

BEFORE THE NEBRASKA LIQUOR CONTROL COMMISSION

In Re: 157 Inc )  
The Nest Lounge )  
2638 S 158 Plaza )  
Omaha NE 68130 )  
On Suspension, Cancellation or Revocation of )  
Retail Class C-058731 Liquor License. )

ORDER

Now on the 7th day of February 2018, this matter came on for hearing before the Nebraska Liquor Control Commission, notice having been served upon the licensee to appear and respond to an administrative citation alleging that the license should be suspended, cancelled or revoked as more fully set out herein.

The licensee was present. The State was represented by Milissa Johnson-Wiles, Assistant Attorney General.

Upon opening of the hearing, the licensee entered a plea of Guilty to Charge #1 and Charge #2.

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

1. That the licensee did, on or about September 21<sup>st</sup>, 2017 refuse to permit or unreasonably delay in permitting any law enforcement officers to enter the licensed premises to inspect such premises to determine if the licensee was violating any provisions of the Act or Rules and Regulations of the Nebraska Liquor Control Commission, in violation of Neb. Rev. Stat. Sec. 53-134(2) and/or 237-LCC6-019.01G of the Rules and Regulations of the Nebraska Liquor Control Commission.
2. That the licensee did, on or about September 21<sup>st</sup>, 2017, sell, dispense, furnish or allow possession of alcoholic liquor to an individual who had become intoxicated by the previous consumption of alcoholic liquor, in violation of 237-LCC6-019.01N of the Rules and Regulations of the Nebraska Liquor Control Commission.
3. That the licensee did, on or about September 21<sup>st</sup>, 2017, permit or allow an individual being less than 21 years of age, to consume or have in his/her possession alcoholic liquor, in violation of Neb. Rev. Stat. Sec. 53-180.02 and/or 237-LCC6-019.01B of the Rules and Regulations of the Nebraska Liquor Control Commission.
4. That the license should be suspended for a period of five (5) days on charge #1, and suspended for ten (10) days on charge # 2 for a total period of fifteen (15) days, and that charge #3 has been dismissed by the State.

IT IS THEREFORE CONSIDERED, ORDERED, ADJUDGED AND DECREED that the Retail Class C Liquor License of 157 Inc, DBA – “The Nest Lounge”, 2638 S 158 Plaza, Omaha, Nebraska, should be, and the same hereby is, suspended for five (5) days on charge #1 and suspended for ten (10) days on charge #2 for a total period of fifteen (15) days, with the option to pay a fine in lieu thereof, such suspension to commence at the closing hour of business on the 25th day of March 2018, and to continue until the opening hour of business on the 10th day of April 2018, and that charge #3 has been dismissed by the State.

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 \$99.59.

Dated this 14<sup>th</sup> day of February 2018.

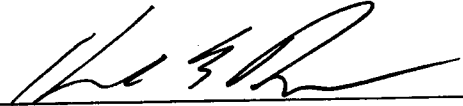


NEBRASKA LIQUOR CONTROL COMMISSION

BY

  
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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 157 Inc, The Nest Lounge, 2638 S 158 Plaza, Omaha, NE 68130, on this 14 day of February 2018.

  
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Executive Director