

BEFORE THE NEBRASKA LIQUOR CONTROL COMMISSION

In Re: Cubby's II Inc)
Cubby's Waverly)
13821 Guildford St, Ste B)
Waverly NE 68462)
On Suspension, Cancellation or Revocation of)
Retail Class D-111112 Liquor License.)

ORDER

Now on the 5th day of December 2023, this matter came on for consideration before the Nebraska Liquor Control Commission, the licensee having executed a voluntary appearance, waiver of public hearing, plea of guilty, and consent to judgment, in regard to the charge filed on the 6th day of October 2023.

Upon consideration of all the evidence in this case, the Nebraska Liquor Control Commission finds:

1. That the licensee did, on or about September 9, 2023, permit the selling, dispensing, or giving away of alcoholic liquor, to or for an individual being less than 21 years of age, in violation of Neb. Rev. Stat. Sec. 53-180 and/or 237-LCC6-019.01A of the Rules and Regulations of the Nebraska Liquor Control Commission.
2. That the license should be suspended for a period of twenty (20) days, with the option to pay a penalty in lieu thereof.
3. That the licensee and all staff shall complete an approved alcohol server training program within sixty (60) days from the date of this Order and shall show certification with complying with the provision of 237-LCC14-004 of the Rules and Regulations of the Nebraska Liquor Control Commission.

IT IS THEREFORE CONSIDERED, ORDERED, ADJUDGED AND DECREED that the Retail Class D Liquor License of Cubby's II Inc, DBA – "Cubby's Waverly", 13821 Guildford St, Ste B, Waverly, Nebraska, should be, and the same hereby is, suspended for a period of twenty (20) days, such suspension to commence at the closing hour of business on the 21st day of January 2024, and to continue until the opening hour of business on the 11th day of February 2024, with the option to pay a penalty in lieu thereof. Additionally, that the licensee and all staff shall complete an approved alcohol server training program within sixty (60) days from the date of this Order and shall show certification with complying with the provision of 237-LCC14-004 of the Rules and Regulations of the Nebraska Liquor Control Commission.

IT IS FURTHER ORDERED that the notice of suspension shall be posted upon the premises, said notice to remain posted throughout the term of said suspension.

IT IS FURTHER ORDERED that the Licensee shall pay costs of this action, assessed in the amount of \$0.00.

Dated this 15 day of December 2023.

NEBRASKA LIQUOR CONTROL COMMISSION

BY

CHAIRMAN

I hereby certify this to be a true and correct copy of the original order entered herein, and further certify, that a copy was mailed by regular U.S. Mail to Cubby's II Inc, Cubby's Waverly, 13821 Guildford St, Ste B, Waverly, NE 68462 and to Cubby's II Inc, 9229 Mormon Bridge Rd, Ste 6, Omaha, NE 68152-1942, on this 15 day of December 2023.



Executive Director