

BEFORE THE NEBRASKA LIQUOR CONTROL COMMISSION

In Re: La Cueva LLC)
La Cueva)
6617 Sunshine Drive)
Omaha NE 68107)
)
On Suspension, Cancellation or Revocation of)
Retail Class D-111046 Liquor License.)

ORDER

Now on the 7th day of September 2016, 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 20th day of July 2016.

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

1. That the licensee did, on or about March 11, 2016, 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 twelve (12) 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 La Cueva LLC, DBA – “La Cueva”, 6617 Sunshine Drive, Omaha, Nebraska, should be, and the same hereby is, suspended for a period of twelve days, such suspension to commence at the closing hour of business on the 30th day of October 2016, and to continue until the opening hour of business on the 12th day of November 2016, 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 \$66.42.

Dated this 20th day of September 2016.



NEBRASKA LIQUOR CONTROL COMMISSION

BY

CHAIRMAN

[Handwritten signature of the 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 La Cueva LLC, La Cueva, 6617 Sunshine Drive, Omaha, NE 68107 and to La Cueva LLC, 3111 Q Street, Omaha NE 68107, on this 20th day of September 2016.

[Handwritten signature of the Executive Director]
Executive Director

IMPORTANT - PLEASE READ

To Licensee:

The Order of suspension, to which this Notice is enclosed, provides for a suspension of your license for a period of **twelve (12)** days. State Law provides that you may either comply with the Order of suspension and be closed for the prescribed number of days or you may notify the Nebraska Liquor Control Commission and elect to pay a fine of **\$50** per day for the number of days of your suspension and remain open and continue the full operation of your establishment.

If you desire to pay a fine instead of being closed you must sign the below election notification request and mail it to the Nebraska Liquor Control Commission, P.O. Box 95046, Lincoln, Nebraska 68509, along with a certified or cashier's check, personal or business check, or U.S. money order made payable to the Nebraska Liquor Control Commission; the election notification must be received by the Nebraska Liquor Control Commission on or before **October 24, 2016**; if the election notification and full payment is not received by the above stated date then you must close your establishment for the sale of alcoholic liquor for the required number of days suspended.

NEBRASKA LIQUOR CONTROL COMMISSION

ELECTION
October 24, 2016

La Cueva LLC
"La Cueva"
6617 Sunshine Drive
Omaha NE 68107

D-111046

I, the undersigned licensee, do hereby elect to pay a fine of **\$600.00** in lieu of the suspension as directed by the Order of the Nebraska Liquor Control Commission.

Licensee's signature

(CERTIFIED or CASHIER'S CHECK, PERSONAL or BUSINESS CHECK, U.S. MONEY ORDER or CASH are acceptable.)

(Mail to Nebraska Liquor Control Commission, P.O. Box 95046, Lincoln, Nebraska 68509)