



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. 107549-2008 SS Business ID 135639 File # D-68542; D132.5

1. Name of Licensee Cafe Sushi, LLC 2. Doing Business As Cafe Sushi

3. Mailing Address (street, city, zip code) 1933 West Maple Road; Troy, Michigan 48084

4. Township 5. County Oakland

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

7. Date of Violation: Thursday 10/02/08 8:46 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? [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 # 2008-34307

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

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

Officer Signature [Signature] Name and Title (print) Frank Shuler, Police Officer

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 alcohol

2. Name Carmen Ka-Man Yan Address 3137 Winchester Rd; W Bloomfield MI

Will testify to: Sold alcohol to minor

3. Name Mako Yamakura Address 1933 W Maple Rd; Troy MI 48084

Will testify to: Manager of business

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

Will testify to:

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

Will testify to:

EVIDENCE

Location Held (Explain):

# Call For Service

CFS Number: 080034307

Date: 10/1/2008

## Call For Service

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CFS Number	080034307	Complainant	
Date	10/1/2008	Address	1933 W Maple Rd
Dispatcher	00512 - Jelley, Renee	City, State, Zip	TROY, MI 48083
Call Source	0 - Telephone	Phone	
Received	11:05:18 PM	Call type	
Dispatched	11:05:18 PM	Reported Offense	C3309 - Liquor Inspection
Arrived		Verified Offense	4171 - Violation of Liquor Control Laws
Cleared	11:05:33 PM	Tow Company	
Location	1933 W Maple Rd	Vehicle	
City, State, Zip	TROY, MI 48083	Vehicle License	
Jurisdiction		Disposition	R - Report Taken
Grid		Priority	
Sector		Classification	
Map	0 - N/A	Agency	TR - Troy PD
X Coordinate	4097832	Case	0800008568
Y Coordinate	0117046		

### Officers

00065 - Morgan, Joseph  
Notes - C3309 LIQUOR INSPECT

00512 - 23:05:18 Original Location : CAFE SUSHI

# Troy PD Arrest Report

Case No. 0800008568  
Report No. 0800008568.1  
Report Date: 10/3/2008

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

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Subject: 4171 violation of liquor laws

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

Entered On 10/3/2008 3:01:32 PM  
Entered By 00065 - Morgan, Joseph

Reporting Officer  
00065 - Morgan,  
Joseph

Agency City/Township 84 - Troy

Verified On

Verified By

Assisted By  
00046 - Shuler, Frank

Occurred On 10/2/2008 8:46:00 PM

Approved On

Approved By

Business Name

Related Cases

Agency Assisted

Location 1933 W Maple Rd  
CSZ TROY, MI 48083

Disposition Arrest

Excp. Clear Reason

Excp. Clear Date

Call for Service #

Census/Geo Code

Reporting Agency

Troy PD  
Arrest Report  
Patrol

080034307

Jurisdiction

Report Type

Division

Notified

Grid

Sector

Map

Call Source

0 - N/A  
Telephone

Related Cases

Vehicle Activity

Dir. Veh. Traveling

Cross Street

Means

Motive

Report Narrative 2008-34307

Writer, Officer Morgan, and Police Service Aide [redacted] went to Cafe' Sushi located at 1933 W. Maple to conduct an L.C.C. inspection. [redacted] had no identification on him, it was being held at the Police Department. [redacted] proceeded inside Cafe' Sushi and was seated at the sushi bar. [redacted] ordered a bottle of Bud Light from his server, listed Carmen Ka-Man Yan. Yan never asked [redacted] for any identification or what his D.O.B. was. Yan served [redacted] the bottle of Bud Light. [redacted] notified Officer Shuler and I that he had been served.

A short time later Officer Shuler and I entered the business and made contact with manager Mako Yamakura. We explained the situation and issued Yan a citation for, "Fail to Inquire As to Age." (citation #710360) We gathered the required license information to complete a L.C.C. violation report and advised Yamakura what would be required by the business owners.

No further action taken by officers.

## 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 Arrest Report

Case No. 0800008568  
 Report No. 0800008568.1  
 Report Date: 10/3/2008

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

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## Arrestee A1: Yan, Carmen Ka-Man

Arrestee Number	<b>A1</b>	DOB	<b>1983</b>	Place of Birth	
Name	<b>Yan, Carmen Ka-Man</b>	Age	<b>24</b>	SSN	
Aliases		Sex	<b>F - Female</b>	DLN	
Alert(s)		Race	<b>W - White</b>	DL State	<b>MI - Michigan</b>
		Ethnicity	<b>U - Unknown</b>	DL Country	
Address	<b>3137 WINCHESTER RD</b>	Ht.		Occupation/Grade	
CSZ	<b>West Bloomfield Twp, MI 48322</b>	Wt.		Employer/School	
MO		Eye Color		Employer Address	
Attire		Hair Color		Employer CSZ	
Habitual Offender Status		Hair Style		Res. County	
		Hair Length		Res. Country	
		Facial Hair		Resident Status	<b>C - Resides in the County but not the community where the offense occurred</b>
		Complexion			
		Build			
		Teeth			

Phone/Email  
 Type Description

Supplemental IDs  
 ID Type ID Number ID Issuer Name

Physical Characteristics  
 Type Descriptor Description

Arrest No.	<b>710360</b>	Arrested For	<b>4171 - Violation of Liquor Control Laws</b>	Booked On	
Arrest Type	<b>S - Summoned/Cited</b>	Count	<b>1</b>	Booked Location	
FBI No.		Fingerprints		Released Location	
Criminal Tracking Number CTN		Photos		Released On	
Transaction Control Number TCN		Miranda Read		Released By	
Person Control Number PCN		Miranda Waived		Release Reason	
State No.		Number of Warrants		Held For	
Armed With	<b>01 - Unarmed</b>	Juvenile Disposition		Date/Time Arrested	<b>10/2/2008 8:46:00 PM</b>
Multi. Clearance	<b>N - Not Applicable</b>	Adult Present		Arrest Location	
Multi. Clearance Offense		Detention Name			
Prev. Suspect No.					
Notified Name					
Arrest Notes					

# Troy PD Arrest Report

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

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## Witness W1:

Witness Code	W1	DOB	1989	Place of Birth	
Name		Age	19	SSN	
Aliases		Sex	M - Male	DLN	
Alert(s)		Race	W - White	DL State	
		Ethnicity		DL Country	
Address	500 W BIG BEAVER RD	Ht.		Occupation/Grade	
CSZ	Troy, MI 48083	Wt.		Employer/School	
Attire		Eye Color		Employer Address	
		Hair Color		Employer CSZ	
		Facial Hair		Res. County	
		Complexion		Res. Country	
				Resident Status	
				Testify	

Phone/Email  
Type Description

Supplemental IDs  
ID Type ID Number ID Issuer Name

Witness Notes Service Aide. Purchased bottle of Bud Light

## Other Entity: O1 -- Yamakura, Mako

Entity No.	O1	DOB		Place of Birth	
Entity Type	I - Person Interview	Age		SSN	
Name	Yamakura, Mako	Sex	M - Male	DLN	
AKA		Race	W - White	DLN State	
Alert(s)		Ethnicity		DLN Country	
Address	1933 W MAPLE 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

Supplemental IDs  
ID Type ID Number ID Issuer Name

Entity Notes Manager of Cafe' Sushi.

NARRATIVE REPORT  
 WITNESS STATEMENT

01	DATE	DAY	SHIFT	PLAT	BADGE 1	BADGE 2	INCIDENT STATUS	PRIM CLASS	YEAR	INCIDENT #
	10/02/08	TUW	02	919	65		<input type="checkbox"/> CLR ARREST <input type="checkbox"/> UNF <input type="checkbox"/> CLR EXCEPT <input type="checkbox"/> INACT		08	34307

02 Statement of: [Redacted] Home Phone: (248) 524-3477

03 Address: 500 W. Big Beaver Business Phone:

04 City: Troy State: MI Zip: 48064

05 At 8:46pm on October 2<sup>nd</sup>, 2008 I entered Cafe Sushi  
 06 located on Maple Rd. in Troy, MI and was seated at  
 07 the Sushi Bar. My server, later identified as Carmen Ka-Man Yan,  
 08 took my order of a Bud Light. The server brought me the Bud  
 09 Light and never asked for any ID or a DoB. Officer  
 10 Morgan was notified of the sale and I exited the  
 11 restaurant.

12  
 13 During this incident I had no ID on my person, it  
 14 was at the station

15  
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 22  
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 24  
 25  
 26

27  
 28 Taken By: [Redacted Signature] X: [Redacted Signature]  
 (SIGNATURE) (SIGNATURE)  
 29 Place: Station Date: 10-20-08 Time: 2300

INVESTIGATING OFFICER(S) <u>Morgan</u>	REVIEWED BY	ASSIGNED TO / BADGE	ATTENTION TO
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State of Michigan  
Uniform Law Citation

Ticket No. 710360

Victim Involved

US DOT # \_\_\_\_\_ Incident No. 200834307

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

OF: TROY BAC 1 of 1

THE UNDERSIGNED SAYS THAT ON: 10 2 08 At approximately 8:46 P.M. Date of Birth 83  
State of Michigan License Number \_\_\_\_\_ (4 digits)

Race W F Sex Helg

Name (First, Middle, Last) CARMEN KA-MAN YAN

Street 3137 WINCHESTER

City WEST BLOOMFIELD State MI Zip Code 48322

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 1933 WINDYBROOK CAFE SUSHI

AT OR NEAR TROY

WITHIN  CITY  VILLAGE  TOWNSHIP OF TROY

COUNTY OF OAKLAND DID THE FOLLOWING

Type	Ordinance	Description (Include any bond amount collected on each charge)	Charge No.
<input type="checkbox"/> C/I <input type="checkbox"/> Warn <input type="checkbox"/> Authorization pend.	981011	FAIL TO INQUIRE AS TO AGE	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:

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 10/5/08 8:30 AM

Hearing Date (if applicable) on \_\_\_\_\_

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 10 Day 2 Year 08

Officer's Name (printed) \_\_\_\_\_ Officer's ID No. 65146

Agency ORI MI-6378400 Agency Name TROY POLICE DEPARTMENT

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

Ticket 710360

Name

Case No.

# LCC Liquor Licensee History

Business Name: **Café Sushi**

Address: 1933 W. Maple Rd. 5D

Licensee: Café Sushi, L.L.C.

License Type: **Class C (107549-2008 SS)**

Permits: Sunday Sales, *Entertainment, Outdoor Service*

Comments: Shigeru Yamada, Fari Sanatgar, and Yoshihiro Nakashima, Owners

Date	Troy Incident #	Type	Disposition	Date
10/23/01	01-38249	Liquor Inspection (Road Patrol)	Still under construction	
01/27/02(est)		Business Opens		
02/22/02	02-05691	Compliance Test	PASSED	
03/05/02	02-06880	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
04/17/02	02-11771	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/20/02	02-19554	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/27/02	02-20603	Compliance Test	PASSED	
09/12/02	02-30135	Liquor Inspection (Road Patrol- Bodek)	NO VIOLATIONS	
10/8/02	02-33519	Compliance Test	PASSED	
12/17/02	02-40718	Liquor Inspection (Road Patrol- Hamzey)	NO VIOLATIONS	
01/15/03	03-1483	Liquor Inspection (Road Patrol- Hamzey)	NO VIOLATIONS	
02/04/03	03-3636	Liquor Inspection (Road Patrol- Hamzey)	NO VIOLATIONS	
04/18/03	03-11532	Liquor Inspection (Road Patrol-Klute)	NO VIOLATIONS	
04/24/03	03-12230	Compliance Test	PASSED	
06/20/03	03-18703	Compliance Test	PASSED	
08/02/03	03-23854	Liquor Inspection (Road Patrol-Klute)	NO VIOLATIONS	
08/22/03	03-26253	Liquor Inspection (Road Patrol-Klute)	NO VIOLATIONS	

10/28/03	03-33307	Compliance Test	PASSED	
11/20/03	03-35675	Liquor Inspection (Road Patrol-Trainer)	NO VIOLATIONS	
02/18/04	04-04994	Liquor Inspection (Road Patrol-Trainer)	NO VIOLATIONS	
03/06/04	04-06671	Liquor Inspection (Road Patrol-Trainer)	NO VIOLATIONS	
03/23/03	04-08527	Compliance Test	PASSED	
06/30/04	04-19501	Compliance Test	PASSED	
08/19/04	04-25359	Liquor Inspection (Road Patrol-Trainer)	NO VIOLATIONS	
02/04/05	05-03939	Liquor Inspection (Road Patrol-Dyjewski)	NO VIOLATIONS	
<b>03/03/05</b>	<b>05-07149</b>	<b>Sale to Minor (Compliance Test)</b>	<b>\$300 fine</b>	<b>06/20/05</b>
03/04/05	05-07255	Liquor Inspection (Road Patrol-Dyjewski)	NO VIOLATIONS	
06/11/05	05-19728	Liquor Inspection (Road Patrol-Schehr)	NO VIOLATIONS	
08/01/05	05-26718	Liquor Inspection (Road Patrol-Schehr)	NO VIOLATIONS	
08/29/05	05-30526	Liquor Inspection (Road Patrol-Schehr)	NO VIOLATIONS	
01/11/06	06-1348	Liquor Inspection (Road Patrol-Lamilza)	NO VIOLATIONS	
<b>02/15/06</b>	<b>Council</b>	<b>Resolution by Council that all food and beverage employees attend TIPS/TAMS training with 90 days.</b>		
03/04/06	06-8421	Liquor Inspection (Road Patrol-Lamilza)	NO VIOLATIONS	
03/18/06	06-10367	Liquor Inspection (Road Patrol-Lamilza)	NO VIOLATIONS	
<b>04/18/06</b>		<b>Proof Received</b>		
06/15/06	06-22631	Liquor Inspection (Road Patrol-Redmond)	NO VIOLATIONS	
07/26/06		Compliance Test	PASSED	
08/05/06	06-30098	Liquor Inspection (Road Patrol-Redmond)	NO VIOLATIONS	
01/24/07		Compliance Test	PASSED	
01/31/07	07-3831	Liquor Inspection (Road Patrol-Mcwilliams)	NO VIOLATIONS	
03/21/07	07-10474	Liquor Inspection (Road Patrol-Mcwilliams)	NO VIOLATIONS	
05/10/07	07-17179	Compliance Test	PASSED	
07/21/07	07-27405	Liquor Inspection (Road Patrol-Mcwilliams)	NO VIOLATIONS	
08/22/07	07-31970	Liquor Inspection (Road Patrol-McWilliams)	NO VIOLATIONS	

09/19/07	07-35852	Liquor Inspection (Road Patrol-McWilliams)	NO VIOLATIONS
10/18/07	07-32176	Compliance Test	PASSED
11/29/07	07-44970	Liquor Inspection (Road Patrol-McWilliams)	No Violations
12/13/07	07-45860	Compliance Test	PASSED
02/14/08	08-5662	Liquor Inspection (Road Patrol- McWilliams)	NO VIOLATIONS
02/21/08	08-6613	Compliance Test	PASSED
03/14/08	08-9420	Liquor Inspection (Road Patrol- McWilliams)	NO VIOLATIONS
05/05/08	08-15752	Liquor Inspection (Road Patrol-Rushton)	NO VIOLATIONS
05/21/08	08-17665	Compliance Test	PASSED
07/28/08	08-26884	Liquor Inspection (Road Patrol-Rushton)	NO VIOLATIONS
09/06/08	08-31304	Liquor Inspection (Road Patrol- Rushton)	NO VIOLATIONS
10/02/08 11/13/08	08-34307	<b>Compliance Test (DPU) Sale to Minor MLCC: Violation Upheld</b>	<b>VIOLATION \$600 Fine</b>
12/30/08	08-44576	Compliance Test	PASSED

January 28, 2009

Café Sushi, LLC  
dba: Café Sushi  
1933 West Maple Road  
Troy, Michigan 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 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:** 107549-2008 SS  
**Violation :** Compliance Test (DPU) - Sale to Minor  
**Violation Date(s):** 10/2/2008

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.