



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. SDM179471-2008 Business ID 204854 File # D-72160

1. Name of Licensee Agrusa International Marketplace 2. Doing Business As Agrusa International Marketplace

3. Mailing Address (street, city, zip code) 5047 Rochester Road; Troy, Michigan 48085

4. Township _____ 5. County Oakland

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

7. Date of Violation: Tuesday 12/30/08 5:50 AM or PM
 (DAY) (DATE) (HOUR)

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

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

COPY OF APPEARANCE TICKET MUST BE ATTACHED

9. Submit Report Below or Indicate Attached Report # 08-44467

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

Officer Signature MRL #48 Name and Title (print) Officer Matthew Redmond

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

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

WITNESSES

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

Will testify to: Purchased alcohol (6-pack of Sam Adams Boston Lager)

2. Name _____ Address _____

Will testify to: Sold alcohol to minor

3. Name Vito Agrusa Address 5047 Rochester Rd; Troy MI 48085

Will testify to: Store manager

4. Name Mariam Mikha Address 2911 Groves; Sterling Hts MI 48310

Will testify to: Cashier

5. Name _____ Address _____

Will testify to:

EVIDENCE

Location Held (Explain): Store sales receipt for \$9.81

Case #0900000033

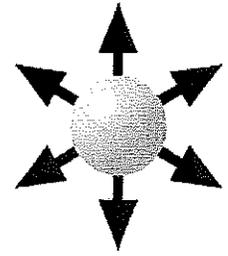
Face Sheet Printed: 1/2/2009 12:14:45 PM

Case Open Date: 1/2/2009

Case Close Date: N/A

Case Subject: 4171 - Violation of Liquor Control Laws

Agency: TR - Troy PD

**Status: OPEN****CR No: 0900000033.1 Status: I - In Process****Involved Entities**

Entity Type	Entity Name	Offense
Arrestee		Violation of Liquor Control Laws

Call for Service InformationCFS Number: **080044467**CFS Date: **12/29/2008**Time Received: **3:15:43 PM**

Time Arrived:

Location: **5047 Rochester Rd**
City: **TROY**Disposition: **Report Taken**Reported Offense: **C3309 - Liquor Inspection**Verified Offense: **4171 - Violation of Liquor Control Laws**Officers: **00048 - Redmond, Matthew****Assignment History**Officer: **00080 - Daniels, Timothy**Date Assigned: **1/2/2009 11:40:53 AM**Date Unassigned: **N/A**Officer: **00048 - Redmond, Matthew**Date Assigned: **1/2/2009 12:10:55 PM**Date Unassigned: **N/A**

Troy PD Crime Report

Case No. 0900000033
 Report No. 0900000033.1
 Report Date: 12/30/2008

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

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Subject: 4171 - Violation of Liquor Control Laws

Case Report Status	I - In Process	Entered On	1/2/2009 11:42:41 AM	Reporting Officer	
Agency County	63 - Oakland	Entered By	00048 - Redmond, Matthew		00048 - Redmond, Matthew
Agency City/Township	84 - Troy	Verified On		Assisted By	
Occurred On	12/30/2008 5:50:00 PM	Verified By			00201 - Schaufler, John
Or Between		Approved On		Agency Assisted	
Business Name	Agrusa Market	Approved By		Call for Service #	080044467
Location	5047 ROCHESTER RD	Related Cases			
CSZ	Troy, MI 48083	Disposition	Arrest		
Census/Geo Code		Excp. Clear Reason			
Jurisdiction		Excp. Clear Date			
Grid		Reporting Agency	Troy PD		
Sector		Report Type	Crime Report		
Map		Division	Patrol		
Call Source	Telephone	Notified			
Vehicle Activity		Related Cases			
Dir. Veh. Traveling					
Cross Street					
Means					
Motive					

Report Narrative **08-44467**

Sgt Schaufler and I (Ofc M. Redmond), along with Student Enforcement Aide [redacted] went to Agrusa Market located at 5047 Rochester to conduct an L.C.C. inspection. [redacted] had no identification with him - it was being held at the Police Department. [redacted] activated a small personal tape recorder and gave a brief introduction indicating the time, date and location. He then entered the business, selected a 6-pack of Samuel Adams Boston Lager (bottles) and proceeded to the cash register. [redacted] presented the beer to sales clerk Mariam Mikha for purchase. Mikha called another employee, [redacted] over to complete the sale since she is not permitted to sell alcohol. [redacted] did not ask [redacted] for any identification and overrode the cash register when it asked for a date of birth to be entered. [redacted] completed the sale which totaled \$9.81. [redacted] returned to our location and handed the beer over to me. A short time later Sgt Schaufler and I entered the business and made contact with the store manager, Vito Agrusa, who called [redacted] over to us. [redacted] admitted to selling the beer to [redacted] without asking for identification. We explained the situation and issued a citation to [redacted] for "Furnish/Sell Alcohol to a person under 21." (citation number 736080). We gathered the required license information to complete a L.C.C. violation report and advised Mr. Agrusa what would be required of him.

The cassette tape and receipt from the transaction was tagged into evidence. (property tag #148311).

Offense Detail: 4171 - Violation of Liquor Control Laws

Offense Description	4171 - Violation of Liquor Control Laws		
IBR Code	90G - Liquor Law Violations	Location Type	12 - Grocery/Supermarket
IBR Group	B	Offense Completed?	Yes
Crime Against	SO	Hate/Bias	00 - None (No Bias)
Offense File Class	41001 - LIQUOR LICENSE -ESTABLISHMENT	Domestic Violence	No
PACC			No. Prem. Entered
Local Code			Entry Method
			Type Security
			Tools Used

Troy PD Crime Report

Case No. 0900000033
 Report No. 0900000033.1
 Report Date: 12/30/2008

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

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Using
 Criminal Activity
 Force Level
 Weapons

Arrestee A1:

Arrestee Number	A1	DOB		Place of Birth	
Name		Age	18	SSN	
Aliases		Sex	M - Male	DLN	
Alert(s)		Race	W - White	DL State	MI - Michigan
		Ethnicity	U - Unknown	DL Country	
Address	21658 KENDYL CT	Ht.		Occupation/Grade	
CSZ	Macomb Twp, MI 48044	Wt.		Employer/School	Agrosa Market
MO		Eye Color		Employer Address	
		Hair Color		Employer CSZ	
Altire		Hair Style		Res. County	
Habitual Offender Status		Hair Length		Res. Country	
		Facial Hair		Resident Status	S - Resides in the State but not the county or community where the offense occurred
		Complexion			
		Build			
		Teeth			

Phone/Email
 Type Description
HM - Home Phone #1 586 529-3179

Supplemental IDs
 ID Type ID Number ID Issuer Name

Physical Characteristics
 Type Descriptor Description

Arrest No.	736080	Arrested For	4171 - Violation of Liquor Control Laws
Arrest Type	S - Summoned/Cited	Count	
FBI No.		Fingerprints	
Criminal Tracking Number CTN		Photos	
Transaction Control Number TCN		Miranda Read	
Person Control Number PCN		Miranda Waived	
State No.		Number of Warrants	
Armed With	01 - Unarmed	Juvenile Disposition	
Multi. Clearance	N - Not Applicable	Adult Present	
Multi. Clearance Offense			
Prev. Suspect No.			
Notified Name			
		Booked On	
		Booked Location	
		Released Location	
		Released On	
		Released By	
		Release Reason	
		Held For	
		Date/Time Arrested	12/30/2008 5:50:00 PM

Troy PD Crime Report

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

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Arrest Notes

Detention Name

Arrest Location

Other Entity: O1 -- Agrusa, Vito

Entity No.	O1	DOB		Place of Birth	
Entity Type	I - Person Interview	Age		SSN	
Name	Agrusa, Vito	Sex	M - Male	DLN	
AKA		Race	W - White	DLN State	
Alert(s)		Ethnicity	U - Unknown	DLN Country	
Address	5047 ROCHESTER RD	Ht.		Occupation/Grade	
CSZ	Troy, MI 48083	Wt.		Employer/School	
Complexion		Eye Color		Employer Address	
Attire		Hair Color		Employer CSZ	
		Facial Hair		Res. County	
				Res. Country	
				Resident Status	

Phone/Email Type	Description
BU - Business Phone #1	248 457-0041

Supplemental IDs ID Type	ID Number	ID Issuer	Name
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Entity Notes

Other Entity: O2 -- Mikha, Mariam

Entity No.	O2	DOB		Place of Birth	
Entity Type	I - Person Interview	Age		SSN	
Name	Mikha, Mariam	Sex		DLN	
AKA		Race		DLN State	
Alert(s)		Ethnicity		DLN Country	
Address	2911 GROVES DR	Ht.		Occupation/Grade	
CSZ	Sterling Heights, MI 48313	Wt.		Employer/School	
Complexion		Eye Color		Employer Address	
Attire		Hair Color		Employer CSZ	
		Facial Hair		Res. County	
				Res. Country	
				Resident Status	

Phone/Email Type	Description
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Supplemental IDs ID Type	ID Number	ID Issuer	Name
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Entity Notes

Property Description Item 1: 1305 - Recording - Cassette Tape 5426 - Tape recording and sales receipt

Troy PD Crime Report

Case No. 0900000033
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Report Date: 12/30/2008

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

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

Count 1
Value 1
Manufacturer
Model
Serial No.
License No.
Color
Description Tape recording and sales receipt
Vehicle Year
Body Style
State
License Year

Recovered Date/Time
Owner
Disposition property
Evidence Tag 148311
Alert(s)
Evidence Recovered By
Evidence Recovered From
Evidence Location

Drug Type
Drug Quantity
Drug Measure

Property Notes

NARRATIVE REPORT
WITNESS STATEMENT

01	DATE	DAY	SHIFT	PLAT	BADGE 1	BADGE 2	INCIDENT STATUS <input type="checkbox"/> CLR ARREST <input type="checkbox"/> UNF <input type="checkbox"/> CLR EXCEPT <input type="checkbox"/> INACT	PRIM CLASS	YEAR	INCIDENT #
									08	44467

02 Statement of: _____ Home Phone: 248-524-3466

03 Address: (PLEASE PRINT) 500 W. Big Beaver Business Phone: _____

04 City: Troy State: MI Zip: 48084

06 On 12/30/08 I entered Agrusa Market located in Troy, MI
 07 and walked to the rear beverage cooler. I selected one 6-pack
 08 of Samuel Adams Boston Lager and took the item to the
 09 register. The cashier was a minor so she called over another
 10 employee, later identified as _____
 11 rang up the item without inquiring as to my age or if I
 12 had any identification on me at the time. _____ then returned
 13 to his work and the original cashier gave me a total of
 14 \$9.81. I payed for the item, received my change, and left
 15 the store. I then turned over the item, receipt, and change to
 16 Ofc. Redmond and Sgt. Schaeffer and told them of the transaction.

28 Taken By: MTA / MJA
(SIGNATURE)

29 Place: 500 W Big Beaver
INVESTIGATING OFFICER(S)
M. Redmond / Schaeffer

Date: 12-30-08 Time: 1200

REVIEWED BY	ASSIGNED TO / BADGE	ATTENTION TO



AGRUSA INTERNATIONAL MARKETPLACE
5047 ROCHESTER RD
TROY MI. 48085

MARIAM
0001 05 05108159 12/30/08 5:49pm 114
SAMUEL ADAMS \$8.69 T
DEPOSIT \$0.60

6

SUBTOTAL	\$9.29
TAX	\$0.52
TOTAL	\$9.81
CASH	\$20.00
CHANGE	\$10.19

OF ITEMS: 1

THANK YOU FOR SHOPPING

State of Michigan
Uniform Law Citation

Ticket No. 736080 Victim Involved

US DOT # _____ Incident No. 88-44467 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 12 Day 30 Year 08 At approximately 5:30 A.M. P.M. Date of Birth Month _____ Day _____ Year 90

State Oper./CI CDL _____ (last 4 digits)

Race _____ Name _____

St _____

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 AGRUSA MARKET

AT OR NEAR 5047 Rochester Rd

WITHIN CITY VILLAGE TOWNSHIP OF TROY

COUNTY OF OAKLAND DID THE FOLLOWING

Type	MCL Cite/PACG 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.	<u>90.10.06</u>	<u>SOLD ALCOHOLIC BEVERAGE TO A MINOR</u>	1
<input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Waiv			2
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend.			3

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

Offense Code(s) _____

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: SOLD SIX PACK SAMUEL ADAMS BOSTON LAGER BEER

* DECOY OPERATION *

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 01/14/09

Hearing Date (if applicable) on _____ Contact Court

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

In the 52-4 DISTRICT Court of OAKLAND COUNTY

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

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

Complainant's Signature and receipt if applicable _____ Month 12 Day 30 Year 08

Officer's Name (printed) Schwartz/Resmond Officer's ID No. 201/48

Agency ORI MI: 6378400 Agency Name TROY POLICE DEPARTMENT

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

Ticket No. 736080
Name _____
Case No. _____

LCC Liquor Licensee History

Business Name: **AGRUSA INTERNATIONAL MARKET PLACE**
Address: 5047 Rochester
Licensee: **AGRUSA INTERNATIONAL MARKET PLACE, LLC**
License Type: **SDM 179471-2008**
Permits:
Comments:

Date	Troy Incident #	Type	Disposition	Date
07/21/08		Council Approves License		
10/09/08	08-34213	Compliance Test	Passed	
12/30/08	08-44467	Sale to Minor Compliance Test	VIOLATION	

January 28, 2009

Agrusa International Marketplace
dba: Argusa International Marketplace
5047 Rochester Rd.
Troy, Michigan 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 on **Wednesday, February 11, 2009 at 7:30 PM**, or as soon thereafter as the agenda will permit, to determine whether the City Council should recommend to the Michigan Liquor Control Commission, the revocation of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

License Type: SDM
License Number: 179471-2008
Violation : Compliance Test - Sale to Minor
Violation Date(s): 12/30/2008

You will be given an opportunity to be heard and present evidence at the public hearing and legal counsel may represent you. 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,

Barbara A. Pallotta, CMC
Deputy City Clerk

c: Attorney: Contact not on file.