS, After due notice the licensee was given the opportunity to review this cited infraction, and an opportunity to confront witnesses and/or statements of accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2013;

NOW, THEREFORE, BE IT RESOLVED, That as a result of this hearing, the Troy City Council **HAS/ HAS NOT** been persuaded that the alleged violation did occur at the above referenced licensed establishment;

BE IT FURTHER RESOLVED, That due to the violation at the licensed establishment, the Troy City Council, after due notice, appropriate hearing and deliberations, **OBJECTS** to the renewal of the on premises liquor license for the 2013 license year OR **RECOMMENDS** renewal of the on premises liquor license for the 2013 license year, with the **STIPULATION** that all serving employees receive TIPS or TAMS or other comparable training acceptable to the Troy Police Department, and that licensee **PRESENT** proof of this training to the Troy Police Department within 90 days of today's date.

BE IT FURTHER RESOLVED, That a certified copy of this resolution **SHALL BE SENT** to the Michigan Liquor Control Commission.

Yes:
No:

C-2 Liquor Violations (SDD/SDM):

a) Czaryd Enterprises, Inc. (dba: Troy Party Store)

Suggested Resolution
Resolution #2013-02-
Moved by
Seconded by

WHEREAS, The City of Troy scheduled a hearing, as allowed under State Law and the City of Troy Ordinances, Chapter 101, and also the Liquor License Agreement between the licensee and the City; to review the following alleged violation:

Name: Czaryd Enterprises, Inc. (dba: Troy Party Store)
Address: 6990 John R Rd., 48085
License No: SDM (11856-2012) SDD (15685-2012)
Violation: **SALE TO MINOR (Compliance Test) on November 13, 2012;** and

WHEREAS, After due notice the licensee was given the opportunity to review this cited infraction, and an opportunity to confront witnesses and/or statements of accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2013;

NOW, THEREFORE, BE IT RESOLVED, That as a result of this hearing, the Troy City Council **HAS/ HAS NOT** been persuaded that the alleged violation did occur at the above referenced licensed establishment;

BE IT FURTHER RESOLVED, That due to the violation at the licensed establishment, the Troy City Council, after due notice, appropriate hearing and deliberations, **REQUIRES** the licensee to require all serving employees to receive TIPS or TAMS or other comparable training acceptable to the Troy Police Department, and that licensee present proof of this training to the Troy Police Department within 90 days of today's date.

BE IT FURTHER RESOLVED, That a certified copy of this resolution **SHALL BE SENT** to the Michigan Liquor Control Commission.

Yes:

No:

b) NKG Business, Inc. (dba: Buscemi's)

Suggested Resolution

Resolution #2013-02-

Moved by

Seconded by

WHEREAS, The City of Troy scheduled a hearing, as allowed under State Law and the City of Troy Ordinances, Chapter 101, and also the Liquor License Agreement between the licensee and the City; to review the following alleged violation:

Name: NKG Business, Inc. (dba: Buscemi's)

Address: 3176 Rochester Rd., 48083

License No: SDD (188473-2012) SDM (188474-2012)

Violation: **SALE TO MINOR (Compliance Test) on May 18, 2012;** and

WHEREAS, After due notice the licensee was given the opportunity to review this cited infraction, and an opportunity to confront witnesses and/or statements of accusers while in the presence of this City Council, sitting as a hearing body on Wednesday, February 20, 2013;

NOW, THEREFORE, BE IT RESOLVED, That as a result of this hearing, the Troy City Council **HAS/ HAS NOT** been persuaded that the alleged violation did occur at the above referenced licensed establishment;

BE IT FURTHER RESOLVED, That due to the violation at the licensed establishment, the Troy City Council, after due notice, appropriate hearing and deliberations, **REQUIRES** the licensee to require all serving employees to receive TIPS or TAMS or other comparable training acceptable to the Troy Police Department, and that licensee present proof of this training to the Troy Police Department within 90 days of today's date.

BE IT FURTHER RESOLVED, That a certified copy of this resolution **SHALL BE SENT** to the Michigan Liquor Control Commission.

Yes:

No:

D. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA:

In accordance with the Rules of Procedure for the City Council, Article 17 – Members of the Public and Visitors:

Any person not a member of the City Council may address the Council with recognition of the Chair, after clearly stating the nature of his/her inquiry or comment. *City Council requests that if you do have a question or concern, to bring it to the attention of the appropriate department(s) whenever possible. If you feel that the matter has not been resolved satisfactorily, you are encouraged to bring it to the attention of the City Manager, and if still not resolved satisfactorily, to the Mayor and Council.*

- Petitioners shall be given a fifteen (15) minute presentation time that may be extended with the majority consent of City Council.
- Any member of the public, not a petitioner of an item, shall be allowed to speak for up to three (3) minutes to address any Public Hearing item.
- Any member of the public, not a petitioner of an item, shall be allowed to speak for up to three (3) minutes total to address Postponed, Regular Business, Consent Agenda or Study items or any other item on the Agenda as permitted under the Open Meetings Act during the *Public Comment for Items On the Agenda* portion of the Agenda.
- Any member of the public, not a petitioner of an item, shall be allowed to speak for up to three (3) minutes to address any topic not on the Agenda as permitted under the Open Meetings Act during the *Public Comment for Items Not on the Agenda* portion of the Agenda.
- All members of the public who wish to address the Council at a meeting shall be allowed to speak only if they have signed up to speak within thirty minutes before or within fifteen minutes after the meeting's start time. Signing up to speak requires each speaker provide his or her name and residency status (Troy resident, non-resident, or Troy business owner). If the speaker is addressing an Item (or Items) that appear on the pre-printed agenda, then the speaker shall also identify each such agenda item number(s) to be addressed.
- City Council may waive the requirements of this section by a majority vote of the City Council members.
- Agenda items that are related to topics where there is significant public input anticipated should initiate the scheduling of a Special meeting for that specific purpose.

The following has been approved by Troy City Council as a statement of the rules of decorum for City Council meetings. The Mayor will also provide a verbal notification of these rules prior to Public Comment:

The audience should be aware that all comments are to be directed to the Council rather than to City Administration or the audience. Anyone who wishes to address the Council is required to sign up to speak within thirty minutes before or within fifteen minutes of the start of the meeting. There are two Public Comment portions of the Agenda. For Items On the Agenda, speakers can sign up to address Postponed, Regular Business, Consent Agenda, or Study items or any other item on the Agenda. Speakers can sign up to address all other topics under Items Not on the Agenda. Also, there is a timer on the City Council table in front of the Mayor that turns yellow when there is one minute of speaker time remaining, and turns red when the speaker's time is up.

In order to make the meeting more orderly and out of respect, please do not clap during the meeting, and please do not use expletives or make derogatory or disparaging comments about any one person or group. If you do so, then there may be immediate consequences, including having the microphone turned off, being asked to leave the meeting, and/or the deletion of speaker comments for any re-broadcast of the meeting. Speakers should also be careful to avoid saying anything that would subject them to civil liability, such as slander and defamation.

Please avoid these consequences and voluntarily assist us in maintaining the decorum befitting this great City.

E. ADJOURNMENT:

Respectfully submitted,

A handwritten signature in black ink, appearing to read "B. Kischnick". The signature is written in a cursive, somewhat stylized font.

Brian Kischnick, City Manager

FUTURE CITY COUNCIL PUBLIC HEARINGS:

SCHEDULED REGULAR CITY COUNCIL MEETINGS:

Monday, March 4, 2013	Regular Meeting
Monday, March 18, 2013	Regular Meeting
Monday, April 8, 2013	Regular Meeting
Monday, April 15, 2013	Regular Meeting
Monday, May 13, 2013.....	Regular Meeting
Monday, May 20, 2013.....	Regular Meeting
Monday, June 3, 2013	Regular Meeting
Monday, June 17, 2013	Regular Meeting
Monday, July 8, 2013	Regular Meeting
Monday, July 22, 2013	Regular Meeting
Monday, August 12, 2013	Regular Meeting
Monday, August 26, 2013	Regular Meeting
Monday, September 9, 2013.....	Regular Meeting
Monday, September 23, 2013.....	Regular Meeting
Monday, October 7, 2013	Regular Meeting
Monday, October 21, 2013	Regular Meeting
Monday, November 11, 2013.....	Regular Meeting
Monday, November 25, 2013.....	Regular Meeting
Monday, December 2, 2013.....	Regular Meeting
Monday, December 16, 2013.....	Regular Meeting

SCHEDULED SPECIAL CITY COUNCIL MEETINGS:

Monday, March 4, 2013	Special Meeting
Monday, March 11, 2013	Special Meeting
Monday, April 22, 2013	Special Meeting
Monday, April 29, 2013	Special Meeting

Print Form



Michigan Department of Licensing and Regulatory Affairs
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 Number 214782-2012	Business ID 228089	File Number 741.25/132.5
Name of Licensee EL PATIO IV LLC	Doing Business As EL PATIO MEXICAN RESTAURANT	
Mailing Address (street, city, zip code) 2891 East Big Beaver Road, Troy 48083		
Township	County Oakland	
Type of License(s) & Permit(s) Class C		
Date of violation:	Day Tuesday	Date 11/13/12 Time 4:40 p.m.

Violation Type: Minor Intoxicated Person Gambling Controlled Substances
 Prohibited Conduct Failure to Cooperate Fighting (must be inside licensed premises)
 After Hours Sales / Consumption Other (explain):

If MINOR: Birth date [redacted] Was this a DECOY? Yes No If No, you MUST answer below!
 If above minor violation was NOT a decoy, describe enforcement action taken:

NOTE! COPY OF APPEARANCE TICKET MUST BE ATTACHED.

Submit Report Below or Indicate Attached Report Number 12-37637

Officer Signature [Signature]
 Officer Signature [Signature]
 Officer Signature [Signature]
 Department Name Troy Police Department

Name and Title Officer Edwin Julian
 Name and Title Officer Kate [redacted]
 Name and Title Officer Gregory [redacted]
 Telephone Number 248-621-3077

WITNESSES

- Name [redacted] Address 500 West Big Beaver Road, Troy, MI 48084
 Will testify to: Purchased beer from licensee
- Name Rafael de la Paz Address [redacted]
 Will testify to: Sold beer to minor
- Name _____ Address _____
 Will testify to: _____
- Name _____ Address _____
 Will testify to: _____
- Name _____ Address _____
 Will testify to: _____

EVIDENCE

Location Held (Explain)
 LC-800 Rev. 03/05 4880-2362

TROY PD
 500 W. BIG BEAVER
 TROY MI 48084
 248-524-3477



Case Report

Administrative Details:

CR No 120037637-001	Subject 4171 - Violation of Liquor Control Laws [41001]
Report Date/Time 11/12/2012 19:31	Occurrence Date/Time 11/12/2012 19:31
Location 2891 E BIG BEAVER RD	Call Source FIELD INITIATED
Dispatched Offense C3309 LIQUOR INSPECT	Verified Offense 4171 Violation of Liquor Control Laws
County 63 - Oakland	City/Twp/Village 84 - Troy
Division Patrol DPU	
Report Type Arrest Report	
Created By EDWIN JULIAN	Created Date/Time 11/15/2012 02:50 PM

CR No: 120037637-001		Report Type: Arrest Report		Officer: TRJULIANE (150334)		001	
F		WHITE					
Street Address		Apt #	County	Country	Home Phone	Work Phone	
2891 E BIG BEAVER							
City		State	Zip	Cell Phone	Email		
Troy		MI	48083				
Phone/Email							
Type				Description			
BU-Business Phone #1				2485200088			
Notes OWNER							

RACZKA, KATE (O-OTHER) (L-POLICE OFFICER) [TRJULIANE (150334)]								
PE:	W.Type:	Last Name		First Name		Middle Name	Suffix	Mr/Mrs/Ms
		Raczka		Kate				
Street Address		Apt #	County	Country	Home Phone	Work Phone		
500 W. Big Beaver			OAKLAND	USA				
City		State	Zip	Cell Phone	Email			
Troy		MI	48084					
Phone/Email								
Type				Description				
BU-Business Phone #1				248-524-3477				

STOPCZYNSKI, GREGORY (O-OTHER) (L-POLICE OFFICER) [TRJULIANE (150334)]								
PE:	W.Type:	Last Name		First Name		Middle Name	Suffix	Mr/Mrs/Ms
		Stopczynski		Gregory				
Street Address		Apt #	County	Country	Home Phone	Work Phone		
500 W. Big Beaver			OAKLAND	USA				
City		State	Zip	Cell Phone	Email			
Troy		MI	48084					
Phone/Email								
Type				Description				
BU-Business Phone #1				248-524-3477				

JULIAN, EDWIN (O-OTHER) (L-POLICE OFFICER) [TRJULIANE (150334)]								
PE:	W.Type:	Last Name		First Name		Middle Name	Suffix	Mr/Mrs/Ms
		Julian		Edwin				
Street Address		Apt #	County	Country	Home Phone	Work Phone		
500 W. Big Beaver			OAKLAND	USA				
City		State	Zip	Cell Phone	Email			
Troy		MI	48084					
Phone/Email								
Type				Description				
BU-Business Phone #1				248-524-3477				

[REDACTED] (O-OTHER) (R-REPORTED BY) [TRJULIANE (150334)]								
PE:	W.Type:	Last Name		First Name		Middle Name	Suffix	Mr/Mrs/Ms
		[REDACTED]		[REDACTED]				
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship		
[REDACTED] (19)	F	WHITE						
Street Address		Apt #	County	Country	Home Phone	Work Phone		
500 W BIG BEAVER								

CR No: 120037637-001 	Report Type: Arrest Report	Officer: TRJULIANE (150334)	001
--	-------------------------------	--------------------------------	-----

City Troy	State MI	Zip 48084	Cell Phone	Email
Phone/Email				
Type		Description		
BU-Business Phone #1		2485243477		
Notes MINOR DECOY				

Property:				
1812 - Receipt 5448 [TRJULIANE (150334)]				
Property Class 48	IBR Type 48 - Documents/Personal or Business	UCR Type K - Miscellaneous		
Status E - Evidence (Including Other Seized Property And Tools)	Count 1	Value 1		
Description EL PATIO RECEIPT \$2.92	Disposition	Evidence Tag 120037637.001		
Recovered Date/Time	Location	Owner J.		

Narrative:	
12-37637	
<p>On 11/13/2012 Directed Patrol Unit Officers (DPU) STOPCZYNSKI, JULIAN, and RACZKA were conducting Liquor Control Commission (LCC) checks with minor decoy, [REDACTED] identification was held for safekeeping by the TROY POLICE DEPARTMENT during the LCC checks.</p> <p>At approx 1640 hrs, decoy [REDACTED] entered the EL PATIO Mexican restaurant at 2891 E. Big Beaver Rd. Upon entering the restaurant, [REDACTED] was seated at a table and asked the server (older, Mexican male) for a bottle of Bud Light beer.</p> <p>The server ask [REDACTED] for her identification, prompting her to reply that she left it in the car and will go get it.</p> <p>The server told [REDACTED] that it was "no, it is okay" and that he would go get her the Bud Light beer.</p> <p>Once the bottle of Bud Light beer was placed in front of her, [REDACTED] contacted PO JULIAN and advised him of the violation. PO STOPCZYNSKI and RACZKA soon entered the restaurant, made contact with the owner, MARIA DELAPAZ and the server, RAFAEL DELAPAZ, and advised them both of the sale of liquor to a minor, and violation of the Michigan Liquor Control</p>	



Commission.

RAFAEL was informed of the civil infraction he committed and was issued citation #725630 for "furnishing/sale to a person under 21/fail to inquire age".

LCC violation form was completed and submitted. Officers retained the sales receipt of \$2.92 and tagged it on evidence. Violation report to be submitted to LCC.

ATTACHED: LCC documents, and written statement by decoy, [redacted].

EVIDENCE LIST

Incident No.: 120037637-001

Agency: Troy PD

ITEM	NEEDED	IN-FILE	COMMENTS
Audio/Video Tape and Transcripts	()	()	
Autopsy Report	()	()	
BAC/Blood/Semen	()	()	
Ballistics/Bullets	()	()	
Chain of Evidence List	()	()	
Clothing/Shoes	()	()	
Confession (written, audio, video	()	()	
Controlled Substance (Tox Report)	()	()	
Criminal History	()	()	
CSC Kit	()	()	
Diagram Map	()	()	
Finger/Foot Prints	()	()	
Hair/Fiber	()	()	
Hospital/Medical Records	()	()	
Photographs/Slides	()	()	
Weapons	()	()	
Witness Statements	()	()	
CERTIFIED RECORDS	()	()	
SOS	()	()	
Convictions	()	()	
	()	()	
	()	()	
	()	()	
OTHER PHYSICAL EVIDENCE	()	()	
1812 - Receipt 5448			
VICTIM PROPERTY			
	()	()	
	()	()	
	()	()	

Officer In Charge Date Phone No.

The Prosecuting Attorney's Office certifies that (*) property belonging to the crime victim must be retained by the Law Enforcement Agency for trial purposes in lieu of photograph or other means of memorialization pursuant to 1985 PA 87

Assistant Prosecutor Date

NARRATIVE REPORT
WITNESS STATEMENT

01	DATE 11/13/12	DAY TUE	SHIFT 02	PLAT 919	BADGE 1 14	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 112	INCIDENT # 37637
----	------------------	------------	-------------	-------------	---------------	---------	---	------------	-------------	---------------------

02 Name: [REDACTED] DOB: [REDACTED] Home Phone: _____
(PLEASE PRINT)

03 Address: 500 W Big Beaver Business Phone: 248-524-3477

04 City: Troy State: MI Zip: 48069

05 E-mail Address: _____ Cell Phone: _____

06 On November 13, 2012 while working
07 as a minor decoy at approximately 2:44:40 pm
08 I walked into El Patio and asked the server (older
09 Mexican male) for a bottle of Budlight. He asked
10 for my ID. and I told him that I would go
11 and get it out of the car for him. He then
12 proceeded to say "no, it's okay, I'll go get your budlight"
13 He then set the bottle of beer in front of me. I called
14 officer Julian, and notified him of violation. Officer Raczka,
15 and Stopczynski then arrived on scene and I exited the
16 restaurant.

17
18
19
20
21
22
23
24
25
26

27 X: [REDACTED] (SIGNATURE)

28 Taken By: [REDACTED] (SIGNATURE)

29 Place: 2891 E. Big Beaver - EL PATIO Date: 11/13/12 Time: 1645

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

JULIAN, STOPCZYNSKI, RACKA

**State of Michigan
Uniform Law Citation**

Ticket No. **725630** Victim Involved

US DOT # _____ Incident No. **12-37637** Dept. No. **784**

The People of the State of Michigan Township City Village County

Local Use/Arrest No. _____ Detection Device _____

OF: **TROY** BAC _____ of _____

THE UNDERSIGNED SAYS THAT ON: Month **11** Day **13** Year **12** At approximately **1040** A.M. P.M. Date of Birth _____

State **SC** Oper./Chauff. Driver License No. _____ CDL

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

Name (First, Middle, Last) **RAFAEL DO LA PAZ**

Street _____

City _____

Vehicle Plate No. _____ Year _____ State _____ Vehicle Description (year, make, color) _____

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

UPON **EI - PATTO MEXICAN REST**

AT OR NEAR **2891 E. BIG BEAVER**

WITHIN CITY VILLAGE TOWNSHIP OF **TROY**

COUNTY OF **OAKLAND** DID THE FOLLOWING Charge No.

Type	Ordinance	Description (include any bond amount collected on each charge)	No.
<input checked="" type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend.	<input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Waiv	98.10.121 FURNISH + SALE TO PERSON UNDER 21	2
<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"/> Waiv		3
<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"/> Waiv		

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

Offense Code(s) _____

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 Bottle Budw. HT**

725630

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 **11/20/12 0830 AM** Contact Court

Hearing Date (if applicable) on _____ Formal Hearing Required. (Court will Notify)

Juvenile Traffic Misd. (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 **J. RAZKA 16 STARCZYNSKI** Month **11** Day **13** Year **12**

Officer's Name (printed) **11/16/12** Officer's ID No. _____

Agency Name **TROY POLICE DEPARTMENT**

MI-6378400

UC-01a (rev. 6/05)

COURT COPY 1



STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LIQUOR CONTROL COMMISSION

IN RE: EL PATIO IV LLC
D/B/A EL PATIO MEXICAN RESTAURANT
2891 E. BIG BEAVER
TROY, MI 48083

COMPLAINT NO. 2-156031
BUSINESS ID NO. 228099

CLASSC SS (PM)

CHARGE – NOVEMBER 13, 2012

- (1) Sold or furnished alcoholic liquor to minor, [REDACTED], date of birth [REDACTED], 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).

FINDINGS OF FACT

The Commissioner finds as fact, based upon the signature on the Michigan Liquor Control Commission's (MLCC) Waiver and Acknowledgment form of Maria E. De La Paz, a member of the above-named Licensed Limited Liability Company, that under administrative rule R 436.1907 of the Michigan Administrative Code, the Licensee in this case has voluntarily waived the right to a hearing to contest the cited allegation in this matter and has entered a plea of acknowledgment to the one charge stated in Case No. 2-156031.

The Commissioner accepts the Violation Report of this case, along with any attachments therein, and a True Copy of the prior record of this Licensee at the above-named location as evidence in lieu of testimony in this matter.

The Commissioner believes and finds as fact, based on the Violation Report and

attachments therein, that minor [REDACTED], while under the direction of the Troy Police Department, entered the above-named licensed establishment on November 13, 2012, 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 ask for identification, was not 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, based on the Violation Report and attachments therein, that at the time of this incident, minor [REDACTED], born [REDACTED] was 19 years of age.

CONCLUSIONS OF LAW

Based upon the aforementioned Findings of Fact, the Commissioner concludes that the Licensee in Case No. 2-156031 did violate MCL 436.1801(2) of the Michigan Liquor Control Code, as cited.

ORDER

In determining this violation's penalty, the Commissioner considered the Licensee's total record at the above-named location, which shows no prior violations since securing MLCC licensure on June 28, 2012.

Therefore, the Commissioner Orders a penalty fine of \$500 for the charge in this matter. The Commissioner further Orders the Licensee to serve a suspension of twenty-five (25) continuous days, to run consecutively and not concurrently with any other

suspension Ordered by the MLCC, if the fine is not paid within forty-five (45) days from the date of mailing of this Order.

MICHIGAN LIQUOR CONTROL COMMISSION



Edward D. Clemente, Commissioner

Dated: _____

1/15/13

JAN 28 2013

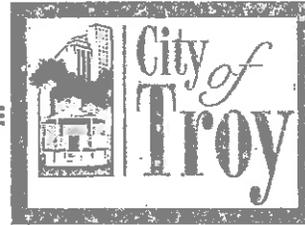
Date Mailed: _____

EDC: 2-156031/AML

LCC Liquor Licensee History

Business name: **El Patio Mexican Restaurant**
Address: 2891 E. Big Beaver
Licensee: El Patio IV, LLC
License type: Class C
Permits:
Comments: Maria De La Paz, business owner

Date	Troy Incident #	Type	Disposition	Date
05/07/12		City Council passes resolution to transfer Class C license to El Patio IV.		
11/09/12	12-37201	Liquor Inspection (Road Patrol- Schultz)	NO VIOLATIONS	
11/13/12	12-37637	Sale to Minor-Compliance Test	VIOLATION Fined \$500	
01/09/13	13-1024	Liquor Inspection (Road Patrol- Schultz)	NO VIOLATIONS	



February 8, 2013

Maria De La Paz
El Patio IV LLC
dba: El Patio Mexican Restaurant
2891 E. Big Beaver Rd.
Troy, MI 48083

Re: NOTICE OF PUBLIC HEARING - Liquor License Violation

To whom it may concern:

A Public Hearing will be held by and before the Council of the City of Troy at City Hall, 500 W Big Beaver, Troy, Michigan at **7:30 PM**, or as soon thereafter as the agenda will permit on the date as indicated below to determine whether the City Council should recommend to the Michigan Liquor Control Commission, the renewal or non-renewal of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

Public Hearing: February 20, 2013
License Type: Class C (214782-2012)
Violation: SALE TO MINOR (Compliance Test) on November 13, 2012

You will be given an opportunity to be heard and present evidence at the public hearing and legal counsel may represent you. Please inform your attorney, if you have one, of this notice. If you have questions regarding the procedure or the facts and circumstances surrounding your violation(s), you may contact the City Attorney's office at 248-524-3320.

Sincerely,

M. Aileen Bittner, CMC
City Clerk



Michigan Department of Licensing and Regulatory Affairs
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 Number 8981-2012-S	Business ID 5867	File Number 651.59/132.5
Name of Licensee GALLATIN, INC.	Doing Business As CAMP TICONDEROGA	
Mailing Address (street, city, zip code) 5725 Rochester Road, Troy 48085		
Township	County Oakland	
Type of License(s) & Permit(s) Class C		
Date of violation:	Day Tuesday	Date 11/13/12
		Time 6:35 p.m.

Violation Type: Minor Intoxicated Person Gambling Controlled Substances
 Prohibited Conduct Failure to Cooperate Fighting (must be inside licensed premises)
 After Hours Sales / Consumption Other (explain):

If MINOR: Birth date 04/08/93 Was this a DECOY? Yes No If No, you MUST answer below!
If above minor violation was NOT a decoy, describe enforcement action taken:

NOTE! COPY OF APPEARANCE TICKET MUST BE ATTACHED.

Submit Report Below or Indicate Attached Report Number 12-37633

Officer Signature [Signature]
Officer Signature [Signature]
Officer Signature [Signature]
Department Name Troy Police Department

Name and Title Officer Edwin Julian
Name and Title Officer Kate Raczka
Name and Title Officer Gregory Stopczynski
Telephone Number 248-524-3477

WITNESSES

- Name [Redacted] Address 500 West Big Beaver Road, Troy, MI 48084
Will testify to: Purchased wine from licensee
- Name Lindsay Lauren Meisnitzer Address [Redacted]
Will testify to: Sold wine to minor
- Name _____ Address _____
Will testify to: _____
- Name _____ Address _____
Will testify to: _____
- Name _____ Address _____
Will testify to: _____

EVIDENCE

CR No: 120037633-001 	Report Type: Arrest Report	Officer: TRJULIANE (160334)	001
--	-------------------------------	--------------------------------	------------

TROY PD
500 W. BIG BEAVER
TROY MI 48084
248-524-3477



Case Report

Administrative Details:

CR No 120037633-001	Subject 4171 - Violation of Liquor Control Laws [41001]
Report Date/Time 11/12/2012 19:21	Occurrence Date/Time 11/12/2012 19:21
Location 5725 ROCHESTER RD	Call Source FIELD INITIATED
Dispatched Offense C3309 LIQUOR INSPECT	Verified Offense 4171 Violation of Liquor Control Laws
County 63 - Oakland	City/Twp/Village 84 - Troy
Division Patrol DPU	
Report Type Arrest Report	
Created By EDWIN JULIAN	Created Date/Time 11/15/2012 01:35 PM

CR No: 120037633-001 	Report Type: Arrest Report	Officer: TRJULIANE (150334)	001
--	-------------------------------	--------------------------------	-----

Offenses:		
4171 - Violation of Liquor Control Laws [TRJULIANE (150334)]		
IBR Code / IBR Group 90G - Liquor Law Violations / B	Offense File Class 41001 - LIQUOR LICENSE - ESTABLISHMENT	
Crime Against SO	Location Type 21 - Restaurant	Offense Completed Completed
Domestic Violence No	Hate/Bias 00 - None (No Bias)	
Using A-Alcohol: No C-Computer Equipment: No D-Drugs/Narcotics: No		

People:									
MEISNITZER, LINDSAY LAUREN (A-ARRESTEE) [TRJULIANE (150334)]									
Last Name MEISNITZER		First Name LINDSAY			Middle Name LAUREN		Suffix	Mr/Mrs/Ms	
Aliases				Driver License#		DL State MI	DL Country	Personal ID#	
DOB (Age) [REDACTED] (25)	Sex F	Race WHITE	Ethnicity	Birth City & State	Birth Country	Country of Citizenship			
Height	Finger Prints No	Photos No	Miranda Read No	Miranda Waived No	Number of Warrants		FBI#		
Street Address [REDACTED]			Apt #	County	Country	Home Phone		Work Phone	
City [REDACTED]		State MI	Zip [REDACTED]	Cell Phone [REDACTED]		Email			

Arrest Information	
Offenses	Details
4171 - Violation of Liquor Control Laws	Arrest Date/Time: 11/19/2012 18:35 Location: 5725 ROCHESTER Arrest#: 2012-209 Arrest Type: Summoned/Cited OVI Arrest/BAC: Offense Type: Count: 1 Arresting Officer 1: TRJULIANE (JULIAN, EDWIN 150334)
MultiClearance N - Not Applicable	MultiClearance Offense 01 - Unarmed

(O-OTHER) (B-BUSINESS, ETC.) [TRJULIANE (150334)]									
PE:	W.Type:	Name CAMP TICONDEROGA					Suffix	Mr/Mrs/Ms	
DOB (Age)	Sex	Race UNKNOWN	Ethnicity	Birth City & State	Birth Country	Country of Citizenship			
Street Address 5725 ROCHESTER RD			Apt #	County	Country USA	Home Phone		Work Phone	
City Troy		State MI	Zip 48085	Cell Phone		Email			
Phone/Email									
Type					Description				
BU-Business Phone #1					2488282825				

COUDRET, TANYA (O-OTHER) (X-MISCELLANEOUS) [TRJULIANE (150334)]									
PE:	W.Type:	Last Name COUDRET			First Name TANYA		Middle Name	Suffix	Mr/Mrs/Ms
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship			

CR No: 120037633-001 	Report Type: Arrest Report	Officer: TRJULIANE (150334)	001
--	-------------------------------	--------------------------------	-----

Type	Description
BU-Business Phone #1	248-524-3477
Notes MINOR DECOY	

Property:			
1812 - Receipt 5448 [TRJULIANE (150334)]			
Property Class 48	IBR Type 48 - Documents/Personal or Business	UCR Type K - Miscellaneous	
Status E - Evidence (Including Other Seized Property And Tools)	Count 1	Value 1	
Description CAMP TICONDEROGA RECEIPT	Disposition	Evidence Tag 120037633.001	
Recovered Date/Time	Location	Owner II.	

Narrative:
<p>12-37633</p> <p>On 11/13/2012 Directed Patrol Unit Officers (DPU) STOPCZYNSKI, JULIAN, and RACZKA were conducting Liquor Control Commission (LCC) checks with minor decoy [REDACTED]. [REDACTED] identification was held for safekeeping by the TROY POLICE DEPARTMENT during the LCC checks.</p> <p>At approx 1830 hrs, decoy [REDACTED] entered the CAMP TICONDEROGA restaurant at 5725 Rochester Rd. Upon entering the restaurant, [REDACTED] sat at the bar and asked the bartender (young, w/f) for a glass of Chardonnay wine.</p> <p>The bartender did not ask [REDACTED] for her identification or inquire about her birthdate and proceeded to pour the glass of wine.</p> <p>Once the wine glass was placed in front of her, [REDACTED] contacted PO JULIAN and advised him of the violation. PO STOPCZYNSKI and RACZKA soon entered the restaurant, made contact with the general manager, TANYA COUDRET and the bartender, LINDSAY MEISNITZER, and advised them both of the sale of liquor to a minor, and violation of the Michigan Liquor Control Commission.</p> <p>MEISNITZER was informed of the civil infraction she committed and was issued citation #725633 for "furnishing/sale to a person under 21/fail to inquire age".</p>

CR No: 120037633-001



Report Type:
Arrest Report

Officer:
TRJULIANE (150334)

001

LCC violation form was completed and submitted. Officers retained the sales receipt of \$6.36 and tagged it on evidence. Violation report to be submitted to LCC.

ATTACHED: LCC documents, and written statement by decoy 

EVIDENCE LIST

Incident No.: 120037633-001

Agency: Troy PD

ITEM	NEEDED	IN-FILE	COMMENTS
Audio/Video Tape and Transcripts	()	()	
Autopsy Report	()	()	
BAC/Blood/Semen	()	()	
Ballistics/Bullets	()	()	
Chain of Evidence List	()	()	
Clothing/Shoes	()	()	
Confession (written, audio, video)	()	()	
Controlled Substance (Tox Report)	()	()	
Criminal History	()	()	
CSC Kit	()	()	
Diagram Map	()	()	
Finger/Foot Prints	()	()	
Hair/Fiber	()	()	
Hospital/Medical Records	()	()	
Photographs/Slides	()	()	
Weapons	()	()	
Witness Statements	()	()	
CERTIFIED RECORDS	()	()	
SOS	()	()	
Convictions	()	()	
	()	()	
	()	()	
	()	()	
OTHER PHYSICAL EVIDENCE	()	()	
1812 - Receipt 5448			
VICTIM PROPERTY			
	()	()	
	()	()	
	()	()	

Officer In Charge Date Phone No.

The Prosecuting Attorney's Office certifies that (*) property belonging to the crime victim must be retained by the Law Enforcement Agency for trial purposes in lieu of photograph or other means of memorialization pursuant to 1985 PA 87

Assistant Prosecutor Date

NARRATIVE REPORT
WITNESS STATEMENT

01	DATE	DAY	SHIFT	PLAT	BADGE 1	BADGE 2	INCIDENT STATUS	PRIM CLASS	YEAR	INCIDENT #	
	11/13/12	TU	E	02	99	14	<input type="checkbox"/> CLR ARREST <input type="checkbox"/> CLR EXCEPT	<input type="checkbox"/> UNF <input type="checkbox"/> INACT		112	37633

02 Name: [REDACTED] DOB: 4/8/93 Home Phone: _____
03 Address: (PLEASE PRINT) 500 W Big Beaver Business Phone: 248-524-347
04 City: Troy State: MI Zip: 48084
05 E-mail Address: _____ Cell Phone: _____

06 On November 13, 2012 while
07 working as a minor decoy at approximately 6:30pm
08 I walked into the bar area of Camp Ticondawaga
09 and asked the bartender (young white female) for a
10 glass of House Chardonnay. She never asked for my I.D.
11 or my birthday. When the glass was poured and sitting in
12 front of me, I contacted officer Julian, and then officer
13 stop CZERNSKI, and Raczyka came into the restaurant.

26
27 X: [REDACTED SIGNATURE]
28 Taken By: [REDACTED SIGNATURE] (SIGNATURE)
29 Place: 5725 Rochester - Camp Ticondawaga Date: 11/13/12 Time: 1940
INVESTIGATING OFFICER(S) REVIEWED BY ASSIGNED TO / BADGE ATTENTION TO

State of Michigan
Uniform Law Citation

Ticket No. **725633** Victim Involved

US DOT # _____ Incident No. **12-37633** Dept. No. **784**

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

OF: **TROY** of _____

THE UNDERSIGNED SAYS THAT ON: Month **11** Day **13** Year **2012** At approximately A.M. P.M. Date of Birth Month **5** Day **8** Year **87**

State **MI** Oper./Chauff. CDL Driver License Number _____ SSN (last 4 digits) _____

Race _____ Sex _____ Height _____ Weight _____ Hair _____ Eyes _____ Occupation _____

Name (First, Middle, Last) **LINDSAY LAUREN MEISNITZER**

Street _____

City _____ State **MI** Zip Code _____

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 **CAMP TICONDEROGA**

AT OR NEAR **5725 Rochester**

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 type="checkbox"/> Authorization pend.	98.10.14	FURNISH + SALE TO person under 21yo	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
<input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Waiv			
<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) **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 glass white wine**

TXE

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

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

Appearance Date on or before **11/28/2012 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 **[Signature]** Month **11** Day **13** Year **12**

Officer's Name (printed) **[Signature]** Officer's ID No. **1171606**

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

UC-01a (rev. 6/05) COURT COPY 1

Ticket No. **725633**

Name

Case No.



CAMP TICONDEROGA
5725 ROCHESTER RD TROY, MI 48065
0123 Table 997 #Party 0
LINDSAY M Svrck: 9 18:40 11/13/12
MAIN BAR

1 NAME, 2
1 HOUSE WHITE/G

	0.00
	6.00
Sub Total:	6.00
Tax	0.36
Sub Total:	6.36

11/13 18:40 TOTAL:

=====

YOU ARE AT THE TOP OF THE FOOD CHAIN.
EAT LIKE IT.
WILD GAME WEEK AT CAMP TI
TUES. NOVEMBER 6 - SAT. NOVEMBER 10

=====

CHECK #: 123

LCC

Liquor Licensee History

Business name: **Camp Ticonderoga**

Address: 5725 Rochester (248) 828-2825

Licensee: Gallatin, Inc., 2405 Rock Valley Road, Metamora, MI 48455

License type: **Class C (8981-2000)**

Permits: Dance, Sunday Sales, Official (Food), Outdoor Service(3), 3 Bars

Comments: Outdoor Service includes Sylvan Glen Golf Course (2 beers/golfer carryout)

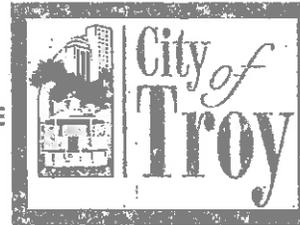
Date	Troy Incident #	Type	Disposition	Date
04/27/92		Council approved transfer of license to Mulligan's Seafood Tavern, Inc.		
11/23/93	93-36692	Sale to minor (compliance test)	Fined \$300	05/26/94
1/94		Business closed		
3/15/94		License Escrowed		
05/23/94		Council approved transfer of license to Big Muskey Enterprises, Inc., dba Shark Creek Inn.		
4/11/96		Transfer ownership to Gallatin, Inc, dba Camp Ticonderoga.		
6/10/97		1 Outdoor Service Area approved.		
7/24/98		Request for SDM denied by LCC on recommendation of Council		
11/16/98		Req for outdoor service cancelled by LCC due to lack of progress		
01/10/99	99-01386	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
03/07/99	99-08865	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/23/99	99-23641	Compliance Test	PASSED	
07/12/99		Council approves request for 1 additional Bar and 2 nd Outdoor Service Area (golf course)		
08/25/99	MLCC	MLCC denies request for Outdoor Service (golf course) permit		
11/02/99	none	Compliance Test	PASSED	
04/28/00	00-14440	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/11/00	MLCC	Approves Outdoor Service to include Sylvan Glen Golf Course (2 beers per golfer)		

07/26/00	none	Compliance Test	PASSED
08/27/00	00-31779	Liquor Inspection (Road Patrol)	NO VIOLATIONS
11/01/00	00-40527	Compliance Test	PASSED
11/14/00	00-42178	Compliance Test	PASSED
01/13/01	01-01552	Liquor Inspection (Road Patrol)	NO VIOLATIONS
03/27/01	01-10471	Liquor Inspection (Road Patrol)	NO VIOLATIONS
05/03/01		Compliance Test	PASSED
06/06/01	01-19807	Liquor Inspection (Road Patrol)	NO VIOLATIONS
09/12/01	01-32998	Liquor Inspection (Road Patrol)	NO VIOLATIONS
10/05/01	01-36179	Compliance Test	PASSED
10/18/01	01-37639	Liquor Inspection (Road Patrol)	NO VIOLATIONS
01/16/02	02-01707	Liquor Inspection (Road Patrol)	NO VIOLATIONS
03/01/02	02-06532	Compliance Test	PASSED
04/22/02	02-12419	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/28/02	02-20768	Compliance Test	PASSED
07/10/02	02-22344	Liquor Inspection (Road Patrol)	NO VIOLATIONS
08/29/02	02-28587	Liquor Inspection (Road Patrol-Russ)	NO VIOLATIONS
10/18/02	02-34366	Compliance Test	PASSED
11/10/02	02-36720	Liquor Inspection (Road Patrol- Drewek)	NO VIOLATIONS
01/04/03	03-453	Liquor Inspection (Road Patrol- Drewek)	NO VIOLATIONS
03/06/03	03-6805	Liquor Inspection (Road Patrol- Drewek)	NO VIOLATIONS
04/25/03	03-12401	Compliance Test	PASSED
06/26/03	03-19506	Compliance Test	PASSED
07/07/03	03-20823	Liquor Inspection (Road Patrol-Dimaria)	NO VIOLATIONS
08/12/03	03-25006	Liquor Inspection (Road Patrol-Dimaria)	NO VIOLATIONS
09/08/03	03-28040	Liquor Inspection (Road Patrol-Dimaria)	NO VIOLATIONS
10/28/03	03-33309	Compliance Test	PASSED
11/19/03	03-35624	Liquor Inspection (Road Patrol-Russ)	NO VIOLATIONS
01/07/04	04-00630	Liquor Inspection (Road Patrol-Russ)	NO VIOLATIONS
03/23/04	04-08572	Compliance Test	PASSED

05/19/04	04-14713	Liquor Inspection (Road Patrol- Dimaria)	NO VIOLATIONS
06/30/04	04-19835	Compliance Test	PASSED
10/19/04	04-33130	Liquor Inspection (Road Patrol-Swift)	NO VIOLATIONS
12/13/04	04-39569	Liquor Inspection (Road Patrol-Swift)	NO VIOLATIONS
03/03/05	05-07178	Compliance Test	PASSED
03/22/05	05-09368	Liquor Inspection (Road Patrol-Swift)	NO VIOLATIONS
04/26/05	05-13683	Liquor Inspection (Road Patrol-Shuler)	NO VIOLATIONS
12/12/05	05-43712	Liquor Inspection (Road Patrol-Haddad)	NO VIOLATIONS
02/16/06	06-6326	Liquor Inspection (Road Patrol-Haddad)	NO VIOLATIONS
05/26/06	06-19883	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
07/21/06	06-27945	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
07/26/06		Compliance Test	PASSED
09/08/06	06-34965	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
01/24/07		Compliance Test	PASSED
02/10/07	07-5230	Liquor Inspection (Road Patrol-Drewek)	NO VIOLATIONS
03/22/07	07-10678	Liquor Inspection (Road Patrol-Drewek)	NO VIOLATIONS
05/10/07	07-17283	Compliance Test	PASSED
05/26/07	07-19458	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
08/16/07	07-31198	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
09/21/07	07-36189	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
10/18/07	07-32109	Compliance Test	PASSED
11/13/07	07-43001	Liquor Inspection (Road Patrol-Denny)	NO VIOLATIONS
12/13/07	07-45775	Compliance Test	PASSED
01/10/08	08-1273	Liquor Inspection (Road Patrol-Denny)	NO VIOLATIONS
02/21/08	08-6539	Compliance Test	PASSED
03/10/08	08-8883	Liquor Inspection (Road Patrol-Denny)	NO VIOLATIONS
04/15/08	08-13189	Liquor Inspection (Road Patrol- Denny)	NO VIOLATIONS
04/24/08		Request for Add. Bar (cart sales) approved	
05/21/08	08-17746	Compliance Test	PASSED
07/03/08	08-23472	Liquor Inspection (Road Patrol-Denny)	NO VIOLATIONS

08/26/08	08-29921	Liquor Inspection (Road Patrol-Denny)	NO VIOLATIONS
10/02/08	08-34221	Compliance Test	PASSED
10/28/08	08-37317	Liquor Inspection (Road Patrol-Denny)	NO VIOLATIONS
12/30/08	08-44474	Compliance Test	PASSED
01/07/09	09-713	Liquor Inspection (Road Patrol-Denny)	NO VIOLATIONS
03/17/09	09-8618	Liquor Inspection (Road Patrol-Denny)	NO VIOLATIONS
04/15/09	09-11657	Liquor Inspection (Road Patrol-Bednard)	NO VIOLATIONS
05/07/09	09-14235	Compliance Test	PASSONS
07/17/09	09-22575	Liquor Inspection (Road Patrol-Bednard)	NO VIOLATIONS
09/23/09	09-30108	Liquor Inspection (Road Patrol-Bednard)	NO VIOLATIONS
10/06/09	09-31412	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS
10/28/09	09-33702	Compliance Test	PASSED
12/09/09	09-38257	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS
12/17/09	09-39296	Compliance Test	PASSED
01/25/10	10-2457	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS
04/12/10	10-10283	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS
05/24/10	10-14985	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS
07/19/10	10-21102	Compliance Test	PASSED
08/10/10	10-24069	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS
09/02/10	10-26625	Sale to Minor-Compliance Test	VIOLATION Fined \$400 on 1/25/11
10/27/10	10-32904	Compliance Test	PASSED
10/28/10	10-33118	Liquor Inspection (Road Patrol-Denny)	NO VIOLATIONS
12/15/10	10-38357	Compliance Test	PASSED
12/15/10	10-38509	Liquor Inspection (Road Patrol-Denny)	NO VIOLATIONS
02/24/11	11-5727	Liquor Inspection (Road Patrol-Denny)	NO VIOLATIONS
05/05/11	11-12924	Compliance Test	PASSED
06/29/11	11-18775	Liquor Inspection (Road Patrol-Denny)	NO VIOLATIONS
07/25/11	11-21719	Liquor Inspection (Road Patrol-Denny)	NO VIOLATIONS
11/25/11	11-35371	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS

12/08/11	11-36728	Compliance Test	PASSED
01/07/12	12-773	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS
02/29/12	12-6553	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS
05/09/12	12-14693	Compliance Test	PASSED
05/21/12	12-16260	Liquor Inspection (Road Patrol-Cascioli)	NO VIOLATIONS
07/07/12	12-22454	Liquor Inspection (Road Patrol-Cascioli)	NO VIOLATIONS
09/06/12	12-30059	Liquor Inspection (Road Patrol-Cascioli)	NO VIOLATIONS
11/08/12	12-37129	Liquor Inspection (Road Patrol-Quaiatto)	NO VIOLATIONS
11/13/12	12-37633	Sale to Minor-Compliance Test	VIOLATION
01/11/13	13-1270	Liquor Inspection (Road Patrol-Quaiatto)	NO VIOLATIONS



February 8, 2013

Gallatin, Inc.
dba: Camp Ticonderoga
5725 Rochester Rd.
Troy, MI 48084

Re: NOTICE OF PUBLIC HEARING - Liquor License Violation

To whom it may concern:

A Public Hearing will be held by and before the Council of the City of Troy at City Hall, 500 W Big Beaver, Troy, Michigan at **7:30 PM**, or as soon thereafter as the agenda will permit on the date as indicated below to determine whether the City Council should recommend to the Michigan Liquor Control Commission, the renewal or non-renewal of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

Public Hearing: February 20, 2013

License Type: Class C (8981-2012)

Violation: SALE TO MINOR (Compliance Test) on November 13, 2012

You will be given an opportunity to be heard and present evidence at the public hearing and legal counsel may represent you. Please inform your attorney, if you have one, of this notice. If you have questions regarding the procedure or the facts and circumstances surrounding your violation(s), you may contact the City Attorney's office at 248-524-3320.

Sincerely,

M. Aileen Bittner, CMC
City Clerk



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. 159546-2012-SS Business ID 67643 File # D-71437
D-13225

1. Name of Licensee HOOTER'S OF TROY 2. Doing Business As HOOTERS

3. Mailing Address (street, city, zip code) 2950 ROCHESTER

4. Township TROY 5. County OAKLAND

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

7. Date of Violation: THURS. 5-10-12 (DAY) (DATE) (HOUR) AM or PM

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 # 12-14664

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

Officer Signature EDWIN JULIAN Name and Title (print) GREGORY STORCZYNSKI
Officer Signature KATE RACZKA Name and Title (print) P. Raczka #17
Department Name TROY PD Phone # 248-524-3477



TROY PD
 500 W. BIG BEAVER
 TROY MI 48084
 248-524-3477



Case Report

Administrative Details:

CR No 120014664	Subject C3309 - Liquor Inspection
Report Date/Time 05/09/2012 22:35	Occurrence Date/Time 05/09/2012 22:35
Location 2950 ROCHESTER RD - Hooter's	Call Source TELEPHONE
Dispatched Offense C3309 LIQUOR INSPECT	Verified Offense 4171 Violation of Liquor Control Laws
County 63 - Oakland	City/Twp/Village 84 - Troy
Division Patrol DPU	

Action Requested:

<input type="checkbox"/> Arrest warrant	<input type="checkbox"/> Review only
<input type="checkbox"/> Search warrant	<input type="checkbox"/> Forfeiture
<input type="checkbox"/> Juvenile petition	<input type="checkbox"/> Other



Offenses:		
4171 - Violation of Liquor Control Laws [TRSTOPCZYNSKIG (150335)]		
IBR Code / IBR Group 90G - Liquor Law Violations / B	Offense File Class 41001 - LIQUOR LICENSE - ESTABLISHMENT	
Crime Against SO	Location Type 21 - Restaurant	Offense Completed Completed
Domestic Violence No	Hate/Bias 00 - None (No Bias)	
Using A-Alcohol: No C-Computer Equipment: No D-Drugs/Narcotics: No		

People:							
KARR, JAIME MARIE (A-ARRESTEE) [TRSTOPCZYNSKIG (150335)]							
Last Name Karr	First Name Jaime	Middle Name Marie	Suffix	Mr/Mrs/Ms			
Aliases		Driver License#	DL State MI	DL Country	Personal ID#		
DOB (Age) (21)	Sex F	Race WHITE	Ethnicity	Birth State	Birth Country	Country of Citizenship	
Held For	Finger Prints No	Photos No	Miranda Read No	Miranda Waived No	Number of Warrants	FBI#	
Street Address		Apt #	County	Country	Home Phone	Work Phone	
City		State MI	Zip	Cell Phone	Email		
Employer Hooters	Employer Address 2950 Rochester		Employer Phone	Occupation Waitress	Employer CSZ Troy, MI		

Arrest Information		
Offenses	Details	
4171 - Violation of Liquor Control Laws	Arrest Date/Time: Location: Arrest#: Arrest Type: OWI Arrest/BAC: Offense Type: Count: Arresting Officer 1: Arresting Officer 2:	05/10/2012 16:30 2950 Rochester #736874 Summoned/Cited Misd. TRSTOPCZYNSKIG (STOPCZYNSKI, GREGORY 150335) TRRACZKAK (Raczka, Kate 126371)
MultiClearance N - Not Applicable	MultiClearance Offense	Armed With 01 - Unarmed

WITNESS (W-WITNESS) [TRSTOPCZYNSKIG (150335)]							
PE: EY	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms	
DOB (Age) (18)	Sex M	Race WHITE	Ethnicity	Birth State	Birth Country	Country of Citizenship	
Street Address 500 W Big Beaver		Apt #	County	Country	Home Phone	Work Phone 248.524.3477	
City Troy		State MI	Zip 48083	Cell Phone	Email		
Passport#	Passport Country of Issue	School Troy Athens	School City	Grade 12th	Active Military Status		
Employer Troy PD	Employer Address 500 W Big Beaver		Employer Phone 248.524.3477	Occupation Decoy	Employer CSZ Troy, MI		



COWANS, WINSTON (O-OTHER) (X-MISCELLANEOUS) [TRSTOPCZYNSKIG (150335)]										
PE:	W.Type:	Last Name Cowans			First Name Winston			Middle Name	Suffix	Mr/Mrs/Ms
DOB (Age) 50		Sex M	Race BLACK		Ethnicity	Birth State	Birth Country	Country of Citizenship		
Street Address 2950 Rochester				Apt #	County	Country	Home Phone	Work Phone		
City Troy				State MI	Zip 48083	Cell Phone	Email			
Employer Hooters			Employer Address 2950 Rochester			Employer Phone	Occupation Manager	Employer CSZ Troy, MI		

(O-OTHER) (B-BUSINESS, INSTITUTION, ETC.) [TRSTOPCZYNSKIG (150335)]										
PE:	W.Type:	Name Hooters						Suffix	Mr/Mrs/Ms	
DOB (Age)		Sex	Race UNKNOWN		Ethnicity	Birth State	Birth Country	Country of Citizenship		
Street Address 2950 Rochester				Apt #	County	Country	Home Phone	Work Phone		
City Troy				State MI	Zip 48083	Cell Phone	Email			

STOPCZYNSKI, GREGORY (O-OTHER) (L-POLICE OFFICER) [TRSTOPCZYNSKIG (150335)]										
PE:	W.Type:	Last Name Stopczynski			First Name Gregory			Middle Name	Suffix	Mr/Mrs/Ms
Street Address 500 W. Big Beaver				Apt #	County OAKLAND	Country USA	Home Phone	Work Phone		
City Troy				State MI	Zip 48084	Cell Phone	Email			
Phone/Email										
Type					Description					
BU-Business Phone #1					248-524-3477					

JULIAN, EDWIN (O-OTHER) (L-POLICE OFFICER) [TRSTOPCZYNSKIG (150335)]										
PE:	W.Type:	Last Name Julian			First Name Edwin			Middle Name	Suffix	Mr/Mrs/Ms
Street Address 500 W. Big Beaver				Apt #	County OAKLAND	Country USA	Home Phone	Work Phone		
City Troy				State MI	Zip 48084	Cell Phone	Email			
Phone/Email										
Type					Description					
BU-Business Phone #1					248-524-3477					

RACZKA, KATE (O-OTHER) (L-POLICE OFFICER) [TRSTOPCZYNSKIG (150335)]										
PE:	W.Type:	Last Name Raczka			First Name Kate			Middle Name	Suffix	Mr/Mrs/Ms
Street Address 500 W. Big Beaver				Apt #	County OAKLAND	Country USA	Home Phone	Work Phone		
City Troy				State MI	Zip 48084	Cell Phone	Email			
Phone/Email										
Type					Description					



BU-Business Phone #1	248-524-3477
-----------------------------	---------------------

Property:			
1899 - Other Document 5488 [TRSTOPCZYNSKIG (150385)]			
Property Class 88	IBR Type 77 - Other	UCR Type K - Miscellaneous	
Status E - Evidence (Including Other Seized Property And Tools)			Count 1
Description Beer Receipt			Evidence Tag 120014664.001
Recovered Date/Time	Location	Disposition Troy Property	Owner [O16418262]

Narrative:	
CR No: 120014664-001	Written By: TRSTOPCZYNSKIG (150335) Date: 05/10/2012 06:11 PM
Complaint #12-14664	
<p>On 5/10/2012 at 1640hrs DPU Officers were conducting LCC checks with minor decoy [redacted] [redacted]s identification was confiscated and held for safe keeping by the Troy Police Department.</p> <p>At approximately 1630hrs decoy [redacted] entered into Hooters restaurant, 2950 Rochester Rd. in Troy. After entering the restaurant [redacted] sat down at a table, near the bar. [redacted] was approached by waitress, Jaime Karr, and asked if he would like to order the happy hour special, Bud Light on draft. [redacted] stated "yes I'll have one of those". At no time did Jaime request [redacted] identification, nor ask how old he was. Jaime left and quickly returned to the table, placing a glass of Bud Light beer in front of [redacted] [redacted] next contacted Officer Julian and advised he was served a draft beer.</p> <p>DPU Officer's made the location and spoke with waitress Jaime Karr and Hooter's Manager Winston Cowan. Officers advised Jaime and Winston about the sale and the violation of the Michigan Liquor Control Commission. Jaime was informed of the civil infraction she committed and was issued citation#736874 for furnishing/sale to a person under 21/fail to inquire of age. Officers retained the sales receipt of \$2.12 for the beer and later turned it over to Troy property as evidence. Violation report to be submitted to LCC.</p> <p>No further action taken.</p>	
CFS Narrative By: TRSTOPCZYNSKIG (150335)	
LCC check. No Violations. #66	



Attachments:					
File Name	File Type	Comments	Date	By	Role
Attachments Included in This Report:					
14664.pdf	pdf	Statement - Liquor Violation - Citation	05/11/2012 07:49 AM	CANTLON, ROBERT	COMMAND

NARRATIVE REPORT
WITNESS STATEMENT

01	DATE 0151110112	DAY T/THU	SHIFT 02	PLAT 919	BADGE 1 014	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 12	INCIDENT 14664
----	--------------------	--------------	-------------	-------------	----------------	---------	---	------------	------------	-------------------

02 Name: _____ (PLEASE PRINT) DOB: _____ Home Phone: _____

03 Address: 500 West Big Beaver Business Phone: _____

04 City: Troy State: MI Zip: 48084

05 E-mail Address: _____ Cell Phone: _____

06 Arrived at Hooters, hostess sat me down. Jamie stated
07 a happy hour deal of Bud light draft for \$2.00. I stated I'll
08 have that and she asked for I.D. When I stated I left it
09 at home, she said she believed me and went to get the
10 beer. After receiving the beer, I called officer ~~John~~ Julian
11 to report the sale.

12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

27 X: _____
28 Taken By: [Signature] 014 (SIGNATURE)

29 Place: 2950 ROCHESTER Date: 5/10/12 Time: 1650

INVESTIGATING OFFICER(S) REVIEWED BY ASSIGNED TO / BADGE ATTENTION TO
JULIAN, STURZYNSKI, RACZKA

12-14664

Hooters

Hooters of Troy
2950 Rochester Road
Troy, MI 48083
248-740-1574
www.hooters.com

Check : 140 # 036874
Date : 5/10/2012
Time : 4:36 PM
Employee Jaime K
Table : 32
Guests : 1

Seat Item	Amount
1 Bud Lt Draft	2.00
Subtotal :	2.00
Sales Tax	0.12
Total :	2.12

Delightfully Tacky, Yet Unrefined

State of Michigan
Uniform Law Citation

Ticket No. 736874 Victim Involved

US DOT # _____ Incident No. 12-14604 Dept. No. 1784

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

OF: TROY BAC _____ of _____

THE UNDERSIGNED SAYS THAT ON: Month 5 Day 10 Year 12 At approximately _____ A.M. Date Month Day Year of Birth _____

State Oper./Chauff. Driver License Number _____ ISSN (last 4 digits) _____
 CDL

Race _____ Sex _____ Height _____ Weight _____ Hair _____ Eyes _____ Occupation _____

Name (First, Middle, Last) JAMES MARIE KARR

Street _____

City _____

Vehicle #/ISS No. _____ Year _____ State _____ Vehicle Description (Year, Make, Color) _____ Ven. Type _____

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

UPON _____ (HOOTERS)

AT OR NEAR 2950 ROCHESTER

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	98.10.14	FURNISH STATE AID TO A PERSON UNDER 21 YOA	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
<input type="checkbox"/> Misd <input type="checkbox"/> Fug <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"/> Waiv			

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

Offense Code(s) 1 98.10.14 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 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 FORMAL ORDINANCE

Appearance Date on or before 5/10/12

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

Complainant's Name (print) _____ Month Day Year 5 10 12

Officer's Name (print) PAZKA / STORZYNSKI, 11/1/69
Agency ORI _____ Agency Name TROY POLICE DEPARTMENT

ML 6378400

UC-01a (rev. 8/05) COURT COPY 1

Ticket No. 736874

Name

Case No.

EVIDENCE LIST

Incident No.: 120014664

Agency: Troy PD

ITEM	NEEDED	IN-FILE	COMMENTS
Audio/Video Tape and Transcripts	()	()	
Autopsy Report	()	()	
BAC/Blood/Semen	()	()	
Ballistics/Bullets	()	()	
Chain of Evidence List	()	()	
Clothing/Shoes	()	()	
Confession (written, audio, video)	()	()	
Controlled Substance (Tox Report)	()	()	
Criminal History	()	()	
CSC Kit	()	()	
Diagram Map	()	()	
Finger/Foot Prints	()	()	
Hair/Fiber	()	()	
Hospital/Medical Records	()	()	
Photographs/Slides	()	()	
Weapons	()	()	
Witness Statements	()	()	
CERTIFIED RECORDS	()	()	
SOS	()	()	
Convictions	()	()	
	()	()	
	()	()	
	()	()	
	()	()	
OTHER PHYSICAL EVIDENCE	()	()	
1899 - Other Document 5488			
VICTIM PROPERTY			
	()	()	
	()	()	
	()	()	

Officer In Charge

Date

Phone No.

The Prosecuting Attorney's Office certifies that (*) property belonging to the crime victim must be retained by the Law Enforcement Agency for trial purposes in lieu of photograph or other means of memorialization pursuant to 1985 PA 87

Assistant Prosecutor

Date



STATE OF MICHIGAN

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LIQUOR CONTROL COMMISSION

IN RE: HOOTERS OF TROY, LLC
D/B/A HOOTERS
2950 ROCHESTER
TROY, MI 48084

COMPLAINT NO. 2-152553
BUSINESS ID NO. 167643

CLASSC SS (PM) ENT

CHARGE – MAY 10, 2012

- (1) Sold or furnished alcoholic liquor to minor, [REDACTED] er, date of birth [REDACTED] 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).

FINDINGS OF FACT

The Commissioner finds as fact, based upon the signature on the Michigan Liquor Control Commission's (MLCC) Waiver and Acknowledgment form of Matthew Wickesberg, a member of the above-named Licensed Limited Liability Company, that under administrative rule R 436.1907 of the Michigan Administrative Code, the Licensee in this case has voluntarily waived the right to a hearing to contest the cited allegation in this matter and has entered a plea of acknowledgment to the one charge stated in Case No. 2-152553.

The Commissioner accepts the Violation Report of this case, along with any attachments therein, and a True Copy of the prior record of this Licensee at the above-named location as evidence in lieu of testimony in this matter.

The Commissioner believes and finds as fact, based on the Violation Report and

attachments therein, that minor decoy [REDACTED] while under the direction of the Troy Police Department, entered the above-named licensed establishment on May 10, 2012, 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 ask for identification, was not 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, based on the Violation Report and attachments therein, that at the time of this incident, minor decoy [REDACTED] born [REDACTED] was 18 years of age.

CONCLUSIONS OF LAW

Based upon the aforementioned Findings of Fact, the Commissioner concludes that the Licensee in Case No. 2-152553 did violate MCL 436.1801(2) of the Michigan Liquor Control Code, as cited.

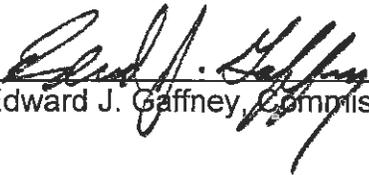
ORDER

In determining a penalty for this violation, the Commissioner considered the Licensee's total record at the above-named location, which shows no prior violations, with ten (10) passed controlled buy operations, since securing MLCC licensure on June 27, 2007.

Therefore, the Commissioner Orders a penalty fine of \$500 for this charge with \$100 waived in recognition of the Licensee's record of compliance with the MLCC.

The Commissioner further Orders the Licensee to serve a suspension of twenty (20) continuous days, to run consecutively and not concurrently with any other suspension Ordered by the MLCC, if the total fine of \$400 is not paid within forty-five (45) days from the date of this Order.

MICHIGAN LIQUOR CONTROL COMMISSION



Edward J. Gaffney, Commissioner

Dated: 7/6/12

EJG: 2-152553/AML

LCC Liquor Licensee History

Business name: **Hooter's of Troy**
Address: 2950 Rochester Rd (248) 740-1574
Licensee: Hooters of Troy, LLC
License type: **Class C (159546 - 2007)**
Permits: Sunday Sales, Entertainment
Comments:

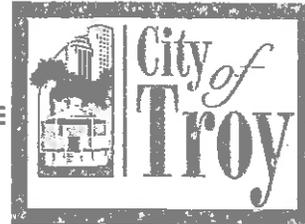
Date	Troy Incident #	Type	Disposition	Date
12-3-96		Hooters's receives license.		
7-2-98	N/A	Robert Roffolo called, had "1 beer" at Pine Knob, went to Hooters and was refused service. Wanted to know if it was a city ordinance requirement, and complain he was refused.		
01/08/99	99-01051	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
03/12/99	99-09500	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/02/99	99-16151	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/23/99	99-23835	Compliance Test	PASSED	
09/07/99	99-34478	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
11/16/99	none	Compliance Test	PASSED	
11/17/99	99-44079	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/24/00	00-22401	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/26/00	none	Compliance Test	PASSED	
08/17/00	00-30426	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/17/00	00-38534	Compliance Test	PASSED	
10/26/00	00-39578	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
11/16/00	00-42516	Compliance Test	PASSED	
02/09/01	01-04818	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
04/19/01	01-13435	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
04/20/01	01-13549	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/03/01		Compliance Test	PASSED	
06/14/01	01-20964	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

08/15/01	01-29301	Compliance Test	PASSED	
09/27/01	01-34730	Compliance Test	PASSED	
10/07/01	01-35975	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
11/22/01	01-42208	Serve Intoxicated Person (Traffic Accident)	\$800 fine	06/27/02
12/12/01	01-44422	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/22/02	02-05704	Compliance Test	PASSED	
03/04/02	02-06858	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
04/16/02	02-11681	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/24/02	02-20145	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/26/02	02-20469	Compliance Test	PASSED	
08/23/02	02-27829	Liquor Inspection (Road Patrol- Cascioli)	NO VIOLATIONS	
10/08/02	02-33193	Compliance Test	PASSED	
12/09/02	02-39885	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS	
02/23/03	03-5663	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS	
03/10/03	03-7193	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS	
4/23/03	03-12071	Sale to Minor (Compliance Test)	\$500 fine	08/26/03
06/20/03	03-18694	Compliance Test	PASSED	
06/25/03	03-19364	Liquor Inspection (Road Patrol-Giorgi)	NO VIOLATIONS	
08/24/03	03-26507	Liquor Inspection (Road Patrol-Giorgi)	NO VIOLATIONS	
08/28/03	03-26984	Liquor Inspection (Road Patrol-Giorgi)	NO VIOLATIONS	
10/27/03	03-33183	Compliance Test	PASSED	
03/03/04	Council	Public Hearings for 2003 Violation(s)-Resolution requiring Bar Code training prior to serving alcohol; policy requiring ID for patrons 35 or younger		
03/12/04	04-07364	Liquor Inspection (Road Patrol-Geise)	NO VIOLATIONS	
03/23/04	04-08549	Compliance Test	PASSED	
05/28/04	04-15641	Liquor Inspection (Road Patrol- Geise)	NO VIOLATIONS	
06/30/04	04-19525	Compliance Test	PASSED	
09/23/04	04-30151	Liquor Inspection (Road Patrol- Geise)	NO VIOLATIONS	
02/22/05	05-06056	Liquor Inspection (Road Patrol- Geise)	NO VIOLATIONS	
03/03/05	05-07183	Liquor Inspection (Road Patrol- Geise)	NO VIOLATIONS	
03/03/05	05-07171	Compliance Test	PASSED	

03/24/05	05-09650	Liquor Inspection (Road Patrol- Geise)	NO VIOLATIONS
04/08/05	05-11411	Liquor Inspection (Road Patrol- Geise)	NO VIOLATIONS
09/23/05	05-33780	Liquor Inspection (Road Patrol- Geise)	NO VIOLATIONS
03/24/06	06-11238	Liquor Inspection (Road Patrol- Geise)	NO VIOLATIONS
04/20/06	06-14756	Liquor Inspection (Road Patrol- Trainer)	NO VIOLATIONS
06/15/06	06-22629	Liquor Inspection (Road Patrol- Galich)	NO VIOLATIONS
07/26/06		Compliance Test	PASSED
09/08/06	06-34968	Liquor Inspection (Road Patrol- Galich)	NO VIOLATIONS
01/24/07		Compliance Test	PASSED
02/14/07	07-5732	Liquor Inspection (Road Patrol- Weingart)	NO VIOLATIONS
05/25/07		License transfer from Sign of the Beefcarver (Wagon Wheel) to Hooters of Troy, Inc approved by council	
06/20/07		License placed into escrow	
06/27/07		License transfer from Sign of the Beefcarver (Wagon Wheel) to Hooters of Troy, Inc approved by MLCC	
06/29/07	07-24267	Liquor Inspection (Road Patrol- Weingart)	NO VIOLATIONS
07/05/07		Final inspection / Staff orientation	Sgt. Cantlon
08/25/07	07-32575	Liquor Inspection (Road Patrol- Weingart)	NO VIOLATIONS
10/18/07	07-32090	Compliance Test	PASSED
11/03/07	07-417942	Liquor Inspection (Road Patrol- Weingart)	NO VIOLATIONS
12/13/07	07-45754	Compliance Test	PASSED
02/21/08	08-6519	Compliance Test	PASSED
03/21/08	08-10212	Liquor Inspection (Road Patrol- Weingart)	NO VIOLATIONS
05/21/08	08-17705	Compliance Test	PASSED
07/26/08	08-26272	Liquor Inspection (Road Patrol-Geise)	NO VIOLATIONS
09/14/08	08-32218	Liquor Inspection (Road Patrol- Geise)	NO VIOLATIONS
10/09/08	08-34289	Compliance Test	PASSED
10/28/08	08-37378	Liquor Inspection (Road Patrol-Geise)	NO VIOLATIONS
12/16/08	08-42837	Liquor Inspection (Road Patrol-Geise)	NO VIOLATIONS
12/30/08	08-44423	Compliance Test	PASSED
01/05/09	09-561	Liquor Inspection (Road Patrol-Geise)	NO VIOLATIONS

4/29/09	N/A	Spoke with management regarding usage of their overflow parking lot for Cigar Factory Outlet functions. They realize they agreed to only 1 function per year and will look into matter.	
05/07/09	09-14182	Compliance Test	PASSED
06/01/09	09-17236	Liquor Inspection (Road Patrol-Geise)	NO VIOLATIONS
07/14/09	09-22291	Liquor Inspection (Road Patrol-Geise)	NO VIOLATIONS
08/30/09	09-27502	Liquor Inspection (Road Patrol-Geise)	NO VIOLATIONS
10/28/09	09-33684	Compliance Test	PASSED
12/01/09	09-37427	Liquor Inspection (Road Patrol-Geise)	NO VIOLATIONS
12/17/09	09-39239	Compliance Test	PASSED
01/05/10	10-470	Liquor Inspection (Road Patrol-Owczarzak)	NO VIOLATIONS
03/09/10	10-6805	Liquor Inspection (Road Patrol-Owczarzak)	NO VIOLATIONS
04/12/10	10-10346	Liquor Inspection (Road Patrol-Whiteside)	NO VIOLATIONS
06/05/10	10-16430	Liquor Inspection (Road Patrol-Whiteside)	NO VIOLATIONS
07/19/10	10-21079	Compliance Test	PASSED
08/29/10	10-26335	Liquor Inspection (Road Patrol-Whiteside)	NO VIOLATIONS
09/01/10	10-26602	Compliance Test	PASSED
10/27/10	10-32843	Compliance Test	PASSED
11/21/10	10-35792	Liquor Inspection (Road Patrol-Kramer)	NO VIOLATIONS
12/15/10	10-38335	Compliance Test	PASSED
01/23/11	11-2246	Liquor Inspection (Road Patrol-Kramer)	NO VIOLATIONS
03/06/11	11-7017	Liquor Inspection (Road Patrol-Kramer)	NO VIOLATIONS
05/05/11	11-12898	Compliance Test	PASSED
08/01/11	11-22592	Liquor Inspection (Road Patrol-Kramer)	NO VIOLATIONS
09/05/11	11-26397	Liquor Inspection (Road Patrol-Kramer)	NO VIOLATIONS
11/16/11	11-34418	Liquor Inspection (Road Patrol-Jones)	NO VIOLATIONS
12/08/11	11-36705	Compliance Test	PASSED
01/26/12	12-2859	Liquor Inspection (Road Patrol-Jones)	NO VIOLATIONS
03/20/12	12-8919	Liquor Inspection (Road Patrol-Jones)	NO VIOLATIONS
05/10/12	12-14664	Sale to Minor-Compliance Test	VIOLATION Fined \$400
05/20/12	12-16107	Liquor Inspection (Road Patrol-McWilliams)	NO VIOLATIONS

07/25/12	12-24844	Liquor Inspection (Road Patrol-McWilliams)	NO VIOLATIONS
09/06/12	12-30062	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
10/29/12	12-35898	Liquor Inspection (Road Patrol-Drewek)	NO VIOLATIONS
11/12/12	12-37548	Compliance Test	PASSED
01/10/13	13-1150	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS



February 8, 2013

Hooters of Troy, LLC
dba: Hooters
2950 Rochester Rd.
Troy, MI 48084

Re: NOTICE OF PUBLIC HEARING - Liquor License Violation

To whom it may concern:

A Public Hearing will be held by and before the Council of the City of Troy at City Hall, 500 W Big Beaver, Troy, Michigan at **7:30 PM**, or as soon thereafter as the agenda will permit on the date as indicated below to determine whether the City Council should recommend to the Michigan Liquor Control Commission, the renewal or non-renewal of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

Public Hearing: February 20, 2013

License Type: Class C (159546-2012)

Violation: SALE TO MINOR (Compliance Test) on May 10, 2012

You will be given an opportunity to be heard and present evidence at the public hearing and legal counsel may represent you. Please inform your attorney, if you have one, of this notice. If you have questions regarding the procedure or the facts and circumstances surrounding your violation(s), you may contact the City Attorney's office at 248-524-3320.

Sincerely,

M. Aileen Bittner, CMC
City Clerk

c: Edward G. Lennox
322 N. Old Woodward
Birmingham 48009

2-155936

C-01d



Michigan Department of Labor & Economic Growth
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. 353-2012 Business ID 224 File #

1. Name of Licensee Mon Jin Lau 2. Doing Business As Mon Jin Lau

3. Mailing Address (street, city, zip code) 1515 E Maple Rd, Troy MI 48083

4. Township 5. County Oakland

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

7. Date of Violation: Wednesday October 31, 2012 11:45 AM or PM

8. Violation Type: Intoxicated Person, After hours sales/consumption, Fighting, Failure to Cooperate, OTHER: Excess Occupant Load (Overcrowding)

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:
N/A

COPY OF APPEARANCE TICKET MUST BE ATTACHED

9. Submit Report Below or Indicate Attached Report # PD12-36166,36168,36169 & FD2012-2897

* REMINDER, PLEASE MAIL THIS REPORT TO THE ADDRESS ABOVE

Officer Signature Sgt. A. Satterfield
Officer Signature Ofc. J. Morgan
Department Name Troy Police Department Phone # 248-524-3448

Vertical stamp: 2012 OCT 26 PM 1:36

WITNESSES

1. Name Lt. Tonya Perry (FD) Address 500 W Big Beaver, Troy MI 48084

Will testify to: OVERCROWDING

2. Name Tech Chuck Roberts (FD) Address 500 W Big Beaver, Troy MI 48084

Will testify to: OVERCROWDING

3. Name Ofc. D. Drewek Address 500 W Big Beaver, Troy MI 48084

Will testify to: OVERCROWDING / INTOXICATED PERSONS

4. Name Ofc. C. Huck Address 500 W Big Beaver, Troy MI 48084

Will testify to: OVERCROWDING / INTOXICATED PERSONS

5. Name Ofc. L. Schultz Address 500 W Big Beaver, Troy MI 48084

Will testify to: OVERCROWDING / INTOXICATED PERSONS

EVIDENCE

Location Held (Explain):

NONE

WITNESSES

1. Name Ofc. B. LaForest Address 500 W Big Beaver, Troy MI 48084

Will testify to: OVERCROWDING / INTOXICATED PERSONS

2. Name Ofc. R. Bragg Address 500 W Big Beaver, Troy MI 48084

Will testify to: OVERCROWDING / INTOXICATED PERSONS

3. Name Ofc. S. Brazel Address 500 W Big Beaver, Troy MI 48084

Will testify to: OVERCROWDING / INTOXICATED PERSONS

4. Name _____ Address _____

Will testify to:

5. Name _____ Address _____

Will testify to:

EVIDENCE

Location Held (Explain):

NONE



TROY PD
 500 W. BIG BEAVER
 TROY MI 48084
 248-524-3477



Case Report

Administrative Details:

CR No 120036168	Subject 5311 - Disorderly Conduct [53001]
Report Date/Time 11/01/2012 00:43	Occurrence Date/Time 11/01/2012 00:43
Location 1515 E MAPLE RD Mon Jin Lau	Call Source TELEPHONE
Dispatched Offense 5311 DISORDERLY COND	Verified Offense 5311 Disorderly Conduct
OIC Harrison, Theresa (TRHARRISONT-101132)	OIC Contact Number
County 63 - Oakland	City/Twp/Village 84 - Troy
Division Patrol Shift 2	

Action Requested:

- | | |
|--|--------------------------------------|
| <input type="checkbox"/> Arrest warrant | <input type="checkbox"/> Review only |
| <input type="checkbox"/> Search warrant | <input type="checkbox"/> Forfeiture |
| <input type="checkbox"/> Juvenile petition | <input type="checkbox"/> Other |



Offenses:		
4801 - Resisting Officer [TRMORGANJ (104520)]		
IBR Code / IBR Group 90Z - All Other Offenses / B	Offense File Class 48000 - OBSTRUCTING POLICE	
Crime Against	Location Type 21 - Restaurant	Offense Completed Completed
Domestic Violence No	Hate/Bias 00 - None (No Bias)	
Using A-Alcohol: Yes C-Computer Equipment: No D-Drugs/Narcotics: No		

4898 - Obstruct Police and/or Fireman [TRMORGANJ (104520)]		
IBR Code / IBR Group 90Z - All Other Offenses / B	Offense File Class 48000 - OBSTRUCTING POLICE	
Crime Against	Location Type 21 - Restaurant	Offense Completed Completed
Domestic Violence No	Hate/Bias 00 - None (No Bias)	
Using A-Alcohol: Yes C-Computer Equipment: No D-Drugs/Narcotics: No		

5311 - Disorderly Conduct [TRMORGANJ (104520)]		
IBR Code / IBR Group 90C - Disorderly Conduct / B	Offense File Class 53001 - DISORDERLY CONDUCT	
Crime Against SO	Location Type 21 - Restaurant	Offense Completed Completed
Domestic Violence No	Hate/Bias 00 - None (No Bias)	
Using A-Alcohol: Yes C-Computer Equipment: No D-Drugs/Narcotics: No		

People:

STEVANOVSKI, ROBERT LEE (A-ARRESTEE) [TRMORGANJ (104520)]									
Last Name Stevanovski		First Name Robert		Middle Name Lee		Suffix	Mr/Mrs/Ms		
DOB (Age) [REDACTED] (30)	Sex M	Race WHITE	Ethnicity	Birth City & State	Birth Country	Country of Citizenship			
Complexion	Build	Teeth	Height 6' 0"	Weight 150	Attire				
Held For	Finger Prints No	Photos No	Miranda Read No	Miranda Waived No	Number of Warrants	FBI#			
Street Address [REDACTED]		Apt #	County	Country	Home Phone		Work Phone		
City [REDACTED]		State MI	Zip [REDACTED]	Cell Phone	Email				

Arrest Information	
Offenses	Details
4801 - Resisting Officer	Arrest Date/Time: 11/01/2012 00:10 Location: 1515 E. Maple Arrest#: 58611765 Arrest Type: Taken Into Custody OWI Arrest/BAC: Offense Type: Misd. Count: Arresting Officer 1: TRMORGANJ (MORGAN, JOSEPH 104520)
4898 - Obstruct Police and/or	Arrest Date/Time: 11/01/2012 00:10



Fireman	Location: 1515 E. Maple Arrest#: 58811765 Arrest Type: Taken Into Custody OWI Arrest/BAC: Offense Type: Misd. Count: Arresting Officer 1: TRMORGANJ (MORGAN, JOSEPH 104520)
5311 - Disorderly Conduct	Arrest Date/Time: 11/01/2012 00:10 Location: 1515 E. Maple Arrest#: 58811765 Arrest Type: Taken Into Custody OWI Arrest/BAC: Offense Type: Misd. Count: Arresting Officer 1: TRMORGANJ (MORGAN, JOSEPH 104520)
MultiClearance N - Not Applicable	MultiClearance Offense 01 - Unarmed

SEARS, STEVE (W-WITNESS) [TRMORGANJ (104520)]									
PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms			
	EY	Sears	Steve						
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship			
	M	WHITE							
Street Address	Apt #	County	Country	Home Phone	Work Phone				
1515 E. Maple									
City	State	Zip	Cell Phone	Email					
Troy	Mi	48083							
Phone/Email									
Type					Description				
BU-Business Phone #1					248-689-2332				
Notes									
Mon Jin Lau Security									

VALENCIA, MARYANN (W-WITNESS) [TRSATTERFIELDA (104489)]									
PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms			
	MS	valencia	maryann						
Aliases	Driver License#	DL State	DL Country	Personal ID#					
			USA						
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship			
50	F	ASIAN/PACIFIC ISLANDER							
Street Address	Apt #	County	Country	Home Phone	Work Phone				
1515 E. Maple									
City	State	Zip	Cell Phone	Email					
Troy	mi	48083							
Employer	Employer Address	Employer Phone	Occupation	Employer CSZ					
Mon Jin Lau	1515 E. Maple		Head Hostess						
Notes									
Head Hostess at Mon Jin Lau. witness statement added.									

LEHMAN, ZACK (W-WITNESS) [TRSATTERFIELDA (104489)]									
PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms			
	MS	Lehman	Zack						
Aliases	Driver License#	DL State	DL Country	Personal ID#					
			USA						
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship			
(19)	M	WHITE							
Street Address	Apt #	County	Country	Home Phone	Work Phone				



City		State	Zip	Cell Phone	Email
oakland			usa		
Employer	Employer Address	Employer Phone	Occupation	Employer CSZ	
			valet		
Notes					
witness statement added					

HAMMOUD, ALI (W-WITNESS) [TRSATTERFIELDA (104489)]					
PE:	W.Type:	Last Name	First Name	Middle Name	Mr/Mrs/Ms
	MS	Hammoud	Ali		
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Country of Citizenship
35	M	WHITE			
Street Address		Apt #	County	Country	Home Phone
			wayne	usa	
City		State	Zip	Cell Phone	Email
Employer	Employer Address	Employer Phone	Occupation	Employer CSZ	
			Valet		
Notes					
witness statement added.					

ANDERSON, DAVE (W-WITNESS) [TRMORGANJ (104520)]					
PE:	W.Type:	Last Name	First Name	Middle Name	Mr/Mrs/Ms
	EY	Anderson	Dave		
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Country of Citizenship
	M	WHITE			
Street Address		Apt #	County	Country	Home Phone
LSI Protection					
City		State	Zip	Cell Phone	Email
Notes					
Level Security International LLC					

ALBERT, J (W-WITNESS) [TRMORGANJ (104520)]					
PE:	W.Type:	Last Name	First Name	Middle Name	Mr/Mrs/Ms
	EY	Albert	J		
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Country of Citizenship
	M	BLACK			
Street Address		Apt #	County	Country	Home Phone
LSI Protection					
Phone/Email					
Type			Description		
BU-Business Phone #1					
Notes					
Level Security International					

HARRISON, T (O-OTHER) (L-POLICE OFFICER) [TRHARRISON (101132)]					
PE:	W.Type:	Last Name	First Name	Middle Name	Mr/Mrs/Ms
	OF	Harrison	T		Det
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Country of Citizenship
		UNKNOWN			
Street Address		Apt #	County	Country	Home Phone
500 W. Big Beaver			OAKLAND	USA	
City		State	Zip	Cell Phone	Email



Troy	MI	48084		
Phone/Email				
Type		Description		
BU-Business Phone #1		248-524-3477		
Notes				
OIC				

MORGAN, J (O-OTHER) (L-POLICE OFFICER) [TRHARRISONT (101132)]										
PE:	W.Type:	Last Name		First Name		Middle Name		Suffix	Mr/Mrs/Ms Officer	
	OF	Morgan		J						
DOB (Age)		Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship			
			UNKNOWN							
Street Address			Apt #	County	Country	Home Phone		Work Phone		
500 W. Big Beaver				OAKLAND	USA					
City		State	Zip	Cell Phone		Email				
Troy		MI	48084							
Phone/Email										
Type					Description					
BU-Business Phone #1					248-524-3477					
Notes										
Arresting Officer wrote report										

SATTERFIELD, A (O-OTHER) (L-POLICE OFFICER) [TRHARRISONT (101132)]										
PE:	W.Type:	Last Name		First Name		Middle Name		Suffix	Mr/Mrs/Ms Sgt	
	OF	Satterfield		A						
DOB (Age)		Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship			
			UNKNOWN							
Street Address			Apt #	County	Country	Home Phone		Work Phone		
500 W. Big Beaver				OAKLAND	USA					
City		State	Zip	Cell Phone		Email				
Troy		MI	48084							
Phone/Email										
Type					Description					
BU-Business Phone #1					248-524-3477					
Notes										
Assisting in cuffing defendant										

HUCK, C (O-OTHER) (L-POLICE OFFICER) [TRMORGANJ (104520)]										
PE:	W.Type:	Last Name		First Name		Middle Name		Suffix	Mr/Mrs/Ms Officer	
	OF	Huck		C						
DOB (Age)		Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship			
			UNKNOWN							
Street Address			Apt #	County	Country	Home Phone		Work Phone		
500 W. Big Beaver				OAKLAND	USA					
City		State	Zip	Cell Phone		Email				
Troy		MI	48084							
Phone/Email										
Type					Description					
BU-Business Phone #1					248-524-3477					
Notes										
Officer assisted with arrest										



LAForest, B (O-OTHER) (L-POLICE OFFICER) [TRMORGANJ (104520)]											
PE:	W.Type:	Last Name			First Name			Middle Name		Suffix	Mr/Mrs/Ms Officer
	OF	LaForest			B						
DOB (Age)		Sex	Race	Ethnicity	Birth City & State	Birth Country		Country of Citizenship			
			UNKNOWN								
Street Address				Apt #	County	Country	Home Phone		Work Phone		
500 W. Big Beaver					OAKLAND	USA					
City			State	Zip	Cell Phone		Email				
Troy			Mi	48084							
Phone/Email											
Type					Description						
BU-Business Phone #1					248-524-3477						
Notes											
Assisted with arrest											

Narrative:

CR No: 120036168-001 Written By: TRMORGANJ (104520) Date: 11/01/2012 01:14 AM

2012-36168

On November 1, 2012 Troy Officers were on scene at Mon Jin Lau, located at 1515 E. Maple, due to overcrowding. Officers Laforest, Huck, Schultz, Sgt. Satterfield and I were inside Mon Jin Lau assisting the Troy Fire Department in shutting down the establishment. The Fire Department estimated at least 500 people were inside the restaurant and the capacity was 174. Officers observed a Mon Jin Lau security officer, later identified Dave Anderson, running towards the S/E corner of the restaurant. Anderson grabbed a W/M, later identified as Robert Stevanovski, and escorted him to the ground. Anderson advised me that Stevanovski took a swing at his ex-girlfriend's new boyfriend inside the restaurant. I assisted Anderson as he escorted Stevanovski out of the building. I ordered Stevanovski to leave the parking lot several times but he refused to obey my commands. It was obvious to officers that Stevanovski was intoxicated.

Officers then observed Stevanovski push his way through the crowd that was congregating outside of the main doors. I again ordered Stevanovski to leave the parking lot several times and he still refused to do so. I stopped Stevanovski as he approached the valet workers. Stevanovski pushed me towards the valet key board. I ordered Stevanovski to leave again several more times and he still refused to leave. I grabbed Stevanovski's right arm and attempted to handcuff him. Stevanovski pulled away from me at that time. Officer LaForest also grabbed Stevanovski's right arm and did an arm bar in an attempt to get his right arm behind his back for handcuffing. Stevanovski still struggled and refused to obey our commands. Officers escorted Stevanovski on to the hood of a vehicle that was in the valet area for pick up. Officer Huck then grabbed Stevanovski's left arm and placed it behind his back. Sgt. Satterfield was able to handcuff Stevanovski at that time.



Officer LaForest and I escorted Stevanovski to Officer Bragg's patrol car. At one point he spun around and attempted to flee from us. Stevanovski repeatedly pulled away from officers and refused to get into the patrol car. Stevanovski eventually complied and entered Officer Bragg's patrol car. Officer Bragg transported Stevanovski to TPD lockup for booking and processing.

While in lockup Stevanovski would not cooperate with booking procedures. PSA's placed Stevanovski into a cell until he sobered up. Stevanovski repeatedly yelled and punched the jail cell door. Stevanovski also refused to answer any questions.

Sgt. Satterfield, PSA Guest and I requested Stevanovski submit to a PBT. Stevanovski acted as if he was blowing into the PBT but he was not. Stevanovski did this at least four separate times. Stevanovski said God would take care of me and I was "Fucked."

I request DB review and seek appropriate warrants charging Stevanovski with Drunk & Disorderly, Resisting arrest as well as Hinder & Obstruct.

No further action taken by officers.

CR No: 120036168-002 Written By: TRHARRISONT (101132) Date: 11/01/2012 06:37 AM

Writer was assigned the above investigation and reviewed the reports.

Writer then completed the prosecutor point requesting authorization for a warrant charging Hinder and Obstruct, Resisting Arres and Drunk and Disorderly.

Harrison

CR No: 120036168-003 Written By: TRVAILLANCOURTS (101196) ATTACHMENT ONLY REPORT - No

CR No: 120036168-004 Written By: TRHARRISONT (101132) Date: 11/02/2012 08:18 AM

R/O, defendant Robert Lee Stevanovski, case was presented to APA MacGregor for review/issue. The warrant was sworn to/before and the defendant was arraigned in front of Magistrate Chisholm, bond was set at \$10,000.00 c/s or 10%.

Harrison

CR No: 120036168-005 Written By: TRSATTERFIELDA (104489) Date: 11/03/2012 12:40 AM

Today, November 2nd, 2012, I Sgt. Satterfield, went to Mon Jin Lau to obtain additional



statements from the incident on October 31st, 2012.

I recieved statements from Maryann Valencia (head hostess of Mon Jin Lau), Zack Lehman (valet worker), and Ali Hammoud (valet worker).

Valencia stated that she observed Stevanovski "swinging at people" in the bar, being escorted out of the bar by security, and "yelling and causing a scene".

Hammoud stated that he witnessed security "Dave" escorting Stevanovski out of the restaurant because Stevanovski was involved in a fight.

Lehman stated that witnessed Stevanovski resisting police officers and that Stevanovski was "obviously drunk and very belligerent to point that he banged into a white chrysler 300".

(see witness statements).

CR No: 120036168-006 Written By: TRMORGANJ (104520) Date: 11/07/2012 03:11 PM

2012-36168 (Follow Up)

I received a written statement via email from Dave Anderson and Steve Sears regarding this incident. Anderson and Sears are security guards at Mon Jin Lau and were working the night this incident occurred.

Sears stated he responded to a report that a customer was being confrontational with one of Mon Jin Lau's bartenders. Sears asked the customer to leave and he originally refused. Sears stated he started walking the customer to the front doors when the customer pushed him. Sears stated they wrestled for a few seconds and the customer then stepped back and cocked his arm as if he was going to punch Sears. Anderson jumped in at that time and stopped the customer from punching Sears. See attached witness statements for further details.

CR No: 120036168-007 Written By: TRCANTLONR (100959) ATTACHMENT ONLY REPORT - No Narrative

CR No: 120036168-008 Written By: TRCANTLONR (100959) ATTACHMENT ONLY REPORT - No Narrative

CR No: 120036168-009 Written By: TRBODEKRJ (100919) ATTACHMENT ONLY REPORT - No Narrative

CR No: 120036168-010 Written By: TRCANTLONR (100959) ATTACHMENT ONLY REPORT - No Narrative

CR No: 120036168-011 Written By: TRCANTLONR (100959) Date: 12/07/2012 10:38 AM

CR No: 120036168



12/06/12 - PGAC - PSI ORDERED - JUDGE DRURY

CR No: 120036156



1ST REPORT

TROY PD
500 W. BIG BEAVER
TROY MI 48064
248-524-3477



Case Report

Administrative Details:

CR No 120036156	Subject C3732 - Traffic Complaint / Traffic Miscellaneous B Complaint
Report Date/Time 10/31/2012 22:24	Occurrence Date/Time 10/31/2012 22:24
Location E MAPLE RD&STEPHENSON HWY	Call Source TELEPHONE
Dispatched Offense C3732 MISC TRAFFIC	Verified Offense C3732 Traffic Complaint / Traffic Miscellaneous B Complaint
County 63 - Oakland	City/Twp/Village 84 - Troy
Division Patrol Shift 3	

Action Requested:

- | | |
|--|--------------------------------------|
| <input type="checkbox"/> Arrest warrant | <input type="checkbox"/> Review only |
| <input type="checkbox"/> Search warrant | <input type="checkbox"/> Forfeiture |
| <input type="checkbox"/> Juvenile petition | <input type="checkbox"/> Other |

CR No: 120036156



Offenses:		
C3732 - Traffic Complaint / Traffic Miscellaneous B Complaint [TRMORGANJ (104520)]		
IBR Code / IBR Group	Offense File Class	
/		
Crimes Against	Location Type	Offense Completed
	21 - Restaurant	Not Applicable
Domestic Violence	Hate/Bias	
No	00 - None (No Bias)	
Using		
A-Alcohol: Yes C-Computer Equipment: No D-Drugs/Narcotics: No		

People:									
ROBERTS, CHUCK (W-WITNESS) [TRMORGANJ (104520)]									
PE:	W.Type:	Last Name	First Name		Middle Name	Suffix	Mr/Mrs/Ms		
	EY	Roberts	Chuck						
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship			
	M	WHITE							
Street Address		Apt #	County	Country	Home Phone	Work Phone			
500 W. Big Beaver									
City		State	Zip	Cell Phone	Email				
Troy		Mi	48083						
Notes									
Troy Fire Tech									

PERRY, LT. TONYA (W-WITNESS) [TRMORGANJ (104520)]									
PE:	W.Type:	Last Name	First Name		Middle Name	Suffix	Mr/Mrs/Ms		
	EY	Perry	LT. Tonya						
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship			
	F	WHITE							
Street Address		Apt #	County	Country	Home Phone	Work Phone			
500 W. Big Beaver									
City		State	Zip	Cell Phone	Email				
Troy		Mi	48083						
Notes									
Troy Firefighter									

CHIN, BRANDON (O-OTHER) (O-OWNER) [TRMORGANJ (104520)]									
PE:	W.Type:	Last Name	First Name		Middle Name	Suffix	Mr/Mrs/Ms		
		Chin	Brandon						
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship			
		ASIAN/PACIFIC ISLANDER							
Street Address		Apt #	County	Country	Home Phone	Work Phone			
1515 E. Maple									
City		State	Zip	Cell Phone	Email				
Troy		Mi	48083						
Phone/Email									
Type					Description				
BU-Business Phone #1					248-689-2332				

CHIN, BRIAN (O-OTHER) (O-OWNER) [TRMORGANJ (104520)]									
PE:	W.Type:	Last Name	First Name		Middle Name	Suffix	Mr/Mrs/Ms		

CR No: 120036158



Chln		Brian					
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship	
(36)	M	ASIAN/PACIFIC ISLANDER					
Street Address		Apt #	County	Country	Home Phone	Work Phone	
1515 E. Maple							
City		State	Zip	Cell Phone	Email		
Troy		Mi	48083				
Phone/Email							
Type				Description			
BU-Business Phone #1				248-689-2332			

SCHULTZ, LARRY (O-OTHER) (L-POLICE OFFICER) [TRMORGANJ (104520)]							
PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms	
		Schultz	Larry				
Street Address		Apt #	County	Country	Home Phone	Work Phone	
500 W. Big Beaver			OAKLAND	USA			
City		State	Zip	Cell Phone	Email		
Troy		MI	48084				
Phone/Email							
Type				Description			
BU-Business Phone #1				248-524-3477			

HUCK, CHRISTOPHER (O-OTHER) (L-POLICE OFFICER) [TRMORGANJ (104520)]							
PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms	
		Huck	Christopher				
Street Address		Apt #	County	Country	Home Phone	Work Phone	
500 W. Big Beaver			OAKLAND	USA			
City		State	Zip	Cell Phone	Email		
Troy		MI	48084				
Phone/Email							
Type				Description			
BU-Business Phone #1				248-524-3477			

SATTERFIELD, ANDREW (O-OTHER) (L-POLICE OFFICER) [TRMORGANJ (104520)]							
PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms	
		Satterfield	Andrew				
Street Address		Apt #	County	Country	Home Phone	Work Phone	
500 W. Big Beaver			OAKLAND	USA			
City		State	Zip	Cell Phone	Email		
Troy		MI	48084				
Phone/Email							
Type				Description			
BU-Business Phone #1				248-524-3477			

DREWEK, DOUGLAS (O-OTHER) (L-POLICE OFFICER) [TRMORGANJ (104520)]							
PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms	
		Drewek	Douglas				
Street Address		Apt #	County	Country	Home Phone	Work Phone	

CR No: 120036156



500 W. Big Beaver		OAKLAND		USA	
City	State	Zip	Cell Phone	Email	
Troy	Mi	48084			
Phone/Email					
Type			Description		
BU-Business Phone #1			248-524-3477		

LAFORREST, BRIAN (O-OTHER) (L-POLICE OFFICER) [TRMORGANJ (104520)]						
PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms
		LaForest	Brian			
Street Address		Apt #	County	Country	Home Phone	Work Phone
500 W. Big Beaver			OAKLAND	USA		
City	State	Zip	Cell Phone	Email		
Troy	Mi	48084				
Phone/Email						
Type			Description			
BU-Business Phone #1			248-524-3477			

BRAZEL, STEPHEN (O-OTHER) (L-POLICE OFFICER) [TRMORGANJ (104520)]						
PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms
		Brazel	Stephen			
Street Address		Apt #	County	Country	Home Phone	Work Phone
500 W. Big Beaver			OAKLAND	USA		
City	State	Zip	Cell Phone	Email		
Troy	Mi	48084				
Phone/Email						
Type			Description			
BU-Business Phone #1			248-524-3477			

Narrative:	
CR No: 120036156-001 Written By: TRMORGANJ (104520) Date: 11/01/2012 08:06 PM	
2012-36156	
<p>On October 31, 2012 at approximately 2224 hours Troy Officers responded to 1515 E. Maple (Mon Jin Lau) for a traffic complaint. The caller told dispatch there was a traffic jam due to vehicles attempting to enter the Mon Jin Lau parking lot.</p> <p>Officers arrived on scene and requested the assistance of the Troy Fire Department due to overcrowding inside the restaurant. Lt. Perry and Fire Tech Chuck Roberts responded to the scene.</p> <p>Lt. Perry looked inside the tent and stated the tent was well over the capacity of 85 people. Lt. Perry, Fire Tech Roberts, Sgt. Satterfield, Officer's LaForest, Huck, Schultz and I proceeded</p>	

CR No: 120036156



inside the lobby area of the restaurant. It was obvious the capacity inside was well over the limit of 174 people. We could not walk inside the restaurant due to overcrowding. Fire personnel estimated there were over 500 people inside the restaurant and decided to shut it down at this time.

Officers observed intoxicated people inside the restaurant, in the lobby area as well as several staggering around the parking lot. Officers also observed a female vomiting near the valet area and another vomiting from inside of a moving SUV.

Officers stood by while Mon Jin Lau security requested all patrons leave the premises.

Lt. Perry cited the owners of Mon Jin Lau for overcrowding.

Officers made two separate Drunk & Disorderly/Resisting arrests. Both subjects that were arrested had a very high BAC after submitting to a PBT. (See also 2012-36166 & 2012-36168)

CFS Narrative By: TRBRAZELS (128401)

101427 - 22:24:25 TRAFFIC JAM IN THE AREA FROM VEHS TRYING TO GET INTO MON JIN LAU.... assisted cars exiting.... no problems w/ vehicular traffic... 51

CFS Narrative By: TRSATTERFIELD (104489)

**Mon Jin Lau Overcrowding Complaint
10/31/2012**

At 1500 hours 10/31/2012 I conducted an inspection of the restaurant and a temporary tent set up for their annual Halloween event. I had Lt. Eric Caloia (812) with me. During the inspection it was noted that there were decorations including large foam creature masks with flowing burlap and other materials hung in the tent. Before I could ask for information on the flame and smoke spread ratings a worker approached me and said he was trying to obtain the after-market spray on fire retardant for the decorations.

I informed him that there was not enough time to treat the items as the product had a drying and curing time and would need to be field tested after the application, and many times the treatment was not successful. After some discussion 812 suggested we field test the existing materials before making them remove the decorations.

Material was cut from one of the props and we did a field test. The test failed as the material rapidly ignited and continued burning after removing the flame. I advised Bryan Chin that the combustible decorations would have to be removed from the tent as well as from the restaurant. This included the hay bales that they had inside the restaurant.

A field test was conducted on material used for "webs" throughout the building and that material passed and was allowed to remain.

Two portable heaters were also observed supplying heat to the tent. I requested Safe-Built mechanical inspector Mark Reilly to respond and advise on their operation. He indicated that they were not approved as they would emit CO gas into the tent. After some discussion with Mark we used a gas meter to determine that there was no CO emission and also required the installation of 3 CO detectors throughout the tent.

Fire extinguishers were sent out to be serviced and tagged and other minor issues were addressed at that time.

I returned to the site at 1630 hours and conducted a final inspection. At that time I approved the tent for use. Before I left at 1715 hours I advised Bryan that he should keep the crowd to the allowable occupancy (85 for the tent and the posted number for the building). He assured me he had security in place and would not allow either to be overcrowded. I advised him that a ticket would be issued should we be called to the scene.

Page 2

At 2300 hours the fire department duty officer, Chuck Roberts (806) received a call from the police department regarding possible overcrowding. After some discussion he contact me at 2325 hours and we responded to the site. While travelling I heard PD on scene involved in a fight with a subject in the parking lot. I advised dispatch we would stage until the scene was secure.

When 806 and myself arrived the scene was secured and we met with officers on scene. I immediately observed a large crowd of people at the front entrance of the restaurant.

I attempted to enter the tent but did not go in as I could tell from outside that it was overcrowded. I counted 65 people in the south quarter portion of the tent that I could see. The people shoulder-to-shoulder and movement was minimal as there was not enough room for actual dancing. I estimate there was at least 150 people in the tent. There was no path of travel to exit the tent from the crowd. I then went to the main entrance of the restaurant and the bouncers cleared a path for me to enter.

I went to the hostess stand and saw that there was no room to continue into the building. I exited at that time.

I advised the pd sergeant that we would have to evacuate the building and if they wanted to continue the event a head count would have to be obtained for persons allowed back in. I advised that the music would have to be turned off and the bar closed at that time to facilitate the emptying of the building.

I spoke with Bryan Chin and advised him of the plan. Bryan said that there were areas in the building where no one was congregated, that the problem was everyone was in one area. I could see from windows that he was not accurate in his assessment. All of the areas of the building were full.

The plan was initiated at approximately 2345 hours. After 15 minutes I requested pd assistance in entering the building to attempt to obtain the occupancy posting from the bar area. I entered with two police officers. While trying to get through the crowd I came to a stop as people could not move out of my way. A much taller police officer was able to make his way in front of me and cleared a small, narrow pathway where we eventually made our way to the bar area.

I asked Bryan how many people he had in the building and he said it was difficult to control the number of people because there were people coming and going from the tent. I asked him several times and he finally admitted he didn't know how many people were in the building.

Page 3

The occupancy posting which was posted on this date was for table and chair seating at 174 or standing room at 250. While the standing room calculations had been done for previous events, it was with the understanding (stated by Bryan Chin) that it would be for empty flooring. It did not take into account the mini bars that were set up, the DJ station that was set up, and the seating along the walls that had been set up. When we created that posting we had advised Bryan that the numbers would be reduced depending on how the site was set up and that it would need to be re-calculated depending on the set-up.

It took approximately 1 hour to empty the building of all patrons. During this time I observed that the DJ was breaking down his equipment. I inquired as to whether they were going to allow people back into the building and Bryan said that it was not feasible.

After the building had cleared somewhat I went into the east dining area. I observed two of the combustible decorations still hanging in that area. When I asked Bryan why these had not been removed with the others he said he was not aware that they were still there.

I had the decorations removed at that time.

I also noted that there were 3 propane torch heaters in the means of egress at the front of the building. I had these turned off.

I issued ticket #80139F for exceeding the occupant load to Brandon Jason Chin at the location. He was advised to appear on November 21, 2012.

Prior to this incident the fire department has responded to a number of overcrowding complaints at the site. Overcrowding issues were noted on 02/22/07, 05/24/2007, 07/26/2007, 10/27/2010, and 10/27/2011. After the overcrowding complaint on 10/27/2010 806 and I met with Bryan Chin to discuss the problem. He was advised on fire code violations and escalating enforcement. At that time he submitted a plan of action for large events to eliminate overcrowding. That included extra security and a counter at the door. The counter was not in place at this incident.

In 2010 we also advised Bryan about the need for flame and smoke spread ratings on decorations and that hay bales and corn stalks were not allowed. He was also encouraged to contact the fire department to discuss the event in advance.

Page 4

There were no efforts by the ownership to contact the fire department in advance of this year's event.

The continuing violation of the fire codes at this location is endangering the public, police officers, and firefighters. While we have made numerous attempts to work with management to provide a safe atmosphere for their patrons, it seems that they choose to ignore our efforts and go back to status quo.

No. 5662 - P. 14

US DOT # _____ Dept. No. _____

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

Township City Village County _____ SAC _____

OF: _____

THE UNDERSIGNED SAYS THAT ON: 10/31/12 At approximately 11:45 P.M. Date Month Year

State: MI District: _____ Social Security No. _____

Race: W/M Sex: _____ Height: _____ Weight: _____ Hair: _____ Eyes: _____ Occupation/Employer: _____

Name (First, Middle, Last): BRANDON JASON CHIN

Street: _____

City: _____

Vehicle Plate No. N/A Year: _____ Make: _____ Vehicle Description (Year, Make, Color): _____ Type: _____

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

UPON 15136 MAPLE

AT OR NEAR _____

WITHIN CITY VILLAGE TOWNSHIP OF TROY

COUNTY OF OAKLAND DID THE FOLLOWING

Type	MCL Ch/PASC Code/Ordinance	Description (state any bond amount collected on each charge)	Charge No.
<input checked="" type="checkbox"/> CA <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend.	<u>27C</u>	<u>EXCEEDED OCCUPANT LOAD</u>	<u>1</u>
<input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend.			<u>2</u>
<input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Warn <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: Cit = Civil Infraction Misd = Misdemeanor Fel = Felony Warn = Warning Fug = Fugitive
 Waiv = Violation for Which Fines/Costs May be Waived Authorization pend. = Authorization pending

Remarks: VIOLATION OF INTERNATIONAL FIRESCOPE JOBS

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

Vehicle Impounded Injury License Forfeited 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 DEFINITION

Appearance Date on or before NOVEMBER 26, 2012

Hearing Date (if applicable) _____

Hearing Date Must. (Court will hold) Hearing Required (Court will hold)

In the 22nd Court of TROY

Court Address & Phone Number: 500 W. WOOD BEAVER RD. TROY, MI 48064 (248) 542-5422

I served a copy of this infraction complaint upon the defendant (or next-of-kin 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 (last, first): F. PERRY Month: 10 Day: 31 Year: 12

Agency ORI: MI- 6940 Agency Name: TROY FIRE DEPT. Officer's ID #: 8711

60139 F



TROY PD
 500 W. BIG BEAVER
 TROY MI 48084
 248-524-3477



Case Report

Administrative Details:

CR No 120036166	Subject 3504 - Hallucinogen -Possess [35001]
Report Date/Time 10/31/2012 23:53	Occurrence Date/Time 10/31/2012 23:53
Location 1515 E MAPLE RD <i>Mon Jin Lau</i>	Call Source TELEPHONE
Dispatched Offense 1313 ASSAULT & BATTE	Verified Offense 3504 Hallucinogen -Possess
OIC Harrison, Theresa (TRHARRISONT-101132)	OIC Contact Number
County 63 - Oakland	City/Twp/Village 84 - Troy
Division Patrol Shift 3	

Action Requested:

- | | |
|--|--------------------------------------|
| <input type="checkbox"/> Arrest warrant | <input type="checkbox"/> Review only |
| <input type="checkbox"/> Search warrant | <input type="checkbox"/> Forfeiture |
| <input type="checkbox"/> Juvenile petition | <input type="checkbox"/> Other |



Offenses:

3504 - Hallucinogen -Possess

IBR Code / IBR Group		Offense File Class	
35A - Drug/narcotic Violations / A		35001 - VIOLATION OF CONTROLLED SUBSTANCE ACT	
Crime Against		Location Type	Offense Completed
SO		03 - Bar/Night Club	Completed
Domestic Violence		Hate/Bias	
No		00 - None (No Bias)	
Using			
A-Alcohol: Yes C-Computer Equipment: No D-Drugs/Narcotics: Yes			
Criminal Activity			
P - Possessing/Concealing			

3562 - Marijuana -Possess

IBR Code / IBR Group		Offense File Class	
35A - Drug/narcotic Violations / A		35001 - VIOLATION OF CONTROLLED SUBSTANCE ACT	
Crime Against		Location Type	Offense Completed
SO		03 - Bar/Night Club	Completed
Domestic Violence		Hate/Bias	
No		00 - None (No Bias)	
Using			
A-Alcohol: Yes C-Computer Equipment: No D-Drugs/Narcotics: Yes			
Criminal Activity			
P - Possessing/Concealing			

4801 - Resisting Officer [TRDREWEKD (104495)]

IBR Code / IBR Group		Offense File Class	
90Z - All Other Offenses / B		48000 - OBSTRUCTING POLICE	
Crime Against		Location Type	Offense Completed
SO		03 - Bar/Night Club	Completed
Domestic Violence		Hate/Bias	
No		00 - None (No Bias)	
Using			
A-Alcohol: Yes C-Computer Equipment: No D-Drugs/Narcotics: Yes			

5311 - Disorderly Conduct [TRDREWEKD (104495)]

IBR Code / IBR Group		Offense File Class	
90C - Disorderly Conduct / B		53001 - DISORDERLY CONDUCT	
Crime Against		Location Type	Offense Completed
SO		03 - Bar/Night Club	Completed
Domestic Violence		Hate/Bias	
No		00 - None (No Bias)	
Using			
A-Alcohol: Yes C-Computer Equipment: No D-Drugs/Narcotics: Yes			

People:

LAMAN, SOLOMON KIRK (A-ARRESTEE) [TRDREWEKD (104495)]

Last Name		First Name		Middle Name		Suffix		Mr/Mrs/Ms	
Laman		Solomon		Kirk					
Aliases			Driver License#		DL State	DL Country	Personal ID#		
					MI				
DOB (Age)		Sex	Race	Ethnicity	Birth City & State	Birth Country		Country of Citizenship	
(26)		M	WHITE	Other					
				Ethnicity/National Origin					



Eye Color Brown	Hair Color Brown	Hair Style Straight	Hair Length Medium	Facial Hair Clean Shaven		
Complexion Light	Build Medium	Teeth	Height 6' 0"	Weight 165	Attire	
Held For	Finger Prints No	Photos No	Miranda Read No	Miranda Waived No	Number of Warrants	FBI#
Street Address	Apt #	County	Country	Home Phone	Work Phone	
City	State	Zip	Cell Phone	Email		
SSN	MDOC/PRN#					

Arrest Information

Offenses	Details	
3504 - Hallucinogen -Possess	Arrest Date/Time: 10/31/2012 23:50 Location: Arrest#: 58611742 Arrest Type: Onview OWI Arrest/BAC: Offense Type: Felony Count: Arresting Officer 1: TRDREWEKD (DREWEK, DOUGLAS 104495)	
3562 - Marijuana -Possess	Arrest Date/Time: 10/31/2012 23:50 Location: Arrest#: 58611742 Arrest Type: Onview OWI Arrest/BAC: Offense Type: Misd. Count: Arresting Officer 1: TRDREWEKD (DREWEK, DOUGLAS 104495)	
4801 - Resisting Officer	Arrest Date/Time: 10/31/2012 23:50 Location: Arrest#: 58611742 Arrest Type: Onview OWI Arrest/BAC: Offense Type: Misd. Count: Arresting Officer 1: TRDREWEKD (DREWEK, DOUGLAS 104495)	
5311 - Disorderly Conduct	Arrest Date/Time: 10/31/2012 23:50 Location: Arrest#: 58611742 Arrest Type: Onview OWI Arrest/BAC: Offense Type: Misd. Count: Arresting Officer 1: TRDREWEKD (DREWEK, DOUGLAS 104495)	
MultiClearance N - Not Applicable	MultiClearance Offense 01 - Unarmed	Armed With

CRIME LAB, REP OF OCSD (W-WITNESS) [TRHARRISONT (101132)]

PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms
	CH	Crime Lab	Rep of OCSD			
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship
		UNKNOWN				

Notes
Rep for analysis of suspected marijuana and mushrooms

HARRISON, T (O-OTHER) (L-POLICE OFFICER) [TRHARRISONT (101132)]

PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms Det
	OC	Harrison	T			
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship
		UNKNOWN				
Street Address	Apt #	County	Country	Home Phone	Work Phone	



500 W. Big Beaver		OAKLAND		USA	
City	State	Zip	Cell Phone	Email	
Troy	Mi	48084			
Phone/Email					
Type			Description		
BU-Business Phone #1			248-524-3477		
Notes					
OIC					

DREWEK, D (O-OTHER) (L-POLICE OFFICER) [TRHARRISONT (101132)]						
PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms Officer
	OF	Drewek	D			
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship
		UNKNOWN				
Street Address	Apt #	County	Country	Home Phone	Work Phone	
500 W. Big Beaver		OAKLAND	USA			
City	State	Zip	Cell Phone	Email		
Troy	Mi	48084				
Phone/Email						
Type			Description			
BU-Business Phone #1			248-524-3477			
Notes						
Arresting Officer wrote report						

SATTERFIELD, ANDREW (O-OTHER) (L-POLICE OFFICER) [TRDREWEKD (104495)]						
PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms
		Satterfield	Andrew			
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship
		UNKNOWN				
Street Address	Apt #	County	Country	Home Phone	Work Phone	
500 W. Big Beaver		OAKLAND	USA			
City	State	Zip	Cell Phone	Email		
Troy	Mi	48084				
Phone/Email						
Type			Description			
BU-Business Phone #1			248-524-3477			

LAFORST, BRIAN (O-OTHER) (L-POLICE OFFICER) [TRDREWEKD (104495)]						
PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms
		LaForest	Brian			
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship
		UNKNOWN				
Street Address	Apt #	County	Country	Home Phone	Work Phone	
500 W. Big Beaver		OAKLAND	USA			
City	State	Zip	Cell Phone	Email		
Troy	Mi	48084				
Phone/Email						
Type			Description			
BU-Business Phone #1			248-524-3477			

HUCK, CHRISTOPHER (O-OTHER) (L-POLICE OFFICER) [TRDREWEKD (104495)]						
--	--	--	--	--	--	--



PE:	W.Type:	Last Name Huck	First Name Christopher	Middle Name	Suffix	Mir/Mrs/Ms
DOB (Age)	Sex	Race UNKNOWN	Ethnicity	Birth City & State	Birth Country	Country of Citizenship
Street Address 500 W. Blg Beaver		Apt #	County OAKLAND	Country USA	Home Phone	Work Phone
City Troy	State MI	Zip 48084	Cell Phone	Email		
Phone/Email						
Type			Description			
BU-Business Phone #1			248-524-3477			

Property:						
1910 - Marijuana 5410 [TRDREWEKD (104495)]						
Property Class 10	IBR Type 10 - Drugs/Narcotics		UCR Type K - Miscellaneous			
Status C - Confiscated In Drug, Forgery/Counterfeiting, Or Gambling	Count 1	Value 0				
Description marijuana	Disposition		Evidence Tag 120036166.001			
Recovered Date/Time	Location		Owner []			
Drug Information						
Drug Type 05 - Marijuana	Drug Quantity 0.9		Drug Measure GM - Gram			

1996 - Other Hallucinogen (BMDA, DMT, Mescaline, Peyote, Etc.) 5410 [TRDREWEKD (104495)]						
Property Class 10	IBR Type 10 - Drugs/Narcotics		UCR Type K - Miscellaneous			
Status C - Confiscated In Drug, Forgery/Counterfeiting, Or Gambling	Count 1	Value 0				
Description psilocybin mushrooms	Disposition		Evidence Tag 120036166.002			
Recovered Date/Time	Location		Owner []			
Drug Information						
Drug Type 11 - Other Hallucinogens (BMDA, DMT, Mescaline, Peyote,	Drug Quantity 1.1		Drug Measure GM - Gram			

Narrative:						
CR No: 120036166-001 Written By: TRDREWEKD (104495) Date: 11/01/2012 01:32 AM						
<p>(#12-36166)I, officer Drewek and officer Huck, were dispatched to Mon Jin Lau 1515 E. Maple. Officers received a complaint about overcrowding and traffic backing up onto Stephenson & Maple. Officer Laforest and Sergeant Satterfield also arrived on scene for backup due to the large crowd. Officers positioned several patrol vehicles blocking the entrance into the bar. Officer Laforest was advised by one of the valet, that there was a very drunk subject outside the bar that fell into the bushes. He had some injuries on his face and appeared very intoxicated. A limo</p>						



driver also advised officer Laforest and both gave similar descriptions of the HBD W/M. Alliance was dispatched to the area to medically treat the AIP but officers were unable to locate him. Approx 3-4 minutes later, another valet employee came up to me. He explained there was a W/M with injuries on his face that was banging on doors and windows trying to get into the bar. He stated he was stumbling around and appeared very intoxicated. He pointed the subject out to me. I observed the subject banging on the tent trying to get into the bar. Management and bouncers were no longer letting anyone inside due to the overcrowding. Officers also made an earlier announcement via the PA that no one else would be let in. He matched the description of the AIP we were looking for 4 minutes earlier. I walked over to him and grabbed him by his left shoulder in order to escort him over to my vehicle. I also grabbed him by the shoulder to ensure he would not fall down because he was very intoxicated and unbalanced. I believed he may be a danger to himself or others, based on the reported and observed disorderly conduct, his level of intoxication, and the injuries on his face. I advised him he was drunk and to come with me. I identified myself as the police and began walking him over towards my patrol car so that alliance could medically treat him. The subject did have some cuts on his face possibly from falling down earlier. He had a half dollar size abrasion on his left cheek near his eye. He had another half dollar size abrasion on the left side of his chin. He was very intoxicated and was having trouble walking. I observed a plastic baggy with some zig zags inside sticking out of the subject's front coat pocket. He smelled heavily of intoxicants and marijuana. The subject then grabbed onto my upper arm and demanded that I let him go. I advised him to let go of my arm and he refused. He started pulling at me harder and was pulling away. I advised him to stop resisting and he refused. I broke away from his grasp and he fell to the ground. I held the subject down and advised dispatch I was fighting with one. Officer Laforest, Huck and sergeant Satterfield arrived to assist. Officer Laforest had one hand and the subject's other arm was underneath him. Officers advised the subject to put his hands behind his back and he refused. Officer Huck gave several strikes to the subject's left common paroneal advising him to stop resisting. Officer Laforest was able to handcuff the subject and retrieved the baggy of marijuana from his front left pocket. I retrieved a baggy of psilocybin mushrooms from the subject's right coat pocket. The subject was later identified as Solomon Laman. I transported Solomon to TPD lockup and turned him over to lockup personnel. Lockup personnel were unable to properly book Solomon because he was uncooperative. I gave him a PBT with instrument #8084 and he registered a .28 BAC. I tested the marijuana and mushrooms using the NIK test and they both tested positive. I weighed the marijuana at 0.9 grams and tagged it into evidence, #120036166.001. I weighed the mushrooms at 1.1 grams and tagged it into evidence, #120036166.002. Request DB seek appropriate warrants.

CR No: 120036166-002 Written By: TRHARRISON (101132) Date: 11/01/2012 07:13 AM



Writer was assigned the above investigation and reviewed the reports.
Writer then completed the prosecutor point requesting authorization for a warrant charging Resisting Arrest/Obstructing, Disorderly Conduct, Possession Marijuana and Mushrooms.
Harrison

CR No: 120036166-003 Written By: TRBODEKRJ (100919) ATTACHMENT ONLY REPORT - No Narrative

CR No: 120036166-004 Written By: TRFORGUED (140861) Date: 11/07/2012 11:55 AM

Records corrected spelling of arrestee's first name on 11-07-12 - dff

CR No: 120036166-005 Written By: TRMONACELLIP (101026) ATTACHMENT ONLY REPORT - No

CR No: 120036166-006 Written By: TRHARRISONT (101132) Date: 11/09/2012 07:03 AM

Poss. Controlled Substance (count 1), Possession Marijuana (count 2), defendant Soloman Kirk Laman, case was presented to APA Brainard for review/issue. The warrant was sworn to/before and the defendant was arraigned in front of Judge Drury on 11/02/2012, bond was set at \$1,000.00 personal.
Harrison

CR No: 120036166-007 Written By: TRGREENHERNANDEZJ (118826) ATTACHMENT ONLY REPORT -

CR No: 120036166-008 Written By: TRCANTLONR (100959) ATTACHMENT ONLY REPORT - No Narrative

CR No: 120036166-009 Written By: TRCANTLONR (100959) ATTACHMENT ONLY REPORT - No Narrative



CITY OF TROY

OCCUPANCY POSTING

Name

Location

Street # E / W

Street Name

Premise # Occ #

Seating

Standing Fixed

Chairs Tables / Chairs

Total

Comments

Fire Prevention Division

Inspector Date Posted



Troy Police Department
500 West Big Beaver Road
Troy, Michigan 48084

INTEGRITY * RESPECT * LAWS AND THE CONSTITUTION * ACCOUNTABILITY * PROBLEM SOLVING * PROFESSIONALISM

Letter of Understanding

October 5, 2012

Mon Jin Lau Restaurant
Brandon Chin
1515 East Maple Road
Troy, Michigan 48083

Re: Temporary Dance Permit for Halloween Celebration on 10/31/12

Dear Brandon Chin:

You were issued letters of understanding when you previously requested an Outdoor Service Area (enclosed tent), a Temporary Dance Permit, and a Temporary Entertainment Permit for your Chinese New Year Party events on 2/24/10 and 2/9/11 and 2/8/12.

This letter of understanding is in response to your request for Temporary Authorization for Outdoor Service Area (enclosed tent), and a Temporary Dance Permit for your Halloween Party on 10/31/12.

City of Troy Ordinance Chapter 88 Section 9.5 Sub-section b states:

The playing of any radio, television, phonograph, or any musical instruments in such a manner or with such volume, particularly during the hours between 11:00 p.m. and 7:00 a.m. or at any time or place so as to annoy or disturb the quiet, comfort, or repose of persons in any office or in any dwelling, hotel, or other type of residence, or of any persons in the vicinity; is declared unlawful and is prohibited.

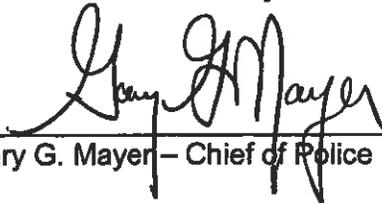
A violation of section 9.5, of this Chapter is a Municipal Civil Infraction subject to the provisions of Chapter 100 of the Code of the City of Troy. Each day that a violation continues is a separate Municipal Civil Infraction violation. Sanctions for each violation of said sections shall include a fine of not more than \$500, costs, damages and injunctive orders as authorized by Chapter 100.

If officers from the Troy Police Department respond to the establishment or any other location within the defined area of the property under the control of the business, and a violation of the Noise Control Ordinance of Section 9.5 or any other City of Troy Ordinance is observed, you, a supervisor or manager, and/or the establishment will receive a summons instead of a warning.

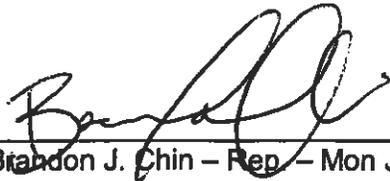
**Troy Police Department
500 West Big Beaver Road
Troy, Michigan 48084**

If you agree with this letter of understanding, please sign both of these letters, and return both letters to the Troy Police Department—Liquor Licensing, 500 W. Big Beaver Road, Troy, MI 48084..

After we receive the signed Letter of Understanding from you, the Police Department will forward your request for a one day Outdoor Service Area (enclosed tent), and Temporary Dance Permit for your Halloween Party scheduled for 10/31/12 to the Michigan Liquor Control Commission without objection.



Gary G. Mayer – Chief of Police



Brandon J. Chin – Rep – Mon Jin Lau



STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LIQUOR CONTROL COMMISSION

* * * * *

In the matter of the request of
Mon Jin Lau, Inc.
1515 E. Maple
Troy, MI 48084

Request ID No. 671408

Oakland County

At the October 19, 2012 meeting of the Michigan Liquor Control Commission in
Lansing, Michigan.

PRESENT: Andrew J. Deloney, Chairman
Teri L. Quimby, Commissioner
Dennis Olshove, Commissioner

APPROVAL ORDER

TEMPORARY OUTDOOR SERVICE PERMIT

Mon Jin Lau, Inc. at the above-noted location has requested the Commission to review its application under administrative rule R 436.1419 for the purpose of allowing a temporary outdoor service permit in an area measuring up to 20' x 50', located 10' from the licensed premises, is well-defined and clearly marked for an event to be held on October 31, 2012.

The applicant has further requested the Commission to review its application under administrative rule R 436.1407 for the purpose of allowing the licensee to have dancing on the licensed premises. The applicant is requesting a temporary dance permit for the event date referenced above.

Under Article IV, Section 40, of the Constitution of Michigan (1963), the Commission shall exercise complete control of the alcoholic beverage traffic within this state, including the retail sales thereof, subject to statutory limitations. Further, the Commission shall have the sole right, power, and duty to control the alcoholic beverage traffic and traffic in other alcoholic liquor within this state, including the manufacture, importation, possession, transportation and sale thereof.

Commission records indicate the applicant is the holder of a 2012 Class C license with Sunday Sales Permit (PM) and Outdoor Service Permit (1 Area) issued by the Commission; the request for a temporary outdoor service permit would be held in conjunction with the above-noted license for the dates referenced herein.

The requirements for a temporary outdoor service permit under administrative rule R 436.1419 are the filing of a complete application; a diagram showing the proposed area is well-defined and clearly marked; approval of the chief law enforcement officer who has jurisdiction over the licensed premises; and the payment of the \$70.00 inspection fee under MCL 436.1529 at the time of filing. These permits are only available to on-premise licensees under administrative rule R 436.1419.

The requirements for a temporary dance permit under administrative rule R 436.1407 are the filing of a complete application and approval of the chief law enforcement officer who has jurisdiction; and the payment of the \$70.00 inspection fee under MCL 436.1529 at the time of filing. These permits are only available to on-premise licensees under administrative rule R 436.1407.

After reviewing the file and discussion of the issue at the meeting, the Commission finds that all of the requirements have been met and that this request should be approved.

THEREFORE IT IS ORDERED that:

A. The request for a Temporary Outdoor Service Permit and a Temporary Dance Permit is hereby APPROVED.

1. The licensee shall not permit the sale, service or consumption of alcoholic liquor outdoors, except in the well-defined and clearly marked area, under administrative rule R 436.1419.
2. The licensee shall not accept, nor shall a licensed wholesaler or any other non-retail licensee provide, brand logoed refrigeration trucks or any other merchandise of secondary use and value in connection with the event unless the wholesaler or non-retail licensee is in compliance with the Commission's order relative to on premise promotions under administrative rule R 436.1321.
3. The licensee shall close one existing interior additional bar and utilize same in the requested temporary outdoor service area where customers may obtain their alcoholic beverages from a bartender.
4. The licensee shall not permit patrons to transport alcoholic beverages to and/or from the current interior licensed premises to the temporary outdoor service area measuring (DIMENSIONS), located (LIST) from the licensed premises.
5. The licensee shall ensure that alcoholic beverages purchased for consumption in this outdoor service area may not be removed and taken to any adjacent unlicensed area(s).
6. The dance floor shall be at least 100 square feet, clearly marked, and shall not have tables, chairs and other obstacles on the dance floor while customers are dancing, under administrative rule R 436.1407.

B. Under administrative rule R 436.1003, the licensee shall comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules, and ordinances

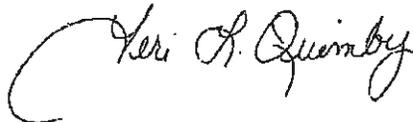
as determined by the state and local law enforcements officials who have jurisdiction over the licensee. Approval of this permit by the Michigan Liquor Control Commission does not waive any of these requirements. The licensee must obtain all other required state and local licenses, permits, and approvals for this business before using this license for the sale of alcoholic liquor on the licensed premises.

- C. The licensee must comply with the provisions of the Michigan Liquor Control Code of 1998 as amended, and the Commission's Administrative Rules.

MICHIGAN LIQUOR CONTROL COMMISSION



Andrew J. Deloney, Chairman

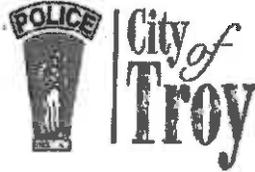


Teri L. Quimby, Commissioner



Dennis Olshove, Commissioner

Date Mailed: OCT 19 2012



Troy Police Department
500 West Big Beaver Road
Troy, Michigan 48064

INTEGRITY * RESPECT * LAWS AND THE CONSTITUTION * ACCOUNTABILITY * PROBLEM SOLVING * PROFESSIONALISM

It has come to the Troy Police Department's attention that the Troy Fire Department was summoned to your business for an overcrowding issue on 10-27-2010. The Fire Department noted a violation of MLCC R436.1405.

Michigan Liquor Control Commission Rule 5: R 436.1405 Capacity of licensed premises states:

- (1) An on-premises licensee shall post, in a conspicuous place, a sign stating the total capacity of each public room of the licensed establishment, based upon the capacity established by the state or local authority having jurisdiction.
- (2) If the capacity of the licensed establishment or any public room in the licensed establishment has not been determined by a state or local authority, then the total capacity of each room shall be determined as follows:
 - (a) If tables or booths are provided, then there shall be not more than 1 customer for each 15 square feet of total area.
 - (b) If tables or booths are not used, then there shall be not more than 1 customer for each 6 square feet of total area.
 - (c) If there is a combination of tables or booths and an open area, then the provisions of both subdivisions (a) and (b) of this sub-rule shall be used.
 - (d) If seating is provided at a bar, then there shall be not more than 1 seat for each 20 inches of bar length.
- (3) An on-premises licensee shall not allow a public room of the licensed establishment to be occupied by more persons than are authorized by this rule.

The Troy Police Department is adamant about enforcing the laws, rules and policies set forth by Michigan law, Troy City Ordinances and the Michigan Liquor Control Commission.

This notice will serve as a formal warning regarding these violations. Any additional violations regarding your liquor license will result in formal enforcement action initiated by the Troy Police Department with the Michigan Liquor Control Commission. Formal enforcement action will not only subject you to sanctions by the Liquor Control Commission, but may also result in recommended sanctions against your license by the Troy City Council. A Police incident report has been generated documenting this incident. The case number is 10-33039

Should you have any questions regarding Liquor Control rules and regulations, or City of Troy ordinances as they pertain to your liquor license, please do not hesitate to contact the Troy police Department Community Services Section 248-524-3448.



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
MICHIGAN LIQUOR CONTROL COMMISSION
ANDREW J. DELONEY
CHAIRMAN

STEVEN H. HILFINGER
DIRECTOR

February 4, 2013

Attorney Harold Fried and John Henke
29800 Telegraph Rd
Southfield, MI 48034

RE: Complaint No. 2-155936
Mon Jin Lau, Inc.
D/B/A Mon Jin Lau
1515 E. Maple
Troy, MI 48084

REC'D

FEB - 8 2013

TROY POLICE DEPT.

Dear Attorney's Fried and Henke

At your request, the hearing in the above matter scheduled for February 14, 2013 in Sterling Heights has been postponed. Your office will be advised of the rescheduled hearing date.

Should any questions arise regarding this matter, please contact this office at (517) 636-5299. My office hours are from 6:00 a.m. to 2:30 p.m.

****PLEASE CALL (517) 636-5299 TO CONFIRM THAT YOU HAVE RECEIVED THIS LETTER******

Sincerely,

MICHIGAN LIQUOR CONTROL COMMISSION

Lori S. Schrader
Executive Services

*** THIS LETTER WAS SENT VIA BOTH FAX & U.S. MAIL.**

Cc: Licensee

*Robert Stevanovski (c/o Troy Police Dept)
Sgt. A Satterfield, Ofc. J. Morgan, Ofc. D Drewek, Ofc. C. Huck
Ofc. L. Schultz Lt. Tonya Perry Tech Chuck Roberts

LCC

Liquor Licensee History

Business name: **Mon Jin Lau**

Address: 1515 E. Maple (248) 689-2332

Licensee: Mon Jin Lau, Inc. Marco Chin 689-2332

License type: **Class C (353-2002)**

Permits: Sunday Sales

Comments:

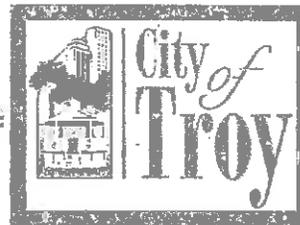
Date	Troy Incident #	Type	Disposition	Date
9/18/78		Council approved license transfer		
10/15/78	78-23487	Sale to minors	Dismissed	5/1/79
4/10/84		Non-employees on premises after hours Hinder and obstruct police officers during investigation	Fined \$75	7/18/84
6/17/92	92-17105	Sale to minor (compliance test)	Fined \$200	10/28/92
08/11/94	94-27026	Sale to minor (compliance test)	Fined \$500	11/22/94
11/07/94	94-37828	Gambling (Citizen Complaint)	insufficient evidence to pursue	11/21/94
4/11/98	98-13271	Customers after-hours	\$400 Fine by MLCC	08/10/98
01/16/99	99-02454	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/25/99	99-07623	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/16/99	99-27117	Compliance Test	PASSED	
04/26/00	00-14152	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/26/00	none	Compliance Test	PASSED	
10/19/00	00-38783	Sale to Minor (Compliance Test)	Fined \$500	
11/16/00	00-42519	Compliance Test	PASSED	
11/20/00	00-43043	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
01/16/01	01-01852	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

02/26/01		Council Show Cause-resolution to require TIPS/TAM training for all servers with proof to PD within 6 months		
03/17/01	01-09244	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/03/01		Compliance Test	PASSED	
06/12/01	01-20614	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/16/01	01-29493	Compliance Test	PASSED	
08/28/01	01-30934	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/05/01	01-36176	Compliance Test	PASSED	
11/03/01	01-39805	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
01/10/02	02-01066	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/22/02	02-05660	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/26/02	02-06149	Compliance Test	PASSED	
04/24/02	02-12683	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/28/02	02-20764	Compliance Test	PASSED	
07/10/02	02-22341	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
09/12/02	02-30219	Liquor Inspection (Road Patrol- Mairorano)	NO VIOLATIONS	
10/18/02	02-34357	Compliance Test	PASSED	
11/15/02	02-37238	Liquor Inspection (Road Patrol- Langbeen)	NO VIOLATIONS	
01/04/03	03-422	Liquor Inspection (Road Patrol- Langbeen)	NO VIOLATIONS	
03/04/03	03-6283	Liquor Inspection (Road Patrol- Langbeen)	NO VIOLATIONS	
04/25/03	03-12394	Compliance Test	PASSED	
06/26/03	03-19485	Compliance Test	PASSED	
07/11/03	03-21305	Liquor Inspection (Road Patrol-Isham/Zagacki)	NO VIOLATIONS	
08/28/03	03-26975	Liquor Inspection (Road Patrol-Isham)	NO VIOLATIONS	
09/12/03	03-28505	Liquor Inspection (Road Patrol-Isham)	NO VIOLATIONS	
10/29/03	03-33451	Sale to Minor (compliance test)	\$600 fine	03/01/04
01/19/04	04-01896	Liquor Inspection (Road Patrol-Zagacki/Schehr)	NO VIOLATIONS	
02/16/04	04-04846	Liquor Inspection (Road Patrol-Zagacki/Schehr)	NO VIOLATIONS	
03/03/04	Council	Public Hearings for 2003 Violation(s)-Resolution requiring TIPS/TAM training for all employees who sell alcohol with proof to the PD within 180 days; employee contracts re: alcohol sales		

03/08/04	04-06904	Liquor Inspection (Road Patrol-Zagacki/Schehr)	NO VIOLATIONS
03/12/04		Signed employee contracts received	
03/23/04	04-08534	Compliance Test	PASSED
04/24/04	04-11816	Liquor Inspection (Road Patrol-Daniels/Warzecha)	NO VIOLATIONS
06/30/04	04-19512	Compliance Test	PASSED
07/20/04	04-21921	Liquor Inspection (Road Patrol- Daniels)	NO VIOLATIONS
09/17/04	04-29370	Liquor Inspection (Road Patrol- Daniels)	NO VIOLATIONS
02/02/05	05-03771	Liquor Inspection (Road Patrol- Giorgi)	NO VIOLATIONS
02/17/05	05-05340	Liquor Inspection (Road Patrol- Giorgi)	NO VIOLATIONS
03/04/05	05-07285	Sale to Minor (Compliance Test)	\$800 fine
03/23/05	05-09477	Liquor Inspection (Road Patrol-Giorgi)	NO VIOLATIONS
04/28/05	05-13946	Liquor Inspection (Road Patrol- Novak)	NO VIOLATIONS
07/27/05	05-26103	Liquor Inspection (Road Patrol- Novak)	NO VIOLATIONS
10/17/05	05-36714	Liquor Inspection (Road Patrol- Feld)	NO VIOLATIONS
01/23/06	06-3013	Liquor Inspection (Road Patrol- Feld)	NO VIOLATIONS
02/15/06	Council	Public Hearings for 2005 Violation(s)-Resolution requiring TIPS/TAM training for all employees who sell alcohol with proof to the PD within 90 days	
06/21/06		Proof Received	
06/23/06	06-23842	Liquor Inspection (Road Patrol- Taylor)	NO VIOLATIONS
07/06/06		Application for Additional Bar received	
07/15/06	06-26937	Liquor Inspection (Road Patrol- Taylor)	NO VIOLATIONS
07/26/06		Compliance Test	PASSED
08/26/06	06-33174	Liquor Inspection (Road Patrol- Taylor)	NO VIOLATIONS
01/24/07		Compliance Test	PASSED
02/03/07	07-4223	Liquor Inspection (Road Patrol- Laforest)	NO VIOLATIONS
03/26/07	07-10855	Liquor Inspection (Road Patrol- Laforest)	NO VIOLATIONS
05/10/07	07-17229	Compliance Test	PASSED
05/14/07	07-17847	Liquor Inspection (Road Patrol- Strong)	NO VIOLATIONS
06/11/07	07-21774	Liquor Inspection (Road Patrol- Strong)	NO VIOLATIONS
08/13/07	07-30710	Liquor Inspection (Road Patrol- Strong)	NO VIOLATIONS
10/18/07	07-32097	Compliance Test	PASSED

12/13/07	07-45762	Compliance Test	PASSED
12/18/07		Application for Additional bar cancelled by MLCC	
02/21/08	08-6525	Compliance Test	PASSED
05/21/08	08-17710	Compliance Test	PASSED
05/22/08	08-17980	Liquor Inspection (Road Patrol-Minton)	NO VIOLATIONS
07/25/08	08-26159	Liquor Inspection (Road Patrol-Minton)	NO VIOLATIONS
09/04/08	08-31046	Liquor Inspection (Road Patrol-Minton)	NO VIOLATIONS
10/09/08	08-34294	Compliance Test	PASSED
10/26/08	08-37124	Liquor Inspection (Road Patrol-Minton)	NO VIOLATIONS
12/26/08	08-44085	Liquor Inspection (Road Patrol-Minton)	NO VIOLATIONS
12/30/08	08-44428	Compliance Test	PASSED
02/27/09	09-6659	Liquor Inspection (Road Patrol-Minton)	NO VIOLATIONS
04/30/09	09-13409	Liquor Inspection (Road Patrol-Whiteside)	NO VIOLATIONS
05/07/09	09-14187	Compliance Test	PASSED
06/28/09	09-20448	Liquor Inspection (Road Patrol-Whiteside)	NO VIOLATIONS
08/23/09	09-26734	Liquor Inspection (Road Patrol-Whiteside)	NO VIOLATIONS
10/26/09	09-33541	Liquor Inspection (Road Patrol-Owczarzak)	NO VIOLATIONS
10/28/09	09-33689	Compliance Test	PASSED
12/17/09	09-39248	Compliance Test	PASSED
01/05/10	10-468	Liquor Inspection (Road Patrol-Owczarzak)	NO VIOLATIONS
07/19/10	10-21084	Compliance Test	PASSED
07/26/10	10-22427	Liquor Inspection (Road Patrol-Cascioli)	NO VIOLATIONS
09/01/10	10-26607	Compliance Test	PASSED
10/27/10	10-32848	Compliance Test	PASSED
10/27/10	10-33039	Warning issued to Mon Jin Lau for overcrowding	
11/28/10	10-36423	Liquor Inspection (Road Patrol-Kramer)	NO VIOLATIONS
12/15/10	10-38340	Compliance Test	PASSED
03/06/11	11-6940	Liquor Inspection (Road Patrol-Kramer)	NO VIOLATIONS
05/05/11	11-12903	Compliance Test	PASSED
08/01/11	11-22591	Liquor Inspection (Road Patrol-Kramer)	NO VIOLATIONS

09/05/11	11-26401	Liquor Inspection (Road Patrol-Kramer)	NO VIOLATIONS
11/16/11	11-34419	Liquor Inspection (Road Patrol-Jones)	NO VIOLATIONS
12/08/11	11-36711	Compliance Test	PASSED
01/26/12	12-2861	Liquor Inspection (Road Patrol-Jones)	NO VIOLATIONS
03/20/12	12-8920	Liquor Inspection (Road Patrol-Jones)	NO VIOLATIONS
05/09/12	12-14670	Compliance Test	PASSED
05/20/12	12-16109	Liquor Inspection (Road Patrol-McWilliams)	NO VIOLATIONS
07/26/12	12-24991	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
09/06/12	12-30064	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
10/31/12	12-36156	Mon Jin Lau was cited by Troy Fire Department for overcrowding at their Halloween Party, and a Violation Report was sent to the MLCC regarding the incident on 10/31/12	
10/31/12	12-36166	Resisting arrest / hallucinogen possession incident at Halloween Party	
10/31/12	12-36168	Resisting arrest / disorderly conduct incident at Halloween Party	
11/08/12	12-37128	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
11/12/12	12-37554	Compliance Test	PASSED
01/12/13	13-1289	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS



February 8, 2013

Brandon Chin
Mon Jin Lau, Inc.
dba: Mon Jin Lau
1515 E. Maple Rd.
Troy, MI 48084

Re: NOTICE OF PUBLIC HEARING - Liquor License Violation

To whom it may concern:

A Public Hearing will be held by and before the Council of the City of Troy at City Hall, 500 W Big Beaver, Troy, Michigan at **7:30 PM**, or as soon thereafter as the agenda will permit on the date as indicated below to determine whether the City Council should recommend to the Michigan Liquor Control Commission, the renewal or non-renewal of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

Public Hearing: February 20, 2013
License Type: Class C (353-2012)
Violation: ALLOWED OVERCROWDING & INTOX. PERSONS on October 31, 2012

You will be given an opportunity to be heard and present evidence at the public hearing and legal counsel may represent you. Please inform your attorney, if you have one, of this notice. If you have questions regarding the procedure or the facts and circumstances surrounding your violation(s), you may contact the City Attorney's office at 248-524-3320.

Sincerely,

M. Aileen Bittner, CMC
City Clerk

c: Harold S. Fried
29800 Telegraph Rd.
Southfield 48034



Michigan Department of Licensing and Regulatory Affairs
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 *

Table with 4 columns: License Number, Business ID, File Number, Name of Licensee, Doing Business As, Mailing Address, Township, County, Type of License(s) & Permit(s), Date of violation, Day, Date, Time.

Violation Type: X Minor Intoxicated Person Gambling Controlled Substances
Prohibited Conduct Failure to Cooperate Fighting (must be inside licensed premises)
After Hours Sales / Consumption Other (explain):

If MINOR: Birth date [redacted] Was this a DECOY? X Yes No If No, you MUST answer below!
If above minor violation was NOT a decoy, describe enforcement action taken:

NOTE! COPY OF APPEARANCE TICKET MUST BE ATTACHED.

Submit Report Below or Indicate Attached Report Number 12-37660

Officer Signature [Signature]
Officer Signature [Signature]
Officer Signature [Signature]
Department Name Troy Police Department

Name and Title Officer Edwin Julian
Name and Title Officer Kate Raczka
Name and Title Officer Gregory Stopczynski
Telephone Number 248-524-3477

WITNESSES

- 1. Name [redacted] Address 500 West Big Beaver Road, Troy, MI 48084
Will testify to: Purchased wine from licensee
2. Name Heather Elizabeth Hesse Address [redacted]
Will testify to: Sold wine to minor
3. Name Address
Will testify to:
4. Name Address
Will testify to:
5. Name Address
Will testify to:

EVIDENCE

CR No: 120037660-001



Report Type:
Arrest Report

Officer:
TRJULIANE (160334)

001

TROY PD
500 W. BIG BEAVER
TROY MI 48084
248-524-3477



Case Report

Administrative Details:

CR No 120037660-001	Subject 4171 - Violation of Liquor Control Laws [41001]
Report Date/Time 11/12/2012 19:48	Occurrence Date/Time 11/12/2012 19:48
Location 3364 ROCHESTER RD	Call Source FIELD INITIATED
Dispatched Offense C3309 LIQUOR INSPECT	Verified Offense 4171 Violation of Liquor Control Laws
County 63 - Oakland	City/Twp/Village 84 - Troy
Division Patrol DPU	
Report Type Arrest Report	
Created By EDWIN JULIAN	Created Date/Time 11/15/2012 02:25 PM

Offenses:		
4171 - Violation of Liquor Control Laws [TRJULIANE (150334)]		
IBR Code / IBR Group 90G - Liquor Law Violations / B	Offense File Class 41001 - LIQUOR LICENSE - ESTABLISHMENT	
Crime Against SO	Location Type 21 - Restaurant	Offense Completed Attempted
Domestic Violence No	Hate/Bias 00 - None (No Bias)	
Using A-Alcohol: No C-Computer Equipment: No D-Drugs/Narcotics: No		

People:										
HESSE, HEATHER ELIZABETH (A-ARRESTEE) [TRJULIANE (150334)]										
Last Name HESSE		First Name HEATHER			Middle Name ELIZABETH			Suffix	Mr/Mrs/Ms	
Aliases				Driver License#		DL State MI	DL Country	Personal ID#		
DOB (Age) 11/28/1991 (20)		Sex F	Race WHITE	Ethnicity	Birth City & State	Birth Country		Country of Citizenship		
Held For	Finger Prints No		Photos No	Miranda Read No	Miranda Waived No	Number of Warrants		FBI#		
Street Address			Apt #	County		Country	Home Phone		Work Phone	
City			State	Zip		Cell Phone		Email		

Arrest Information		
Offenses	Details	
4171 - Violation of Liquor Control Laws	Arrest Date/Time: 11/13/2012 17:40 Location: 3364 ROCHESTER Arrest#: 2012-210 Arrest Type: Summoned/Cited OVI Arrest/BAC: Offense Type: Count: 1 Arresting Officer 1: TRSTOPCZYNSKIG (Stopczynski, Gregory 150335) Arresting Officer 2: TRRACZKAK (Raczka, Kate 126871)	
MultiClearance N - Not Applicable	MultiClearance Offense	Armed With 01 - Unarmed

(O-OTHER) (B-BUSINESS, ETC.) [TRJULIANE (150334)]									
PE:	W.Type:	Name NATIONAL CONEY ISLAND					Suffix	Mr/Mrs/Ms	
DOB (Age)		Sex	Race UNKNOWN	Ethnicity	Birth City & State	Birth Country		Country of Citizenship	
Street Address 3364 ROCHESTER			Apt #	County		Country	Home Phone		Work Phone
City Troy			State MI	Zip 48083		Cell Phone		Email	

Phone/Email	
Type	Description
BU-Business Phone #1	2485240599

(O-OTHER) (R-REPORTED BY) [TRJULIANE (150334)]										
PE:	W.Type:	Last Name			First Name			Middle Name	Suffix	Mr/Mrs/Ms
DOB (Age)		Sex	Race	Ethnicity	Birth City & State	Birth Country		Country of Citizenship		

CR No: 120037660-001 	Report Type: Arrest Report	Officer: TRJULIANE (150334)	001
--	-------------------------------	--------------------------------	------------

1(19)	F	WHITE					
Street Address 500 W BIG BEAVER		Apt #	County	Country	Home Phone	Work Phone	
City Troy		State MI	Zip 48084	Cell Phone	Email		
Phone/Email							
Type				Description			
BU-Business Phone #1				2485243477			
Notes MINOR DECOY							

FOUCHEY, KEVIN (O-OTHER) (X-MISCELLANEOUS) [TRJULIANE (150334)]							
PE:	W.Type:	Last Name FOUCHEY	First Name KEVIN		Middle Name	Suffix	Mr/Mrs/Ms
DOB (Age)	Sex M	Race WHITE	Ethnicity	Birth City & State	Birth Country	Country of Citizenship	
Street Address 3364 ROCHESTER		Apt #	County	Country	Home Phone	Work Phone	
City Troy		State MI	Zip 48083	Cell Phone	Email		
Phone/Email							
Type				Description			
BU-Business Phone #1				2485240599			
Employer NATIONAL CONEY ISLAND		Employer Address		Employer Phone	Occupation ASST MGR	Employer CSZ	

RACZKA, KATE (O-OTHER) (L-POLICE OFFICER) [TRJULIANE (150334)]							
PE:	W.Type:	Last Name Raczka	First Name Kate		Middle Name	Suffix	Mr/Mrs/Ms
Street Address 500 W. Big Beaver		Apt #	County OAKLAND	Country USA	Home Phone	Work Phone	
City Troy		State MI	Zip 48084	Cell Phone	Email		
Phone/Email							
Type				Description			
BU-Business Phone #1				248-524-3477			

STOPCZYNSKI, GREGORY (O-OTHER) (L-POLICE OFFICER) [TRJULIANE (150334)]							
PE:	W.Type:	Last Name Stopczynski	First Name Gregory		Middle Name	Suffix	Mr/Mrs/Ms
Street Address 500 W. Big Beaver		Apt #	County OAKLAND	Country USA	Home Phone	Work Phone	
City Troy		State MI	Zip 48084	Cell Phone	Email		
Phone/Email							
Type				Description			
BU-Business Phone #1				248-524-3477			

JULIAN, EDWIN (O-OTHER) (L-POLICE OFFICER) [TRJULIANE (150334)]							
PE:	W.Type:	Last Name Julian	First Name Edwin		Middle Name	Suffix	Mr/Mrs/Ms

CR No: 120037660-001 		Report Type: Arrest Report		Officer: TRJULIANE (150334)		001	
Street Address 500 W. Big Beaver		Apt #	County OAKLAND	Country USA	Home Phone	Work Phone	
City Troy		State MI	Zip 48084	Cell Phone	Email		
Phone/Email							
Type				Description			
BU-Business Phone #1				248-524-3477			

Property:							
1812 - Receipt 5448 [TRJULIANE (150334)]							
Property Class 48		IBR Type 48 - Documents/Personal or Business			UCR Type K - Miscellaneous		
Status E - Evidence (Including Other Seized Property And Tools)					Count 1	Value 1	
Manufacturer		Model	Serial No. \$3.17		License No.	Color	
Description NATIONAL CONEY ISLAND RECEIPT				Disposition		Evidence Tag 120037660.001	
Recovered Date/Time		Location		Owner □			

Narrative:	
12-37660	
<p>On 11/13/2012 Directed Patrol Unit Officers (DPU) STOPCZYNSKI, JULIAN, and RACZKA were conducting Liquor Control Commission (LCC) checks with minor decoy, [REDACTED]. Identification was held for safekeeping by the TROY POLICE DEPARTMENT during the LCC checks.</p> <p>At approx 1735 hrs, decoy [REDACTED] entered the NATIONAL CONEY ISLAND restaurant at 3364 Rochester Rd. Upon entering the restaurant, [REDACTED] sat at the counter and asked the server (w/f, blonde hair) for a glass of White Zinfandel wine.</p> <p>The server asked [REDACTED] for her identification, prompting [REDACTED] to reply that she left it in the car. The server stated that it was okay and asked what year [REDACTED] birthday was in. [REDACTED] applied 1993 (which equals 19 years old), and the server still proceeded to pour the glass of wine.</p> <p>Once the wine glass was placed in front of her, [REDACTED] contacted PO JULIAN and advised him of the violation. PO STOPCZYNSKI and RACZKA soon entered the restaurant, made contact with the assistant manager, KEVIN FOUCHHEY and the server, HEATHER HESSE, and advised them both of the sale of liquor to a minor, and violation of the Michigan Liquor Control</p>	



Commission.

HESSE was informed of the civil infraction she committed and was issued citation #725631 for "furnishing/sale to a person under 21/fail to inquire age".

LCC violation form was completed and submitted. Officers retained the sales receipt of \$3.17 and tagged it on evidence. Violation report to be submitted to LCC.

ATTACHED: LCC documents, and written statement by decoy, 

EVIDENCE LIST

Incident No.: 120037660-001

Agency: Troy PD

ITEM	NEEDED	IN-FILE	COMMENTS
Audio/Video Tape and Transcripts	()	()	
Autopsy Report	()	()	
BAC/Blood/Semen	()	()	
Ballistics/Bullets	()	()	
Chain of Evidence List	()	()	
Clothing/Shoes	()	()	
Confession (written, audio, video)	()	()	
Controlled Substance (Tox Report)	()	()	
Criminal History	()	()	
CSC Kit	()	()	
Diagram Map	()	()	
Finger/Foot Prints	()	()	
Hair/Fiber	()	()	
Hospital/Medical Records	()	()	
Photographs/Slides	()	()	
Weapons	()	()	
Witness Statements	()	()	
CERTIFIED RECORDS	()	()	
SOS	()	()	
Convictions	()	()	
	()	()	
	()	()	
	()	()	
OTHER PHYSICAL EVIDENCE	()	()	
1812 - Receipt 5448			
VICTIM PROPERTY			
	()	()	
	()	()	
	()	()	

Officer in Charge

Date

Phone No.

The Prosecuting Attorney's Office certifies that (*) property belonging to the crime victim must be retained by the Law Enforcement Agency for trial purposes in lieu of photograph or other means of memorialization pursuant to 1985 PA 87

Assistant Prosecutor

Date

NARRATIVE REPORT
WITNESS STATEMENT

01	DATE 11/13/12	DAY TRK	SHIFT 0299	PLAT 14	BADGE 1	BADGE 2	INCIDENT STATUS <input type="checkbox"/> CLR ARREST <input type="checkbox"/> CLR EXCEPT	<input type="checkbox"/> UNF <input type="checkbox"/> INACT	PRIM CLASS	YEAR 12	INCIDENT # 37660
----	------------------	------------	---------------	------------	---------	---------	---	--	------------	------------	---------------------

02 Name: [REDACTED] DOB: [REDACTED] Home Phone: [REDACTED]

03 Address: (PLEASE PRINT) 500 W Big Beaver Business Phone: 248-524-3477

04 City: Troy State: MI Zip: 48064

05 E-mail Address: [REDACTED] Cell Phone: [REDACTED]

06 On November 13, 2012 while working as
07 a minor deputy at approximately 5:35 pm I went
08 up to the bar inside National Coney Island (on Rochester
09 road.) and asked for a glass of white Zin, and the
10 server (white female blond hair, asked ~~who~~ for my ID.
11 I then told her that I could go and get it from
12 my car. She told me that it was okay, and asked
13 what year my birthday was in. I told her 1993, and
14 she still proceeded to pour my glass for me. I contacted
15 officer Jurian, and officer Kaczka and Stop Czynski
16 came into the restaurant where they made contact, and
17 I left the building.

27 X: [REDACTED]

28 Taken By: [Signature] (SIGNATURE)

29 Place: 3364 ROCHESTER - NATIONAL CONEY Date: 11/13/12 Time: 1745

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

**State of Michigan
Uniform Law Citation**

Ticket No. **725631** Victim Involved

US DOT # _____ Incident No. **12-37660** Dept. No. **1784**

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

Local Use/Arrest No. _____ Detention Device _____

OF: **TROY** BAC _____

THE UNDERSIGNED Month **11** Day **13** Year **2012** At approximately A.M. P.M. Date of Birth _____

SAYS THAT ON: _____

State Oper./Chauff. Driver Licensee Alcoholic CDL _____ SSN (last 4 digits) _____

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

Name (First, Middle, Last) **HEATHER ELIZABETH HESSE**

Street _____

City _____

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 **NATIONAL CONEY ISLAND**

AT OR NEAR **3364 ROCHESTER**

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.	98.10.14	FURNISH + SAFE TO person under 21 yrs	1
<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"/> Authorization pend.			3
<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) _____

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 glass Red wine**

470

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 **11/20/2012 @ 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 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
R. Stokorz Month **11** Day **13** Year **2012**

Officer's Name (printed) **R. Stokorz** Officer's ID No. **1197/60**

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

UC-01a (rev. 6/05) **COURT COPY 1**

Ticket: **725631**
Name: _____
Case No.: _____

LCC

Liquor Licensee History

Business name: **National Coney Island**

Address: 3364 Rochester (248) 524-0599

Licensee: National Coney Island, Inc.

License type: **Class C Resort (41187-2002)**

Permits: Sunday Sales, Official Permit (Food)

Comments:

Date	Troy Incident #	Type	Disposition	Date
06/23/99	99-23851	Compliance Test	PASSED	
11/16/99	none	Compliance Test	PASSED	
06/25/00	00-22545	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/26/00	none	Compliance Test	PASSED	
08/19/00	00-30617	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/27/00	00-39870	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
11/01/00	00-40519	Compliance Test	PASSED	
11/14/00	00-42174	Compliance Test	PASSED	
01/27/01	01-03138	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
04/10/01	01-12199	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/03/01		Compliance Test	PASSED	
06/30/01	01-23137	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/15/01	01-29313	Compliance Test	PASSED	
09/27/01	01-34735	Compliance Test	PASSED	
10/09/01	01-36257	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
12/12/01	01-44423	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/22/02	02-05722	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/26/02	02-06153	Compliance Test	PASSED	
04/09/02	0210790	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/22/02	02-19909	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

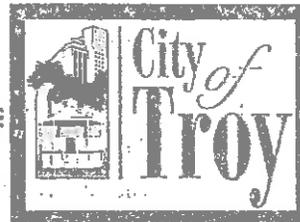
06/27/02	02-20607	Compliance Test	PASSED	
09/08/02	02-29627	Liquor Inspection (Road Patrol- Daniels)	NO VIOLATIONS	
10/8/02	02-33188	Compliance Test	PASSED	
10/26/02	02-35200	Liquor Inspection (Road Patrol- Boussie)	NO VIOLATIONS	
02/15/03	03-4829	Liquor Inspection (Road Patrol- Boussie)	NO VIOLATIONS	
04/23/03	03-12082	Sale to Minor (Compliance Test)	\$500 fine	08/26/03
06/19/03	03-18568	Compliance Test	PASSED	
10/27/03	03-33195	Compliance Test	PASSED	
11/18/03	03-35531	Liquor Inspection (Road Patrol-Dungjen)	NO VIOLATIONS	
02/15/04	04-04696	Liquor Inspection (Road Patrol-Dungjen)	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 contract regarding alcohol sales		
03/23/04	04-08561	Compliance Test	PASSED	
05/05/04		Proof received		
09/03/04	04-27667	Liquor Inspection (Road Patrol-Dungjen)	NO VIOLATIONS	
09/10/04	04-28503	Liquor Inspection (Road Patrol-Dungjen)	NO VIOLATIONS	
01/22/05	05-02496	Liquor Inspection (Road Patrol-Pokley)	NO VIOLATIONS	
03/03/05	05-07167	Compliance Test	PASSED	
03/05/05	05-07450	Liquor Inspection (Road Patrol-Pokley)	NO VIOLATIONS	
05/31/05	05-18234	Liquor Inspection (Road Patrol-Bednard)	NO VIOLATIONS	
08/17/05	05-29062	Liquor Inspection (Road Patrol-Bednard)	NO VIOLATIONS	
01/21/06	06-2778	Liquor Inspection (Road Patrol-Shuler)	NO VIOLATIONS	
02/11/06	06-5758	Liquor Inspection (Road Patrol-Shuler)	NO VIOLATIONS	
03/11/06	06-9419	Liquor Inspection (Road Patrol-Shuler)	NO VIOLATIONS	
07/21/06	06-27940	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS	
07/26/06		Compliance Test	PASSED	
09/08/06	06-34960	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS	
09/15/06	06-35885	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS	
01/24/07		Compliance Test	PASSED	
02/10/07	07-5229	Liquor Inspection (Road Patrol-Drewek)	NO VIOLATIONS	
03/23/07	07-10838	Liquor Inspection (Road Patrol-Drewek)	NO VIOLATIONS	

08/17/07	07-31322	Liquor Inspection (Road Patrol-Cooney)	NO VIOLATIONS
08/25/07	07-32571	Liquor Inspection (Road Patrol-Redmond)	NO VIOLATIONS
10/18/07	07-32137	Compliance Test	PASSED
10/31/07	07-41324	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS
12/13/07	07-45816	Compliance Test	PASSED
01/22/08	08-2691	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS
02/21/08	08-6566	Compliance Test	PASSED
03/18/08	08-9981	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS
05/21/08	08-17769	Compliance Test	PASSED
10/09/08	08-34248	Compliance Test	PASSED
12/20/08	08-43341	Liquor Inspection (Road Patrol- Lamilza)	NO VIOLATIONS
12/30/08	08-44497	Compliance Test	PASSED
02/27/09	09-6663	Liquor Inspection (Road Patrol- Lamilza)	NO VIOLATIONS
05/07/09	09-14280	Compliance Test	PASSED
08/04/09	09-24588	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS
08/18/09	09-26207	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS
10/28/09	09-33725	Compliance Test	PASSED
10/29/09	09-33979	Liquor Inspection (Road Patrol-Whiteside)	NO VIOLATIONS
12/17/09	09-39320	Compliance Test	PASSED
01/02/10	10-122	Liquor Inspection (Road Patrol-Whiteside)	NO VIOLATIONS
02/28/10	10-5847	Liquor Inspection (Road Patrol-Whiteside)	NO VIOLATIONS
04/25/10	10-11738	Liquor Inspection (Road Patrol-Baroky)	NO VIOLATIONS
06/27/10	10-18982	Liquor Inspection (Road Patrol-Baroky)	NO VIOLATIONS
07/19/10	10-21128	Compliance Test	PASSED
08/27/10	10-26113	Liquor Inspection (Road Patrol-Baroky)	NO VIOLATIONS
09/01/10	10-26650	Compliance Test	PASSED
10/27/10	10-32927	Compliance Test	PASSED
12/01/10	10-36764	Liquor Inspection (Road Patrol-Barrows)	NO VIOLATIONS
12/15/10	10-38381	Compliance Test	PASSED
01/07/11	11-0667	Liquor Inspection (Road Patrol-Barrows)	NO VIOLATIONS

03/08/11	11-7173	Liquor Inspection (Road Patrol-Barrows)	NO VIOLATIONS
05/05/11	11-12953	Compliance Test	PASSED
06/28/11	11-18681	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS
07/27/11	11-22007	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS
09/01/11	11-26001	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS
11/25/11	11-35341	Liquor Inspection (Road Patrol-Geise)	NO VIOLATIONS
12/08/11	11-36752	Compliance Test	PASSED
01/13/12	12-1344	Liquor Inspection (Road Patrol-Geise)	NO VIOLATIONS
03/01/12	12-6636	Liquor Inspection (Road Patrol-Geise)	NO VIOLATIONS
05/04/12	12-14108	Liquor Inspection (Road Patrol-Clark)	NO VIOLATIONS
05/10/12	12-14718	Compliance Test	PASSED
07/14/12	12-23314	Liquor Inspection (Road Patrol-Clark)	NO VIOLATIONS
08/26/12	12-28609	Liquor Inspection (Road Patrol-Clark)	NO VIOLATIONS
10/27/12	12-35662	Liquor Inspection (Road Patrol-Mouch)	NO VIOLATIONS
11/13/12	12-37660	Sale to Minor-Compliance Test	VIOLATION
01/07/13	13-721	Liquor Inspection (Road Patrol-Mouch)	NO VIOLATIONS

500 W. Big Beaver
Troy, MI 48084
(248) 524-3300

The City of Tomorrow...



...Today

February 8, 2013

National Coney Island, Inc.
dba: National Coney Island
3364 Rochester Rd.
Troy, MI 48084

Re: NOTICE OF PUBLIC HEARING - Liquor License Violation

To whom it may concern:

A Public Hearing will be held by and before the Council of the City of Troy at City Hall, 500 W Big Beaver, Troy, Michigan at **7:30 PM**, or as soon thereafter as the agenda will permit on the date as indicated below to determine whether the City Council should recommend to the Michigan Liquor Control Commission, the renewal or non-renewal of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

Public Hearing: February 20, 2013

License Type: Class C Resort (41187-2012)

Violation: SALE TO MINOR (Compliance Test) on November 13, 2012

You will be given an opportunity to be heard and present evidence at the public hearing and legal counsel may represent you. Please inform your attorney, if you have one, of this notice. If you have questions regarding the procedure or the facts and circumstances surrounding your violation(s), you may contact the City Attorney's office at 248-524-3320.

Sincerely,

M. Aileen Bittner, CMC
City Clerk

c: Thomas J. Giachino
25800 Northwestern Hwy., PO Box 222
Southfield 48037



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. 41004-2012 SS Business ID 7341 File # D-65391

1. Name of Licensee NORDSTROM, INC. 2. Doing Business As NORDSTROM CAFE

3. Mailing Address (street, city, zip code) 2850 West Big Beaver Road; Troy, Michigan 48084

4. Township 5. County Oakland

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

7. Date of Violation: Wednesday 05/16/12 2:00 AM or PM
(DAY) (DATE) (HOUR)

8. Violation Type: [x] 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 # 12-14799

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

Officer Signature [Signature] Name and Title (print) Officer Edwin Julian
Officer Signature [Signature] Name and Title (print) Officer Kate Raczka
Officer Signature [Signature] Name and Title (print) Officer Gregory Stopczynski
Department Name Troy Police Department Phone # 248-524-3477

WITNESSES

1. Name [REDACTED] Address 500 W Big Beaver Road; Troy MI 48064

Will testify to: Liquor sold to her as a minor

2. Name Ellie Dello Address [REDACTED] 3

Will testify to: Manager on duty

3. Name Anna Alioto Address [REDACTED]

Will testify to: Sold alcohol to minor

4. Name Anthulla Jani Address [REDACTED]

Will testify to: Served alcohol to minor

5. Name _____ Address _____

Will testify to:

EVIDENCE

Location Held (Explain):



TROY PD
 500 W. BIG BEAVER
 TROY MI 48084
 248-524-3477



Case Report

Administrative Details:

CR No 120014799	Subject 4171 - Violation of Liquor Control Laws [41001]
Report Date/Time 05/10/2012 03:54	Occurrence Date/Time 05/10/2012 03:54
Location 2850 W BIG BEAVER RD	Call Source FIELD INITIATED
Dispatched Offense C3309 LIQUOR INSPECT	Verified Offense 4171 Violation of Liquor Control Laws
County 63 - Oakland	City/Twp/Village 84 - Troy
Division Patrol DPU	

Action Requested:

- | | |
|--|--------------------------------------|
| <input type="checkbox"/> Arrest warrant | <input type="checkbox"/> Review only |
| <input type="checkbox"/> Search warrant | <input type="checkbox"/> Forfeiture |
| <input type="checkbox"/> Juvenile petition | <input type="checkbox"/> Other |



Offenses		
4171 - Violation of Liquor Control Laws [TRSTOPCZYNSKIG (150335)]		
IBR Code / IBR Group 90G - Liquor Law Violations / B	Offense File Class 41001 - LIQUOR LICENSE - ESTABLISHMENT	
Crime Against SO	Location Type 21 - Restaurant	Offense Completed Completed
Domestic Violence No	Hate/Bias 00 - None (No Bias)	
Using A-Alcohol: No C-Computer Equipment: No D-Drugs/Narcotics: No		

People										
ALIOTO, ANNA PARASKEVI (A-ARRESTEE) [TRSTOPCZYNSKIG (150335)]										
Last Name Alioto		First Name Anna			Middle Name Paraskevi			Suffix	Mr/Mrs/Ms	
Aliases				Driver License#	DL State	DL Country	Personal ID#			
DOB (Age) (19)	Sex F	Race WHITE	Ethnicity	Birth State	Birth Country		Country of Citizenship			
Held For	Finger Prints No	Photos No	Miranda Read No	Miranda Waived No	Number of Warrants		FBI#			
Street Address			Apt #	County	Country	Home Phone		Work Phone		
City			State	Zip	Cell Phone		Email			
Employer Nordstrom's Cafe		Employer Address 2850 W Big Beaver			Employer Phone	Occupation Cashier	Employer CSZ			

Arrest Information	
Offenses	Details
4171 - Violation of Liquor Control Laws	Arrest Date/Time: 05/18/2012 14:00 Location: 2850 W Big Beaver Arrest#: #725827 Arrest Type: Summoned/Cited QWI Arrest/BAC: Offense Type: Misd. Count: Arresting Officer 1: TRSTOPCZYNSKIG (STOPCZYNSKI, GREGORY 150335) Arresting Officer 2: TRRACZKAK (Raczka, Kate 126371)
MultiClearance N - Not Applicable	MultiClearance Offense 01 - Unarmed

JANI, ANTHULLA (A-ARRESTEE) [TRSTOPCZYNSKIG (150335)]										
Last Name Jani		First Name Anthulla			Middle Name			Suffix	Mr/Mrs/Ms	
Aliases				Driver License#	DL State MI	DL Country	Personal ID#			
DOB (Age) (17)	Sex F	Race WHITE	Ethnicity	Birth State	Birth Country		Country of Citizenship			
Held For	Finger Prints No	Photos No	Miranda Read No	Miranda Waived No	Number of Warrants		FBI#			
Street Address			Apt #	County	Country	Home Phone		Work Phone		
City			State	Zip	Cell Phone		Email			
Employer Nordstrom's Cafe		Employer Address 2850 W Big Beaver			Employer Phone	Occupation Server	Employer CSZ			
Arrest Information										



Offenses		Details	
4171 - Violation of Liquor Control Laws		Arrest Date/Time:	05/16/2012 14:00
		Location:	2850 W Big Beaver
		Arrest#:	#746828
		Arrest Type:	Summoned/Cited
		OWI Arrest/BAC:	
		Offense Type:	Misd.
		Count:	
		Arresting Officer 1:	TRSTOPCZYNSKIG (STOPCZYNSKI, GREGORY 150335)
		Arresting Officer 2:	TRRACZKAK (Raczka, Kate 126371)
MultiClearance	MultiClearance Offense	Armed With	
N - Not Applicable		01 - Unarmed	

BRENNAN, EMILY (W-WITNESS) [TRSTOPCZYNSKIG (150335)]

PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms
	EY					Decoy
DOB (Age)	Sex	Race	Ethnicity	Birth State	Birth Country	Country of Citizenship
(19)	F	WHITE				
Street Address		Apt #	County	Country	Home Phone	Work Phone
500 W Big Beaver						
Employer	Employer Address		Employer Phone	Occupation	Employer CSZ	
Troy Pd	500 W Big Beaver			Decoy		

DELLO, ELLIE (W-WITNESS) [TRSTOPCZYNSKIG (150335)]

PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms
	EY	Dello	Ellie			Manager
Aliases		Driver License#		DL State	DL Country	Personal ID#
DOB (Age)	Sex	Race	Ethnicity	Birth State	Birth Country	Country of Citizenship
8 (53)	F	WHITE				
Street Address		Apt #	County	Country	Home Phone	Work Phone
City	State	Zip	Cell Phone	Email		
Employer	Employer Address		Employer Phone	Occupation	Employer CSZ	
Nordstrom's Cafe	2850 W Big Beaver			Manager		

(O-OTHER) (B-BUSINESS, INSTITUTION, ETC.) [TRSTOPCZYNSKIG (150335)]

PE:	W.Type:	Name	Suffix	Mr/Mrs/Ms		
		Nordstrom's Cafe				
DOB (Age)	Sex	Race	Ethnicity	Birth State	Birth Country	Country of Citizenship
		UNKNOWN				
Street Address		Apt #	County	Country	Home Phone	Work Phone
2850 W Big Beaver						
City	State	Zip	Cell Phone	Email		
Troy	MI	48083				
Phone/Email						
Type			Description			
BU-Business Phone #1			24881651100			

JULIAN, EDWIN (O-OTHER) (L-POLICE OFFICER) [TRSTOPCZYNSKIG (150335)]

PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms
		Julian	Edwin			
DOB (Age)	Sex	Race	Ethnicity	Birth State	Birth Country	Country of Citizenship
		UNKNOWN				
Street Address		Apt #	County	Country	Home Phone	Work Phone
500 W. Big Beaver			OAKLAND	USA		
City	State	Zip	Cell Phone	Email		



Troy	MI	48084		
Phone/Email				
Type		Description		
BU-Business Phone #1		248-524-3477		

RACZKA, KATE (O-OTHER) (L-POLICE OFFICER) [TRSTOPCZYNSKIG (150335)]							
PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms	
		Raczka	Kate				
Street Address		Apt #	County	Country	Home Phone	Work Phone	
500 W. Big Beaver			OAKLAND	USA			
City		State	Zip	Cell Phone	Email		
Troy		MI	48084				
Phone/Email							
Type		Description					
BU-Business Phone #1		248-524-3477					

STOPCZYNSKI, GREGORY (O-OTHER) (L-POLICE OFFICER) [TRSTOPCZYNSKIG (150335)]							
PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms	
		Stopczynski	Gregory				
Street Address		Apt #	County	Country	Home Phone	Work Phone	
500 W. Big Beaver			OAKLAND	USA			
City		State	Zip	Cell Phone	Email		
Troy		MI	48084				
Phone/Email							
Type		Description					
BU-Business Phone #1		248-524-3477					

Property:			
1899 - Other Document 5488 [TRSTOPCZYNSKIG (150335)]			
Property Class	IBR Type	UCR Type	
88	77 - Other	K - Miscellaneous	
Status		Count	Value
E - Evidence (Including Other Seized Property And Tools)		1	1
Description		Disposition	Evidence Tag
receipt \$9.54 Wine		Troy Property	120014799.001
Recovered Date/Time	Location	Owner	
		[O16453165],	

Narrative:		
CR No: 120014799-001 Written By: TRSTOPCZYNSKIG (150335) Date: 05/16/2012 06:22 PM		
Complaint #12-14799		
<p>On 5/16/2012 at 1400hrs DPU Officers were conducting LCC checks with minor decoy [redacted] identification was confiscated and held for safe keeping by the Troy Police Department.</p> <p>At approximately 1400hrs decoy [redacted] entered into Nordstrom's Cafe, 2850 W Bi Beaver. in Troy. After</p>		



entering the restaurant [redacted] approached the order counter and placed an order for a glass of White wine. At no time did Cashier Anna Alioto request identification nor inquire about [redacted] age [redacted] / was given a paid receipt for the glass of white wine, with a total of \$9.54. [redacted] was then escorted to a table to wait for her purchase. Server Jani approached [redacted] table and retrieved the paid for receipt. Server Jani did not inquire or request identification from Decoy [redacted] Server Jani immediately returned to the table, placing a glass of white wine in front of [redacted] [redacted] next contacted Officer Julian and advised she was served a glass of white wine.

DPU Officer's made the location and spoke with Manager Ellie Della, server Jani and cashier Anna. Manager Della was advised by officers of the above listed violations of the Michigan Liquor Control Commission. Server Jani was informed of the civil infraction she committed and was issued citation#725626 for furnishing/sale to a person under 21/fail to inquire of age. Cashier Anna was informed of the civil infraction she committed and was issued citation#725627 for furnishing/sale to a person under 21/fail to inquire of age. Officers retained the sales receipt of \$9.54 for the wine and later turned it over to Troy property as evidence. Violation report to be submitted to LCC.

CFS was open before visiting location in error and verified. Disregard no violation comments.
No further action taken

CFS Narrative By: TRSTOPCZYNSKIG (150335)

LCC check. No Violations. #66

EVIDENCE LIST

Incident No.: 120014799

Agency: Troy PD

ITEM	NEEDED	IN-FILE	COMMENTS
Audio/Video Tape and Transcripts	()	()	
Autopsy Report	()	()	
BAC/Blood/Semen	()	()	
Ballistics/Bullets	()	()	
Chain of Evidence List	()	()	
Clothing/Shoes	()	()	
Confession (written, audio, video)	()	()	
Controlled Substance (Tox Report)	()	()	
Criminal History	()	()	
CSC Kit	()	()	
Diagram Map	()	()	
Finger/Foot Prints	()	()	
Hair/Fiber	()	()	
Hospital/Medical Records	()	()	
Photographs/Slides	()	()	
Weapons	()	()	
Witness Statements	()	()	
CERTIFIED RECORDS	()	()	
SOS	()	()	
Convictions	()	()	
	()	()	
	()	()	
	()	()	
OTHER PHYSICAL EVIDENCE	()	()	
1899 - Other Document 5488			
VICTIM PROPERTY			
	()	()	
	()	()	
	()	()	

Officer In Charge Date Phone No.

The Prosecuting Attorney's Office certifies that (*) property belonging to the crime victim must be retained by the Law Enforcement Agency for trial purposes in lieu of photograph or other means of memorialization pursuant to 1985 PA 87

Assistant Prosecutor Date

**State of Michigan
Uniform Law Citation**

Ticket No. **725627** Victim Involved

US DOT # _____ Incident No. **72-14799** Dept. No. **1784**

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

Local Use/Arrest No. _____ Detection Device _____

OF: **TROY** BAC **1** of **1**

THE UNDERSIGNED SAYS THAT ON: Month **5** Day **16** Year **12** At approximately **1400** A.M. P.M. Date of Birth _____

State **MI** Operator/Chauffeur CDL _____ SSN (last 4 digits) _____

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

Name (First, Middle, Last) **ANNA PARASKI ALIOTO**

Street _____

City _____

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 **NORDSTROMS**

AT OR NEAR **2850 W. BIG BEAVER**

WITHIN CITY VILLAGE TOWNSHIP OF **TROY**

COUNTY OF **OAKLAND** DID THE FOLLOWING

Type	MCL Cite/PACC Code	Description (include any bond amount collected on each charge)	Charge No.
<input checked="" 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. 96.10.14	FURNISH FIRE A/C TO PERSON UNDER 21 YRS.	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 white wine CASHIER**

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 **5/30/12 @ 8:30AM**

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: **K. NACIKA / STOPCZYNSKI** Month **5** Day **16** Year **12**

Officer's Name (printed): **K. NACIKA / STOPCZYNSKI** Officer's ID No. **117164**

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

MI-6378400 UC-01a (rev. 6/05) COURT COPY 1

Ticket No. **725627**
Name _____
Case No. _____

State of Michigan
Uniform Law Citation

Ticket No. 725626

Victim Involved

US DOT #

Incident No. 14-14799

Dept. No. 784

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

Local Use/Arrest No.

Detection Device

OF: TROY

BAC

THE UNDERSIGNED SAYS THAT ON:

Month Day Year 05 16 12

At approximately 1400 P.M.

Date of Birth 1 of 1

State Oper./Chauff. CDL

SSN (last 4 digits)

Race Sex Height Weight Hair Eyes Occupation/Employer

Name (First, Middle, Last)

ANTHULLA JANI

Street

City

Vehicle Plate No.

Year

Sex

Vehicle Description (Year, Make, Color)

veh. type

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

UPON NORDSTROMS

AT OR NEAR 2850 W. BIG BEAVER

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.	DID THE FOLLOWING
<input checked="" type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv	98.10.14	FURNISH STATE TO person under 21 yoa	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: 1 Glass white wine

Ticket
725626

Name

Case No.

CHECK IF APPROPRIATE Damage to Property Local Court Bond \$ License Posted in Lieu of Bond Appearance Certificate None

Vehicle Impounded Injury Traffic Crash Death

Person in Active Military Service Yes No

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

Appearance Date on or before 5/16/12 @ 8:30 AM

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
J. P. Raczka / Stopczyk
Month Day Year 5 16 12

Officer's Name (printed) RACZKA / STOPCZYNSKI
Officer's ID No. 117160

Agency ORI MI 6378400
Agency Name TROY POLICE DEPARTMENT

UC-01a (rev. 6/05) COURT COPY 1

NARRATIVE REPORT
WITNESS STATEMENT

01	DATE 05/16/12	DAY Wed	SHIFT 02	PLAT 09	BADGE 1 117	BADGE 2 66	INCIDENT STATUS <input type="checkbox"/> CLR ARREST <input type="checkbox"/> CLR EXCEPT	<input type="checkbox"/> UNF <input type="checkbox"/> INACT	PRIM CLASS 	YEAR 12	INCIDENT # 14799
----	------------------	------------	-------------	------------	----------------	---------------	---	--	----------------	------------	---------------------

02 Name: [REDACTED] DOB: [REDACTED] Home Phone: [REDACTED]

03 Address: 500 W Big Beaver (PLEASE PRINT) Business Phone: [REDACTED]

04 City: Troy State: MI Zip: 48084

05 E-mail Address: [REDACTED] Cell Phone: 586 744140

06 On May 16, 2012 I was doing Liquor
07 stings with the Troy Police Department and I walked
08 into the Nordstrom cafe at Somerset and The Clerk rang
09 up a glass of chardonnay and she gave me my change
10 and I sat at my table. A different server then
11 came over and handed me my glass of chardonnay
12 ~~with~~ Officer Razeda and Officer Stojanski then walked
13 in and talk over. My age, nor any form of I.D. was asked
14 when paying for my wine, or being served my wine.

15
16
17
18
19
20
21
22
23
24
25
26

27 X: [REDACTED] (SIGNATURE)

28 Taken By: K. Puffer 117 (SIGNATURE)

29 Place: 2850 W. Big Beaver, Troy MI Date: 5/16/12 Time: 1430hr

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

12-14799

Nordstrom
Somerset Collection 228
2850 West Big Beaver Road
(248) 816-5100

Server: Ellie
ED 91/1
Guests: 0
Order Type: Dine In
Area: MarketplaceCafe

05/16/2012
2:04 PM
3610091

Chardonnay 2 Gl QS	9.00
Subtotal	9.00
Tax	0.54
Total	9.54
Cash	20.80
Change	10.46

Thank you for visiting
Nordstrom Restaurants

--- Check Closed ---



STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LIQUOR CONTROL COMMISSION

IN RE: NORDSTROM, INC.
D/B/A NORDSTROM'S
2850 W. BIG BEAVER
SOMERSET NORTH MALL
TROY, MI 48084

COMPLAINT NO. 2-152721
BUSINESS ID NO. 7341

CC RES SS (PM)

CHARGE – MAY 16, 2012

- (1) Sold or furnished alcoholic liquor to minor, [REDACTED], date of birth [REDACTED] 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).

FINDINGS OF FACT

The Commissioner finds as fact, based upon the signature on the Michigan Liquor Control Commission's (MLCC) Waiver and Acknowledgment form of Robert Sari, the Secretary of the above-named Licensed Corporation, that under administrative rule R 436.1907 of the Michigan Administrative Code, the Licensee in this case has voluntarily waived the right to a hearing to contest the cited allegation in this matter and has entered a plea of acknowledgment to the one charge stated in Case No. 2-152721.

The Commissioner accepts the Violation Report of this case, along with any attachments therein, and a True Copy of the prior record of this Licensee at the above-named location as evidence in lieu of testimony in this matter.

The Commissioner believes and finds as fact, based on the Violation Report and attachments therein, that minor decoy [REDACTED] while under the direction of the Troy

Police Department, entered the above-named licensed establishment on May 16, 2012, 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 ask for identification, was not 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, based on the Violation Report and attachments therein, that at the time of this incident, minor decoy [REDACTED] born, [REDACTED] was 19 years of age.

The Commissioner took under consideration for mitigative circumstances a signed written statement submitted to the MLCC by Michael Gross.

CONCLUSIONS OF LAW

Based upon the aforementioned Findings of Fact, the Commissioner concludes that the Licensee in Case No. 2-152721 did violate MCL 436.1801(2) of the Michigan Liquor Control Code, as cited.

ORDER

In determining this violation's penalty, the Commissioner considered the Licensee's total record at the above-named location, which shows one prior violation, similar to the charge in this matter, since securing MLCC licensure on August 6, 1996.

Therefore, the Commissioner Orders a penalty fine of \$500 for this charge with \$100 waived in recognition of the Licensee's record of compliance with the MLCC. The

Commissioner further Orders the Licensee to serve a suspension of twenty (20) continuous days, to run consecutively and not concurrently with any other suspension Ordered by the MLCC, if the total fine of \$400 is not paid within forty-five (45) days from the date of this Order.

MICHIGAN LIQUOR CONTROL COMMISSION



Edward D. Clemente, Commissioner

Dated: _____

8/21/12

EDC: 2-152721/AML

LCC Liquor Licensee History

Business name: **Nordstrom**
 Address: 2850 W. Big Beaver (248) 373-4360
 Licensee: Nordstorm, Inc., 4504 Bryant Place, Downers Grove, IL 60515
 License type: **Resort C (41004-2002) SDM (2464-2002)**
 Permits: Sunday Sales
 Comments:

Date	Troy Incident #	Type	Disposition	Date
12/28/95		License Issued (Opened in August)		
12/12/96	96-45939	Sale to Minor (Compliance Insp)	\$400. fine	3/19/97
3/17/97	96-45939	Council Hearing: TIPS train all personnel not trained within last 90 days.		
9/28/98		Council Approves new SDM		
01/02/99	99-00142	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/22/99	99-07202	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/23/99	99-23843	Compliance Test	PASSED	
11/23/99	none	Compliance Test	PASSED	
07/27/00	none	Compliance Test	PASSED	
08/28/00	00-30563	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/25/00	00-39544	Compliance Test	PASSED	
11/17/00	00-442654	Compliance Test	PASSED	
11/30/00	00-44300	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
01/05/01		Request to drop pub space approved. Still maintains café for beer/wine and so retains license.		
01/23/01	01-02695	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
03/27/01	01-10446	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/16/01	01-20627	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/17/01	01-29641	Compliance Test	PASSED	
09/15/01	01-31760	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/05/01	01-36166	Compliance Test	PASSED	

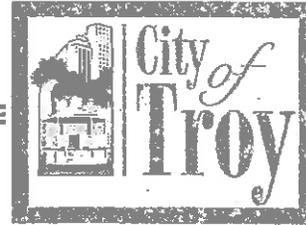
10/17/01	01-37317	Liquor Inspection (Road Patrol)	NO VIOLATIONS
03/01/02	02-06519	Compliance Test	PASSED
06/28/02	02-20753	Compliance Test	PASSED
10/18/02	02-34346	Compliance Test	PASSED
11/19/02	02-37660	Liquor Inspection (Road Patrol-Russ)	NO VIOLATIONS
01/14/03	03-1432	Liquor Inspection (Road Patrol-Russ)	NO VIOLATIONS
02/27/03	03-6076	Liquor Inspection (Road Patrol-Russ)	NO VIOLATIONS
04/25/03	03-12386	Compliance Test	PASSED
06/26/03	03-19500	Compliance Test	PASSED
07/12/03	03-21369	Liquor Inspection (Road Patrol-Drewek)	NO VIOLATIONS
08/11/03	03-24890	Liquor Inspection (Road Patrol-Drewek)	NO VIOLATIONS
09/07/03	03-27912	Liquor Inspection (Road Patrol-Drewek)	NO VIOLATIONS
10/28/03	03-33328	Compliance Test	PASSED
02/16/04	04-04820	Liquor Inspection (Road Patrol-Barton)	NO VIOLATIONS
03/02/04	04-06267	Liquor Inspection (Road Patrol-Barton)	NO VIOLATIONS
03/10/04	04-07085	Liquor Inspection (Road Patrol-Barton)	NO VIOLATIONS
03/23/04	04-08550	Compliance Test	PASSED
05/11/04	04-13679	Liquor Inspection (Road Patrol-Zagacki)	NO VIOLATIONS
08/03/04	04-23666	Liquor Inspection (Road Patrol-Zagacki)	NO VIOLATIONS
09/07/04	04-28084	Liquor Inspection (Road Patrol-Zagacki)	NO VIOLATIONS
11/17/04	04-36549	Liquor Inspection (Road Patrol-Zagacki)	NO VIOLATIONS
01/24/05	05-02735	Liquor Inspection (Road Patrol- Zagacki)	NO VIOLATIONS
03/04/05	05-07341	Compliance Test	PASSED
05/14/05	05-16014	Liquor Inspection (Road Patrol-Langbeen)	NO VIOLATIONS
09/12/05	05-32333	Liquor Inspection (Road Patrol-Shuler)	NO VIOLATIONS
11/18/05	05-40875	Liquor Inspection (Road Patrol-Allan)	NO VIOLATIONS
07/26/06		Compliance Test	PASSED
12/01/06	06-45350	Liquor Inspection (Road Patrol-Barrows)	NO VIOLATIONS
1/24/07		Compliance Test	PASSED
1/31/07	07-3838	Liquor Inspection (Road Patrol-Barrows)	NO VIOLATIONS
03/21/07	07-10448	Liquor Inspection (Road Patrol-Barrows)	NO VIOLATIONS

05/10/07	07-17204	Compliance Test	PASSED
10/18/07	07-32164	Compliance Test	PASSED
12/06/07	07-45846	Compliance Test	PASSED
02/21/08	08-6601	Compliance Test	PASSED
05/17/08	08-17261	Liquor Inspection (Road Patrol-R. Whiteside)	NO VIOLATIONS
05/21/08	08-17735	Compliance Test	PASSED
07/04/08	08-23605	Liquor Inspection (Road Patrol-R. Whiteside)	NO VIOLATIONS
10/02/08	08-34275	Compliance Test	PASSED
10/18/08	08-36216	Liquor Inspection (Road Patrol-R. Whiteside)	NO VIOLATIONS
12/22/08	08-43584	Liquor Inspection (Road Patrol-R. Whiteside)	NO VIOLATIONS
12/30/08	08-44460	Compliance Test	PASSED
02/14/09	09-5358	Liquor Inspection (Road Patrol-R. Whiteside)	NO VIOLATIONS
04/20/09	09-12227	Liquor Inspection (Road Patrol-Mouch)	NO VIOLATIONS
05/07/09	09-14311	Compliance Test	PASSED
06/15/09	09-18914	Liquor Inspection (Road Patrol-Mouch)	NO VIOLATIONS
08/11/09	09-25349	Liquor Inspection (Road Patrol-Mouch)	NO VIOLATIONS
10/28/09	09-33789	Compliance Test	PASSED
12/17/09	09-39256	Compliance Test	PASSED
12/30/09	09-40547	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS
02/11/10	10-4230	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS
04/29/10	10-12157	Liquor Inspection (Road Patrol-Giovannoni)	NO VIOLATIONS
07/01/10	10-19425	Liquor Inspection (Road Patrol-Giovannoni)	NO VIOLATIONS
07/19/10	10-21157	Compliance Test	PASSED
08/13/10		LICENSE PLACED IN ESCROW	
09/02/10	10-26839	Liquor Inspection (Road Patrol-Giovannoni)	NO VIOLATIONS
09/30/10		LICENSE RELEASED FROM ESCROW	
05/05/11	11-12982	Compliance Test	PASSED
11/23/11	11-35100	Liquor Inspection (Road Patrol-Schultz)	NO VIOLATIONS
12/08/11	11-36785	Compliance Test	PASSED
01/06/12	12-608	Liquor Inspection (Road Patrol-Schultz)	NO VIOLATIONS

03/01/12	12-6639	Liquor Inspection (Road Patrol-Schultz)	NO VIOLATIONS
05/10/12	12-14766	Compliance Test	PASSED
05/16/12	12-14799	Sale to Minor-Compliance Test	VIOLATION Fined \$400
06/11/12	12-19016	Liquor Inspection (Road Patrol-Barrows)	NO VIOLATIONS
11/12/12	12-37601	Compliance Test	PASSED
11/18/12	12-38341	Liquor Inspection (Road Patrol-Rushton)	NO VIOLATIONS
01/12/13	13-1382	Liquor Inspection (Road Patrol-Rushton)	NO VIOLATIONS

500 W. Big Beaver
Troy, MI 48084
(248) 524-3300

The City of Tomorrow...



...Today

February 8, 2013

Nordstrom, Inc.
dba: Nordstrom Café
2850 W. Big Beaver Rd.
Troy, MI 48084

Re: NOTICE OF PUBLIC HEARING - Liquor License Violation

To whom it may concern:

A Public Hearing will be held by and before the Council of the City of Troy at City Hall, 500 W Big Beaver, Troy, Michigan at **7:30 PM**, or as soon thereafter as the agenda will permit on the date as indicated below to determine whether the City Council should recommend to the Michigan Liquor Control Commission, the renewal or non-renewal of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

Public Hearing: February 20, 2013
License Type: Class C Resort (41004-2012)
Violation: SALE TO MINOR (Compliance Test) on May 16, 2012

You will be given an opportunity to be heard and present evidence at the public hearing and legal counsel may represent you. Please inform your attorney, if you have one, of this notice. If you have questions regarding the procedure or the facts and circumstances surrounding your violation(s), you may contact the City Attorney's office at 248-524-3320.

Sincerely,

M. Aileen Bittner, CMC
City Clerk



Michigan Department of Licensing and Regulatory Affairs
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 Number 192874-2012 & 192875-2012	Business ID 219159	File Number 732.48/132.5
Name of Licensee MERCMILES, INC.	Doing Business As HAMLIN PUB / MR. B's	
Mailing Address (street, city, zip code) 3946 Rochester Road, Troy 48083		
Township	County Oakland	
Type of License(s) & Permit(s) Class C / SDM		
Date of violation:	Day Tuesday	Date 11/13/12
		Time 6:00 p.m.

Violation Type: Minor Intoxicated Person Gambling Controlled Substances
 Prohibited Conduct Failure to Cooperate Fighting (must be inside licensed premises)
 After Hours Sales / Consumption Other (explain):

If MINOR: Birth date [redacted] Was this a DECOY? Yes No If No, you MUST answer below!
 If above minor violation was NOT a decoy, describe enforcement action taken:

NOTE! COPY OF APPEARANCE TICKET MUST BE ATTACHED.

Submit Report Below or Indicate Attached Report Number 12-37645

Officer Signature [Signature]
 Officer Signature [Signature]
 Officer Signature [Signature]
 Department Name Troy Police Department

Name and Title Officer Edwin Julian
 Name and Title Officer Kate Raczka
 Name and Title Officer Gregory Stopczynski
 Telephone Number 248-524-3477

WITNESSES

- Name [redacted] Address 500 West Big Beaver Road, Troy, MI 48084
 Will testify to: Purchased wine from licensee
- Name Jodi Lynn Belcourt Address [redacted] 309
 Will testify to: Sold wine to minor
- Name Address
- Name Address
- Name Address

EVIDENCE

Location Held (Explain)
 LC-600 Rev. 03/05 4880-2362

CR No: 120037645-001



Report Type:
Arrest Report

Officer:
TRRACZKAK (126371)

001

TROY PD
500 W. BIG BEAVER
TROY MI 48064
248-524-3477



Case Report

Administrative Details:

CR No 120037645-001	Subject 4171 - Violation of Liquor Control Laws [41001]
Report Date/Time 11/12/2012 19:40	Occurrence Date/Time 11/12/2012 19:40
Location 3946 ROCHESTER RD	Call Source FIELD INITIATED
Dispatched Offense C3309 LIQUOR INSPECT	Verified Offense 4171 Violation of Liquor Control Laws
County 63 - Oakland	City/Twp/Village 84 - Troy
Division Patrol DPU	
Report Type Arrest Report	
Created By KATE RACZKA	Created Date/Time 11/15/2012 02:19 PM
Verified By SYSTEM	Verified Date/Time 11/15/2012 02:44 PM

CR No: 120037645-001 	Report Type: Arrest Report	Officer: TRRACZKAK (126371)	001
--	-------------------------------	--------------------------------	-----

Offenses:		
4171 - Violation of Liquor Control-Laws [TRRACZKAK (126371)]		
IBR Code / IBR Group 90G - Liquor Law Violations / B	Offense File Class 41001 - LIQUOR LICENSE -ESTABLISHMENT	
Crime Against SO	Location Type 21 - Restaurant	Offense Completed Completed
Domestic Violence No	Hate/Bias 00 - None (No Bias)	
Using A-Alcohol: Yes C-Computer Equipment: No D-Drugs/Narcotics: No		

People:									
BELCOURT, JODI LYNN (A-ARRESTEE) [TRRACZKAK (126371)]									
Last Name BELCOURT		First Name JODI			Middle Name LYNN		Suffix	Mr/Mrs/Ms	
Aliases				Driver License#		DL State MI	DL Country	Personal ID#	
DOB (Age) (25)	Sex F	Race WHITE	Ethnicity	Birth City & State		Birth Country		Country of Citizenship	
Held For	Finger Prints No	Photos No	Miranda Read No	Miranda Waived No	Number of Warrants		FBI#		
Street Address			Apt #	County		Country	Home Phone		Work Phone
City			State MI	Zip	Cell Phone		Email		
Employer Bartender		Employer Address 3946 Rochester			Employer Phone	Occupation Bartender		Employer CSZ Troy	

Arrest Information				
Offenses		Details		
4171 - Violation of Liquor Control Laws		Arrest Date/Time: 11/13/2012 18:00		
		Location: 3946 Rochester		
		Arrest#: #725832		
		Arrest Type: Summoned/Cited		
		OWI Arrest/BAC:		
		Offense Type: Med.		
		Count:		
		Arresting Officer 1: TRRACZKAK (RACZKA, KATE 126371)		
		Arresting Officer 2: TRSTOPCZYNSKIG (Stopczynski, Gregory 150335)		
MultiClearance N - Not Applicable		MultiClearance Offense		Armed With 01 - Unarmed

(W-WITNESS) [TRRACZKAK (126371)]									
PE:	W.Type: EY	Last Name [REDACTED]			First Name [REDACTED]		Middle Name	Suffix	Mr/Mrs/Ms
DOB (Age) (19)	Sex F	Race WHITE	Ethnicity	Birth City & State		Birth Country		Country of Citizenship	
Street Address 500 W Big Beaver			Apt #	County		Country	Home Phone		Work Phone
City Troy			State MI	Zip 48083	Cell Phone		Email		
Employer City of Troy		Employer Address 500 W Big Beaver			Employer Phone	Occupation Decoy		Employer CSZ	

RACZKA, KATE (O-OTHER) (L-POLICE OFFICER) [TRRACZKAK (126371)]									
PE:	W.Type:	Last Name Raczka			First Name Kate		Middle Name	Suffix	Mr/Mrs/Ms
DOB (Age)	Sex	Race	Ethnicity	Birth City & State		Birth Country		Country of Citizenship	

CR No: 120037645-001 	Report Type: Arrest Report	Officer: TRRACZKAK (126371)	001
--	-------------------------------	--------------------------------	------------

UNKNOWN						
Street Address	Apt #	County	Country	Home Phone	Work Phone	
500 W. Big Beaver		OAKLAND	USA			
City	State	Zip	Cell Phone	Email		
Troy	Mi	48084				
Phone/Email						
Type			Description			
BU-Business Phone #1			248-524-3477			

STOPCZYNSKI, GREGORY (O-OTHER) (L-POLICE OFFICER) [TRRACZKAK (126371)]						
PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms
		Stopczynski	Gregory			
Street Address	Apt #	County	Country	Home Phone	Work Phone	
500 W. Big Beaver		OAKLAND	USA			
City	State	Zip	Cell Phone	Email		
Troy	Mi	48084				
Phone/Email						
Type			Description			
BU-Business Phone #1			248-524-3477			

JULIAN, EDWIN (O-OTHER) (L-POLICE OFFICER) [TRRACZKAK (126371)]						
PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms
		Julian	Edwin			
Street Address	Apt #	County	Country	Home Phone	Work Phone	
500 W. Big Beaver		OAKLAND	USA			
City	State	Zip	Cell Phone	Email		
Troy	Mi	48084				
Phone/Email						
Type			Description			
BU-Business Phone #1			248-524-3477			

LANGGOOD, JERRY (O-OTHER) (X-MISCELLANEOUS) [TRRACZKAK (126371)]						
PE:	W.Type:	Last Name	First Name	Middle Name	Suffix	Mr/Mrs/Ms
		Langgood	Jerry			
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship
40	M	WHITE				
Street Address	Apt #	County	Country	Home Phone	Work Phone	
3946 Rochester						
City	State	Zip	Cell Phone	Email		
Troy	Mi	48083				
Employer	Employer Address		Employer Phone	Occupation	Employer CSZ	
Hamlin Pub	3946 Rochester			Manager	Troy	

(O-OTHER) (B-BUSINESS, ETC.) [TRRACZKAK (126371)]						
PE:	W.Type:	Name	Suffix		Mr/Mrs/Ms	
		Hamlin Pub				
DOB (Age)	Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship
		UNKNOWN				
Street Address	Apt #	County	Country	Home Phone	Work Phone	
3946 Rochester						
City	State	Zip	Cell Phone	Email		
Troy	Mi	48083				

CR No: 120037645-001 	Report Type: Arrest Report	Officer: TRRACZKAK (126371)	001
--	-------------------------------	--------------------------------	-----

Property:			
1812 - Receipt 5448 [TRRACZKAK (126371)]			
Property Class 48	IBR Type 48 - Documents/Personal or Business	UCR Type K - Miscellaneous	
Status E - Evidence (Including Other Seized Property And Tools)	Count 1	Value 1	
Description Receipt of sale \$5.00	Disposition Troy Property	Evidence Tag 120037645.001	
Recovered Date/Time	Location	Owner [O17540698]	

Narrative:	
Complaint#12-37669	
<p>On 11/13/2012 at 1600hrs DPU Officers were conducting LCC checks with minor decoy [redacted] identification was confiscated and held for safe keeping by the Troy Police Department.</p> <p>At approximately 1600hrs decoy [redacted] entered into the Hamlin Pub, 3946 Rochester Rd., in Troy. After entering the pub, [redacted] sat down at the bar and ordered a glass of white wine from the bartender, a young WF. The Bartender is later identified as Jodi Belcourt, with a DOB of 3/10/87. Bartender Jodi next brought [redacted] the glass of wine she ordered and sat it down in front of [redacted]. [redacted] next contacted Officer Julian and advised him of the sale. [redacted] informed DPU Officers that at no time did the bartender, Belcourt, ask for identification. Once DPU Officers arrived inside the pub, [redacted] exited the location.</p> <p>Officer Stopczynski and I made contact with the Bartender Jodi Belcourt. Jodi advised Officers that her Manager was Jerry Langgood. Officer Stopczynski advised Jodi and Jerry of the above listed civil infraction Jodi committed and she was issued citation@#725632 for furnishing/sale to a person under 21/fail to inquire of age. Officers retained the sales receipt of \$5.00 for the wine and later turned it over to Troy property as evidence. Violation report to be submitted to LCC.</p> <p>The original receipt was turned over to Troy Property.</p> <p>No further action taken.</p>	

EVIDENCE LIST

Incident No.: 120037645-001

Agency: Troy PD

ITEM	NEEDED	IN-FILE	COMMENTS
Audio/Video Tape and Transcripts	()	()	
Autopsy Report	()	()	
BAC/Blood/Semen	()	()	
Ballistics/Bullets	()	()	
Chain of Evidence List	()	()	
Clothing/Shoes	()	()	
Confession (written, audio, video)	()	()	
Controlled Substance (Tox Report)	()	()	
Criminal History	()	()	
CSC Kit	()	()	
Diagram Map	()	()	
Finger/Foot Prints	()	()	
Hair/Fiber	()	()	
Hospital/Medical Records	()	()	
Photographs/Slides	()	()	
Weapons	()	()	
Witness Statements	()	()	
CERTIFIED RECORDS	()	()	
SOS	()	()	
Convictions	()	()	
	()	()	
	()	()	
	()	()	
OTHER PHYSICAL EVIDENCE	()	()	
1812 - Receipt 5448			
VICTIM PROPERTY			
	()	()	
	()	()	
	()	()	

Officer in Charge Date Phone No.

The Prosecuting Attorney's Office certifies that (*) property belonging to the crime victim must be retained by the Law Enforcement Agency for trial purposes in lieu of photograph or other means of memorialization pursuant to 1985 PA 87

Assistant Prosecutor Date

NARRATIVE REPORT
WITNESS STATEMENT

01	DATE 11/13/12	DAY TUE	SHIFT E02	PLAT 99	BADGE 1 14	BADGE 2	INCIDENT STATUS <input type="checkbox"/> CLR ARREST <input type="checkbox"/> CLR EXCEPT	<input type="checkbox"/> UNF <input type="checkbox"/> INACT	PRIM CLASS	YEAR 12	INCIDENT # 37645
----	------------------	------------	--------------	------------	---------------	---------	---	--	------------	------------	---------------------

02 Name: [REDACTED] DOB: [REDACTED] Home Phone: _____

03 Address: (PLEASE PRINT) 500 W Big Beaver Business Phone: 248-524-3177

04 City: Troy State: MI Zip: 48084

05 E-mail Address: [REDACTED] Cell Phone: _____

07 On November 13, 2012 while working
08 as a minor decoy at approximately 6:00 pm I
09 walked into the Hamlin Pub and grill (on Rochester Rd.)
10 and sat at the bar. The bartender (white female in 20's)
11 asked what I would like to drink, and when I asked
12 for a glass of Chardonnay she never asked for I.D. or
13 my birthdate and continued to pour the glass. Once the
14 glass was in front of me, I contacted officer Julian
15 and when officer stopczynski and Raczka arrived
16 on scene I exited the bar.

27 X: [REDACTED]
(SIGNATURE)

28 Taken By: [Signature]
(SIGNATURE)

29 Place: 3946 Rochester - Hamlin Pub Date: 11/13/12 Time: 18:10

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

[Signature] STOPCZYNSKI, RACZKA

State of Michigan
Uniform Law Citation

Ticket No. 725632

Victim Involved

US DOT # Incident No. 12-37645 Dept. No. 184

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

Local Use/Arrest No. Detection Device

OF: TROY BAC of

THE UNDERSIGNED SAYS THAT ON: Month 11 Day 13 Year 12 At approximately 1800

State M Oper./Chauff. CDL

Race W Sex F Height Weight Hair Eyes Occupation/Employer

Name (First, Middle, Last) Jodi Lynn Belcourt

Street

City

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 3946 ROCHESTER

AT OR NEAR HAMLIN PUB

WITHIN CITY VILLAGE TOWNSHIP OF TROY

COUNTY OF OAKLAND

DID THE FOLLOWING

MCL Cite/PACC Code/ Ordinance Charge No.

C/I Warn Authorization pend. FURNISH + SALE TO PERSON UNDER 21

Misd Fug 98.10.14

Fel Waiv

C/I Warn Authorization pend.

Misd Fug

Fel Waiv

C/I Warn Authorization pend.

Misd Fug

Fel Waiv

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: Glass white wine

TX

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 11/28/2012 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 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) P. Radoski / G. Szczepanski

Officer's ID No. 111166

Agency ORI Agency Name

MI: 6378400 TROY POLICE DEPARTMENT

UC-01a

(rev. 8/05) COURT COPY 1

Ticket
725632

Name

Case No.

HAMLIN PUB AND GRILL
MR B'S

12-37645

Main Bar

Chk# Tab P/N Server Time Date
763622 6066 1 2 6:11:22 PM 11/13/2012

1	GLS HOUSE CHARD	5.00
	Beverage Sub-Total	5.00
	SUB TOTAL	5.00
	Sales Tax	0.00
	TOTAL	5.00

Thank you for dining with us.
Please come again.
PM BAR

LCC Liquor Licensee History

Business name: **Hamlin Pub (formerly Mr. B's)**
 Address: 3946 Rochester (248) 689-6070
 Licensee: Rochester Road Ventures
 License type: **Class C (9196-2002)**
 Permits: Sunday Sales, Outdoor Service
 Comments:

Date	Troy Incident #	Type	Disposition	Date
09/25/89		Council approved transfer of license to from Spaghetti Place Management Company		
09/17/90		Approved to add space to business location		
05/10/94		Outside seating approved for 22 seats on the west side of business, if business closes same number out of inside.		
01/10/99	99-01309	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/25/99	99-07505	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/23/99	99-23644	Compliance Test	PASSED	
11/02/99	none	Compliance Test	PASSED	
06/24/00	00-22404	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/27/00	none	Compliance Test	PASSED	
08/18/00	00-30595	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/11/00	00-37653	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
11/01/00	00-40523	Compliance Test	PASSED	
11/14/00	00-42170	Compliance Test	PASSED	
01/27/01	01-03255	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/03/01	01-15444	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/03/01		Compliance Test	PASSED	
06/13/01	01-20661	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/16/01	01-29497	Compliance Test	PASSED	
09/27/01	01-34734	Compliance Test	PASSED	

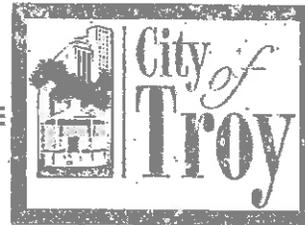
10/08/01	01-36226	Liquor Inspection (Road Patrol)	NO VIOLATIONS
12/11/01	01-44179	Liquor Inspection (Road Patrol)	NO VIOLATIONS
02/26/02	02-06055	Liquor Inspection (Road Patrol)	NO VIOLATIONS
02/26/02	02-06157	Compliance Test	PASSED
04/20/02	02-12219	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/27/02	02-20611	Compliance Test	PASSED
06/27/02	02-20631	Liquor Inspection (Road Patrol)	NO VIOLATIONS
08/22/02	02-27574	Liquor Inspection (Road Patrol- Bednard)	NO VIOLATIONS
10/8/02	02-33189	Compliance Test	PASSED
10/28/02	02-35398	Liquor Inspection (Road Patrol- Cascioli)	NO VIOLATIONS
12/16/02	02-40655	Liquor Inspection (Road Patrol- Cascioli)	NO VIOLATIONS
03/11/03	03-7296	Liquor Inspection (Road Patrol- Cascioli)	NO VIOLATIONS
04/13/03	03-11122	Liquor Inspection (Road Patrol- Cascioli)	NO VIOLATIONS
04/23/03	03-12099	Compliance Test	PASSED
06/16/03	03-18119	Liquor Inspection (Road Patrol- Cascioli)	NO VIOLATIONS
06/20/03	03-18716	Compliance Test	PASSED
08/11/03	03-24903	Liquor Inspection (Road Patrol- Cascioli)	NO VIOLATIONS
10/27/03	03-33193	Compliance Test	PASSED
11/26/03	03-36291	Liquor Inspection (Road Patrol-Lucas)	NO VIOLATIONS
01/07/04	04-00642	Liquor Inspection (Road Patrol-Lucas)	NO VIOLATIONS
03/23/04	04-08574	Compliance Test	PASSED
05/27/04	04-15508	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
06/30/04	04-19833	Compliance Test	PASSED
08/05/04	04-23976	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
09/09/04	04-28371	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
11/16/04	04-36356	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
01/08/05	05-00768	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
02/17/05	05-05439	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
03/03/05	05-07239	Compliance Test	PASSED
05/30/05	05-18088	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
06/13/05	05-19915	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS

08/27/05	05-30383	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
11/12/05	05-39865	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
02/03/06	06-04519	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
03/22/06	06-10923	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
07/10/06	06-26326	Liquor Inspection (Road Patrol-Haddad)	NO VIOLATIONS
07/26/06		Compliance Test	PASSED
09/19/06	06-35077	Liquor Inspection (Road Patrol-Haddad)	NO VIOLATIONS
01/24/07		Compliance Test	PASSED
01/31/07	07-3887	Liquor Inspection (Road Patrol-Haddad)	NO VIOLATIONS
05/10/07	07-17305	Compliance Test	PASSED
07/31/07	07-28855	Liquor Inspection (Road Patrol-Haddad)	NO VIOLATIONS
09/20/07	07-36017	Liquor Inspection (Road Patrol-Haddad)	NO VIOLATIONS
10/18/07	07-32136	Compliance Test	PASSED
11/30/07	07-45044	Liquor Inspection (Road Patrol-Haddad)	No Violations
12/13/07	07-45814	Compliance Test	PASSED
01/31//08	08-3906	Liquor Inspection (Road Patrol-Haddad)	NO VIOLATIONS
02/21/08	08-6565	Compliance Test	PASSED
05/12/08	08-16606	Liquor Inspection (Road Patrol-Sewell)	NO VIOLATIONS
05/21/08	08-17768	Compliance Test	PASSED
08/02/08	08-27076	Liquor Inspection (Road Patrol-Sewell)	NO VIOLATIONS
08/30/08	08-30502	Liquor Inspection (Road Patrol-Sewell)	NO VIOLATIONS
10/02/08	08-34246	Compliance Test	PASSED
10/18/08	08- 36239	Liquor Inspection (Road Patrol-Huck)	NO VIOLATIONS
12/04/08	08- 41543	Liquor Inspection (Road Patrol-Huck)	NO VIOLATIONS
12/30/08	08-44496	Compliance Test	PASSED
02/12/09	09- 5130	Liquor Inspection (Road Patrol-Huck)	NO VIOLATIONS
04/16/09	09-11711	Liquor Inspection (Road Patrol- Drewek)	NO VIOLATIONS
05/07/09	09-14278	Compliance Test	PASSED
07/30/09	09-24011	Liquor Inspection (Road Patrol- Drewek)	NO VIOLATIONS
09/17/09	09-29484	Liquor Inspection (Road Patrol- Drewek)	NO VIOLATIONS

10/28/09	09-33724	Compliance Test	PASSED
12/17/09	09-39206	Liquor Inspection (Road Patrol- Drewek)	NO VIOLATIONS
12/17/09	09-39319	Compliance Test	PASSED
03/11/10	10-6926	Liquor Inspection (Road Patrol- Drewek)	NO VIOLATIONS
04/06/10	10-9739	Liquor Inspection (Feld)	Inspection conducted due to anonymous allegations of watered down alcohol, re-filling dirty beer bottles, selling moonshine, etc.
06/10/10	10-16900	Liquor Inspection (Road Patrol-Smith)	NO VIOLATIONS
07/19/10	10-21127	Compliance Test	PASSED
07/21/10	10-21841	Liquor Inspection (Road Patrol-Quaiatto)	NO VIOLATIONS
09/01/10	10-26649	Sale to Minor-Compliance Test	VIOLATION \$500 Fine
09/16/10	10-28420	Liquor Inspection (Road Patrol-Smith)	NO VIOLATIONS
10/27/10	10-32926	Compliance Test	PASSED
11/02/10	10-33783	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
11/30/10	10-36710	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
12/15/10	10-38380	Compliance Test	PASSED
01/12/11	11-1201	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
05/05/11	11-12952	Compliance Test	PASSED
07/15/11		Liquor license was suspended by the MLCC for failure to provide proof of financial responsibility (insurance).	
12/08/11	11-36751	Liquor Inspection (Road Patrol-Julian)	No inspection (out of business)
02/10/12		Notice received by the Troy Police Department that the MLCC has released the liquor license from escrow.	
05/10/12	12-14717	Compliance Test	PASSED
05/25/12	12-16847	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
07/27/12	12-25125	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
09/04/12	12-29800	Liquor Inspection (Road Patrol-Brazel)	NO VIOLATIONS
11/13/12	12-37645	Sale to Minor-Compliance Test	VIOLATION
11/14/12	12-37908	Liquor Inspection (Road Patrol-Huck)	NO VIOLATIONS
01/11/13	13-1268	Liquor Inspection (Road Patrol-Jasak)	NO VIOLATIONS

500 W. Big Beaver
Troy, MI 48084
(248) 524-3300

The City of Tomorrow...



...Today

February 8, 2013

James Tavano
Rochester Road Ventures, LLC
dba: Mr. B's / now Hamlin Pub
3946 Rochester Rd.
Troy, MI 48083

Re: NOTICE OF PUBLIC HEARING - Liquor License Violation

To whom it may concern:

A Public Hearing will be held by and before the Council of the City of Troy at City Hall, 500 W Big Beaver, Troy, Michigan at **7:30 PM**, or as soon thereafter as the agenda will permit on the date as indicated below to determine whether the City Council should recommend to the Michigan Liquor Control Commission, the renewal or non-renewal of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

Public Hearing: February 20, 2013

License Type: Class C (192874-2012) SDM (192875-2012)

Violation: SALE TO MINOR (Compliance Test) on November 13, 2012

You will be given an opportunity to be heard and present evidence at the public hearing and legal counsel may represent you. Please inform your attorney, if you have one, of this notice. If you have questions regarding the procedure or the facts and circumstances surrounding your violation(s), you may contact the City Attorney's office at 248-524-3320.

Sincerely,


M. Aileen Bittner, CMC
City Clerk

c: Michael W. Hutson
292 Town Center Dr.
Troy 48084



Michigan Department of Licensing and Regulatory Affairs
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 *

Table with 3 columns: License Number, Business ID, File Number; Name of Licensee, Doing Business As; Mailing Address; Township, County; Type of License(s) & Permit(s); Date of violation, Day, Date, Time.

Violation Type: X Minor Intoxicated Person Gambling Controlled Substances
Prohibited Conduct Failure to Cooperate Fighting (must be inside licensed premises)
After Hours Sales / Consumption Other (explain):

If MINOR: Birth date [redacted] Was this a DECOY? X Yes No If No, you MUST answer below!
If above minor violation was NOT a decoy, describe enforcement action taken:

NOTE! COPY OF APPEARANCE TICKET MUST BE ATTACHED.

Submit Report Below or Indicate Attached Report Number 12-37658

Officer Signature [Signature]
Officer Signature [Signature]
Officer Signature [Signature]
Department Name Troy Police Department

Name and Title Officer Edwin Julian
Name and Title Officer Kate Raczka
Name and Title Officer Gregory Stopczynski
Telephone Number 248-524-3477

WITNESSES

- 1. Name [redacted] Address 500 West Big Beaver Road, Troy, MI 48084
Will testify to: Purchased wine from licensee
2. Name Abhijith Mathew Address [redacted]
Will testify to: Sold wine to minor
3. Name Address
Will testify to:
4. Name Address
Will testify to:
5. Name Address
Will testify to:

EVIDENCE

Location Held (Explain)
LC-600 Rev. 03/05 4880-2362

CR No: 120037658-001



Report Type:

Arrest Report

Officer:

TRRACZKAK (126371)

001

TROY PD
500 W. BIG BEAVER
TROY MI 48084
248-524-3477



Case Report

Administrative Details:

CR No	Subject
120037658-001	4171 - Violation of Liquor Control Laws [41001]
Report Date/Time	Occurrence Date/Time
11/12/2012 19:47	11/12/2012 19:47
Location	Call Source
5113 ROCHESTER RD	FIELD INITIATED
Dispatched Offense	Verified Offense
C3309 LIQUOR INSPECT	4171 Violation of Liquor Control Laws
County	City/Twp/Village
63 - Oakland	84 - Troy
Division	
Patrol DPU	
Report Type	
Arrest Report	
Created By	Created Date/Time
KATE RACZKA	11/15/2012 02:52 PM

Offenses:		
4171 - Violation of Liquor Control Laws [TRRACZKAK (126371)]		
IBR Code / IBR Group 90G - Liquor Law Violations / B	Offense File Class 41001 - LIQUOR LICENSE - ESTABLISHMENT	
Crime Against SO	Location Type 21 - Restaurant	Offense Completed Completed
Domestic Violence No	Hate/Bias 00 - None (No Bias)	
Using A-Alcohol: Yes C-Computer Equipment: No D-Drugs/Narcotics: No		

People:									
MATHEW, ABHIJITH (A-ARRESTEE) [TRRACZKAK (126371)]									
Last Name MATHEW		First Name ABHIJITH			Middle Name		Suffix	Mr/Mrs/Ms	
Aliases				Driver License#		DL State MI	DL Country	Personal ID#	
DOB (Age) (20)	Sex M	Race BLACK	Ethnicity	Birth City & State		Birth Country	Country of Citizenship		
Field For	Finger Prints No	Photos No	Miranda Read No	Miranda Waived No	Number of Warrants		FBI#		
Street Address			Apt #	County		Country	Home Phone		Work Phone
City			State MI	Zip		Cell Phone	Email		
Employer Haveli Indian Cuisine		Employer Address 5113 Rochester			Employer Phone	Occupation Server		Employer CSZ Troy, MI	

Arrest Information		
Offenses	Details	
4171 - Violation of Liquor Control Laws	Arrest Date/Time: 11/13/2012 18:45 Location: 5113 Rochester Arrest#: 725834 Arrest Type: Summoned/Cited OVI Arrest/BAC: Offense Type: Misd. Count: Arresting Officer 1: TRRACZKAK (RACZKA, KATE 126371) Arresting Officer 2: TRSTOPCZYNSKIG (Stopczynski, Gregory 150335)	
MultiClearance N - Not Applicable	MultiClearance Offense	Armed With 01 - Unarmed

[REDACTED] Y (W-WITNESS) [TRRACZKAK (126371)]									
PE:	W.Type: EY	Last Name			First Name		Middle Name	Suffix	Mr/Mrs/Ms
DOB (Age) (19)	Sex F	Race WHITE	Ethnicity	Birth City & State		Birth Country	Country of Citizenship		
Street Address 500 W Big Beaver			Apt #	County		Country	Home Phone		Work Phone
City Troy			State MI	Zip 48083		Cell Phone	Email		
Employer City of Troy		Employer Address 500 W Big Beaver			Employer Phone	Occupation Decoy		Employer CSZ Troy, MI	

(O-OTHER) (B-BUSINESS, ETC.) [TRRACZKAK (126371)]									
PE:	W.Type:	Name Haveli Indian Cuisine					Suffix	Mr/Mrs/Ms	
DOB (Age)	Sex	Race	Ethnicity	Birth City & State		Birth Country	Country of Citizenship		

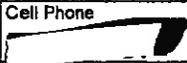
CR No: 120037658-001 	Report Type: Arrest Report	Officer: TRRACZKAK (126371)	001
--	-------------------------------	--------------------------------	------------

UNKNOWN						
Street Address 5113 Rochester		Apt #	County	Country	Home Phone	Work Phone
City Troy		State MI	Zip 48083	Cell Phone	Email	

JULIAN, EDWIN (O-OTHER) (L-POLICE OFFICER) [TRRACZKAK (126371)]						
PE:	W.Type:	Last Name Julian	First Name Edwin	Middle Name	Suffix	Mr/Mrs/Ms
Street Address 500 W. Big Beaver		Apt #	County OAKLAND	Country USA	Home Phone	Work Phone
City Troy		State MI	Zip 48084	Cell Phone	Email	
Phone/Email						
Type			Description			
BU-Business Phone #1			248-524-3477			

RACZKA, KATE (O-OTHER) (L-POLICE OFFICER) [TRRACZKAK (126371)]						
PE:	W.Type:	Last Name Raczka	First Name Kate	Middle Name	Suffix	Mr/Mrs/Ms
Street Address 500 W. Big Beaver		Apt #	County OAKLAND	Country USA	Home Phone	Work Phone
City Troy		State MI	Zip 48084	Cell Phone	Email	
Phone/Email						
Type			Description			
BU-Business Phone #1			248-524-3477			

STOPCZYNSKI, GREGORY (O-OTHER) (L-POLICE OFFICER) [TRRACZKAK (126371)]						
PE:	W.Type:	Last Name Stopczynski	First Name Gregory	Middle Name	Suffix	Mr/Mrs/Ms
Street Address 500 W. Big Beaver		Apt #	County OAKLAND	Country USA	Home Phone	Work Phone
City Troy		State MI	Zip 48084	Cell Phone	Email	
Phone/Email						
Type			Description			
BU-Business Phone #1			248-524-3477			

SAMUEL, SABU (O-OTHER) (X-MISCELLANEOUS) [TRRACZKAK (126371)]						
PE:	W.Type:	Last Name Samuel	First Name Sabu	Middle Name	Suffix	Mr/Mrs/Ms
DOB (Age) 50	Sex M	Race WHITE	Ethnicity	Birth City & State	Birth Country	Country of Citizenship
Street Address 5113 Rochester		Apt #	County	Country	Home Phone	Work Phone
City Troy		State MI	Zip 48083	Cell Phone 	Email	
Employer Havaeli Indiane cuisine	Employer Address 5113 Rochester		Employer Phone	Occupation Manager	Employer CSZ Troy, MI	

Property:

CR No: 120037658-001 	Report Type: Arrest Report	Officer: TRRACZKAK (126371)	001
--	-------------------------------	--------------------------------	-----

1812 - Receipt 5448 [TRRACZKAK (126371)]			
Property Class 48	IBR Type 48 - Documents/Personal or Business	UCR Type K - Miscellaneous	
Status E - Evidence (Including Other Seized Property And Tools)		Count 1	Value 1
Description receipt of sale \$8.43		Disposition Troy Property	Evidence Tag 120037658.001
Recovered Date/Time	Location	Owner [O17540983]	

Narrative:
<p>Complaint#12-37658</p> <p>On 11/13/2012 at 1845hrs DPU Officers were conducting LCC checks with minor decoy [redacted] [redacted] identification was confiscated and held for safe keeping by the Troy Police Department.</p> <p>At approximately 1845hrs decoy [redacted] entered into the Haveli Indian Cuisine, 5113 Rochester Rd., in Troy. After entering the restaurant, [redacted] sat down at a table and ordered a glass of Chardonnay wine from the server, a young Indian male. The server is later identified as Abhijith Mathew, with a DOB of 2/22/92. Mathew returned to the table and sat the glass of wine down in front of [redacted] [redacted] next contacted Officer Julian and advised him of the sale. [redacted] informed DPU Officers that at no time did the server, Mathew, ask for identification. Once DPU Officers arrived inside the restaurant, [redacted] exited the location. Officer Stopczynski and I made contact with the Server Mathew. Mathew advised Officers that his Manager was Sabu Samuel. Officer Stopczynski advised Mathew and Samuel of the above listed civil infraction Mathew committed and he was issued citation@#725634 for furnishing/sale to a person under 21/fail to inquire of age. Officers retained the sales receipt of \$8.43 for the wine and later turned it over to Troy property as evidence. Violation report to be submitted to LCC.</p> <p>The original receipt was turned over to Troy Property.</p> <p>No further action taken.</p>

EVIDENCE LIST

Incident No.: 120037658-001

Agency: Troy PD

ITEM	NEEDED	IN-FILE	COMMENTS
Audio/Video Tape and Transcripts	()	()	
Autopsy Report	()	()	
BAC/Blood/Semen	()	()	
Ballistics/Bullets	()	()	
Chain of Evidence List	()	()	
Clothing/Shoes	()	()	
Confession (written, audio, video)	()	()	
Controlled Substance (Tox Report)	()	()	
Criminal History	()	()	
CSC Kit	()	()	
Diagram Map	()	()	
Finger/Foot Prints	()	()	
Hair/Fiber	()	()	
Hospital/Medical Records	()	()	
Photographs/Slides	()	()	
Weapons	()	()	
Witness Statements	()	()	
CERTIFIED RECORDS	()	()	
SOS	()	()	
Convictions	()	()	
	()	()	
	()	()	
	()	()	
OTHER PHYSICAL EVIDENCE	()	()	
1812 - Receipt 5448			
VICTIM PROPERTY			
	()	()	
	()	()	
	()	()	

Officer In Charge Date Phone No.

The Prosecuting Attorney's Office certifies that (*) property belonging to the crime victim must be retained by the Law Enforcement Agency for trial purposes in lieu of photograph or other means of memorialization pursuant to 1985 PA 87

Assistant Prosecutor Date

NARRATIVE REPORT
 WITNESS STATEMENT

01	DATE 11/13/12	DAY Tue	SHIFT 8299	PLAT 14	BADGE 1 14	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 112	INCIDENT # 37652
----	------------------	------------	---------------	------------	---------------	---------	---	------------	-------------	---------------------

02 Name: [Redacted] DOB: [Redacted] Home Phone: _____

03 Address: (PLEASE PRINT) 500 W. Big Beaver Business Phone: 248-524-34

04 City: Troy State: MI Zip: 48064

05 E-mail Address: _____ Cell Phone: _____

07 On November 13, 2012 while working
 08 as a minor decoy at approximately 6:45 pm. I
 09 walked into Havel Indian Cuisine and asked the server
 10 (Yang Indian male) for a glass of Chardonnay. He never asked
 11 for my I.D. or Birthdate. Once the glass of wine was sitting in
 12 front of me, I contacted Officer Julian, and once Officer
 13 Stop Gynski, and Racella made it into the restaurant, I
 14 left.

27 X: [Redacted Signature]

28 Taken By: [Redacted Signature] (SIGNATURE)

29 Place: 5113 ROCHESTER - HAVEL INDIAN CUISINE Date: 11/13/12 Time: 1847

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

State of Michigan Uniform Law Citation

Ticket No. 725634 Victim Involved

US DOT # _____ Incident No. 1237658 Dept. No. 184

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

Local Use/Arrest No. _____ Detection Device _____

OF: TROY BAC _____ of _____

THE UNDERSIGNED SAYS THAT ON: Month 11 Day 13 Year 2012 At approximately _____ A.M. Date of Birth _____ P.M.

State MI Driver License Number _____ SSN (last 4 digits) _____

Sex M Height _____ Weight _____ Hair _____ Eyes _____ Occupation/Employer _____

Name (First, Middle, Last) ASH JITH MATHEW

Street _____

City _____ State MI

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 MATHEW INDIAN CUISINE

AT OR NEAR 813 Rochester

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		FURNISH STATE TO	
<input type="checkbox"/> Misd		98.10.14 * person under 21	
<input type="checkbox"/> Fel			2
<input type="checkbox"/> C/I			
<input type="checkbox"/> Misd			
<input type="checkbox"/> Fel			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. GLASS of Red wine

TK

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 11/28/2012 @ 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 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) K. S. STOKES

Agency ORI MI-6378400 Agency Name TROY POLICE DEPARTMENT

Month 11 Day 13 Year 2012

Officer's ID No. 1107100

Ticket 725634 Name Case No.

Haveli Indian
Cuisine

5113 Rochester Rd.
Troy, MI 48065
Tel: 248-457-1914
Check #: 2515

12-31-58

Server: Manager Date: 11/13/2012
Table: 15 Time: 18:53
Client: 1

1	FWG MERL HAHN	7.95
	SUB-TOTAL:	7.95
	MI Sales T:	0.48
	TOTAL:	8.43

HAVELI INDIAN CUISINE
WISH YOU HAPPY DIWALI

Party of 6 or More 15 Percent Gratuity
is added to the bill.
20 Percent Gratuity (TIP) is added
for party of 20 or more.

HAVE A NICE DAY



STATE OF MICHIGAN

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LIQUOR CONTROL COMMISSION

IN RE: SAMS MAYUR INDIAN CUISINE, LLC
D/B/A NEW MAYUR INDIAN CUISINE
5113 ROCHESTER
TROY, MI 48085

COMPLAINT NO. 2-156024
BUSINESS ID NO. 225554

CLASSC SS (PM) OD-SERV
SPECIFIC PURPOSE PERMIT
(FOOD)

CHARGE – NOVEMBER 13, 2012

- (1) Sold or furnished alcoholic liquor to minor, [REDACTED] date of birth [REDACTED] 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).

FINDINGS OF FACT

The Commissioner finds as fact, based upon the signature on the Michigan Liquor Control Commission's (MLCC) Waiver and Acknowledgment form of Susil Skariah, a member of the above-named Licensed Limited Liability Company, that under administrative rule R 436.1907 of the Michigan Administrative Code, the Licensee in this case has voluntarily waived the right to a hearing to contest the cited allegation in this matter and has entered a plea of acknowledgment to the one charge stated in Case No. 2-156024.

The Commissioner accepts the Violation Report of this case, along with any attachments therein, and a True Copy of the prior record of this Licensee at the above-named location as evidence in lieu of testimony in this matter.

The Commissioner believes and finds as fact, based on the Violation Report and

attachments therein, that minor [REDACTED] while under the direction of the Troy Police Department, entered the above-named licensed establishment on November 13, 2012, 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 ask for identification, was not 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, based on the Violation Report and attachments therein, that at the time of this incident, minor [REDACTED], born [REDACTED] was 19 years of age.

CONCLUSIONS OF LAW

Based upon the aforementioned Findings of Fact, the Commissioner concludes that the Licensee in Case No. 2-156024 did violate MCL 436.1801(2) of the Michigan Liquor Control Code, as cited.

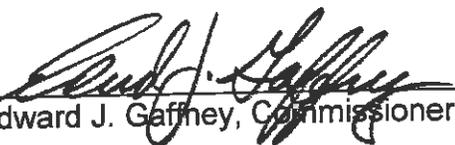
ORDER

In determining this violation's penalty, the Commissioner considered the Licensee's total record at the above-named location, which shows no prior violations since securing MLCC licensure on July 25, 2012.

Therefore, the Commissioner Orders a penalty fine of \$500 for the charge in this matter. The Commissioner further Orders the Licensee to serve a suspension of twenty-five (25) continuous days, to run consecutively and not concurrently with any other suspension

Ordered by the MLCC, if the fine is not paid within forty-five (45) days from the date of mailing of this Order.

MICHIGAN LIQUOR CONTROL COMMISSION



Edward J. Gaffney, Commissioner

Dated: 1/10/13

Date Mailed: 1-18-13

EJG: 2-156024/AML

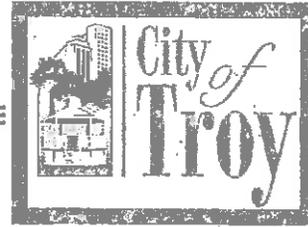
LCC Liquor Licensee History

Business name: **MAYUR INDIAN CUISINE**
 Address: 5113 Rochester Rd.
 Licensee: Mayur Indian Cuisine, Inc.
 License type: Class C
 Permits:
 Comments: Rep: Vijayalaxmi Kambhampati

Date	Troy Incident #	Type	Disposition	Date
10/04/04		Council approves new SDM		
03/04/05	05-07302	Sale to Minor (Compliance Test)	\$500 fine	04/18/05
01/04/06	06-454	Liquor Inspection (Road Patrol-Barton)	NO VIOLATIONS	
07/26/06		Compliance Test	PASSED	
08/18/06	06-32014	Liquor Inspection (Road Patrol-Mcwilliams)	NO VIOLATIONS	
09/22/06	06-36763	Liquor Inspection (Road Patrol-Mcwilliams)	NO VIOLATIONS	
12/09/06	06-46429	Liquor Inspection (Road Patrol-Redmond)	NO VIOLATIONS	
03/22/07	07-10635	Liquor Inspection (Road Patrol-Redmond)	NO VIOLATIONS	
05/10/07	07-17214	Compliance Test	PASSED	
06/14/07	07-22168	Liquor Inspection (Road Patrol-Redmond)	NO VIOLATIONS	
08/24/07	07-32426	Liquor Inspection (Road Patrol-Redmond)	NO VIOLATIONS	
08/30/07		Bldg Dept Inspection reports received. Approval for new outdoor service forwarded to MLCC		
09/06/07	07-34245	Liquor Inspection (Road Patrol-Redmond)	NO VIOLATIONS	
09/25/07		Outdoor service area approved by MLCC		
10/18/07	07-32127	Compliance Test	PASSED	
11/05/07	07-42044	Liquor Inspection (Road Patrol-Rushton)	NO VIOLATIONS	
12/13/07	07-45813	Compliance Test	PASSED	
01/21/08	08-2590	Liquor Inspection (Road Patrol- Rushton)	NO VIOLATIONS	
02/21/08	08-6564	Compliance Test	PASSED	
03/08/08	08-8787	Liquor Inspection (Road Patrol- Rushton)	NO VIOLATIONS	

04/12/08	08-12928	Liquor Inspection (Road Patrol-Mouch)	NO VIOLATIONS
05/21/08	08-17767	Compliance Test	PASSED
06/21/08	08-21993	Liquor Inspection (Road Patrol- Mouch)	NO VIOLATIONS
08/21/08	08-29332	Liquor Inspection (Road Patrol- Mouch)	NO VIOLATIONS
10/09/08	08-34245	Compliance Test	PASSED
10/18/08	08-36234	Liquor Inspection (Road Patrol- Huck)	NO VIOLATIONS
12/12/08	08-42389	Liquor Inspection (Road Patrol- Huck)	NO VIOLATIONS
12/30/08	08-44495	Compliance Test	PASSED
02/12/09	09-5131	Liquor Inspection (Road Patrol- Huck)	NO VIOLATIONS
04/23/09	09-12563	Liquor Inspection (Road Patrol- Owczarzak)	NO VIOLATIONS
05/07/09	09-14276	Compliance Test	PASSED
06/30/09	09-20702	Liquor Inspection (Road Patrol- Owczarzak)	NO VIOLATIONS
09/18/09	09-29600	Liquor Inspection (Road Patrol- Owczarzak)	NO VIOLATIONS
10/28/09	09-33723	Compliance Test	PASSED
11/23/09	09-36667	Liquor Inspection (Road Patrol- Ersig)	NO VIOLATIONS
12/17/09	09-39318	Compliance Test	PASSED
02/05/10	10-3599	Liquor Inspection (Road Patrol- Ersig)	NO VIOLATIONS
03/14/10	10-7310	Liquor Inspection (Road Patrol- Ersig)	NO VIOLATIONS
06/09/10	10-16852	Liquor Inspection (Road Patrol-Smith)	NO VIOLATIONS
07/19/10	10-21126	Compliance Test	PASSED
07/21/10	10-21844	Liquor Inspection (Road Patrol-Smith)	NO VIOLATIONS
09/01/10	10-26648	Compliance Test	PASSED
09/16/10	10-28421	Liquor Inspection (Road Patrol-Smith)	NO VIOLATIONS
10/17/10	10-31776	Liquor Inspection (Road Patrol-Huck)	NO VIOLATIONS
10/27/10	10-32925	Compliance Test	PASSED
12/10/10	10-37657	Liquor Inspection (Road Patrol-Huck)	NO VIOLATIONS
12/15/10	10-38379	Compliance Test	PASSED
02/13/11	11-4485	Liquor Inspection (Road Patrol-Huck)	NO VIOLATIONS
05/05/11	11-12951	Compliance Test	PASSED

06/28/11	11-18719	Liquor Inspection (Road Patrol-Bednard)	NO VIOLATIONS
08/10/11	11-23562	Liquor Inspection (Road Patrol-Bednard)	NO VIOLATIONS
09/13/11	11-27277	Liquor Inspection (Road Patrol-Bednard)	NO VIOLATIONS
10/16/11	11-30921	Liquor Inspection (Road Patrol-Strong)	NO VIOLATIONS
12/08/11	11-36750	Compliance Test	PASSED
12/10/11	11-37097	Liquor Inspection (Road Patrol-Strong)	NO VIOLATIONS
02/02/12	12-3602	Liquor Inspection (Road Patrol-Strong)	NO VIOLATIONS
05/05/12	12-14236	Liquor Inspection (Road Patrol-McLaughlin)	NO VIOLATIONS
05/10/12	12-14716	Compliance Test	PASSED
06/23/12	12-20684	Liquor Inspection (Road Patrol-McLaughlin)	NO VIOLATIONS
08/17/12	12-27532	Liquor Inspection (Road Patrol-McLaughlin)	NO VIOLATIONS
11/08/12	12-37108	Liquor Inspection (Road Patrol-Warzecha)	NO VIOLATIONS
11/13/12	12-37658	Sale to Minor-Compliance Test	VIOLATION Fined \$500
01/10/13	13-1132	Liquor Inspection (Road Patrol-Warzecha)	NO VIOLATIONS



February 8, 2013

Alias Varkey
Sams Mayur Indian Cuisine, LLC
dba: New Mayur Indian Cuisine
5113 Rochester Rd.
Troy, MI 48085

Re: NOTICE OF PUBLIC HEARING - Liquor License Violation

To whom it may concern:

A Public Hearing will be held by and before the Council of the City of Troy at City Hall, 500 W Big Beaver, Troy, Michigan at 7:30 PM, or as soon thereafter as the agenda will permit on the date as indicated below to determine whether the City Council should recommend to the Michigan Liquor Control Commission, the renewal or non-renewal of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

Public Hearing: February 20, 2013

License Type: Class C (216067-2012)

Violation: SALE TO MINOR (Compliance Test) on November 13, 2012

You will be given an opportunity to be heard and present evidence at the public hearing and legal counsel may represent you. Please inform your attorney, if you have one, of this notice. If you have questions regarding the procedure or the facts and circumstances surrounding your violation(s), you may contact the City Attorney's office at 248-524-3320.

Sincerely,

M. Aileen Bittner, CMC
City Clerk



Michigan Department of Licensing and Regulatory Affairs
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 *

Form with fields: License Number SFE 4063066405, Business ID, File Number, Name of Licensee SABAH GARMO, Doing Business As PALMS RESTAURANT, Mailing Address (street, city, zip code) 336 John R; Troy, Michigan 48083, Township, County Oakland, Type of License(s) & Permit(s) Class C - SDM, Date of violation: Day Wednesday, Date 12/12/12, Time 4:30 am

Violation Type: Minor x Intoxicated Person Gambling Controlled Substances
Prohibited Conduct Failure to Cooperate Fighting (must be inside licensed premises)
x After Hours Sales / Consumption x Other (explain): Improper display of license

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

NOTE! COPY OF APPEARANCE TICKET MUST BE ATTACHED.

Submit Report Below or Indicate Attached Report Number 12-40832

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

Officer Signature [Signature] Name and Title Officer Douglas Drewek
Officer Signature Name and Title
Department Name Troy Police Department Telephone Number 248-524-3477

WITNESSES

- 1. Name Sarmad Saleem Address [Redacted]
Will testify to: Works at establishment which provided liquor to him after permitted hours
2. Name Kusi Youns Address [Redacted]
Will testify to: Works at establishment with witness #1
3. Name Address
Will testify to:
4. Name Address
Will testify to:
5. Name Address
Will testify to:

EVIDENCE

Location Held (Explain)
LC-600 Rev. 03/05 4880-2362

CR No: 120040832-001 	Report Type: Arrest Report	Officer: TRDREWEKD (104495)	001
--	--------------------------------------	---------------------------------------	------------

TROY PD
500 W. BIG BEAVER
TROY MI 48084
248-524-3477



Case Report

Administrative Details:

CR No 120040832-001	Subject 8041 - Operating Under the Influence of Alcohol / Liquor OWI [54002]
Report Date/Time 12/12/2012 05:08	Occurrence Date/Time 12/12/2012 05:08
Location 288 JOHN R RD	Call Source 911
Dispatched Offense 1313 DOMESTIC	Verified Offense 8041 Operating Under the Influence of Alcohol / Liquor OWI
County 63 - Oakland	City/Twp/Village 84 - Troy
Division Patrol Shift 3	
Report Type Arrest Report	
Created By DOUGLAS DREWEK	Created Date/Time 12/12/2012 06:01 AM

CR No: 120040832-001 	Report Type: Arrest Report	Officer: TRDREWEKD (104495)	001
--	-------------------------------	--------------------------------	-----

Offenses:

4171 - Violation of Liquor Control Laws [TRDREWEKD (104495)]			
IBR Code / IBR Group 90G - Liquor Law Violations / B	Offense File Class 41001 - LIQUOR LICENSE - ESTABLISHMENT		
Crime Against SO	Location Type 21 - Restaurant	Offense Completed Completed	
Domestic Violence No	Hate/Bias 00 - None (No Bias)		
Using A-Alcohol: Yes C-Computer Equipment: No D-Drugs/Narcotics: No			

8041 - Operating Under the Influence of Alcohol / Liquor OWI [TRDREWEKD (104495)]			
IBR Code / IBR Group 90D - Driving Under the Influence / B	Offense File Class 54002 - OPERATING UNDER THE INFLUENCE OF LIQUOR OR DRUGS		
Crime Against SO	Location Type 13 - Highway/Road/Alley/Sidewalk	Offense Completed Completed	
Domestic Violence No	Hate/Bias 00 - None (No Bias)		
Using A-Alcohol: Yes C-Computer Equipment: No D-Drugs/Narcotics: No			

8042 - Permitted Person Under the Influence of Alcohol to operate [TRDREWEKD (104495)]			
IBR Code / IBR Group 90D - Driving Under the Influence / B	Offense File Class 54002 - OPERATING UNDER THE INFLUENCE OF LIQUOR OR DRUGS		
Crime Against SO	Location Type 13 - Highway/Road/Alley/Sidewalk	Offense Completed Completed	
Domestic Violence No	Hate/Bias 00 - None (No Bias)		
Using A-Alcohol: Yes C-Computer Equipment: No D-Drugs/Narcotics: No			

People:

THOMAS, BILL (A-ARRESTEE) [TRDREWEKD (104495)]									
Last Name THOMAS		First Name BILL			Middle Name		Suffix	Mr/Mrs/Ms	
Aliases				Driver License#		DL State MI	DL Country	Personal ID#	
DOB (Age) (47)	Sex M	Race WHITE	Ethnicity Arab	Birth City & State	Birth Country		Country of Citizenship		
Eye Color Brown		Hair Color Black		Hair Style Wavy		Hair Length Medium		Facial Hair Clean Shaven	
Complexion Light Brown	Build Heavy	Teeth		Height 6' 2"	Weight 300	Attire			
Held For	Finger Prints No	Photos No	Miranda Read No	Miranda Waived No	Number of Warrants		FBI#		
Street Address			Apt #	County	Country	Home Phone		Work Phone	
City			State	Zip	Cell Phone	Email			

Notes
restaurant manager/vehicle owner

Arrest Information

Offenses	Details
4171 - Violation of Liquor Control	Arrest Date/Time: 12/12/2012 05:30 Location:

CR No: 120040832-001 [Barcode]	Report Type: Arrest Report	Officer: TRDREWEKD (104495)	001
-----------------------------------	--------------------------------------	--------------------------------	------------

Laws	Arrest#: 000 Arrest Type: Summoned/Cited OWI Arrest/BAC: Offense Type: Misd. Count: Arresting Officer 1: TRDREWEKD (DREWEK, DOUGLAS 104495)
-------------	---

8042 - Permitted Person Under the Influence of Alcohol to operate	Arrest Date/Time: 12/12/2012 05:30 Location: Arrest#: 13015 Arrest Type: Summoned/Cited OWI Arrest/BAC: Offense Type: Misd. Count: Arresting Officer 1: TRDREWEKD (DREWEK, DOUGLAS 104495)
--	--

MultiClearance N - Not Applicable	MultiClearance Offense	Armed With 01 - Unarmed
---	------------------------	-----------------------------------

SALEEM, SARMAD KHAIRI (A-ARRESTEE) [TRDREWEKD (104495)]

Last Name SALEEM	First Name SARMAD	Middle Name KHAIRI	Suffix	Mr/Mrs/Ms
Aliases	Driver License#	DL State MI	DL Country	Personal ID#
DOB (Age) [Redacted] (23)	Sex M	Race WHITE	Ethnicity Arab	Birth City & State Birth Country Country of Citizenship
Held For	Finger Prints No	Photos No	Miranda Read No	Miranda Waived No
Number of Warrants	FBI#	Street Address	Apt #	County
Country	Home Phone	Work Phone	City	State MI
Zip	Cell Phone	Email		

Arrest Information

Offenses	Details
8041 - Operating Under the Influence of Alcohol / Liquor OWI	Arrest Date/Time: 12/12/2012 05:40 Location: Arrest#: 588 Arrest Type: Onview OWI Arrest/BAC: Yes/17 Offense Type: Misd. Count: Arresting Officer 1: TRDREWEKD (DREWEK, DOUGLAS 104485)

MultiClearance N - Not Applicable	MultiClearance Offense	Armed With 01 - Unarmed
---	------------------------	-----------------------------------

YOUNS, KUSI R (O-OTHER) (I-PERSON INTERVIEW) [TRDREWEKD (104495)]

PE:	W.Type: Last Name YOUNS	First Name KUSI	Middle Name R	Suffix	Mr/Mrs/Ms
Aliases	Driver License#	DL State MI	DL Country	Personal ID#	
DOB (Age) [Redacted] (31)	Sex M	Race UNKNOWN	Ethnicity	Birth City & State Birth Country Country of Citizenship	
Street Address	Apt #	County	Country	Home Phone	Work Phone
City	State	Zip	Cell Phone	Email	

Property:

3501 - Automobile/Car/Vehicle (not Stolen Or Recovered) 5403 [TRDREWEKD (104495)]			
Property Class 03	IBR Type 03 - Automobiles	UCR Type V - Other Vehicle (not Stolen or Recovered)	
Status	Count	Value	

CR No: 120040832-001 		Report Type: Arrest Report	Officer: TRDREWEKD (104495)	001
I - Information Only			1	1
Manufacturer Range Rover	Model HSE	Serial No. SALME11494A146299	License No. temp tag	Color WHI - White
Vehicle Year 2009	Body Style 4D - 4 Door	State MI	License Year 2012	
Description suspect's vehicle		Disposition	Evidence Tag	
Recovered Date/Time	Location	Owner Π.		

Narrative:

(#12-40832)I, officer Drewek and officer Pokley, were dispatched to the area of 288 John R on a possible domestic. Someone called police stating there was a man and woman yelling at each other approx 4 businesses north of the planet fitness. I arrived on scene and observed a white Range Rover N/B in the parking lot near planet fitness. The driver had no headlights or taillights on and he was driving very quickly. He pulled into a parking space near the Palms Restaurant at 336 John R, which is approx 4 businesses N/O the Planet Fitness. The vehicle pulled up next to a black Hummer that was occupied by two females. There was another male outside of the vehicle speaking to the two females. That business is usually closed by now, so it was unusual for cars and people to be parked in that area. I walked up to the two vehicles and asked the subjects what they were doing. They stated they were just getting off work. The passenger of the black Hummer stated she works at the Palms. I asked if anyone was arguing and they stated no. While speaking to them, there was a strong aroma of intoxicants coming from the white Range Rover. I advised the driver of the Range Rover he was driving with no lights on. I requested his DL, which identified him as Sarmad Saleem. Sarmad's eyes were also very glassy. He also had a very drunk look about his face. Sarmad spoke limited English so the other A/M standing outside, Kusi Youns, helped translate. Officer Pokley arrived on scene as backup. The 2 girls in the black Hummer left the scene. I asked Sarmad out of the vehicle and patted him down. There was a strong aroma of intoxicants on Sarmad's breath and person. When he got out he appeared very unbalanced at first. Sarmad stated he was a bus boy at the Palms and his boss, Bill Thomas, asked him to pull his vehicle around front. Sarmad admitted his last alcoholic drink was approx 1 hour ago, which would have been around 0430 hours. He too stated he was just getting off work. I performed the following sobriety tests on Sarmad:

1. Nastagmus: moderate
2. One leg stand for 20 seconds: Sarmad's leg dropped to the ground 7-8 times during the 20 second test.
3. Heel to toe 10 paces: Sarmad took more then 10 paces. Most of the times his heel and toe didn't touch. When he was walking his steps were crossing over each other due to his poor balance. His feet were very crooked also instead of one foot straight ahead of the other.
4. PBT: I read Sarmad his PBT rights. He registered a .18 BAC with instrument #13371.



I advised and placed Sarmad under arrest for OWI. I handcuffed him (DLTC) and searched him. I placed him in the back seat of my vehicle. The owner of the Range Rover/manager of the restaurant came outside, Bill Thomas. I advised him about being open so late and about drinking after hours. The vehicle was left parked in the parking lot. I transported Sarmad to TPD lockup and turned him over to lockup personnel. While up in lockup, I read Sarmad his chemical test rights verbatim from SOS form DI-93. Sarmad agreed to take a breath test. Sarmad registered a .17 BAC. I confiscated and destroyed his MI DL. He was issued a temporary paper DL. I sent an e-mail for a copy of the in car video. I issued Sarmad citation #12972 for OWI. Sarmad has no prior alcohol violations.

Later that day, Myself and officer Huck went back to the Palms restaurant for follow up. I retrieved the manager/vehicle owner's information, Bill Thomas. I issued him a citation for allowing an intoxicated person to drive his vehicle, #13015. I also requested to see his LCC license, which was not properly posted for everyone to see. In fact, it took Bill 5-6 minutes to locate the restaurant's liquor license. It was finally found hidden in a drawer behind the bar. Request follow up on the LCC violation.

EVIDENCE LIST

Incident No.: 120040832-001

Agency: Troy PD

ITEM	NEEDED	IN-FILE	COMMENTS
Audio/Video Tape and Transcripts	()	()	
Autopsy Report	()	()	
BAC/Blood/Semen	()	()	
Ballistics/Bullets	()	()	
Chain of Evidence List	()	()	
Clothing/Shoes	()	()	
Confession (written, audio, video)	()	()	
Controlled Substance (Tox Report)	()	()	
Criminal History	()	()	
CSC Kit	()	()	
Diagram Map	()	()	
Finger/Foot Prints	()	()	
Hair/Fiber	()	()	
Hospital/Medical Records	()	()	
Photographs/Slides	()	()	
Weapons	()	()	
Witness Statements	()	()	
CERTIFIED RECORDS	()	()	
SOS	()	()	
Convictions	()	()	
	()	()	
	()	()	
	()	()	
OTHER PHYSICAL EVIDENCE	()	()	
3501 - Automobile/Car/Vehicle (not Stolen Or Recovered)			
VICTIM PROPERTY			
	()	()	
	()	()	
	()	()	

Officer In Charge

Date

Phone No.

The Prosecuting Attorney's Office certifies that (*) property belonging to the crime victim must be retained by the Law Enforcement Agency for trial purposes in lieu of photograph or other means of memorialization pursuant to 1985 PA 87

Assistant Prosecutor

Date

**State of Michigan
Uniform Law Citation**

Ticket No. **12TR12972** Victim Involved

US DOT # _____ Incident No. **12-040832** Dept. No. **6378400**

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

Local Use/Arrest No. _____ Detection Device _____

OF: **TROY** BAC **.17** **1** of **1**

THE UNDERSIGNED Month Day Year At approximately A.M. P.M. Date of Birth Month Day Year
SAYS THAT ON: **12 12 12 05:27**

State Oper./Chauff. Driver License Number _____ SSN (last 4 digits)
 CDL

Race Sex Height Weight Hair Eyes Occupation/Employer
W M 5' 10" 140 BRO

Name (First, Middle, Last) **SARMAD KHAIRI SALEEM**

Street _____

City _____ State _____ Zip Code _____

Vehicle Plate No. Year State Vehicle Description (Year, Make, Color) Type
TEMP TAG 2012 MI 2009 RANGE ROVER HSE WHITE P A

THE PERSON NAMED ABOVE, in violation of Local Ordinance State Law Administrative Rule
UPON **288 JOHN R**

AT OR NEAR **PLANET FITNESS**

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 checked="" type="checkbox"/> Misd <input type="checkbox"/> Fel	<input type="checkbox"/> Warn <input type="checkbox"/> Fug <input type="checkbox"/> Waiv 1025000	<input type="checkbox"/> Authorization pend. Ord: 267.6261-A OPER WHILE INTOXICATED (ALCOHOL/DRUGS)	1
<input type="checkbox"/> C/I <input type="checkbox"/> Misd <input type="checkbox"/> Fel	<input type="checkbox"/> Warn <input type="checkbox"/> Fug <input type="checkbox"/> Waiv	<input type="checkbox"/> Authorization pend.	2
<input type="checkbox"/> C/I <input type="checkbox"/> Misd <input type="checkbox"/> Fel	<input type="checkbox"/> Warn <input type="checkbox"/> Fug <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)
1 106.5.15(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 **12-19-12 @ 0830**

Hearing Date (if applicable) on _____ Contact Court
 Juvenile Traffic Misd. (Court will Notify) Formal Hearing Required. (Court will Notify)

In the **52ND DISTRICT COURT** Court of **TROY**

Court Address & Phone Number **52ND DISTRICT COURT, 4TH DIVISION
520 WEST BIG BEAVER ROAD
(248) 528-0400 TROY, MI 48084**

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 Day Year
D.DREWEK 12 12 12

Officer's Name (printed) Officer's ID No.
D.DREWEK 49

Agency ORI Agency Name
MI- 6378400 TROY PD

UC-01a Online payment Web site: <https://courts.oakgov.com/OakEtx/Index.aspx>
(rev. 6/05)

Ticket
12TR12972
Name
SALEEM, SARMAD
Case No.

State of Michigan Uniform Law Citation Ticket No. **12TR13015** Victim involved

US DOT # _____ Incident No. **12-040832** Dept. No. **6378400**

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

Local Use/Arrest No. _____ Detection Device _____

OF: **TROY** BAC _____ 1 of 1

THE UNDERSIGNED SAYS THAT ON: Month **12** Day **12** Year **12** At approximately A.M. P.M. Date of Birth _____

State Oper./Chauff. CDL Driver License Number _____ SSN (last 4 digits) _____

Race **W** Sex **M** Height **6' 02"** Weight **350** Hair _____ Eyes **BRO** Occupation/Employer _____

Name (First, Middle, Last) **BILL THOMAS**

Street _____

City _____ Zip Code _____

Vehicle Plate No. **TEMP TAG** Year **2012** State **MI** Vehicle Description (Year, Make, Color) **2009 RANGE ROVER HSE WHITE** Veh. Type **P A**

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

UPON **336 JOHN R**

AT OR NEAR **PALMS RESTAURANT**

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 <input type="checkbox"/> Warn <input type="checkbox"/> Fel <input type="checkbox"/> Waiv	<input type="checkbox"/> Authorization pend. Ord: 257.625(2) 1340000	ALLOW PERSON TO OPERATE WHILE INTOXICATED (ALCOHOL / DRUGS)	1
<input type="checkbox"/> Misd <input type="checkbox"/> Warn <input type="checkbox"/> Fel <input type="checkbox"/> Waiv	<input type="checkbox"/> Authorization pend.		2
<input type="checkbox"/> Misd <input type="checkbox"/> Warn <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 **106.5.15(2)** 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 **12-26-12 @ 0830**

Hearing Date (if applicable) on _____ Contact Court
 Juvenile Traffic Misd. (Court will Notify) Formal Hearing Required. (Court will Notify)

In the **52ND DISTRICT COURT** Court of **TROY**

Court Address & Phone Number **52ND DISTRICT COURT, 4TH DIVISION
520 WEST BIG BEAVER ROAD
(248) 528-0400 TROY, MI 48084**

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: **D.DREWEK** Month **12** Day **12** Year **12**

Officer's Name (printed): **D.DREWEK** Officer's ID No. **49**

Agency ORI **MI-6378400** Agency Name **TROY PD**

UC-01a Online payment Web site: <https://courts.oakgov.com/OakEfile/index.aspx>
(rev 6/05)

Ticket No. **12TR13015**
Name **THOMAS, BILL**
Case No.

LCC Liquor Licensee History

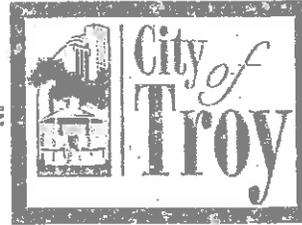
Business name: **Simbad, Inc.**
 Address: 336 John R
 Licensee:
 License type: Class C SDM
 Permits: Dance, Entertainment
 Comments: Rep:

Date	Troy Incident #	Type	Disposition	Date
02/01/10		Council grants approval		
/ /		Temp C of O granted by Bldg Dept		
/ /		Business Opens		
09/29/10	10-29856	Liquor Inspection (Road Patrol-Owczarzak)	NO VIOLATIONS	
10/19/10	10-32017	Liquor Inspection (Road Patrol-Owczarzak)	NO VIOLATIONS	
10/27/10	10-32852	Compliance Test	PASSED	
11/16/10	MLCC	NSF Check to MLCC	Fined \$50	1/19/11
12/15/10	10-38344	Compliance Test	PASSED	
01/31/11	11-3080	Liquor Inspection (Road Patrol-Owczarzak)	NO VIOLATIONS	
05/05/11	11-12906	Compliance Test	PASSED	
07/25/11	11-21764	Liquor Inspection (Road Patrol-Whiteside)	NO VIOLATIONS	
09/12/11	11-27174	Liquor Inspection (Road Patrol-Whiteside)	NO VIOLATIONS	
11/27/11	11-35560	Liquor Inspection (Road Patrol-Kramer)	NO VIOLATIONS	
12/08/11	11-36714	Compliance Test	PASSED	
01/22/12	12-2409	Liquor Inspection (Road Patrol-Kramer)	NO VIOLATIONS	
03/26/12	12-9517	Liquor Inspection (Road Patrol-Kramer)	NO VIOLATIONS	
05/09/12	12-14673	Compliance Test	PASSED	
05/20/12	12-16108	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS	
07/22/12	12-24439	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS	

09/06/12	12-30065	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
11/08/12	12-37126	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
11/12/12	12-37557	Compliance Test	PASSED
12/12/12	12-40832	Allowed Intoxicated Person to Operate Vehicle, Allowed Consumption After Hours, Improper Display of License	
12/16/12		License SUSPENDED and PLACED IN ESCROW by MLCC for failure to provide proof of insurance	
01/11/13	13-1160	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS
01/29/13		License RELEASED FROM ESCROW by the MLCC	

500 W. Big Beaver
Troy, MI 48084
(248) 524-3300

The City of Tomorrow...



...Today

February 8, 2013

Sabah Garmo
Simbad, Inc.
dba: Palm's / Simbad
336 John R Rd.
Troy, MI 48083

Re: NOTICE OF PUBLIC HEARING - Liquor License Violation

To whom it may concern:

A Public Hearing will be held by and before the Council of the City of Troy at City Hall, 500 W Big Beaver, Troy, Michigan at **7:30 PM**, or as soon thereafter as the agenda will permit on the date as indicated below to determine whether the City Council should recommend to the Michigan Liquor Control Commission, the renewal or non-renewal of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

Public Hearing: February 20, 2013
License Type: SDM (190650-2012) Class C (190651-2012)
Violation: ALLOWED INTOX. PERSON TO OPERATE VEHICLE & CONSUMPTION AFTER HOURS; IMPROPER DISPLAY OF LICENSE on December 12, 2012

You will be given an opportunity to be heard and present evidence at the public hearing and legal counsel may represent you. Please inform your attorney, if you have one, of this notice. If you have questions regarding the procedure or the facts and circumstances surrounding your violation(s), you may contact the City Attorney's office at 248-524-3320.

Sincerely,

M. Aileen Bittner, CMC
City Clerk

c: Joseph Shallal
255 South Old Woodward, Suite 310
Birmingham 48009



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. 1941-201255 Business ID 1236 File # D-65497
D 132.5

1. Name of Licensee THUNDERBIRD LANDS, INC. Doing Business As THUNDERBIRD LANDS

3. Mailing Address (street, city, zip code) 400 W. MAPLE, TROY, MI 48064

4. Township TROY 5. County OAKLAND

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

7. Date of Violation: THURS. 5-10-12 8⁰⁰ P. AM or PM
(DAY) (DATE) (HOUR)

8. Violation Type:
- | | | |
|---|--|--|
| <input checked="" type="checkbox"/> Minor | <input type="checkbox"/> Intoxicated Person | <input type="checkbox"/> After hours sales/consumption |
| <input type="checkbox"/> Gambling | <input type="checkbox"/> Controlled Substances | <input type="checkbox"/> Fighting (must be inside licensed premises) |
| <input type="checkbox"/> Prohibited Conduct | | <input type="checkbox"/> Failure to Cooperate |
| | | 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 # 12-14783

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

Officer Signature [Signature] Name and Title (print) P.O. EDWIN JULIAN #14

Officer Signature [Signature] Name and Title (print) P.O. GREGORY STORCZYNSKI #60

Officer Signature [Signature] Name and Title (print) PO KATE RACZKA #117

Department Name CITY OF TROY - POLICE DEPT Phone # 248-524-3477



TROY PD
 500 W. BIG BEAVER
 TROY MI 48084
 248-524-3477



Case Report

Administrative Details:

CR No 120014783	Subject 4171 - Violation of Liquor Control Laws [41001]
Report Date/Time 05/10/2012 03:43	Occurrence Date/Time 05/10/2012 03:43
Location 400 W MAPLE RD - Thunderbird Lanes	Call Source FIELD INITIATED
Dispatched Offense C3309 LIQUOR INSPECT	Verified Offense 4171 Violation of Liquor Control Laws
County 63 - Oakland	City/Twp/Village 84 - Troy
Division Patrol DPU	

Action Requested:

- | | |
|--|--------------------------------------|
| <input type="checkbox"/> Arrest warrant | <input type="checkbox"/> Review only |
| <input type="checkbox"/> Search warrant | <input type="checkbox"/> Forfeiture |
| <input type="checkbox"/> Juvenile petition | <input type="checkbox"/> Other |



Offenses:		
4171 - Violation of Liquor Control Laws [TRSTOPCZYNSKIG (150335)]		
IBR Code / IBR Group 90G - Liquor Law Violations / B	Offense File Class 41001 - LIQUOR LICENSE -ESTABLISHMENT	
Crime Against SO	Location Type 03 - Bar/Night Club	Offense Completed Completed
Domestic Violence No	Hate/Bias 00 - None (No Bias)	
Using A-Alcohol: No C-Computer Equipment: No D-Drugs/Narcotics: No		

People:

CHANNEY, JANET LOUISE (A-ARRESTEE) [TRSTOPCZYNSKIG (150335)]									
Last Name CHANNEY		First Name JANET		Middle Name LOUISE			Suffix	Mr/Mrs/Ms	
Aliases			Driver License# C500368549263		DL State MI	DL Country USA	Personal ID#		
DOB (Age) [REDACTED] (54)	Sex F	Race WHITE	Ethnicity	Birth State	Birth Country		Country of Citizenship		
Held For	Finger Prints No	Photos No	Miranda Read No	Miranda Waived No	Number of Warrants		FBI#		
Street Address [REDACTED]			Apt #	County	Country USA	Home Phone [REDACTED] 7		Work Phone	
City [REDACTED]		State	Zip [REDACTED]	Cell Phone	Email				

Phone/Email				
Type	Description			
BU-Business Phone #1	2483621660			
Employer THUNDERBIRD LANES	Employer Address		Employer Phone	Employer CSZ

Arrest Information		
Offenses	Details	
4171 - Violation of Liquor Control Laws	Arrest Date/Time: 05/10/2012 20:00 Location: 400 W. MAPLE RD Arrest#: 736876 Arrest Type: Summoned/Cited OWI Arrest/BAC: Offense Type: Misd. Count: Arresting Officer 1: TRSTOPCZYNSKIG (STOPCZYNSKI, GREGORY 150335) Arresting Officer 2: TRRACZKAK (Raczka,Kate 126371)	
MultiClearance N - Not Applicable	MultiClearance Offense	Armed With 01 - Unarmed

(O-OTHER) (B-BUSINESS, INSTITUTION, ETC.) [TRSTOPCZYNSKIG (150335)]									
PE:	W.Type	Name THUNDERBIRD LANES					Suffix	Mr/Mrs/Ms	
DOB (Age)	Sex	Race UNKNOWN	Ethnicity	Birth State	Birth Country		Country of Citizenship		
Street Address 400 W. MAPLE RD			Apt #	County	Country USA	Home Phone		Work Phone	
City Troy		State MI	Zip 48084	Cell Phone	Email				
Phons/Email									
Type	Description								



BU-Business Phone #1	2483621660
----------------------	------------

RACZKA, KATE (O-OTHER) (L-POLICE OFFICER) [TRSTOPCZYNSKIG (150335)]

PE:	W.Type:	Last Name Raczka	First Name Kate	Middle Name	Suffix	Mr/Mrs/Ms
Street Address 500 W. Big Beaver		Apt #	County OAKLAND	Country USA	Home Phone	Work Phone
City Troy		State Mi	Zip 48084	Cell Phone	Email	
Phone/Email						
Type			Description			
BU-Business Phone #1			248-524-3477			

STOPCZYNSKI, GREGORY (O-OTHER) (L-POLICE OFFICER) [TRSTOPCZYNSKIG (150335)]

PE:	W.Type:	Last Name Stopczynski	First Name Gregory	Middle Name	Suffix	Mr/Mrs/Ms
Street Address 500 W. Big Beaver		Apt #	County OAKLAND	Country USA	Home Phone	Work Phone
City Troy		State Mi	Zip 48084	Cell Phone	Email	
Phone/Email						
Type			Description			
BU-Business Phone #1			248-524-3477			

JULIAN, EDWIN (O-OTHER) (L-POLICE OFFICER) [TRSTOPCZYNSKIG (150335)]

PE:	W.Type:	Last Name Julian	First Name Edwin	Middle Name	Suffix	Mr/Mrs/Ms
Street Address 500 W. Big Beaver		Apt #	County OAKLAND	Country USA	Home Phone	Work Phone
City Troy		State Mi	Zip 48084	Cell Phone	Email	
Phone/Email						
Type			Description			
BU-Business Phone #1			248-524-3477			

[REDACTED] (O-OTHER) (R-REPORTED BY) [TRSTOPCZYNSKIG (150335)]

PE:	W.Type:	Last Name [REDACTED]	First Name [REDACTED]	Middle Name	Suffix	Mr/Mrs/Ms
DOB (Age)	Sex	Race	Ethnicity	Birth State	Birth Country	Country of Citizenship
[REDACTED] (18)	M	WHITE				
Street Address 500 W. BIG BEAVER RD		Apt #	County	Country	Home Phone	Work Phone
City Troy		State MI	Zip 48084	Cell Phone [REDACTED]	Email	
Employer CITY OF TROY - PD	Employer Address			Employer Phone	Occupation MINOR DECOY	Employer CSZ

MCEVOY, ERIC MICHAEL (O-OTHER) (I-PERSON INTERVIEW) [TRSTOPCZYNSKIG (150335)]

PE:	W.Type:	Last Name MCEVOY	First Name ERIC	Middle Name MICHAEL	Suffix	Mr/Mrs/Ms
Aliases	Driver License#		DL State MI	DL Country USA	Personal ID#	



DOB (Age)	Sex	Race	Ethnicity	Birth State	Birth Country	Country of Citizenship
[REDACTED] (36)	M	WHITE				
Street Address	Apt #	County	Country	Home Phone	Work Phone	
[REDACTED]			USA			
City	State	Zip	Cell Phone	Email		
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]			
Phone/Email						
Type			Description			
BU-Business Phone #1			2483621660			
Employer	Employer Address	Employer Phone	Occupation	Employer CSZ		
THUNDERBIRD LANES						

Property:						
1812 - Receipt 5488 [TRSTOPCZYNSKIG (150335)]						
Property Class	IBR Type	UCR Type				
88	77 - Other	K - Miscellaneous				
Status		Count	Value			
E - Evidence (Including Other Seized Property And Tools)		1	1			
Description	Disposition	Evidence Tag				
RECEIPT FOR \$2.75 FROM LCC CHECKS		120014783.001				
Recovered Date/Time	Location	Owner				
		[REDACTED]				

Narrative:	
CR No: 120014783-001	Written By: TRSTOPCZYNSKIG (150335) Date: 05/10/2012 08:40 PM
12-14783	
<p>On 5/10/2012 DPU Officers were conducting LCC checks with minor decoy [REDACTED] identification was confiscated and held for safe keeping by the Troy Police Department.</p> <p>At approximately 1950 hrs decoy [REDACTED] entered into Thunderbird Lanes Bowling Alley at 400 W. Maple Rd. in Troy. After entering the bowling alley [REDACTED] approached the bar at the center of the bowling alley. He was waited on by bartender, JANET LOUISE CHANEY. [REDACTED] ordered and was served a bottle of Bud Light and paid \$2.75. At no time did CHANEY request [REDACTED] identification, nor ask how old he was. [REDACTED] next contacted Officer JULIAN and advised he was served a bottle of beer.</p> <p>Directed Patrol Unit (DPU) Officers arrived inside the location and spoke with bartender JANET CHANEY and Thunderbird Lanes Manager, ERIC MCEVOY. Officers advised CHANEY and MCEVOY about the sale and the violation of the Michigan Liquor Control Commission. CHANEY was informed of the civil infraction she committed and was issued citation #736875 for "furnishing/sale to a person under 21/fail to inquire of age". Officers retained the sales receipt of \$2.75 for the beer and later turned it over to Troy property as evidence. Violation report to be submitted to LCC.</p> <p>No further action taken.</p>	



Attachments: 2					
File Name	File Type	Comments	Date	By	Role
Attachments included in this Report:					
14783.pdf	pdf	Statement - Liquor Violation - Citation	05/11/2012 07:47 AM	CANTLON, ROBERT	COMMAND

NARRATIVE REPORT WITNESS STATEMENT

01	DATE 05/11/12	DAY THU	SHIFT 02	PLAT 99	BADGE 1 014	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 12	INCIDENT # 14783
----	------------------	------------	-------------	------------	----------------	---------	---	------------	------------	---------------------

02 Name: _____ (PLEASE PRINT) DOB: _____ Home Phone: _____

03 Address: 500 West Big Beaver Business Phone: _____

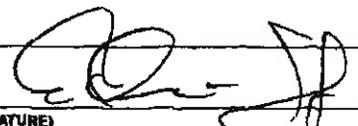
04 City: Troy State: MI Zip: 48084

05 E-mail Address: _____ Cell Phone: _____

06 Arrived at Thunderbird Lanes and upon noticing
07 sit-down bar was closed, I proceeded to the bar behind
08 lanes 25 and 26. An older lady in white shirt took my
09 order, a bottle of beer, and continued the sale without asking
10 for any I.D. After I received the beer bottle, I waited at a
11 nearby table and proceeded to call Officer Julian to
12 tell him the sale was complete.

13
14
15
16
17
18
19
20
21
22
23
24
25
26

27

28 Taken By:  X: _____ (SIGNATURE)
014

29 Place: 400 W. MAPLE Date: 5/10/12 Time: 2010

INVESTIGATING OFFICER(S) JULIAN, RACZKA, STOPCZYNSKI	REVIEWED BY	ASSIGNED TO / BADGE	ATTENTION TO
---	-------------	---------------------	--------------

WITNESSES

1. Name _____ Address 500 W. BIG BEAVER

Will testify to: BEING FURNISHED ALCOHOL _____

2. Name JANET LOUISE CHANEY Address _____

Will testify to: SELLING ALCOHOL TO A MINOR _____

3. Name ERIC MICHAEL MCEVOY Address _____

Will testify to: BEING MANAGER ON DUTY _____

4. Name _____ Address _____

Will testify to:

5. Name _____ Address _____

Will testify to:

EVIDENCE

Location Held (Explain):

GLENA 1 NO.085407 02222
DATE 05/10/2012 THU TIME 19:03

BUD LT \$2.75
TOTAL \$2.75
CASH \$2.75
CLERK 1 No.085408 02222

Thunder Bird
LAARS
12-141783
#1736875

**State of Michigan
Uniform Law Citation**

Ticket No. **736875** Victim Involved

US DOT # _____ Incident No. **12-14783** Dept. No. **1783**

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

Local Use/Arrest No. _____ Detection Device _____

OF: **TROY** BAC _____

THE UNDERSIGNED SAYS THAT ON: Month **5** Day **10** Year **2000** At approximately **1:00** P.M. Date of Birth _____

State **MI** Oper./Chauff. Driver _____ CDL _____ SSN (last 4 digits) **3**

Race **W F** Sex _____ Height _____ Weight _____ Hair _____ Eyes _____ Occupation/Employer **CAR RENTER**

Name (First, Middle, Last) **SANCT LOUISE CHANEY**

Street _____
 City _____

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 **THUNDERBIRD LANES**
 AT OR NEAR **400 W. MAPLE**
 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"/> Wam <input type="checkbox"/> Misd <input type="checkbox"/> Fel	<input type="checkbox"/> Authorization pend. 98.10.14	FURNISH SAT A/C TO PERSON UNDER 21	1
<input type="checkbox"/> C/I <input type="checkbox"/> Wam <input type="checkbox"/> Misd <input type="checkbox"/> Fel	<input type="checkbox"/> Authorization pend.		2
<input type="checkbox"/> C/I <input type="checkbox"/> Wam <input type="checkbox"/> Misd <input type="checkbox"/> Fel	<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) **98.10.14**

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

Remarks: **1 BUD LIGHT BOTTLE**

CHECK IF APPROPRIATE: Vehicle Impounded Injury Traffic Crash Person in Active Military Service Yes No

Damage to Property Death Local Court Bond \$ _____
 License Posted in Lieu of Bond Appearance Certificate None

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

Appearance Date on or before **5/12/2000 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: **KATRINA B. STARCZYNSKI** Month **10** Day **12** Year **2000**

Officer's Name (Printed): **KATRINA STARCZYNSKI** Officer's ID No. **117164**

Agency ORI **ML 6378400** Agency Name **TROY POLICE DEPARTMENT**

ML 6378400 UC-01a (rev. 6/05) COURT COPY 1

Ticket
736875

Name

Case No.

EVIDENCE LIST

Incident No.: 120014783

Agency: Troy PD

ITEM	NEEDED	IN-FILE	COMMENTS
Audio/Video Tape and Transcripts	()	()	
Autopsy Report	()	()	
BAC/Blood/Semen	()	()	
Ballistics/Bullets	()	()	
Chain of Evidence List	()	()	
Clothing/Shoes	()	()	
Confession (written, audio, video)	()	()	
Controlled Substance (Tox Report)	()	()	
Criminal History	()	()	
CSC Kit	()	()	
Diagram Map	()	()	
Finger/Foot Prints	()	()	
Hair/Fiber	()	()	
Hospital/Medical Records	()	()	
Photographs/Slides	()	()	
Weapons	()	()	
Witness Statements	()	()	
CERTIFIED RECORDS	()	()	
SOS	()	()	
Convictions	()	()	
	()	()	
	()	()	
	()	()	
	()	()	
OTHER PHYSICAL EVIDENCE	()	()	
1812 - Receipt 5488			
VICTIM PROPERTY			
	()	()	
	()	()	
	()	()	

Officer In Charge

Date

Phone No.

The Prosecuting Attorney's Office certifies that (*) property belonging to the crime victim must be retained by the Law Enforcement Agency for trial purposes in lieu of photograph or other means of memorialization pursuant to 1985 PA 87

Assistant Prosecutor

Date



STATE OF MICHIGAN

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LIQUOR CONTROL COMMISSION

IN RE: THUNDERBIRD LANES, INC.
D/B/A THUNDERBIRD LANES
400 E. MAPLE
TROY, MI 48084

COMPLAINT NO. 2-152548
BUSINESS ID NO. 1236

CLASSC SS (PM) ADDBAR
CONCOURS SPECIFIC
PURPOSE PERMIT (BOWLING)

CHARGE – MAY 10, 2012

- (1) Sold or furnished alcoholic liquor to minor, _____, r, 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).

FINDINGS OF FACT

The Commissioner finds as fact, based upon the signature on the Michigan Liquor Control Commission's (MLCC) Waiver and Acknowledgment form of Richard L. Glomb, the Vice-President of the above-named Licensed Corporation, that under administrative rule R 436.1907 of the Michigan Administrative Code, the Licensee in this case has voluntarily waived the right to a hearing to contest the cited allegation in this matter and has entered a plea of acknowledgment to the one charge stated in Case No. 2-152548.

The Commissioner accepts the Violation Report of this case, along with any attachments therein, and a True Copy of the prior record of this Licensee at the above-named location as evidence in lieu of testimony in this matter.

The Commissioner believes and finds as fact, based on the Violation Report and attachments therein, that minor decoy [REDACTED] while under the direction of the Troy Police Department, entered the above-named licensed establishment on May 10, 2012, 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 ask for identification, was not 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, based on the Violation Report and attachments therein, that at the time of this incident, minor decoy [REDACTED] born [REDACTED] [REDACTED] was 18 years of age.

CONCLUSIONS OF LAW

Based upon the aforementioned Findings of Fact, the Commissioner concludes that the Licensee in Case No. 2-152548 did violate MCL 436.1801(2) of the Michigan Liquor Control Code, as cited.

ORDER

In determining this violation's penalty, the Commissioner considered the Licensee's total record at the above-named location, which shows two (2) prior violations, both of which were similar to the charge in this matter, since securing MLCC licensure on October 8, 1996.

Therefore, the Commissioner Orders a penalty fine of \$600 for the charge in this matter. The Commissioner further Orders the Licensee to serve a suspension of thirty (30)

continuous days, to run consecutively and not concurrently with any other suspension
Ordered by the MLCC, if the fine is not paid within forty-five (45) days from the date of this
Order.

MICHIGAN LIQUOR CONTROL COMMISSION



Edward D. Clemente, Commissioner

Dated: _____

10/16/12

EDC: 2-152548/AML

LCC Liquor Licensee History

Business name: **Thunderbird Lanes**
 Address: 400 W. Maple (248) 362-1660
 Licensee: Thunderbird Lanes, Inc.
 License type: **Class C (1941-2002)**
 Permits: Sunday Sales, Bowling, Concourse, 2 Bars
 Comments:

Date	Troy Incident #	Type	Disposition	Date
02/23/99	99-07300	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/23/99	99-23645	Compliance Test	PASSED	
11/16/99	none	Compliance Test	PASSED	
06/25/00	00-22539	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/26/00	none	Compliance Test	PASSED	
08/17/00	00-30409	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/19/00	00-38784	Compliance Test	PASSED	
10/20/00	00-38914	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
11/14/00	00-42171	Compliance Test	PASSED	
02/06/01	01-04427	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
04/16/01	01-13013	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/03/01		Compliance Test	PASSED	
06/26/01	01-22638	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/15/01	01-29307	Compliance Test	PASSED	
09/27/01	01-34741	Compliance Test	PASSED	
10/11/01	01-36668	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
12/13/01	01-44538	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/22/02	02-05693	Compliance Test	PASSED	
03/03/02	02-06660	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
04/11/02	02-11069	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/23/02	02-20020	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

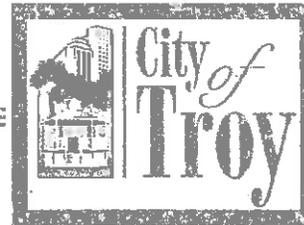
06/26/02	02-20473	Compliance Test	PASSED	
09/06/02	02-29505	Liquor Inspection (Road Patrol- Jones)	NO VIOLATIONS	
10/8/02	02-33184	Compliance Test	PASSED	
02/18/03	03-5152	Liquor Inspection (Road Patrol-Dungjen)	NO VIOLATIONS	
03/11/03	03-7295	Liquor Inspection (Road Patrol-Dungjen)	NO VIOLATIONS	
04/23/03	03-12102	Compliance Test	PASSED	
06/20/03	03-18699	Compliance Test	PASSED	
10/28/03	03-33342	Compliance Test	PASSED	
01/08/04	04-00772	Liquor Inspection (Road Patrol- Brazel)	NO VIOLATIONS	
02/08/04	04-04036	Liquor Inspection (Road Patrol- Brazel)	NO VIOLATIONS	
03/13/04	04-07379	Liquor Inspection (Road Patrol- Brazel)	NO VIOLATIONS	
03/23/04	04-08497	Sale to Minor (compliance test)	\$500 fine	05/07/04
05/23/04	04-14957	Liquor Inspection (Road Patrol- Giorgi)	NO VIOLATIONS	
06/30/04	04-19505	Compliance Test	PASSED	
07/26/04	04-22672	Liquor Inspection (Road Patrol- Giorgi)	NO VIOLATIONS	
09/07/04	04-28112	Liquor Inspection (Road Patrol- Giorgi)	NO VIOLATIONS	
11/27/04	04-37670	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS	
02/10/05	05-04661	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS	
02/16/05	Council	Public Hearings for 2004 Violation(s) – Resolution requiring TIPS/TAMS server training and proof to PD within 90 days.		
02/23/05		Proof received		
03/03/05	05-07173	Compliance Test	PASSED	
03/24/05	05-09648	Liquor Inspection (Road Patrol-Weingart)	NO VIOLATIONS	
05/12/05	05-15773	Liquor Inspection (Road Patrol-Sinutko)	NO VIOLATIONS	
07/10/05	05-23864	Liquor Inspection (Road Patrol-Sinutko)	NO VIOLATIONS	
08/27/05	05-30359	Sale to Minor (Road Patrol FOP)	\$800 fine	03/14/06
09/04/05	05-31392	Liquor Inspection (Road Patrol-Sinutko)	NO VIOLATIONS	
11/17/05	05-40633	Liquor Inspection (Road Patrol-Sinutko)	NO VIOLATIONS	
01/5/06	06-1914	Liquor Inspection (Road Patrol-Sinutko)	NO VIOLATIONS	
02/11/06	06-5752	Liquor Inspection (Road Patrol-Sinutko)	NO VIOLATIONS	
02/15/06	Council	Public Hearings for 2005 Violations-Resolution requiring TIPS/TAMS server training and proof to PD within 90 days		

04/17/06		Proof Received	
04/28/06	06-15932	Liquor Inspection (Road Patrol-Jones)	NO VIOLATIONS
07/05/06	06-25600	Liquor Inspection (Road Patrol-Jones)	NO VIOLATIONS
07/26/06		Compliance Test	PASSED
08/24/06	06-32856	Liquor Inspection (Road Patrol-Jones)	NO VIOLATIONS
05/10/07	07-17210	Compliance Test	PASSED
08/19/07	07-31599	Liquor Inspection (Road Patrol-Raczka)	NO VIOLATIONS
09/16/07	07-35485	Liquor Inspection (Road Patrol-Raczka)	NO VIOLATIONS
09/21/07	07-36177	Liquor Inspection (Road Patrol-Raczka)	NO VIOLATIONS
10/18/07	07-32216	Compliance Test	PASSED
12/13/07	07-45891	Compliance Test	PASSED
02/21/08	08-6645	Compliance Test	PASSED
05/21/08	08-17693	Compliance Test	PASSED
05/21/08	08-17905	Liquor Inspection (Road Patrol- McWilliams)	NO VIOLATIONS
08/13/08	08-28429	Liquor Inspection (Road Patrol- McWilliams)	NO VIOLATIONS
10/02/08	08-34336	Compliance Test	PASSED
10/26/08	08-37147	Liquor Inspection (Road Patrol- Weingart)	NO VIOLATIONS
12/24/08	08-43827	Liquor Inspection (Road Patrol- McWilliams)	NO VIOLATIONS
12/30/08	08-44529	Compliance Test	PASSED
03/12/09	09-8131	Liquor Inspection (Road Patrol- Weingart)	NO VIOLATIONS
05/07/09	09-14286	Compliance Test	PASSED
05/31/09	09-17110	Liquor Inspection (Road Patrol- Weingart/ McWilliams)	NO VIOLATIONS
07/12/09	09-22053	Liquor Inspection (Road Patrol- Weingart/ McWilliams)	NO VIOLATIONS
09/17/09	09-29513	Liquor Inspection (Road Patrol- Weingart/ McWilliams)	NO VIOLATIONS
10/28/09	09-33768	Compliance Test	PASSED
12/04/09	09-37784	Liquor Inspection (Road Patrol- Weingart/ McWilliams)	NO VIOLATIONS
12/17/09	09-39292	Compliance Test	PASSED
03/18/10	10-7790	Liquor Inspection (Road Patrol- Weingart)	NO VIOLATIONS
06/24/10	10-18682	Liquor Inspection (Road Patrol- Weingart)	NO VIOLATIONS
08/12/10	10-24390	Liquor Inspection (Road Patrol- Weingart)	NO VIOLATIONS

09/01/10	10-26718	Compliance Test	PASSED
09/12/10	10-27992	Liquor Inspection (Road Patrol- Weingart)	NO VIOLATIONS
10/17/10	10-31787	Liquor Inspection (Road Patrol- Rockafellow)	NO VIOLATIONS
10/27/10	10-32891	Compliance Test	PASSED
12/07/10	10-37368	Liquor Inspection (Road Patrol- Rockafellow)	NO VIOLATIONS
12/15/10	10-38448	Compliance Test	PASSED
02/14/11	11-4602	Liquor Inspection (Road Patrol- Rockafellow)	NO VIOLATIONS
05/05/11	11-13021	Compliance Test	PASSED
07/18/11	11-20995	Liquor Inspection (Road Patrol- Rockafellow)	NO VIOLATIONS
09/13/11	11-27287	Liquor Inspection (Road Patrol- Rockafellow)	NO VIOLATIONS
10/27/11	11-32137	Liquor Inspection (Road Patrol- Drewek)	NO VIOLATIONS
12/08/11	11-36825	Compliance Test	
12/29/11	11-39251	Liquor Inspection (Road Patrol- Drewek)	NO VIOLATIONS
03/08/12	12-7542	Liquor Inspection (Road Patrol- Drewek)	NO VIOLATIONS
05/10/12	12-14783	Sale to Minor-Compliance Test	VIOLATION Fined \$600
05/20/12	12-16114	Liquor Inspection (Road Patrol- Weingart)	NO VIOLATIONS
07/25/12	12-24849	Liquor Inspection (Road Patrol- McWilliams)	NO VIOLATIONS
09/06/12	12-30063	Liquor Inspection (Road Patrol- Weingart)	NO VIOLATIONS
11/12/12	12-37621	Compliance Test	PASSED
12/02/12	12-39811	Liquor Inspection (Road Patrol- Cascioli)	NO VIOLATIONS
01/02/13	13-221	Liquor Inspection (Road Patrol- Cascioli)	NO VIOLATIONS
01/12/13	13-1287	Liquor Inspection (Road Patrol- Weingart)	NO VIOLATIONS

500 W. Big Beaver.
Troy, MI 48084.
(248) 524-3300

The City of Tomorrow...



...Today

February 8, 2013.

Thunderbird Lanes, Inc.
dba: Thunderbird Lanes
400 E. Maple Rd.
Troy, MI 48084

Re: NOTICE OF PUBLIC HEARING - Liquor License Violation

To whom it may concern:

A Public Hearing will be held by and before the Council of the City of Troy at City Hall, 500 W Big Beaver, Troy, Michigan at **7:30 PM**, or as soon thereafter as the agenda will permit on the date as indicated below to determine whether the City Council should recommend to the Michigan Liquor Control Commission, the renewal or non-renewal of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

Public Hearing: February 20, 2013

License Type: Class C (1941-2012)

Violation: SALE TO MINOR (Compliance Test) on May 10, 2012

You will be given an opportunity to be heard and present evidence at the public hearing and legal counsel may represent you. Please inform your attorney, if you have one, of this notice. If you have questions regarding the procedure or the facts and circumstances surrounding your violation(s), you may contact the City Attorney's office at 248-524-3320.

Sincerely,

M. Aileen Bittner, CMC
City Clerk

c: Kathlyn Rasmussen
100 W. Big Beaver Rd., Suite 385
Troy 48084



Michigan Department of Licensing and Regulatory Affairs
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 *

Table with license information: License Number 15685-2012-S & 11856-2012-S, Business ID 11416, File Number 542.44/132.5, Name of Licensee CZARYD ENTERPRISES, INC., Doing Business As TROY PARTY STORE, Mailing Address 6990 John R, Troy 48085, Township, County Oakland, Type of License(s) SDD & SDM, Date of violation: Day Tuesday, Date 11/13/12, Time 2:40 p.m.

Violation Type: x Minor Intoxicated Person Gambling Controlled Substances
Prohibited Conduct Failure to Cooperate Fighting (must be inside licensed premises)
After Hours Sales / Consumption Other (explain):

If MINOR: Birth date [redacted] Was this a DECOY? x Yes No If No, you MUST answer below!
If above minor violation was NOT a decoy, describe enforcement action taken:

NOTE! COPY OF APPEARANCE TICKET MUST BE ATTACHED.

Submit Report Below or Indicate Attached Report Number 12-37669

Officer Signature [Signature]
Officer Signature [Signature]
Officer Signature [Signature]
Department Name Troy Police Department

Name and Title Officer Edwin Julian
Name and Title Officer Kate Racaka
Name and Title Officer Gregory Stojczynski
Telephone Number 248-524-3477

WITNESSES

- 1. Name [redacted] Address 500 West Big Beaver Road, Troy, MI 48084
Will testify to: Purchased wine from licensee
2. Name Gerald Douglas Greene Address [redacted]
Will testify to: Sold wine to minor
3. Name Address
Will testify to:
4. Name Address
Will testify to:
5. Name Address
Will testify to:

EVIDENCE

Location Held (Explain)
LC-600 Rev. 03/05 4880-2362



TROY PD
 500 W. BIG BEAVER
 TROY MI 48084
 248-524-3477



Case Report

Administrative Details:

CR No 120037669	Subject 4171 - Violation of Liquor Control Laws [41001]
Report Date/Time 11/12/2012 19:53	Occurrence Date/Time 11/12/2012 19:53
Location 6990 JOHN R RD	Call Source FIELD INITIATED
Dispatched Offense C3309 LIQUOR INSPECT	Verified Offense 4171 Violation of Liquor Control Laws
County 63 - Oakland	City/Twp/Village 84 - Troy
Division Patrol DPU	

Action Requested:

- | | |
|--|--------------------------------------|
| <input type="checkbox"/> Arrest warrant | <input type="checkbox"/> Review only |
| <input type="checkbox"/> Search warrant | <input type="checkbox"/> Forfeiture |
| <input type="checkbox"/> Juvenile petition | <input type="checkbox"/> Other |



Offenses:		
4171 - Violation of Liquor Control Laws [TRRACZKAK (126371)]		
IBR Code / IBR Group 90G - Liquor Law Violations / B	Offense File Class 41001 - LIQUOR LICENSE -ESTABLISHMENT	
Crime Against SO	Location Type 17 - Liquor Store	Offense Completed Completed
Domestic Violence No	Hate/Bias 00 - None (No Bias)	
Using A-Alcohol: Yes C-Computer Equipment: No D-Drugs/Narcotics: No		

People:									
GREENE, GERALD DOUGLAS (A-ARRESTEE) [TRRACZKAK (126371)]									
Last Name GREENE		First Name GERALD			Middle Name DOUGLAS		Suffix	Mr/Mrs/Ms	
Aliases				Driver License#		DL State MI	DL Country	Personal ID#	
DOB (Age) (39)	Sex M	Race WHITE	Ethnicity	Birth City & State	Birth Country	Country of Citizenship			
Ident For	Finger Prints No	Photos No	Miranda Read No	Miranda Waived No	Number of Warrants		FBI#		
Street Address			Apt #	County	Country USA	Home Phone		Work Phone	
City		State	Zip	Cell Phone		Email			
Employer Troy Party Store		Employer Address 6990 John R			Employer Phone	Occupation Clerk	Employer CSZ Troy, MI		

Arrest Information		
Offenses	Details	
4171 - Violation of Liquor Control Laws	Arrest Date/Time: 11/13/2012 14:20 Location: 6990 John R Arrest#: #725829 Arrest Type: Summoned/Cited OWI Arrest/BAC: Offense Type: Misd. Count: Arresting Officer 1: TRRACZKAK (RACZKA, KATE 126371) Arresting Officer 2: TRSTOPCZYNSKIG (Stopczynski, Gregory 150335)	
MultiClearance N - Not Applicable	MultiClearance Offense	Armed With 01 - Unarmed

Y (W-WITNESS) [TRRACZKAK (126371)]										
PE: EY	W.Type:	Last Name			First Name		Middle Name		Suffix	Mr/Mrs/Ms
DOB (Age) (19)	Sex F	Race WHITE	Ethnicity	Birth City & State	Birth Country	Country of Citizenship				
Street Address 500 W Big Beaver			Apt #	County	Country	Home Phone		Work Phone		
City Troy		State MI	Zip 48083	Cell Phone		Email				
Passport#	Passport Country of Issue	School		School City			Grade	Active Military Status No		
Employer City of Troy		Employer Address 500 W Big Beaver			Employer Phone	Occupation Decoy	Employer CSZ			

RYDZEWSKI, DANIEL (O-OTHER) (O-OWNER) [TRRACZKAK (126371)]								
PE:	W.Type:	Last Name		First Name		Middle Name	Suffix	Mr/Mrs/Ms



		Rydzewski		Daniel					
DOB (Age)		Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship		
		M	UNKNOWN						
Street Address			Apt #	County	Country	Home Phone	Work Phone		
6990 John R									
City		State	Zip	Cell Phone		Email			
Troy		MI	48083						
Employer		Employer Address			Employer Phone	Occupation	Employer CSZ		
Self		6990 John R				Owner	Troy		

(O-OTHER) (B-BUSINESS, ETC.) [TRRACZKAK (126371)]										
PE:	W.Type	Name					Suffix	Mr/Mrs/Ms		
		Troy Party Store								
DOB (Age)		Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship			
			UNKNOWN							
Street Address			Apt #	County	Country	Home Phone	Work Phone			
6990 John R										
City		State	Zip	Cell Phone		Email				
Troy		MI	48083							

STOPCZYNSKI, GREGORY (O-OTHER) (L-POLICE OFFICER) [TRRACZKAK (126371)]									
PE:	W.Type:	Last Name			First Name		Middle Name	Suffix	Mr/Mrs/Ms
		Stopczynski			Gregory				
DOB (Age)		Sex	Race	Ethnicity	Birth City & State	Birth Country	Country of Citizenship		
			UNKNOWN						
Street Address			Apt #	County	Country	Home Phone	Work Phone		
500 W. Big Beaver				OAKLAND	USA				
City		State	Zip	Cell Phone		Email			
Troy		MI	48084						
Phone/Email									
Type					Description				
BU-Business Phone #1					248-524-3477				

RACZKA, KATE (O-OTHER) (L-POLICE OFFICER) [TRRACZKAK (126371)]									
PE:	W.Type:	Last Name			First Name		Middle Name	Suffix	Mr/Mrs/Ms
		Raczka			Kate				
Street Address			Apt #	County	Country	Home Phone	Work Phone		
500 W. Big Beaver				OAKLAND	USA				
City		State	Zip	Cell Phone		Email			
Troy		MI	48084						
Phone/Email									
Type					Description				
BU-Business Phone #1					248-524-3477				

JULIAN, EDWIN (O-OTHER) (L-POLICE OFFICER) [TRRACZKAK (126371)]									
PE:	W.Type:	Last Name			First Name		Middle Name	Suffix	Mr/Mrs/Ms
		Julian			Edwin				
Street Address			Apt #	County	Country	Home Phone	Work Phone		
500 W. Big Beaver				OAKLAND	USA				
City		State	Zip	Cell Phone		Email			
Troy		MI	48084						
Phone/Email									

CR No: 120037669



Type	Description
BU-Business Phone #1	248-524-3477

Property:			
1812 - Receipt 5448 [TRRACZKAK (126371)]			
Property Class 48	IBR Type 48 - Documents/Personal or Business	UCR Type K - Miscellaneous	
Status E - Evidence (Including Other Seized Property And Tools)		Count 1	Value 1
Description Receipt of sale \$5.29		Disposition Troy Property	Evidence Tag 120037669.001
Recovered Date/Time	Location	Owner [O17540422]	

Narrative:

CR No: 120037669-001 Written By: TRRACZKAK (126371) Date: 11/15/2012 02:10 PM

Complaint#12-37669

On 11/13/2012 at 1420hrs DPU Officers were conducting LCC checks with minor decoy [redacted] identification was confiscated and held for safe keeping by the Troy Police Department.

At approximately 1420hrs decoy [redacted] entered into the Troy Party Store, 6990 John R., in Troy. After entering the store, [redacted] selected one bottle of Sutter Home wine. [redacted] purchased the bottle of wine from an older WM Cashier, later identified as Gerald Douglas Green (3/26/73). [redacted] advised that at no time did the cashier, Green, ask for identification. [redacted] completed the purchase and exited the store with the bottle of wine. [redacted] turned over the wine to Officer Julian.

Officer Stopczynski and I made the location and spoke with Clerk Gerald Green. Gerald advised Officers that no Manager was on duty. Gerald stated the Owner is a Daniel Rydzewski. Officer Stopczynski gave Gerald back the purchased wine. Gerald was advised of the above listed civil infraction he committed and was issued citation@#725629 for furnishing/sale to a person under 21/fail to inquire of age. Officers retained the sales receipt of \$5.29 for the wine and later turned it over to Troy property as evidence. Violation report to be submitted to LCC.

The original receipt was turned over to Troy Property.

No further action taken.

CR No: 120037669-002 Written By: TRCANTLONR (100959) ATTACHMENT ONLY REPORT - No Narrative

Attachments:

File Name	File Type	Comments	Date	By	Role
Attachments included in this report:					
37669.pdf	pdf	Violation Packet	11/16/2012 09:31 AM	CANTLON, ROBERT	COMMAND

NARRATIVE REPORT WITNESS STATEMENT

01	DATE 1/1/13/12	DAY TUE	SHIFT 012	PLAT 919	BADGE 1 14	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 12	INCIDENT # 37669
----	-------------------	------------	--------------	-------------	---------------	---------	---	------------	------------	---------------------

02 Name: _____ DOB: _____ Home Phone: _____
(PLEASE PRINT)

03 Address: 540 W Big Beaver Business Phone: 248-524-347

04 City: Troy State: MI Zip: 48084

05 E-mail Address: _____ Cell Phone: _____

06 On November 13 2012 while working as a
07 minor decoy at approximately 2:17 pm I walked into the
08 Troy Party Store (6990 John R.) and purchased a bottle of
09 White Zinfandel Wine. The Cashier (white older male, balding)
10 didn't ask for I.D. I made the purchase and exited
11 where I then let officer Julian know about the above
12 events listed.

13
14
15
16
17
18
19
20
21
22
23
24
25
26

27 X: _____
(SIGNATURE)

28 Taken By: _____
(SIGNATURE)

29 Place: 6990 John R - Troy Party Store Date: 1/1/13/12 Time: 1425

State of Michigan
Uniform Law Citation

Ticket No. 725629

Victim Involved

US DOT #

Incident No.

12-31669

Dept. No.

784

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

Local Use/Arrest No.

Detection Device

OF: TROY

BAC

1 of 1

THE UNDERSIGNED SAYS THAT ON:

Month 11 Day 13 Year 12 At approximately A.M. P.M. Date of Birth

State Oper./Chauff. CDL

Driver License Number

SSN (last 4 digits)

Race WM

Sex

Height

Weight

Hair

Eyes

Occupation/Employer

Name (First, Middle, Last)

GERALD DOUGLAS GREENE

Street

City

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

TROY PARTY STORE

AT OR NEAR

6990 JOHN R

WITHIN CITY VILLAGE TOWNSHIP OF TROY

COUNTY OF OAKLAND

DID THE FOLLOWING Charge

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 type="checkbox"/> Misd <input type="checkbox"/> Fel	<input type="checkbox"/> Authorization pend. 98.10.14	FURNISH T SALES TO PERSON UNDER 21	1
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Misd <input type="checkbox"/> Fel	<input type="checkbox"/> Authorization pend. 98.10.14		2
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Misd <input type="checkbox"/> Fel	<input type="checkbox"/> Authorization pend. 98.10.14		3

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

Offense Code(s)

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:

TR: [Redacted]

1 BOTTLE WINE (SUFFER HOME)

CHECK IF APPROPRIATE Vehicle Impounded Traffic Crash Damage to Property Injury Death Local Court Bond \$ License Posted in Lieu of Bond 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 11-28-2012 9:30 AM

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: [Redacted] Month 11 Day 13 Year 12

Officer's Name (printed)

Signature: [Redacted] Officer's ID No. 117160

Agency ORI MI-6378400

Agency Name TROY POLICE DEPARTMENT

UC-01a (rev. 6/05)

COURT COPY 1

Ticket No. 725629

Name

Case No.

1287669

YOUR RECEIPT



THANK YOU

11-13-12

04 *4.9921

*4.33 ST

*0.3081

*5.2900

000-6500

* 2-28

LCC

Liquor Licensee History

Business name: **Troy Party Store**
 Address: 6990 John R. (248) 879-2550
 Licensee: Czaryd Enterprises, Inc.
 License type: **SDD (15685-2002) SDM (11856-2002)**
 Permits: Sunday Sales
 Comments:

Date	Troy Incident #	Type	Disposition	Date
6/10/80		SDM License Issued		
6/17/81		SDD License issued		
2/28/83	83-2146	Sale to Minor (Patrol Obs.)	Dismissed Witness DNA	6/21/83
10/26/83		Licenses transferred to Czaryd Enterprises, Inc.		
5/18/84	Unk	Sale to Minor (Patrol Obs.)	Fined \$300.	6/28/84
1997		Buscemi's applied to transfer License	Canceled	4/11/97
8/24/98	MLCC	Sale to Minor (MLCC Compliance Test)	Fined \$300	11/30/98
06/22/99	99-23607	Compliance Test	PASSED	
10/27/99	none	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
04/27/00	00-14284	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/06/00	00-24196	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/25/00	none	Compliance Test	PASSED	
08/02/00	00-28191	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/25/00	00-38640	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
11/15/00	00-42349	Compliance Test	PASSED	
01/24/01	none	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
03/13/01	none	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
04/21/01	01-13667	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
04/24/01		Compliance Test	PASSED	
07/07/01	01-24146	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

08/14/01	01-29125	Compliance Test	PASSED	
09/09/01	01-32429	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
09/25/01	01-34503	Compliance Test	PASSED	
10/21/01	01-37973	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
01/05/02	02-00509	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/28/02	02-06385	Compliance Test	PASSED	
03/14/02	02-07972	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/24/02	02-20094	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/25/02	02-	Compliance Test	PASSED	
08/24/02	02-27914	Liquor Inspection (Road Patrol-LaForest)	NO VIOLATIONS	
10/16/02	02-34072	Compliance Test	PASSED	
12/10/02	02-39965	Liquor Inspection (Road Patrol-Breidenich)	NO VIOLATIONS	
01/22/03	03-2285	Liquor Inspection (Road Patrol-Breidenich)	NO VIOLATIONS	
03/06/03	03-6796	Liquor Inspection (Road Patrol-Breidenich)	NO VIOLATIONS	
03/24/03	03-8720	Compliance Test	PASSED	
05/06/03	03-13495	Liquor Inspection (Road Patrol-Wolfe)	NO VIOLATIONS	
06/19/03	03-18535	Compliance Test	PASSED	
08/12/03	03-24963	Liquor Inspection (Road Patrol-Wolfe)	NO VIOLATIONS	
09/09/03	03-28135	Liquor Inspection (Road Patrol-Wolfe)	NO VIOLATIONS	
10/27/03	03-33131	Sale to Minor (compliance test)	\$500 fine	01/06/04
11/12/03	03-34873	Liquor Inspection (Road Patrol-Kerezi)	NO VIOLATIONS	
01/21/04	04-02120	Liquor Inspection (Road Patrol-Kerezi)	NO VIOLATIONS	
03/03/04	Council	Public Hearings for 2003 Violation(s)-Resolution requiring TIPS/TAM training for all employees who sell alcohol with proof to the PD within 90 days		
03/06/04	04-06680	Liquor Inspection (Road Patrol-Kerezi)	NO VIOLATIONS	
03/22/04	04-08399	Compliance Test	PASSED	
03/29/04		Proof received		
06/30/04	04-19820	Compliance Test	PASSED	
11/12/04	04-35930	Liquor Inspection (Road Patrol- Daniels)	NO VIOLATIONS	
01/30/05	05-03423	Liquor Inspection (Road Patrol- Daniels)	NO VIOLATIONS	
02/11/05	05-04801	Compliance Test	PASSED	

03/13/05	05-08292	Liquor Inspection (Road Patrol- Daniels)	NO VIOLATIONS
05/13/05	05-15863	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS
08/10/05	05-28097	Liquor Inspection (Road Patrol- Mairorano)	NO VIOLATIONS
09/16/05	05-32855	Liquor Inspection (Road Patrol- Mairorano)	NO VIOLATIONS
10/13/05		Compliance Test	PASSED
12/03/05	05-42541	Liquor Inspection (Road Patrol- Kerezi)	NO VIOLATIONS
01/19/06	06-2444	Liquor Inspection (Road Patrol- Kerezi)	NO VIOLATIONS
04/01/06	06-12306	Liquor Inspection (Road Patrol- Livingston)	NO VIOLATIONS
06/19/06	06-23163	Liquor Inspection (Road Patrol- Livingston)	NO VIOLATIONS
09/01/06	06-34018	Liquor Inspection (Road Patrol- Livingston)	NO VIOLATIONS
11/19/06	06-43874	Liquor Inspection (Road Patrol- Wolfe)	NO VIOLATIONS
12/21/06		Compliance Test	PASSED
01/06/07	07-725	Liquor Inspection (Road Patrol- Livingston)	NO VIOLATIONS
02/10/07	07-5162	Liquor Inspection (Road Patrol- Livingston)	NO VIOLATIONS
05/03/07	07-16152	Compliance Test	PASSED
07/08/07	07-25556	Liquor Inspection (Road Patrol- Dungjen)	NO VIOLATIONS
08/03/07	07-29290	Liquor Inspection (Road Patrol- Dungjen)	NO VIOLATIONS
08/23/07	07-32147	Sale to Minor-Compliance Test	Violation
10/30/07		Dist Ct	P/G \$100 Fine
12/05/07		MLCC Hearing: Plea Responsible	\$500 Fine
02/13/08		Council orders TIPS / Tams training	
04/10/08		Proofs Received	
09/09/07	07-34602	Liquor Inspection (Road Patrol- Dungjen)	NO VIOLATIONS
11/03/07	07-41750	Liquor Inspection (Road Patrol-Dungjen)	NO VIOLATIONS
12/06/07	07-45824	Compliance Test	PASSED
12/31/07	07-49068	Liquor Inspection (Road Patrol-Dungjen)	NO VIOLATIONS
02/21/08	08-6578	Compliance Test	PASSED
03/09/08	08-8755	Liquor Inspection (Road Patrol-Dungjen)	NO VIOLATIONS
04/15/08	08-13209	Liquor Inspection (Road Patrol- Dungjen)	NO VIOLATIONS
05/21/08	08-17776	Compliance Test	PASSED
07/13/08	08-24646	Liquor Inspection (Road Patrol- Dungjen)	NO VIOLATIONS
10/02/08	08-34256	Compliance Test	PASSED
10/27/08	08-37232	Liquor Inspection (Road Patrol- Dungjen)	NO VIOLATIONS

12/22/08	08-43599	Liquor Inspection (Road Patrol- Dungjen)	NO VIOLATIONS
12/30/08	08-44515	Compliance Test	PASSED
03/08/09	09-7666	Liquor Inspection (Road Patrol- Dungjen)	NO VIOLATIONS
10/28/09	09-33732	Compliance Test	PASSED
12/17/09	09-39328	Compliance Test	PASSED
01/26/10	10-2520	Liquor Inspection (Road Patrol- Lenczewski)	NO VIOLATIONS
04/07/10	10-9828	Liquor Inspection (Road Patrol- Lenczewski)	NO VIOLATIONS
05/11/10	10-13529	Liquor Inspection (Road Patrol- Lenczewski)	NO VIOLATIONS
07/19/10	10-21136	Compliance Test	PASSED
08/09/10	10-23954	Liquor Inspection (Road Patrol- Lenczewski)	NO VIOLATIONS
09/01/10	10-26658	Compliance Test	PASSED
10/27/10	10-32810	Compliance Test	PASSED
10/30/10	10-33396	Liquor Inspection (Road Patrol- Dungjen)	NO VIOLATIONS
12/15/10	10-38391	Compliance Test	PASSED
12/20/10	10-39088	Liquor Inspection (Road Patrol- Dungjen)	NO VIOLATIONS
02/15/11	11-4648	Liquor Inspection (Road Patrol- Dungjen)	NO VIOLATIONS
05/05/11	11-12911	Compliance Test	PASSED
06/21/11	11-17911	Liquor Inspection (Road Patrol- Cole)	NO VIOLATIONS
07/27/11	11-21936	Liquor Inspection (Road Patrol- Cole)	NO VIOLATIONS
08/31/11	11-25814	Liquor Inspection (Road Patrol- Cole)	NO VIOLATIONS
10/18/11	11-31117	Liquor Inspection (Road Patrol- Barrows)	NO VIOLATIONS
12/08/11	11-36765	Compliance Test	PASSED
01/09/12	12-921	Liquor Inspection (Road Patrol- Barrows)	NO VIOLATIONS
03/05/12	12-7107	Liquor Inspection (Road Patrol- Barrows)	NO VIOLATIONS
05/10/12	12-14730	Compliance Test	PASSED
05/11/12	12-14992	Liquor Inspection (Road Patrol- Mairorano)	NO VIOLATIONS
07/13/12	12-23195	Liquor Inspection (Road Patrol- Mairorano)	NO VIOLATIONS
08/29/12	12-28967	Liquor Inspection (Road Patrol- Mairorano)	NO VIOLATIONS
11/13/12	12-37669	Sale to Minor-Compliance Test	VIOLATION
11/13/12	12-37715	Liquor Inspection (Road Patrol- Villerot)	NO VIOLATIONS

01/14/13

13-1556

Liquor Inspection (Road Patrol- Villerot)

NO VIOLATIONS

500 W. Big Beaver
Troy, MI 48084
(248) 524-3300

The City of Tomorrow...



...Today

February 8, 2013

Czaryd Enterprises, Inc.
dba: Troy Party Store
6990 John R Rd.
Troy, MI 48085

Re: NOTICE OF PUBLIC HEARING - Liquor License Violation

To whom it may concern:

A Public Hearing will be held by and before the Council of the City of Troy at City Hall, 500 W Big Beaver, Troy, Michigan at 7:30 PM, or as soon thereafter as the agenda will permit on the date as indicated below to determine whether the City Council should recommend to the Michigan Liquor Control Commission, the renewal or non-renewal of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

Public Hearing: February 20, 2013

License Type: SDM (11856-2012) SDD (15685-2012)

Violation : SALE TO MINOR (Compliance Test) on November 13, 2012

You will be given an opportunity to be heard and present evidence at the public hearing and legal counsel may represent you. Please inform your attorney, if you have one, of this notice. If you have questions regarding the procedure or the facts and circumstances surrounding your violation(s), you may contact the City Attorney's office at 248-524-3320.

Sincerely,

M. Aileen Bittner, CMC
City Clerk

c: Joseph Ciaramitaro
42850 Garfield, Suite 104
Clinton Twp. 48038



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. 188473-2012 S Business ID 221578 File # D-73088
License No. 188474-2012 S Business ID 221578 File # D-132.5

1. Name of Licensee NKG BUSINESS, INC. 2. Doing Business As BUSCEMI'S #24

3. Mailing Address (street, city, zip code) 3176 Rochester Road, Troy, Michigan 48083

4. Township 5. County Oakland

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

7. Date of Violation: Friday 05/18/12 3:00 AM or PM
(DAY) (DATE) (HOUR)

8. Violation Type: [X] 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 [redacted] Was this a DECOY? [X] 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 # 12-14692

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

Officer Signature [Signature] Name and Title (print) Officer Edwin Julian

Officer Signature [Signature] Name and Title (print) Officer Kate Raczka

Officer Signature [Signature] Name and Title (print) Officer Gregory Stopczynski

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

WITNESSES

1. Name [REDACTED] Address 500 W Big Beaver Rd, Troy MI 48084

Will testify to: Purchased beer

2. Name Ghazwan Abdal Address [REDACTED] 10

Will testify to: Sold 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):



TROY PD
500 W. BIG BEAVER
TROY MI 48084
248-524-3477



Case Report

Administrative Details:

CR No 120014692	Subject 4171 - Violation of Liquor Control Laws [41001]
Report Date/Time 05/09/2012 23:47	Occurrence Date/Time 05/09/2012 23:47
Location 3176 ROCHESTER RD - BUSCEMI'S	Call Source TELEPHONE
Dispatched Offense C3309 LIQUOR INSPECT	Verified Offense 4171 Violation of Liquor Control Laws
County 63 - Oakland	City/Twp/Village 84 - Troy
Division Patrol DPU	

Action Requested:

<input type="checkbox"/> Arrest warrant	<input type="checkbox"/> Review only
<input type="checkbox"/> Search warrant	<input type="checkbox"/> Forfeiture
<input type="checkbox"/> Juvenile petition	<input type="checkbox"/> Other



Offenses:		
4171 - Violation of Liquor Control Laws [TRSTOPCZYNSKIG (150335)]		
IBR Code / IBR Group 90G - Liquor Law Violations / B	Offense File Class 41001 - LIQUOR LICENSE -ESTABLISHMENT	
Crime Against SO	Location Type 07 - Convenience Store	Offense Completed Completed
Domestic Violence No	Hate/Bias 00 - None (No Bias)	
Using A-Alcohol: Yes C-Computer Equipment: No D-Drugs/Narcotics: No		

People:				
ABDAL, GHAZWAN A (A-ARRESTEE) [TRSTOPCZYNSKIG (150335)]				
Last Name Abdal	First Name Ghazwan	Middle Name A	Suffix	Mr/Mrs/Ms
Aliases	Driver License#	DL State	DL Country	Personal ID#
DOB (Age) (40)	Sex M	Race WHITE	Ethnicity	Birth State Birth Country Country of Citizenship
Held For	Finger Prints No	Photos No	Miranda Read No	Miranda Waived No
Number of Warrants	FBI#	Street Address Apt # County Country Home Phone Work Phone		
City	State	Zip	Cell Phone	Employer
Employer Buscemi	Employer Address 3176 Rochester rd	Employer Phone	Occupation Owner	Employer CSZ Troy MI

Arrest Information		
Offenses	Details	
4171 - Violation of Liquor Control Laws	Arrest Date/Time:	05/18/2012 16:00
	Location:	3176 Rochester Rd
	Arrest#:	#725628
	Arrest Type:	Summoned/Cited
	OWI Arrest/BAC:	
	Offense Type:	Misd.
	Count:	
	Arresting Officer 1:	TRSTOPCZYNSKIG (STOPCZYNSKI, GREGORY 150335)
	Arresting Officer 2:	TRRACZKAK (Raczka, Kate 126371)
MultiClearance N - Not Applicable	MultiClearance Offense	Armed With 01 - Unarmed

(W-WITNESS) [TRSTOPCZYNSKIG (150335)]				
PE:	W.Type: EY	Last Name	First Name	Middle Name
DOB (Age) (18)	Sex M	Race WHITE	Ethnicity	Birth State Birth Country Country of Citizenship
Street Address 500 W Big Beaver	Apt #	County	Country	Home Phone Work Phone
City Troy	State MI	Zip 48083	Cell Phone	Email
Employer City of Troy	Employer Address 500 W Big Beaver	Employer Phone	Occupation Decoy	Employer CSZ Troy, MI

JULIAN, EDWIN (O-OTHER) (L-POLICE OFFICER) [TRSTOPCZYNSKIG (150335)]				
PE:	W.Type:	Last Name Julian	First Name Edwin	Middle Name
DOB (Age)	Sex	Race	Ethnicity	Birth State Birth Country Country of Citizenship



UNKNOWN							
Street Address 500 W. Big Beaver			Apt #	County OAKLAND	Country USA	Home Phone	Work Phone
City Troy		State MI	Zip 48084	Cell Phone	Email		
Phone/Email							
Type				Description			
BU-Business Phone #1				248-524-3477			

RACZKA, KATE (O-OTHER) (L-POLICE OFFICER) [TRSTOPCZYNSKIG (150335)]								
PE:	W.Type:	Last Name Raczka		First Name Kate		Middle Name	Suffix	Mr/Mrs/Ms
Street Address 500 W. Big Beaver			Apt #	County OAKLAND	Country USA	Home Phone	Work Phone	
City Troy		State MI	Zip 48084	Cell Phone	Email			
Phone/Email								
Type				Description				
BU-Business Phone #1				248-524-3477				

STOPCZYNSKI, GREGORY (O-OTHER) (L-POLICE OFFICER) [TRSTOPCZYNSKIG (150335)]								
PE:	W.Type:	Last Name Stopczynski		First Name Gregory		Middle Name	Suffix	Mr/Mrs/Ms
Street Address 500 W. Big Beaver			Apt #	County OAKLAND	Country USA	Home Phone	Work Phone	
City Troy		State MI	Zip 48084	Cell Phone	Email			
Phone/Email								
Type				Description				
BU-Business Phone #1				248-524-3477				

(O-OTHER) (B-BUSINESS, INSTITUTION, ETC.) [TRSTOPCZYNSKIG (150335)]								
PE:	W.Type:	Name Buscemis				Suffix	Mr/Mrs/Ms	
DOB (Age)		Sex	Race UNKNOWN	Ethnicity	Birth State	Birth Country	Country of Citizenship	
Street Address 3176 Rochester Rd			Apt #	County	Country	Home Phone	Work Phone	
City Troy		State MI	Zip 48083	Cell Phone	Email			

Property:			
1899 - Other Document 548B [TRSTOPCZYNSKIG (150335)]			
Property Class 88		IBR Type 77 - Other	
Status E - Evidence (Including Other Seized Property And Tools)		Count 1	Value 1
Description Beer Receipt \$11.19		Disposition Troy MI	Evidence Tag 120014692.001
Recovered Date/Time	Location	Owner [O16463928]	



Narrative:

CR No: 120014692-001 Written By: TRSTOPCZYNSKIG (150335) Date: 05/18/2012 03:46 PM

Complaint#12- 14692

On 5/18/2012 at 1500hrs DPU Officers were conducting LCC checks with minor decoy [REDACTED]. Identification was confiscated and held for safe keeping by the Troy Police Department.

At approximately 1500hrs, Decoy [REDACTED] entered into Buscemis Party Store located at 3176 Rochester Rd. and placed a 6pack of Strawberry Ale Beer on the counter. A WM later identified as Ghazwan Abdal was operating the cash register. Decoy [REDACTED] placed the 6pack of beer in front of Abdal and stated to Abdal that "he knew Gus". Abdal proceeded to process the beer purchase without asking [REDACTED] for identification, nor inquiring about his age. A previous tip had come into the Troy PD that minors were able to purchase alcohol from Buscemis by stating to the cashier "I know Gus". This tip came from an anonymous caller into dispatch on several occasions. Decoy [REDACTED] completed the beer purchase for \$11.19, and exited the store with the 6pack.

Officer Stopczynski and I next retrieved the 6 pack of beer from [REDACTED] and entered back into the store with it. Officer Stopczynski requested to speak to "Gus". The WM operating the register identified himself as Gus. Officer Stopczynski identified himself as an officer and explained the above listed events to Abdal. Abdal stated he was a Co-owner of the location. He was advised by officers of the above listed violations of the Michigan Liquor Control Commission. Abdal was issued citation#725628 for furnishing/sale of alcohol to a person under 21/fail to inquire of age. Officers retained the sales receipt of \$11.10 for the beer and later turned it over to Troy property as evidence. Violation report to be submitted to LCC. No further action taken.

EVIDENCE LIST

Incident No.: 120014692

Agency: Troy PD

ITEM	NEEDED	IN-FILE	COMMENTS
Audio/Video Tape and Transcripts	()	()	
Autopsy Report	()	()	
BAC/Blood/Semen	()	()	
Ballistics/Bullets	()	()	
Chain of Evidence List	()	()	
Clothing/Shoes	()	()	
Confession (written, audio, video)	()	()	
Controlled Substance (Tox Report)	()	()	
Criminal History	()	()	
CSC Kit	()	()	
Diagram Map	()	()	
Finger/Foot Prints	()	()	
Hair/Fiber	()	()	
Hospital/Medical Records	()	()	
Photographs/Slides	()	()	
Weapons	()	()	
Witness Statements	()	()	
CERTIFIED RECORDS	()	()	
SOS	()	()	
Convictions	()	()	
	()	()	
	()	()	
	()	()	
OTHER PHYSICAL EVIDENCE	()	()	
1899 - Other Document 5488			<hr/>
VICTIM PROPERTY			<hr/>
	()	()	
	()	()	
	()	()	

 Officer In Charge Date Phone No.

The Prosecuting Attorney's Office certifies that (*) property belonging to the crime victim must be retained by the Law Enforcement Agency for trial purposes in lieu of photograph or other means of memorialization pursuant to 1985 PA 87

 Assistant Prosecutor Date



STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LIQUOR CONTROL COMMISSION

IN RE: NKG BUSINESS, INC.
D/B/A BUSCEMI'S #24
3176 ROCHESTER
TROY, MI 48083

COMPLAINT NO. 2-152985
BUSINESS ID NO. 221578

SDD SDM SS (AM & PM)

CHARGE – MAY 18, 2012

- (1) Sold or furnished alcoholic liquor to minor, [REDACTED] date of birth [REDACTED] 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).

FINDINGS OF FACT

The Commissioner finds as fact, based upon the signature on the Michigan Liquor Control Commission's (MLCC) Waiver and Acknowledgment form of Naji B. Abdal, the President of the above-named Licensed Corporation, that under administrative rule R 436.1907 of the Michigan Administrative Code, the Licensee in this case has voluntarily waived the right to a hearing to contest the cited allegation in this matter and has entered a plea of acknowledgment to the one charge stated in Case No. 2-152985.

The Commissioner accepts the Violation Report of this case, along with any attachments therein, and a True Copy of the prior record of this Licensee at the above-named location as evidence in lieu of testimony in this matter.

The Commissioner believes and finds as fact, based on the Violation Report and attachments therein, that minor decoy [REDACTED] while under the direction of the Troy Police

Department, entered the above-named licensed establishment on May 18, 2012, 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 ask for identification, was not 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, based on the Violation Report and attachments therein, that at the time of this incident, minor decoy [REDACTED], born [REDACTED] [REDACTED] was 18 years of age.

The Commissioner took under consideration for mitigative circumstances a signed written statement submitted to the MLCC by Naji Abdal.

CONCLUSIONS OF LAW

Based upon the aforementioned Findings of Fact, the Commissioner concludes that the Licensee in Case No. 2-152985 did violate MCL 436.1801(2) of the Michigan Liquor Control Code, as cited.

ORDER

In determining this violation's penalty, the Commissioner considered the Licensee's total record at the above-named location, which shows no prior violations since securing MLCC licensure on March 3, 2010.

Therefore, the Commissioner Orders a penalty fine of \$500 for the charge in this matter. The Commissioner further Orders the Licensee to serve a suspension of twenty-five

(25) continuous days, to run consecutively and not concurrently with any other suspension Ordered by the MLCC, if the fine is not paid within forty-five (45) days from the date of this Order.

MICHIGAN LIQUOR CONTROL COMMISSION



Edward D. Clemente, Commissioner

Dated:

7/19/12

EDC: 2-152985/AML

State of Michigan
Uniform Law Citation

Ticket No. **725628** Victim Involved

US DOT # _____ Incident No. **12-14692** Dept. No. **784**

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

OF: **TROY** BAC _____ 1 of 1

THE UNDERSIGNED SAYS THAT ON: Month **5** Day **18** Year **12** At approximately **3:00** A.M. P.M. Date of Birth _____

State **MI** Oper./Chauf. Dr. CDL _____ (last 4 digits)

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

Name (First, Middle, Last) **HAZWAN A ABDAL**

Street _____

City _____

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

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

UPON **BUSLEMI'S**

AT OR NEAR **3176 ROCHESTER RD.**

WITHIN CITY VILLAGE TOWNSHIP OF **TROY**

COUNTY OF **OAKLAND** DID THE FOLLOWING

Type	MCL Citat/PACC Code	Description (include any bond amount collected on each charge)	Charge	No.
<input checked="" type="checkbox"/> Fel <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend.	98.10.14	FURNISH + SHIP A/C TO PERSON U/21	YOA	1
<input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Waiv				2
<input type="checkbox"/> Fel <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) _____

Key for Type: CI = Civil Infraction Misd = Misdemeanor Fel = Felony Warn = Warning Fug = Fugitive, Waiv = Waived Authorization pend. = Authorization pending

Remarks: **6 PACK \$9.99 11.19 STRAWBERRY A/C.**

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 **5/13/12 08:30AM**

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 **5** Day **18** Year **12**

Officer's Name (printed) **H. HAZWAN / STORZYNSKI** Officer's ID No. **164**

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

UC-61a (rev. 8/05) **COURT COPY 1**

Ticket No. **725628**

Name

Case No.

LCC Liquor Licensee History

Business name: Buscemi's
Address: 3176 Rochester Road
Licensee: NKG Business, Inc.
License type: SDD - SDM
Permits: Sunday Sales
Comments:

Date	Troy Incident #	Type	Disposition	Date
04/29/10	10-12184	Liquor Inspection (Road Patrol-Yunkari)	NO VIOLATIONS	
06/20/10	10-18142	Liquor Inspection (Road Patrol-Yunkari)	NO VIOLATIONS	
07/19/10	10-21100	Compliance Test	PASSED	
08/22/10	10-25505	Liquor Inspection (Road Patrol-Yunkari)	NO VIOLATIONS	
09/01/10	10-26624	Compliance Test	PASSED	
10/21/10	10-32210	Liquor Inspection (Road Patrol-Satterfield)	NO VIOLATIONS	
10/27/10	10-32903	Compliance Test	PASSED	
12/15/10	10-38356	Compliance Test	PASSED	
12/31/10	10-40156	Liquor Inspection (Road Patrol-Satterfield)	NO VIOLATIONS	
02/25/11	11-5907	Liquor Inspection (Road Patrol-Satterfield)	NO VIOLATIONS	
05/05/11	11-12923	Compliance Test	PASSED	
06/10/11	11-16796	Liquor Inspection (Road Patrol-Satterfield)	NO VIOLATIONS	
08/12/11	11-23812	Liquor Inspection (Road Patrol-Satterfield)	NO VIOLATIONS	
09/16/11	11-27630	Liquor Inspection (Road Patrol-Satterfield)	NO VIOLATIONS	
10/05/11	11-29760	Liquor Inspection (Road Patrol-Garcher)	NO VIOLATIONS	
12/08/11	11-36727	Compliance Test	PASSED	
12/16/11	11-37777	Liquor Inspection (Road Patrol-Garcher)	NO VIOLATIONS	
05/18/12	12-14692	Sale to Minor-Compliance Test	VIOLATION Fined \$500	

05/25/12	12-16837	Liquor Inspection (Road Patrol-Galich)	NO VIOLATIONS
07/02/12	12-21853	Liquor Inspection (Road Patrol-Galich)	NO VIOLATIONS
08/31/12	12-29258	Liquor Inspection (Road Patrol-Galich)	NO VIOLATIONS
10/20/12	12-34843	Liquor Inspection (Road Patrol-Strong)	NO VIOLATIONS
11/12/12	12-37632	Compliance Test	PASSED
11/18/12	12-38348	Liquor Inspection (Road Patrol-Strong)	NO VIOLATIONS
12/16/12	12-41365	Liquor Inspection (Road Patrol-Strong)	NO VIOLATIONS

LCC

Liquor Licensee History

Business name: **Buscemi's Party Shoppe**
 Address: 3176 Rochester (248) 689-5959
 Licensee: Jill-Nick Corporation
 License type: **SDD (73920-2002) SDM (14525-2002)**
 Permits: Sunday Sales
 Comments:

Date	Troy Incident #	Type	Disposition	Date
03/12/90		Council approves transfer of license to Jill-Nick Corporation (Anthony A. Buscemi) from Saddle, Inc.		
10/17/90		Sale to Minor (Compliance Test)	\$200 fine	03/21/91
10/05/92		Applies for SDD. Council recommends NO SDD be issued by MLCC due to limited number		
01/28/99	99-03952	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/04/99		Applies to transfer SDD from JADE DISTRIBUTING, withdraws request due to Jade's tax delinquency		
06/22/99	99-23595	Compliance Test	PASSED	
10/27/99	none	Compliance Test	PASSED	
01/04/2000		MLCC approves transfer of SDD from RAZOOK, INC. after appeal of original denial.		
03/21/00	MLCC	Charged with "...transfer interest without prior approval" on or about 01/01/97	\$500	
04/10/00		Council approves stock transfer (All) to Buscemi sons Paul, Anthony, & David Buscemi		
04/27/00	00-14306	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/25/00	none	Compliance Test	PASSED	
08/27/00	00-31758	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
11/15/00	00-42339	Compliance Test	PASSED	
02/08/01	01-04629	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
03/17/01	01-09238	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

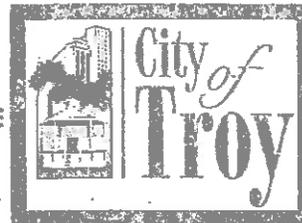
04/24/01		Compliance Test	PASSED
06/06/01	01-19810	Liquor Inspection (Road Patrol)	NO VIOLATIONS
08/14/01	01-29107	Compliance Test	PASSED
08/28/01	01-30948	Liquor Inspection (Road Patrol)	NO VIOLATIONS
09/25/01	01-34492	Compliance Test	PASSED
10/16/01	01-37338	Liquor Inspection (Road Patrol)	NO VIOLATIONS
02/28/02	02-06378	Compliance Test	PASSED
05/11/02	02-14745	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/25/02	02-	Compliance Test	PASSED
07/07/02	02-21937	Liquor Inspection (Road Patrol)	NO VIOLATIONS
09/07/02	02-29605	Liquor Inspection (Road Patrol- Langbeen)	NO VIOLATIONS
10/16/02	02-34077	Compliance Test	PASSED
10/24/02	02-34942	Liquor Inspection (Road Patrol- Kocenda)	NO VIOLATIONS
12/12/02	02-40226	Liquor Inspection (Road Patrol-Kocenda)	NO VIOLATIONS
02/23/03	03-5646	Liquor Inspection (Road Patrol-Kocenda)	NO VIOLATIONS
03/24/03	03-8738	Compliance Test	PASSED
06/19/03	03-18547	Compliance Test	PASSED
07/08/03	03-20909	Liquor Inspection (Road Patrol-Dimaria)	NO VIOLATIONS
08/12/03	03-25007	Liquor Inspection (Road Patrol-Dimaria)	NO VIOLATIONS
09/08/03	03-28044	Liquor Inspection (Road Patrol-Dimaria)	NO VIOLATIONS
10/27/03	03-33168	Compliance Test	PASSED
11/28/03	03-36392	Liquor Inspection (Road Patrol-Cole)	NO VIOLATIONS
01/20/04	04-01965	Liquor Inspection (Road Patrol-Cole)	NO VIOLATIONS
02/17/04	04-04918	Liquor Inspection (Road Patrol-Cole)	NO VIOLATIONS
03/22/04	04-08397	Compliance Test	PASSED
05/19/04	04-14714	Liquor Inspection (Road Patrol-Dimaria)	NO VIOLATIONS
10/21/04	04-33348	Liquor Inspection (Road Patrol-Swift)	NO VIOLATIONS
11/15/04	04-36313	Liquor Inspection (Road Patrol-Swift)	NO VIOLATIONS
01/24/05	05-02701	Liquor Inspection (Road Patrol-Swift)	NO VIOLATIONS

02/11/05	05-04767	Sale to Minor (Compliance Test)	\$500 fine	03/24/05
08/02/05	05-26933	Liquor Inspection (Road Patrol-Giorgi)	NO VIOLATIONS	
09/22/05	05-33634	Liquor Inspection (Road Patrol-Minton/Giorgi)	NO VIOLATIONS	
10/13/05		Compliance Test	PASSED	
12/31/05	05-46221	Liquor Inspection (Road Patrol-Ersig)	NO VIOLATIONS	
03/15/06	06-9924	Liquor Inspection (Road Patrol-Ersig)	NO VIOLATIONS	
04/13/06	06-13866	Liquor Inspection (Road Patrol-Strong)	NO VIOLATIONS	
05/25/06	06-19607	Liquor Inspection (Road Patrol-Strong)	NO VIOLATIONS	
08/03/06	06-29682	Liquor Inspection (Road Patrol-Strong)	NO VIOLATIONS	
11/02/06	06-41862	Liquor Inspection (Road Patrol-Rockafellow)	NO VIOLATIONS	
12/21/06		Compliance Test	PASSED	
01/14/07	07-1665	Liquor Inspection (Road Patrol-Rockafellow)	NO VIOLATIONS	
03/05/07		Final Approval for New Location at 3176 Rochester		
05/03/07	07-16130	Compliance Test	PASSED	
06/30/07	07-24423	Liquor Inspection (Road Patrol-C. Villerot)	NO VIOLATIONS	
08/19/07	07-31546	Liquor Inspection (Road Patrol-C. Villerot)	NO VIOLATIONS	
08/31/07	07-33402	Liquor Inspection (Road Patrol-C. Villerot)	NO VIOLATIONS	
08/23/07	07-32110	Compliance Test	PASSED	
11/03/07	07-	Liquor Inspection (Road Patrol-C. Villerot)	NO VIOLATIONS	
12/06/07	07-45774	Compliance Test - Sale to Minor (DPU)	Violation	
02/11/08		Dist Ct	Pending	
04/28/08		MLCC Hearing: Neg Settlement	\$300 Fine	
02/13/08		Council orders TIPS / TAMS training		
02/21/08	08-6538	Compliance Test	PASSED	
03/06/08	08-8343	Liquor Inspection (Road Patrol- C. Villerot)	NO VIOLATIONS	
04/03/08	08-11715	Liquor Inspection (Road Patrol- C. Villerot)	NO VIOLATIONS	
05/21/08	08-17745	Compliance Test	PASSED	
07/03/08	08-23443	Liquor Inspection (Road Patrol-M.Livingston)	NO VIOLATIONS	
08/22/08	08-29436	Liquor Inspection (Road Patrol-M.Livingston)	NO VIOLATIONS	
10/02/08	08-34220	Compliance Test	PASSED	

10/09/08	08-35213	Liquor Inspection (Road Patrol-M.Livingston)	NO VIOLATIONS
12/07/08	08-41806	Liquor Inspection (Road Patrol-M.Livingston)	NO VIOLATIONS
12/30/08	08-44473	Compliance Test	PASSED
01/23/09	MLCC ordered license suspended for 3 days due to non-compliance of training order. Business was closed this date, MLCC notified by fax.		
03/16/09	Received MLCC notification that SDD & SDM License placed in escrow		

500 W. Big Beaver
Troy, MI 48084
(248) 524-3300

The City of Tomorrow...



...Today

February 8, 2013

Naji Abdal
NKG Business, Inc.
dba: Buscemi's
3176 Rochester Rd.
Troy, MI 48083

Re: NOTICE OF PUBLIC HEARING - Liquor License Violation

To whom it may concern:

A Public Hearing will be held by and before the Council of the City of Troy at City Hall, 500 W Big Beaver, Troy, Michigan at **7:30 PM**, or as soon thereafter as the agenda will permit on the date as indicated below to determine whether the City Council should recommend to the Michigan Liquor Control Commission, the renewal or non-renewal of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

Public Hearing: February 20, 2013

License Type: SDD (188473-2012) SDM (188474-2012)

Violation: SALE TO MINOR (Compliance Test) on May 18, 2012

You will be given an opportunity to be heard and present evidence at the public hearing and legal counsel may represent you. Please inform your attorney, if you have one, of this notice. If you have questions regarding the procedure or the facts and circumstances surrounding your violation(s), you may contact the City Attorney's office at 248-524-3320.

Sincerely,

M. Aileen Bittner, CMC
City Clerk