

BEFORE THE NEBRASKA LIQUOR CONTROL COMMISSION

In Re: Richmond Rollins LLC)
Barry's)
235 N 9th Street)
Lincoln NE 68508)
On Suspension, Cancellation or Revocation of)
Retail Class CK-099264 Liquor License.)

ORDER

Now on the 7th day of March 2018 and 11th day of April 2018, this matter came on for consideration before the Nebraska Liquor Control Commission, notice having been served upon the licensee to appear and respond to an administrative citation alleging that the license should be suspended, cancelled or revoked as more fully set out herein.

The licensee was present and represented by Attorney Michael Kelley. The State was represented by Milissa Johnson-Wiles, Assistant Attorney General.

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

1. That the licensee did, on or about September 23rd, 2017, sell, dispense, furnish or allow possession of alcoholic liquor to an individual who had become intoxicated by the previous consumption of alcoholic liquor.

CONCLUSIONS OF LAW:

1. That selling, dispensing, furnishing, or allowing possession of alcoholic liquor to an individual who had become intoxicated by the previous consumption of alcoholic liquor, is in violation of 237-LCC6-019.01N of the Rules and Regulations of the Nebraska Liquor Control Commission.
2. That the license should be suspended for a period of fifty (50) days, with the option to pay a fine in lieu thereof.
3. That the licensee will immediately terminate bottle service.
4. That the licensee will submit to the Commission all drink promotions, both in print and online, thirty (30) days prior of the event for the Commission to review.
5. That the licensee will submit within thirty (30) days of the date of this Order to the Commission a detailed plan addressing over consumption and their attempts to mitigate the issue.

IT IS THEREFORE CONSIDERED, ORDERED, ADJUDGED AND DECREED that the Retail Class CK Liquor License of Richmond Rollins LLC, DBA – “Barry's”, 235 N 9th Street, Lincoln, Nebraska, should be, and the same hereby is, suspended for a period of fifty (50) days, such suspension to commence at the closing hour of business on the 3rd day of June 2018, and to continue until the opening hour of business on the 24th day of of July 2018, with the option to pay a fine in lieu thereof. Additionally, that the licensee will immediately terminate bottle service, that the licensee will submit to the Commission all drink promotions both print and online thirty (30) days prior of the event for the Commission to review, and that the licensee will submit within thirty (30) days of the date of this Order to the Commission a detailed plan addressing over consumption and their attempts to mitigate the issue.

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 \$67.60. Furthermore, that the State shall pay costs of this action, assessed in the amount of \$25.00.

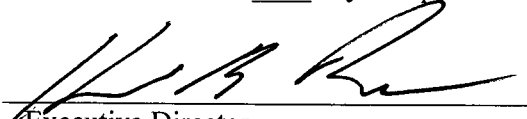
Dated this 23 day of April 2018.



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 Richmond Rollins LLC, Barry's, 235 N 9 Street, Lincoln, NE 68508, and to Attorney Michael Kelley, 2804 S 87th Avenue, Omaha NE 68124, on this 23rd day of April 2018.


Executive Director