

BEFORE THE NEBRASKA LIQUOR CONTROL COMMISSION

In Re: Keane W Lohmiller)
"Suzy's Pub & Pizza")
209 W Arnold Avenue) ORDER
Arnold NE 69120)
)
)
Retail Class CK-093311 Liquor License)

Now on the 6th day of July 2016, this matter came on for consideration before the Nebraska Liquor Control Commission, to show cause why the license should not be suspended, cancelled or revoked for failure to comply with a specific Order of the Commission, i.e. training, as set forth in Commission Order dated November 24th, 2015, in violation of 237-LCC1-005.01 of the Rules and Regulations of the Nebraska Liquor Control Commission.

In accordance with the Commission's policies, a proper notice of this hearing was sent by regular U.S. Mail.

The licensee was not present nor represented. The Commission was represented by Milissa Johnson-Wiles, Assistant Attorney General.

FINDINGS OF FACT:

1. That the licensee did fail to comply with a specific Order of the Commission, i.e. training, as set forth in Commission Order dated November 24th, 2015.

CONCLUSION OF LAW:

1. Failing to comply with a specific Order of the Commission is in violation of 237-LCC1-005.01 of the Rules and Regulations of the Nebraska Liquor Control Commission.
2. That the license should be suspended for a period of twenty-two (22) 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 thirty (30) 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.
4. If training is not completed within thirty (30) days from the date of this order the license shall be cancelled.

IT IS THEREFORE CONSIDERED, ORDERED, ADJUDGED AND DECREED that the Retail Class CK Liquor License of Keane W Lohwiller, "Suzy's Pizza & Pub", 209 W Arnold Avenue, Arnold, Nebraska, should be, and the same hereby is, suspended for a period of twenty-two (22) days, such suspension to commence at the closing hour of business on the 28th day of August 2016, and to continue until the opening hour of business on the 20th day of September 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 thirty (30) 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. Furthermore, if training is not completed within thirty (30) days of the date of this order the license should be and hereby is, cancelled, effective at the closing hour of business on the 28th day of August 2016.

IT IS FURTHER ORDERED that the licensee shall pay costs of this action, assessed in the amount of \$25.00.

Dated this 20th day of July, 2016.

NEBRASKA LIQUOR CONTROL COMMISSION

BY 
(Chairman)

The undersigned hereby certifies that a true and correct copy of the original order entered herein, was sent by regular U.S. mail, on this 20 day of July, 2016.


(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 **twenty-two (22)** 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 **\$100** 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 **August 22, 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
August 22, 2016

Keane W Lohmiller
"Suzy's Pizza & Pub"
209 W Arnold Avenue
Arnold NE 69120

CK-093311

I, the undersigned licensee, do hereby elect to pay a fine of **\$2200.00** 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)