



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. 6886-2008 SS Business ID 4483 File # D-63073

1. Name of Licensee GBD, Inc. 2. Doing Business As Franco Cafe

3. Mailing Address (street, city, zip code) 3614 Rochester Road; Troy, Michigan 48083

4. Township \_\_\_\_\_ 5. County Oakland

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

7. Date of Violation: Tuesday 12/30/08 6:50  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 <sup>1</sup> \_\_\_\_\_ 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 # 08-44480

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

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

Officer Signature Sgt. 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 (12 ounce bottle of Bud Light)

2. Name \_\_\_\_\_ Address \_\_\_\_\_

Will testify to: Sold alcohol to minor

3. Name Anna \_\_\_\_\_ Address 3614 Rochester Rd; Troy MI 48083

Will testify to: Restaurant manager

4. Name \_\_\_\_\_ Address \_\_\_\_\_

Will testify to:

5. Name \_\_\_\_\_ Address \_\_\_\_\_

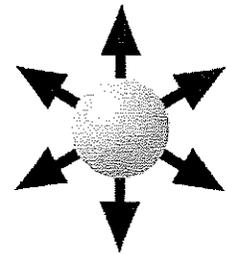
Will testify to:

EVIDENCE

Location Held (Explain):

# Case #0900000035

Face Sheet Printed: 1/2/2009 12:31:59 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: 0900000035.1 Status: I - In Process

## Involved Entities

Entity Type	Entity Name	Offense
Arrestee	[REDACTED]	Violation of Liquor Control Laws

## Call for Service Information

CFS Number: **080044480**

CFS Date: **12/29/2008**

Time Received: **3:22:21 PM**

Time Arrived:

Location: **3614 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: **00048 - Redmond, Matthew**

Date Assigned: **1/2/2009 12:19:16 PM**

Date Unassigned: **N/A**

# Troy PD Crime Report

Case No. 0900000035  
Report No. 0900000035.1  
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 12:19:42 PM	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 6:50:00 PM	Verified By		00201 - Schaufler, John	
Or Between		Approved On		Agency Assisted	
Business Name	Franco's Cafe	Approved By			
Location	3614 ROCHESTER RD	Related Cases			
CSZ	Troy, MI 48083	Disposition	Arrest		
Census/Geo Code		Excp. Clear Reason		Call for Service #	080044480
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 08-44480

Sgt Schaufler and I (Ofc M. Redmond), along with Student Enforcement Aide [redacted] went to Franco's Cafe located at 3614 Rochester to conduct an L.C.C. inspection. [redacted] had no identification with him - it was being held at the Police Department. [redacted] then entered the business, sat at the bar and ordered a bottle of Bud Light. The bartender, [redacted] did not ask [redacted] for any identification. [redacted] asked [redacted] how old he was, and he stated he was 22 years old. [redacted] then served [redacted] a 12oz bottle of Bud Light. [redacted] notified Sgt Schaufler and I of the transaction. A short time later Sgt Schaufler and I entered the business and made contact with the restaurant manager, Anna, 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 736081). We gathered the required license information to complete a L.C.C. violation report and advised Anna what would be required of her.

## Offense Detail: 4171 - Violation of Liquor Control Laws

Offense Description	4171 - Violation of Liquor Control Laws	Location Type	21 - Restaurant	No. Prem. Entered	
IBR Code	90G - Liquor Law Violations	Offense Completed?	Yes	Entry Method	
IBR Group	B	Hate/Bias	00 - None (No Bias)	Type Security	
Crime Against	SO	Domestic Violence	No	Tools Used	
Offense File Class	41001 - LIQUOR LICENSE -ESTABLISHMENT				
PACC					
Local Code					
Using					
Criminal Activity					
Force Level					
Weapons					

# Troy PD Crime Report

Case No. 0900000035  
Report No. 0900000035.1  
Report Date: 12/30/2008

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

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## Arrestee A1: Zak, Amro Mad-Talib

Arrestee Number **A1**  
Name [REDACTED]  
Aliases [REDACTED]  
Alert(s) [REDACTED]  
Address [REDACTED]  
CSZ [REDACTED]  
MO [REDACTED]  
Attire [REDACTED]  
Habitual Offender Status [REDACTED]

DOB [REDACTED] 988  
Age **20**  
Sex **M - Male**  
Race **W - White**  
Ethnicity **U - Unknown**  
Ht. [REDACTED]  
Wt. [REDACTED]  
Eye Color [REDACTED]  
Hair Color [REDACTED]  
Hair Style [REDACTED]  
Hair Length [REDACTED]  
Facial Hair [REDACTED]  
Complexion [REDACTED]  
Build [REDACTED]  
Teeth [REDACTED]

Place of Birth [REDACTED]  
SSN [REDACTED]  
DLN [REDACTED]  
DL State **MI - Michigan**  
DL Country [REDACTED]  
Occupation/Grade [REDACTED]  
Employer/School [REDACTED]  
Employer Address [REDACTED]  
Employer CSZ [REDACTED]  
Res. County [REDACTED]  
Res. Country [REDACTED]  
Resident Status **R - Resident of the community, city, or town where the offense occurred**

Phone/Email Type  
**HM - Home Phone #1**

Description [REDACTED]

Supplemental IDs  
ID Type ID Number ID Issuer Name

Physical Characteristics  
Type Descriptor Description

Arrest No. **736081**  
Arrest Type **S - Summoned/Cited**  
FBI No. [REDACTED]  
Criminal Tracking Number CTN [REDACTED]  
Transaction Control Number TCN [REDACTED]  
Person Control Number PCN [REDACTED]  
State No. [REDACTED]  
Armed With **01 - Unarmed**  
Multi. Clearance **N - Not Applicable**  
Multi. Clearance Offense [REDACTED]  
Prev. Suspect No. [REDACTED]  
Notified Name [REDACTED]

Arrested For **4171 - Violation of Liquor Control Laws**  
Count [REDACTED]  
Fingerprints [REDACTED]  
Photos [REDACTED]  
Miranda Read [REDACTED]  
Miranda Waived [REDACTED]  
Number of Warrants [REDACTED]  
Juvenile Disposition [REDACTED]  
Adult Present [REDACTED]  
Detention Name [REDACTED]

Booked On [REDACTED]  
Booked Location [REDACTED]  
Released Location [REDACTED]  
Released On [REDACTED]  
Released By [REDACTED]  
Release Reason [REDACTED]  
Held For [REDACTED]  
Date/Time Arrested **12/30/2008 6:50:00 PM**  
Arrest Location [REDACTED]

Arrest Notes [REDACTED]

TROY POLICE DEPT.

500 W. Big Beaver, Troy, MI 48084

ORI # M16378400

NARRATIVE REPORT  
WITNESS STATEMENT

SUPP  CORR  DELETE PAGE 1 OF 1

01	DATE	DAY	SHIFT	PLAT	BADGE 1	BADGE 2	INCIDENT STATUS	PRIM CLASS	YEAR	INCIDENT #
	01102009	F4I	97	89	48		<input type="checkbox"/> CLR ARREST <input type="checkbox"/> UNF <input type="checkbox"/> CLR EXCEPT <input type="checkbox"/> INACT		08	44480

02 Statemen: \_\_\_\_\_ Home Phone: 248-524-3466

03 Address: 500 W. Big Beaver \_\_\_\_\_ Business Phone:

04 City: Troy \_\_\_\_\_ State: MI Zip: 48084

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06 On 12/30/08 I entered Franco's located in Troy, MI and

07 sat at the bar. The server, later identified as \_\_\_\_\_

08 took my order of a Bud Light, \_\_\_\_\_, asked my age, to

09 which I responded I was 22 years old. \_\_\_\_\_ accepted my

10 statement and my order and served me a Bud Light. Sgt. Schufler

11 and Ofc. Redmond were notified of the transaction and I left

12 the establishment.

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28 Taken By: M. Redmond #48

29 Place: 500 W Big Beaver Date: 1-2-09 Time: 1200

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

M. Redmond / Schufler

State of Michigan  
Uniform Law Citation

Ticket No. **736081**  Victim Involved

US DOT # \_\_\_\_\_ Incident No. **08-44480** 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 **12** Day **30** Year **08** At approximately  A.M.  P.M. Dat. of Birt. **88** (digits)

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 **3614 ROCHESTER RD**

AT OR NEAR **FRANCO'S**

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.	<b>98.10.06</b>	<b>SOLD ALCOHOLIC BEVERAGE TO A MINOR</b>	<b>1</b>
<input type="checkbox"/> Misd <input type="checkbox"/> Fug <input type="checkbox"/> Waiv			<b>2</b>
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend.			<b>3</b>
<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 \_\_\_\_\_ 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: **WAITER SOLD BUD LIGHT BEER TO A MINOR**

**\* 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 **01/17/09**

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 report if applicable \_\_\_\_\_ Month **12** Day **30** Year **08**

Officer's Name (printed) **Schawler/Redmond** Officer's ID No. **201/48**

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

Ticket **736081**  
 Name \_\_\_\_\_  
 Case No. \_\_\_\_\_

# LCC Liquor Licensee History

Business Name: **Franco's Cafe**  
 Address: 3614 Rochester (248) 528-0153  
 Licensee: GBD, Inc.  
 License Type: **Class C (6886-2008 SS)**  
 Permits: Sunday Sales  
 Comments: Transferred from 36899 Dequindre, Troy

Date	Troy Incident #	Type	Disposition	Date
12/7/92		License transferred		
10/18/95	95-38549	Sale to minor	\$1000, fine (2 counts, \$400, \$600)	03/04/96
3/21/96	95-38549	Council Hearing: Retrain all in TIP		
11/06/98	98-44886	Sale to minor (Compliance Insp.)	\$700 fine 2 counts \$350 ea	01/13/99
01/10/99	99-01382	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
03/22/99		City Council orders TIPS/TAM training to all servers <u>before</u> they are allowed to serve		
06/24/99	99-24022	Compliance Test	PASSED	
08/11/99		Reminder letter sent for proof, deadline 09/01/99	(complied)	
11/16/99	none	Compliance Test	PASSED	
04/16/00	00-12805	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/26/00	none	Compliance Test	PASSED	
10/17/00	00-38509	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
11/01/00	00-40520	Compliance Test	PASSED	
01/14/01	01-01611	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/08/01	01-04615	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/03/01		Compliance Test	PASSED	

08/16/01	01-29495	Compliance Test	PASSED	
10/02/01	01-35419	Compliance Test	PASSED	
10/25/01	01-38531	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/26/02	02-06154	Compliance Test	PASSED	
04/29/02	02-13270	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/27/02	02-20608	Compliance Test	PASSED	
08/30/02	02-28663	Liquor Inspection (Road Patrol-Drewek)	NO VIOLATIONS	
10/11/02	02-33528	Compliance Test	PASSED	
12/10/02	02-39960	Liquor Inspection (Road Patrol-Breidenich)	NO VIOLATIONS	
01/21/03	03-2257	Liquor Inspection (Road Patrol-Breidenich)	NO VIOLATIONS	
03/06/03	03-6661	Liquor Inspection (Road Patrol-Breidenich)	NO VIOLATIONS	
04/24/03	03-12195	Liquor Inspection (Road Patrol-Breidenich)	NO VIOLATIONS	
04/24/03	03-12242	Compliance Test	PASSED	
06/20/03	03-18712	Compliance Test	PASSED	
07/31/03	03-23642	Liquor Inspection (Road Patrol-Breidenich)	NO VIOLATIONS	
09/08/03	03-28006	Liquor Inspection (Road Patrol-Breidenich)	NO VIOLATIONS	
10/29/03	03-33463	Compliance Test	PASSED	
01/16/04	04-01612	Liquor Inspection (Road Patrol-Barrows)	NO VIOLATIONS	
02/14/04	04-04659	Liquor Inspection (Road Patrol-Barrows)	NO VIOLATIONS	
03/06/04	04-06708	Liquor Inspection (Road Patrol-Barrows)	NO VIOLATIONS	
<b>04/16/04</b>	<b>04-10961</b>	<b>Sale to Minor (Compliance Test)</b>	<b>\$600 fine</b>	<b>08/17/04</b>
05/05/04	04-12952	Liquor Inspection (Road Patrol- Michael)	NO VIOLATIONS	
05/14/04	04-14043	Liquor Inspection (Road Patrol- Michael)	NO VIOLATIONS	
09/09/04	04-28293	Liquor Inspection (Road Patrol- Michael)	NO VIOLATIONS	
11/18/04	04-36647	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS	
01/04/05	05-00342	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS	
02/08/05	05-04382	Liquor Inspection (Road Patrol-Lenczewski)	NO VIOLATIONS	
02/16/05	<b>Council</b>	<b>Public Hearings for 2004 Violation(s) – Resolution requiring annual TIPS/TAMS server training for all employee's, prior to serving alcohol.</b>		

03/04/05	05-07322	Compliance Test	PASSED
06/30/05	05-22375	Liquor Inspection (Road Patrol-Clark)	NO VIOLATIONS
08/13/05	05-28478	Liquor Inspection (Road Patrol-Clark)	NO VIOLATIONS
09/23/05	05-33766	Liquor Inspection (Road Patrol-Clark)	NO VIOLATIONS
12/6/05	05-42886	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS
01/19/06	06-2453	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS
03/15/06	06-9872	Liquor Inspection (Road Patrol-Mairorano)	NO VIOLATIONS
07/26/06		Compliance Test	PASSED
01/24/07		Compliance Test	PASSED
02/20/07		Liquor Inspection (Road Patrol-Pokley)	NO VIOLATIONS
06/21/07	07-29973	Compliance Test	PASSED
10/18/07	07-32118	Compliance Test	PASSED
11/29/07	07-44965	Liquor Inspection (Road Patrol-G.Pokley)	NO VIOLATIONS
12/13/07	07-45781	Compliance Test	PASSED
02/01/08	08-4024	Liquor Inspection (Road Patrol-G. Pokley)	NO VIOLATIONS
02/21/08	08-6549	Compliance Test	PASSED
03/21/08	08-10243	Liquor Inspection (Road Patrol-G. Pokley)	NO VIOLATIONS
08/20/08	08-29209	Liquor Inspection (Road Patrol- Ersig)	NO VIOLATIONS
12/30/08	08-44480	<b>Sale to Minor Compliance Test</b>	<b>VIOLATION</b>

January 28, 2009

GBD, Inc.  
dba: Franco Café  
3614 Rochester Road  
Troy, Michigan 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 on **Wednesday, February 18, 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 renewal or non-renewal of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

**License Type:** Class C  
**License Number:** 6886-2008 SS  
**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.