



MEMORANDUM

TO: Members of the Troy City Council
 FROM: Lori Grigg Bluhm, City Attorney *LG*
 Julie Quinlan Dufrane, Assistant City Attorney *JQD*
 DATE: March 18, 2013
 SUBJECT: Liquor Violation Hearing – Simbad, Inc. d/b/a Rotana Café (f/k/a The Palms Restaurant)

This matter was previously scheduled for a liquor hearing on February 20, 2013. At that time, a representative of the restaurant appeared without counsel. There was a criminal matter pending at that time, and the hearing was continued until March 18, 2013, as agreed to by the licensee.

Our office was subsequently advised by Attorney Shamil Halabu that there is a proposed sale of the liquor license from Sabah Garmo, operating as Simbad, Inc. (The Palms Restaurant, Rotana Café) to Shuala Toma, operating as Thomas & Toma, Inc. Paperwork has been submitted to the Michigan Liquor Control Commission (MLCC), but cannot be finalized until the pending liquor license violations are resolved. The City has not started processing the proposed transfer yet, since the proposed new owners have not yet submitted the required application documentation.

If the liquor violation is not acknowledged by the licensee, then City Administration has the burden to show that it is more likely than not that a violation occurred at the restaurant. According to the attached police reports, on December 12, 2012, Troy police officers were dispatched to the area at approximately 5:00 am for a possible domestic assault in progress. When the first officer arrived, he observed a white SUV speeding through the parking lot without any headlights on. The officer approached the white SUV and spoke to the driver who smelled strongly of intoxicants. Through questioning, the officer determined that the driver was an employee at the restaurant located at 336 John R. He told the officer that he had been drinking at work until 4:30 a.m., and that his boss had asked him to pull the white SUV around to the front of the restaurant. The driver, who had a blood alcohol level of 0.17, pled guilty to the criminal offense of operating a motor vehicle while impaired.

The manager (Bill Thomas) came out of the restaurant and confirmed that he was the owner of the SUV. He was issued a criminal ticket for *allowing an intoxicated person to drive a motor vehicle*. This criminal case is still pending. In addition to this charge, the restaurant was also cited for serving alcohol after hours (after 2 am), and for failing to prominently display the liquor license, since the license was eventually located stuffed in a drawer behind the bar.

Although not originally included as part of the liquor license violation hearing, there have been two subsequent liquor license violations at the restaurant, one on February 24, 2013 and a second one on February 27, 2013.

Simbad, Inc. has a Class C liquor license which means alcohol is served to patrons for consumption on the premises. Under MCL 436.1501, on-premises liquor licenses are automatically renewed on a yearly basis unless the local legislative body (City Council) objects on or before March 31 of each year. Any liquor license violation can serve as a basis for objecting to the automatic renewal of the liquor license. A proposed resolution objecting to the license renewal is prepared for your consideration. This action would require the liquor license to be placed in escrow as of April 1, 2013. This action would not preclude a subsequent transfer of the liquor license, but it would require City Council action to remove the liquor license from escrow.



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 Douglas F. Drewak
Officer Signature

Name and Title Officer Douglas Drewak
Name and Title

Department Name Troy Police Department

Telephone Number 248-524-3477

WITNESSES

- 1. Name Samad Saleem Address
Will testify to: Works at establishment which provided liquor to him after permitted hours
2. Name Kusi Youns Address
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 48064
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/Aley/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/Aley/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 09:30 Location:

CR No: 120040632-001 	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 08:20 Location: Arrest#: 19015 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, SARMA D KHAIRI (A-ARRESTEE) [TRDREWEKD (104495)]

Last Name SALEEM	First Name SARMA D	Middle Name KHAIRI	Suffix	Mr/Mrs/Ms
----------------------------	------------------------------	------------------------------	--------	-----------

Aliases	Driver License#	DL State MI	DL Country	Personal ID#
---------	-----------------	-----------------------	------------	--------------

DOB (Age) (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 08:40 Location: Arrest#: 888 Arrest Type: Onview OWI Arrest/BAC: Yes/17 Offense Type: Misd. Count: Arresting Officer 1: TRDREWEKD (DREWEK, DOUGLAS 104495)

MultiClearance N - Not Applicable	MultiClearance Offense	Armed With 01 - Unarmed
---	------------------------	-----------------------------------

YOUNG, KUSI R (O-OTHER) (I-PERSON INTERVIEW) [TRDREWEKD (104495)]

PE:	W.Type:	Last Name YOUNG	First Name KUSI	Middle Name R	Suffix	Mr/Mrs/Ms
-----	---------	---------------------------	---------------------------	-------------------------	--------	-----------

Aliases	Driver License#	DL State MI	DL Country	Personal ID#
---------	-----------------	-----------------------	------------	--------------

DOB (Age) (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 (184485)		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 II			

Narrative:

(#12-40832), 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 Local Use/Arrest No. _____ Detection Device _____
 Township City Village County

OF: **TROY** BAC **.17** 1 of 1

THE UNDERSIGNED Month Day Year At approximately A.M. Date of Birth P.M. Month Day Year
SAYS THAT ON: **12 12 12 05:27**

State Oper./Chauff. Driver License Number _____ SSN (last 4 only) _____
MI 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 Cit./PACC Code/Ordinance	Description (include any bond amount collected on each charge)	No.
<input checked="" type="checkbox"/> CI <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend. <input checked="" type="checkbox"/> Med <input type="checkbox"/> Fug Ord: 257.3251-A <input type="checkbox"/> Fel <input type="checkbox"/> Waiv 1025000		OPER WHILE INTOXICATED (ALCOHOL/DRUGS)	1
<input type="checkbox"/> CI <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend. <input type="checkbox"/> Med <input type="checkbox"/> Fug <input type="checkbox"/> Fel <input type="checkbox"/> Waiv			2
<input type="checkbox"/> CI <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend. <input type="checkbox"/> Med <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)
1 106.5.15(1) 2 3

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

Remarks:

12TR12972 Ticket
SALEEM, SARMAD Name
Case No.

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 INSTRUCTIONS
Appearance Date on or before **12-19-12 @ 0630**
Hearing Date (if applicable) on _____ Contact Court
 Juvenile Traffic Med. (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
TROY, MI 48084
(248) 528-0400**

I served a copy of the civil infraction complaint upon the defendant (or own clerk/agent 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.ostgov.com/OakEflx/index.aspx>
(rev. 6/05)

STATE OF MICHIGAN
52-4 JUDICIAL DISTRICT
JUDICIAL CIRCUIT

JUDGMENT OF SENTENCE
 COMMITMENT TO JAIL

CASE NO.

12-005382 OD
X-REF: 12TR12972

ORI
MI-630165J

Court Address 520 W BIG BEAVER ROAD
TROY, MI 48084

Court Telephone no.
(248) 528-0400

Police Report No. 12-40832

THE PEOPLE OF

CITY OF TROY

V

Defendant's name, address, and telephone no.
(313) 790-1196
SALEEM/SARMAD/KHAIRI
33110 KARIN DR APT 104
STERLING HTS, MI 48310

CTN/TCN	SID	DOB
C912347005L	4567178H	10/10/1989

THE COURT FINDS:

1. Defendant was found guilty on FEB. 14, 2013 of the crime(s) as stated below:
Date

Count	CONVICTED BY		DISMISSED BY*	CRIME	CHARGE CODE(S) MCL citation/PACC code
	Plea*	Court/Jury			
1	G			OPER W/IMPAIRED BY LIQUOR	257.6253-A

*For plea: insert "G" for guilty plea, "NC" for nolo contendere, or "MI" for guilty but mentally ill. For dismissal: insert "D" for dismissed by court or "NP" for dismissed by prosecutor/plaintiff.

2. Defendant represented by an attorney: THOMAS R. WALCOTT P-28659
 advised of right to counsel and appointed counsel and knowingly, intelligently and voluntarily waived that right.
3. Conviction reportable to Secretary of State. Defendant's driver's license number is MI S450758468780.

IT IS ORDERED:

8. Deferred status is revoked. HYTA status is revoked.
9. Defendant is sentenced to jail as follows: Report at _____ m.

Count	Date Sentence Begins	Sentenced		Credited		To Be Served		Release Authorized for the Following Purpose	Release Period	
		Mos.	Days	Mos.	Days	Mos.	Days		From	To
1								<input type="checkbox"/> Upon payment of fine/costs <input type="checkbox"/> To work or seek work..... <input type="checkbox"/> For attendance at school.. <input type="checkbox"/> For medical treatment.... <input type="checkbox"/> Other _____		

10. Defendant shall pay:

COUNT	STATE MIN	CRIM VICT	RESTITUTION	CRT COSTS AND FINE	ATTY FEES	OTHER	TOTAL
1	50.00	75.00	250.00	975.00		710.00	2,050.00

Balance Due: \$2,060.00

The due date for payment is 4/15/13. Fine, costs, and fees not paid within 56 days of the due date are subject to a 20% late penalty on the amount owed. Only the fine and some costs may be satisfied by serving time in jail. Defendant shall serve _____ days in jail beginning _____ for failure to pay on time.

11. Defendant shall be placed on probation for 12 months and abide by the terms of probation (See separate order.)
15. Other: 12 MTHS PROBATION, \$50 POE, REPORT, PAYMENT PLAN, NO ALCOHOL, CONTROLLED SUBSTANCES OR MOOD ALT DRUGS-NO CONSUMPTION OF LIQUIDS PRIOR TO TESTING, DRUG SCREENS IF PO ORDERS, ETG'S 3X MONTH, THERAPY TO BE COMPLETED AT ARAB AMERICAN CHALDEAN COUNCIL SUBSTANCE ABUSE, CITY OF TROY \$275, ESL CLASSES REG W/IN 14 DAYS, FOLLOW RULES OF PROBATION AS DIRECTED

** SEW **

Attachment "A"



[Handwritten Signature]

MARCH 14, 2013
Date

(SEAL)
Deputy Court Clerk Judge/XXXXXXXXX KIRSTEN NIELSEN HARRIS

P-45155
Bar no.

State of Michigan Uniform Law Citation		Ticket No. 12TR13015		<input type="checkbox"/> Victim Involved	
US DOT #		Incident No. 12-040832		Dept. No. 6378400	
The People of: <input type="checkbox"/> the State of Michigan <input type="checkbox"/> Township <input checked="" type="checkbox"/> City <input type="checkbox"/> Village <input type="checkbox"/> 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 <input checked="" type="checkbox"/> A.M. <input type="checkbox"/> P.M. 05:30
State <input checked="" type="checkbox"/> Oper./Chauf. <input type="checkbox"/> CDL		Driver License Number			SSN (last 4 digits)
Race W	Sex M	Height 6' 02"	Weight 350	Hair	Eyes BRO
Name (First, Middle, Last) BILL THOMAS					
Street					
City					
Vehicle Plate No. TEMP TAG	Year 2012	State MI	Vehicle Description (Year, Make, Color) 2008 RANGE ROVER HSE WHITE		Veh. Type P / A
THE PERSON NAMED ABOVE, in violation of <input checked="" type="checkbox"/> Local Ordinance <input type="checkbox"/> State Law <input type="checkbox"/> Administrative Rule					
UPON 336 JOHN R					
AT OR NEAR PALMS RESTAURANT					
WITHIN <input checked="" type="checkbox"/> CITY <input type="checkbox"/> VILLAGE <input type="checkbox"/> TOWNSHIP OF TROY					
COUNTY OF OAKLAND DID THE FOLLOWING					
MGL Cite/PAGC Code					
Type	Ordinance		Description (include any bond amount collected on each charge)		No.
<input type="checkbox"/> CI <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend.	<input type="checkbox"/> Authorization pend.		ALLOW PERSON TO OPERATE WHILE INTOXICATED (ALCOHOL / DRUGS)		1
<input checked="" type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Warn	1340000				
<input type="checkbox"/> CI <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend.	<input type="checkbox"/> Authorization pend.				2
<input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Warn					
<input type="checkbox"/> CI <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend.	<input type="checkbox"/> Authorization pend.				3
<input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Warn					
<input type="checkbox"/> Fel <input type="checkbox"/> Warn					
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: CI = Civil Infraction; Misd = Misdemeanor; Fel = Felony; Warn = Warning; Fug = Fugitive; Wblu = Violation for Which Fines/Costs May be Waived; Authorization pend. = Authorization pending					
Remarks:					
CHARGE IF APPROPRIATE <input type="checkbox"/> Damage to Property <input type="checkbox"/> Local Court Bond \$					
<input type="checkbox"/> Vehicle Impounded <input type="checkbox"/> Injury <input type="checkbox"/> License Posted in Lieu of Bond					
<input type="checkbox"/> Traffic Crash <input type="checkbox"/> Death <input type="checkbox"/> Appearance Certificate					
Person in Active Military Service <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input checked="" type="checkbox"/> 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 <input type="checkbox"/> Contact Court					
<input type="checkbox"/> Juvenile Traffic Misd. (Court will Notify) <input type="checkbox"/> 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) 526-0400 TROY, MI 48084					
<input checked="" type="checkbox"/> 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-816 Online payment Web site: https://courts.oa.gov.com/OakEfile/index.aspx (rev. 6/05)					

Ticket
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	VIOLATION
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	
02/24/13	13-5949	Allowed After Hours Sales / Consumption	VIOLATION
02/27/13	13-6262	Allowed After Hours Sales / Consumption and Alcohol Served To Minors	VIOLATION
03/14/13	13-8005	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

Sabah Ganno
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)

**ALLOWED INTOX. PERSON TO OPERATE VEHICLE &
CONSUMPTION AFTER HOURS; IMPROPER DISPLAY OF
LICENSE on December 12, 2012**

Violation:

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