

HEARING SCHEDULE

Hearings set for Tuesday, January 8th, 2019

Type of Hearing	Name of Entity	Time	Class
<u>Hearing will be held at Nebraska State Capitol in Room 1510</u>			
1) Application: Citizen's Protests & Show Cause	SNJ Inc. "Tobacco Hut #19" 6206 Ames Avenue Omaha NE 68104	9:00	D-122515

whether or not the application should be approved and a license issued due to the premise being located within 150' of a church and the church's opposition and due to the action of the local governing body having recommended local approval subject to a condition of beer and wine only and no single cans under 24 ounces.

TAKEN UNDER ADVISEMENT- FEBRUARY BLUE AGENDA

Hearings will resume at 1:00 P.M. at the Nebraska Liquor Control Commission beginning with the Public Meeting Agenda.

2) Show Cause	WC IPA LLC "Green Flash Brewing Company" 1630 P Street Lincoln NE 68508	1:15	V5-122591
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why the license should not be suspended, cancelled or revoked for failure to file monthly reports in a timely manner in violation of Neb. Rev. Stat. Sec. 53-164.01.

CONDITION ADDED TO LICENSE OF NO LATE REPORTING FOR ONE (1) YEAR

3) Show Cause	22 Eagle Ranch LLC "Loop River Distilling" 503 Howard Avenue St Paul NE 68873	1:15	ZK-121705
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why the license should not be suspended, cancelled or revoked for failing to be in compliance with Neb. Rev. Stat. Sec. 53-165(3).

CONDITION ADDED TO LICENSE OF NO INACCURATE REPORTING AND NO FURTHER FAILING TO RESPOND TO THE NLCC FOR ONE (1) YEAR FROM THE DATE OF THE ORDER.

4) Show Cause	Sam's West Inc. "Sam's Club 6461" 1510 N Diers Avenue Grand Island NE 68803	1:15	C-086818
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whether the Manager application for Kyle Nitchals should not be denied due to character and reputation and falsification of application, i.e. Kyle Nitchals disclosed:

- 10/2008- OWI
- Speeding

Kyle Nitchals failed to disclose:

- 9/09- Harass public officer/Employee

APPROVED

5) Application:	TAMU LLC	1:15	D-122816
Local Denial & Citizen's Protests	"Everest Gasmart" 5188 Leavenworth Street Omaha NE 68106		

DENIED UPGRADE. CONDITION ADDED TO THE B LICENSE OF NO VIOLATIONS AT THE PREMISE FOR ONE (1) YEAR.

Type of Hearing	Name of Entity	Time	Class
6) Show Cause	Timothy Vogt "Bull & Barrel" 15220 Highway 30 Odessa NE 68861	2:30	C-122687

whether or not the application of, "Bull and Barrel", should be approved and a license issued, due to character and reputation and falsification of application and whether the applicants can comply with all aspects of the Nebraska Liquor Control Act, i.e., Timothy Vogt disclosed:

- 1981- Operating a vehicle on public road with no license
- 1983- Failure to yield
- 2001- Court records destroyed
- 2003- DUI
- 2011- No registration
- Speeding

Stephanie Vogt failed to disclose:

- 2017- Disturbing the peace

Additionally, the Investigator requests a show cause hearing due to concerns of several police calls to the applicants residence that involve alcohol use and domestic assaults.

APPROVED WITH THE CONDITION OF NO CONSUMPTION OF ALCOHOL ON THE PREMISES BY THE LICENSEES.

7) Show Cause	Route 36 LLC "Broadway Steakhouse" 417 Broadway Street Imperial NE 69033	2:30	C-121051
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whether or not the Manager application of Adrienne Prosser, should be approved, due to character and reputation, i.e., Adrienne Prosser disclosed:

- 2010- Hosting (intention/reckless host minors)
- 2015- Reckless driving
- Speeding

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8) Show Cause	McCook Hotel Group LLC "Cobblestone Hotel & Suites" 1301 N Highway 83 McCook NE 69001	2:30	I-118142
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why the license should not be suspended, cancelled or revoked for failure to file a new manager's application within sixty (60) days as required by 237-LCC2-009 of the Rules and Regulations of the Nebraska Liquor Control Commission.

Additionally, the licensee filed false renewals in 2017 and 2018.

25 DAYS SUSPENSION + CONDITION OF NO VIOLATIONS ON THE PREMISES FOR ONE (1) YEAR.

Hearings set for Wednesday, January 9th, 2019

Type of Hearing	Name of Entity	Time	Class
9) Show Cause	WB Bar & Grill LLC “Wild Bill’s Bar & Grill” 118 NE Main Street Rulo NE 68431	9:00	C-122498

whether or not the application of, “Wild Bill’s Bar and Grill”, should be approved and a license issued, due to character and reputation and falsification of application, i.e., Justin Kepler disclosed:

- 6/13- Drive left of center
- 6/14- Minor in possession
- 12/15- Follow too close
- 12/15- No valid registration
- 2/15- Minor in possession
- 5/16- Reckless driving
- 8/16- Possession of open container

Justin Kepler failed to disclose:

- 11/17- Driving under influence- Boat
- 11/17- Insufficient/no life preservers
- 7/17- Speeding
- 7/17- Occupant protection
- 10/16-Fail to yield right of way
- 7/16- Disturbing the peace

Additionally, the Investigator requests a show cause hearing due to Justin Klepper’s failure to fully disclose all convictions and for the applications discrepancies concerning loan amounts.

APPROVED WITH THE CONDITIONS OF NO PERSONAL ALCOHOL RELATED VIOLATIONS FOR JUSTIN KLEPPER FOR ONE (1) YEAR AND NO CONSUMPTION OF ALCOHOL ON THE PREMISES BY THE LICENSEES.

10) Show Cause	Ramdas LLC “Rama Thai Restaurant” 17903 Pierce Plaza Omaha NE 68130	9:00	I-122834
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whether or not the application of, “Rama Thai Restaurant”, should be approved and a license issued, due to character and reputation and falsification of application i.e., Max Sherman disclosed no criminal history, however Investigative report shows:

- 4/2018- Damage property/ criminal mischief

APPROVED WITH THE CONDITION THAT MAX SHERMAN NOT BE INVOLVED WITH THE ON PREMISES DAY-TO-DAY OPERATIONS OF THE BUSINESS.

11) Informal Meeting RE: Sale to Minor PLEAD	Kelly’s Country Club LLC “Kelly’s Country Club” 58404 W Highway 275 Norfolk NE 68701	10:15	I-122428
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5 DAYS SUSPENSION + TRAINING

Type of Hearing	Name of Entity	Time	Class
12) Show Cause	Arche Restaurant LLC "Mayne St Market" 6207 Maple Street Omaha NE 68104	10:15	CK-122839

whether or not the application of, "Mayne Street Market", should be approved and a license issued, due to character and reputation, and whether the applicants can comply with all aspects of the Nebraska Liquor Control Act, i.e., Benjamin Taxman disclosed:

- 5/01- Possession of marijuana
- 10/01- No seatbelt/clearance lights
- 5/02- Careless driving
- 2/06- DUI
- 11/06- Possession of marijuana
- 1/07- City registration of vehicle
- 9/11- Improper/defective lighting
- 11/12- No valid registration
- 9/16—No valid registration

David Meegan lists:

- 2006- Theft/shoplifting
- 2006- Theft/shoplifting
- 2006- MIP
- 2007- MIP
- 2008- DUI
- 2013- DUI
- Speeding

APPROVED WITH THE CONDITION OF NO CONSUMPTION OF ALCOHOL ON THE PREMISES BY THE EMPLOYEES.

Type of Hearing	Name of Entity	Time	Class
13) Show Cause	Kross Eyed Cricket Inc. "Kross Eyed Cricket" 216 Main Street Odell NE 68415	10:15	C-122846

whether or not the application of, "Kross Eyed Cricket", should be approved and a license issued, due to character and reputation and falsification of application and whether the applicants can comply with all aspects of the Nebraska Liquor Control Act, i.e., Katie Fringer disclosed:

- 2000- MIP
- 2001- MIP
- 2017- Open container

Katie Fringer failed to disclose:

- 12/00- Negligent driving
- Speeding

Kari Fringer disclosed:

- 2000- MIP
- 2001- MIP

Kari Fringer failed to disclose:

- 1998- No license of person
- 2000- Fail to yield right of way
- 2001- Violate stop sign
- Speeding

Additionally, the Investigator requests a show cause hearing to determine whether the applicants can comply with all aspects of the Liquor Control Act.

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14) Show Cause	Jason R Jones "Jimmy Dean's Lounge" 254 Spruce Street, Suite 1 Niobrara NE 68760	11:30	CK-122690
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whether or not the application of, "Jimmy Dean's Lounge", should be approved and a license issued, due to character and reputation, and whether the applicants can comply with all aspects of the Nebraska Liquor Control Act, i.e., Jason Jones disclosed:

- 3/95- DUI
- 9/05- DUI
- 2/06- DUI
- 1/17- DUI

Jason Jones failed to disclose:

- 6- speeding tickets
- 2/98- Careless driving
- 2/98- Overloading front seat
- 2/98- Violation of protection system
- 2- convictions for no operator's license

Additionally, the Investigator requests a show cause hearing due to applicant's character and reputation.

APPROVED WITH THE CONDITIONS OF NO ALCOHOL RELATED VIOLATIONS BOTH PERSONAL AND ON PREMISES FOR ONE (1) YEAR AND NO CONSUMPTION OF ALCOHOL ON THE PREMISES BY THE LICENSEES.

15) Show Cause	Nebraska Craft Brewers Guild PO Box 23081 Lincoln NE 68502	1:15
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to determine if the “Nebraska Craft Brewers Guild” can apply for more than six (6) SDL’s per year in 2019.

CONTINUED TILL MARCH

Type of Hearing	Name of Entity	Time	Class
16) Show Cause	La Musica LLC “El Baile Nightclub” 705 East Overland Scottsbluff NE 69361	2:30	I-122641

whether or not the application should be approved and a license issued due to character and reputation and falsification of the application, i.e., applicants did not disclose any criminal history on the application.

However, Investigative Report shows the following:

Susano Morales, President 100% member:

- 9/6/1998 – 3rd Degree Assault (No Disposition)
- 9/7/2000 – 3rd Degree Assault
- 9/1/2008 – DUI (No Disposition)

Jose Carrillo – Corporate Manager:

- 2/1/1994 – Vandalism, obstructs/resist, public officer
- 5/11/1996 – Bench warrant give false info to public officer
- (No Disposition)

Furthermore, whether such conviction(s) render the applicant ineligible to hold a liquor license pursuant to 53-125 of the Nebraska Statutes.

APPROVED WITH THE CONDITIONS OF NO MINORS IN THE ESTABLISHMENT UNLESS THERE IS A PHYSICAL BARRIER AND NO ALCOHOL SERVED ON TEEN NIGHTS AND NO ALCOHOL RELATED VIOLATIONS BOTH PERSONAL AND ON PREMISES FOR ONE (1) YEAR FROM THE DATE OF ISSUANCE.

17) Application: Local Denial	BW Gas & Convenience Retail LLC “Yesway #1170” 610 E 3 rd Street Alliance NE 69301	2:30	C-121983
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APPROVED- CLASS D ONLY

18) Application:
Local Denial &
Show Cause

Jeannine Lubker
"Hideaway"
303 E Highway 20
Merriman NE 69218

2:30

C-122683

whether the application should be approved and a license issued due to character and reputation, i.e., applicant Jeannine Lubker disclosed the following:

- 1996 - Left of centerline
- 2005 - Dog license
- 2000 - Endangerment
- 2005 - Waste of finite resources
- 2006 - Waste of finite resources
- 2007 - Parking
- 2009 - Violation of traffic sign
- 2013 - Waste of finite resources
- 2018 - DUI (pending)
- 2017 - Speeding
- 10/18- 2 counts of 3rd degree Assault

APPLICATION WITHDRAWN