

BEFORE THE NEBRASKA LIQUOR CONTROL COMMISSION

In Re: Creighton 59 LLC)
59 Express)
409 Main Street)
Creighton NE 68729)
On Suspension, Cancellation or Revocation of)
Retail Class D-108525 Liquor License.)

ORDER

Now on the 6th day of August 2019, 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 8th day of July 2019.

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

1. That the licensee did, on or about April 6, 2019, 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 mandatory period of two (2) days and that the license should be suspended for an additional forty-two (42) days, with the option to pay a fine 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 Creighton 59 LLC, DBA – “59 Express”, 409 Main Street, Creighton, Nebraska, should be, and the same hereby is, suspended for a period of two (2) mandatory closure days and suspended an additional forty-two (42) days with the option to pay a fine lieu thereof, such mandatory closure to be October 7, 2019 and October 8th, 2019; and the additional forty-two (42) suspension to commence on October 9th, 2019, and to continue until the opening hour of business on the 20th day of November 2019, with the option to pay a fine 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 26th day of August 2019.

NEBRASKA LIQUOR CONTROL COMMISSION

BY *David S. Eidy*
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 Creighton 59 LLC, 59 Express, 409 Main Street, Creighton, NE 68729 and to Creighton 59 LLC, PO Box 220, Osmond NE 68765, on this 26th day of August 2019.



[Signature]
Executive Director