

BEFORE THE NEBRASKA LIQUOR CONTROL COMMISSION

In Re: Hy-Vee Inc)
Hy-Vee Gas)
9601 Q Street)
Omaha NE 68127)
On Suspension, Cancellation or Revocation of)
Retail Class D-054894 Liquor License.)

ORDER

Now on the 7th day of November 2018, 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 5th day of October 2018.

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

1. That the licensee did, on or about July 12, 2018, 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 shall 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 Hy-Vee Inc DBA – “Hy-Vee Gas”, 9601 Q Street, Omaha, 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 in lieu thereof, such mandatory closure to be January 7th, 2019 and January 8th, 2019; and the additional forty-two (42) day suspension to commence on January 9th, 2019, and to continue until the opening hour of business on the 20th day of February 2019. 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 November 2018.

NEBRASKA LIQUOR CONTROL COMMISSION

BY [Signature]
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 Hy-Vee Inc, Hy-Vee Gas, 9601 Q Street, Omaha, NE 68127, and to Hy-Vee Inc, 5820 Westown Parkway, West Des Moines IA 50266, on this 26 day of November 2018.



[Signature]
Executive Director