

**MINUTES FOR THE METROPOLITAN BEER PERMIT BOARD MEETING
WEDNESDAY May 23, 2018
NASHVILLE ROOM
METRO OFFICE BUILDING, 800 SECOND AVENUE SOUTH**

BOARD MEMBERS:

Mr. Brian Taylor, Chairperson
Ms. Telisha Cobb, Vice Chairperson
Mr. Terry Clements
Mr. John Spragens
Mr. Jack Davis
Ms. Jessica Van Dyke
Mr. Justin Marsh, Attorney

Announcements

APPEAL OF DECISIONS

FROM THE METROPOLITAN BEER PERMIT BOARD

If you are not satisfied with a decision of the Metropolitan Beer Permit Board regarding your application or your hearing, you may appeal the decision to the Davidson County Chancery or Circuit Court pursuant to the requirements set forth in T.C.A. § 57-5-108. The decisions of the Metropolitan Beer Permit Board take effect on a date to be determined by the board. However, you may file an appeal within 60 days of the entry of the board's decision. We advise that you seek your own independent legal advice to ensure that your appeal is filed in a timely manner and that all procedural requirements have been met.

Minutes

Minutes from April 25, 2018

1. John Spragens
2. Telisha Cobb

Unanimous / Opposed

Minutes from May 10, 2018

1. Telisha Cobb
2. John Spragens

Unanimous / Opposed

Everything in order / Grant

- (7) *Main Five LLC, 500 Main St 37206, MAIN STREET CITGO*
OFF-SALE (CHANGE OF OWNERSHIP) (Dist. #06)
- (8) *Rhizome Productions Inc., 700 Woodland St 37206, NASHVILLE ROSE FESTIVAL*
SPECIAL (SPECIAL EVENT OLD) (Dist. #06)
(May 18 & 19 2018)
- (9) *Bobby Ray's Honky Tonk 615, LLC, 119 Douglas St 37115, BOBBY RAY'S*
HONKY TONK 615 (CHANGE OF OWNERSHIP)
ON-SALE (Dist. #08)
- (10) *New SoSo Market LLC, 2821 Dickerson Pike 37207, NEW SOSO MARKET*
OFF-SALE (CHANGE OF OWNERSHIP) (Dist. #08)

- (11) *Rafael Lopez Cervantes, 346 Harding Pl 37211, **MARISQUERIA VALLARTA MEXICAN GRILL***
 ON-SALE (NEW LOCATION) (Dist. #13)
- (12) *AKK Inc., 559 Stewarts Ferry Pike 37214, **LOS CHILAQUILES***
 ON-SALE (NEW LOCATION) (Dist. #14)
- (14) *Diskin Cider, LLC, 1235 Martin St 37203, **DISKIN CIDER***
 ON-SALE (SPECIAL EVENT NEW) (Dist. #17)
- (16) *The Listening Room, LLC, 618 4Th Ave S 37210, **THE LISTENING ROOM CAFE***
 ON-SALE (NEW LOCATION) (Dist. #19)
- (17) *FH NSH, LLC, 118 8Th Ave S 37203, **CAMBRIA DOWNTOWN NASHVILLE***
 ON-SALE (NEW LOCATION) (Dist. #19)
- (18) *Broadstone Taphouse, LLC, 1120 3Rd Ave N 37208, **SEDONA TAPHOUSE***
 ON/OFF-SALE (NEW LOCATION) (Dist. #19)
- (19) *Sunda Nashville, LLC, 592 12Th Ave S 37203, **SUNDA NEW ASIAN***
 ON-SALE (EXPANSION -NEW LOCATION) (Dist. #19)
- (20) *The Picnic Tap LLC, 900 Rosa L Parks Blvd 37208, **THE PICNIC TAP LLC***
 ON/OFF-SALE (EXPANSION - NEW LOCATION) (Dist. #19)
- (21) *Black Rabbit, LLC, 218 3Rd Ave N #300 37201, **BLACK RABBIT***
 ON-SALE (EXPANSION - NEW LOCATION) (Dist. #19)
- (22) *Black Rabbit, LLC, 218 3Rd Ave N #100 37201, **BLACK RABBIT***
 CATERER (Dist. #19)
- (23) *Nashville State Community College Foundation, 350 Deaderick St 37201, **NISSAN TASTE OF MUSIC***
 ON-SALE (SPECIAL EVENT OLD) (Dist. #19)
- (24) *Woolworths Nashville, LLC, 221 5th Avenue North. 700 37203, **Woolworth on 5th***
 ON-SALE (NEW LOCATION) (Dist. #19)

- (25) *Make A Wish Middle Tennessee*, 1112 Laurel Street, **Gulch Night Market**
ON-SALE (SPECIAL EVENT) (Dist. #19)
- (26) *Fat Bottom Brewing, Inc.*, 800 44Th Ave N 37209, **THE HOP YARD**
ON/OFF-SALE (EXPANSION - NEW LOCATION) (Dist. #20)
- (27) *Nabil Yafai*, 1314 51St Ave N 37209, **51ST DELI**
ON/OFF-SALE (NEW LOCATION) (Dist. #20)
- (28) *Oscar's Taco Shop LLC #13*, 5104 A Centennial Blvd 37209, **OSCAR'S TACO SHOP**
ON-SALE (NEW LOCATION) (Dist. #20)
- (29) *Palestinian Dream Inc.*, 5520 Kentucky Ave 37209, **UPTOWN MARKET**
OFF-SALE (CHANGE OF OWNERSHIP) (Dist. #20)
- (31) *JHS Holdings, LLC*, 1920 West End Ave 37203, **AMERIGO RESTAURANT**
ON-SALE (CHANGE OF OWNERSHIP) (Dist. #21)
- (35) *Sameh Mansour, Ayman Fawzy, Adel Saad*, 7038 B Highway 70 S 37221, **GREEK CAFE**
ON-SALE (NEW LOCATION) (Dist. #23)
- (36) *Another Way to Make Dough, LLC*, 4100 Charlotte Ave 37209, **FIVE POINTS PIZZA**
ON-SALE (NEW LOCATION) (Dist. #24)
- 37) *Greek Cafe Grill Co.*, 4004 Hillsboro Pike 37215, **GREEK CAFE GRILL**
ON-SALE (NEW LOCATION) (Dist. #25)
- (38) *Nashville Zoo, Inc.*, 3777 Nolensville Pike 37211, **BREW AT THE ZOO**
SPECIAL (SPECIAL EVENT OLD) (Dist. #26)
(June 1, 2018)
- (39) *TRC Inc.*, 4825 Trousdale Dr. 37220, **MUDBUG WINGDING JAMBOREE**
ON-SALE (SPECIAL EVENT OLD) (Dist. #26)

- (40) *Lavo Lounge LLC, 1310 Antioch Pike 37211, LAVO LOUNGE LLC*
 ON-SALE (CHANGE OF OWNERSHIP) (Dist. #28)
- (41) *Four Corners Yacht Club Inc., 4027 Lavergne Couchville Pike 37013, FOUR
 CORNERS MARINA* (Dist. #29)
 ON-SALE (NEW LOCATION)
 (Business Name Amended)
- (42) *Rai Brothers LLC, 4724 Nolensville Pike 37211, RAI BROTHERS DISCOUNT
 TOBACCO AND BEER*
 OFF-SALE (CHANGE OF OWNERSHIP) (Dist. #30)
- (44) *KALPRAJ INC, 3606 Hamilton Church Rd 37013, SONRISE MARKET*
 OFF-SALE (CHANGE OF OWNERSHIP) (Dist. #33)
- (45) *SAI Prem Inc., 2940 Murfreesboro Pike #101 & 102, 37013, NEIGHBORHOOD BAR
 & GRILL*
 ON-SALE (CHANGE OF OWNERSHIP) (Dist. #33)
- (49) *CMA Foundation, 0 Shelby Ave 37206, 2018 CMA FEST - CUMBERLAND
 PARK*
 SPECIAL (SPECIAL EVENT) (Dist. #06)
- (50) *Friends of Shelby Park Inc., 2604 Airpark Dr. 37206, CORNELIA FORT PICKIN
 PARTIES* (SPECIAL EVENT)
 ON-SALE (Dist. #07)
- (56) *Nashville Humane Society, 121 4Th Ave S 37201, MUSIC CITY BREWER'S
 FESTIVAL*
 ON-SALE (SPECIAL EVENT OLD) (Dist. #19)
 (July 27 & 28 2018)

(58) *CMA Foundation, 313 Broadway 37201, 2018 CMA FEST - FAN ALLEY*

ON-SALE (SPECIAL EVENT) (Dist. #19)

(59) *CMA Foundation, 131 4Th Ave S 37201, 2018 CMA FEST - WALK OF FAME*

SPECIAL (SPECIAL EVENT) (Dist. #19)

(60) *CMA Foundation, 170 1St Ave N 37201, 2018 CMA FEST - RIVERFRONT PARK* T18-25511

SPECIAL (SPECIAL EVENT) (Dist. #19)

(61) *CMA Foundation, 310 1St Ave S 37201, 2018 CMA FEST - WEST RIVERFRONT PARK*

ON-SALE (SPECIAL EVENT) (Dist. #19)

1. Mr. Clements

2. Mr. Spragens

Unanimous / Opposed

Due to Missing Documents - Defer Indefinitely

(3) *Jarrod Howse, 2700 Tucker Rd 37218, TUCKER RD LOUNGE*

ON-SALE (CHANGE OF OWNERSHIP) (Dist. #02)

(4) *Aqui Hines, Inc., 3704 Clarksville Pike 37218, 400 DEGREES*

ON-SALE (NEW LOCATION) (Dist. #02)

(5) *Tri Star Energy, LLC, 5701 Edmondson Pike 37211, TWICE DAILY #7122*

OFF-SALE (NEW LOCATION) (Dist. #04)

- (6) *Lyra Holdings LLC, 935 W Eastland Ave 37206, **LYRA***
 ON-SALE (CHANGE OF OWNERSHIP) (Dist. #05)
- (30) *Tri Star Energy, LLC, 2112 Charlotte Ave 37203, **TWICE DAILY #7100***
 OFF-SALE (NEW LOCATION) (Dist. #21)
- (32) *Bongo Productions LLC, 1821 Jefferson St 37208, **THE SIT-IN***
 ON-SALE (NEW LOCATION) (Dist. #21)
- (33) *Make a Play Hospitality Group LLC, 1002 Buchanan St 37208, **MINERVA COCKTAIL
 BAR***
 ON-SALE (NEW LOCATION) (Dist. #21)
- (34) *PDK, LLC, 8121 Sawyer Brown Rd #204 37221, **PDK SOUTHERN KITCHEN &
 PANTRY***
 ON-SALE (NEW LOCATION) (Dist. #22)
- (43) *Soon LLC, 5270 Hickory Hollow Pkwy 37013, **SLIM AND HUSKY'S PIZZA AND
 BEERIA***
 ON/OFF-SALE (NEW LOCATION) (Dist. #32)
- (47) *Koi Sushi & Thai-East, LLC, 923 Main St 37206, **KOI SUSHI & THAI-EAST LLC***
 ON-SALE (CHANGE OF OWNERSHIP) (Dist. #06)
- (48) *Palaver Creative, LLC, 1006 Fatherland St 37206, **PARTY FOR A PURPOSE***
 ON-SALE (SPECIAL EVENT OLD) (Dist. #06)
 (July 4, 2018)
- (51) *Nine Tail, 1601A Riverside Dr. 37216, **NINE TAIL***
 ON-SALE (NEW LOCATION) (Dist. #11)
- (52) *East Lake Limited, Inc., 3435 Lebanon Pike 37076, **DAISY DUKES BIKE NITE***

SPECIAL (SPECIAL EVENT NEW) (Dist. #14)

(53) Cheers! LLC, 2028A Lindell Ave, **THE LOADING DOCK**
ON-SALE (CHANGE OF OWNERSHIP) (Dist. #17)

(54) LamChop Inc., 2112 8Th Ave S 37204, **LOVE PEACE AND PHO**
ON-SALE (CHANGE OF OWNERSHIP) (Dist. #17)

(55) Craft 2 Go, LLC, 1600 Division St 37203, **CRAFT 2 GO**
OFF-SALE (NEW LOCATION) (Dist. #19)

(57) 8th & Demonbreun Hotel, LP, 201 8Th Ave S 37203, **JW MARRIOTT HOTEL**
ON-SALE (NEW LOCATION) (Dist. #19)

(62) Nhu Bui, 3745 Annex Ave 37209, **PHO T & N LLC**
ON-SALE (NAME CHANGE) (Dist. #20)

(63) Margaret Anne Crouse - Corporation, 2413 Elliston Pl 37203, **ROTIER'S
RESTAURANT**
ON/OFF-SALE (CHANGE OF OWNERSHIP) (Dist. #21)

(64) RH Nashville, 2101 Green Hills Village Dr. 37215, **RH**
ON-SALE (CHANGE OF OWNERSHIP) (Dist. #25)

(65) China Town Nashville, LLC, 3900 Hillsboro Pike Suite 8, 37215, **CHINA
TOWN**
ON-SALE (CHANGE OF OWNERSHIP) (Dist. #25)

(66) A&M Partners LLC, 5316 Mt View Rd 37013, **GORDON'S**
ON-SALE (NEW LOCATION) (Dist. #32)

(67) *Players Inn Inc., 7097B Old Harding Pike 37221, Players Inn*
ON-SALE (NEW LOCATION EXPANSION)

(Dist. #34)

1. Ms. Cobb
2. Mr. Spragens

Unanimous / Opposed

DEFERRED TRIAL

(68) *ECRHC, Inc., 1132 Murfreesboro PIKE 37217, El Chico Restaurant*
ON-SALE

(Dist. #13)

(Alleged violation of M.C.L 7.08.140T It is unlawful for any beer permit holder or his agent or employee To allow or engage in any criminal activity on the premises on or about October 27, 2017).

COMPLAINANTS: Agent Olivia Yearwood, ABC

SUPOENA: Michael Scott Gerlach

Claudin Millan

Motion: To Defer Indefinitely

1. Mr. Davis
2. Mr. Spragens

Unanimous / Opposed

TRIALS

(69) *Burnett's LLC, 1316 Antioch Pike 37211, Island Vibes*

ON-SALE

(Dist. #28)

(Alleged violation of M.C.L 7.24.030C1 No permittee shall permit any person to perform acts of or acts which simulate: (a) Sexual intercourse, masturbation, sodomy, bestiality, oral copulation, flagellation or any sexual acts which are prohibited by law. (b) The touching, caressing or fondling of the breast, buttocks anus or genitals. 2 Subject to the provisions of subdivision 1 of this subsection, any entertainer who is employed in whole or in part by the permittee to dance at such permittee's premise's shall perform only upon a stage at least eighteen inches above the immediate floor level and perform at least six feet from the nearest patron on or about January 1, 2018).

COMPLAINANT: Agent Michael Donaldson, ABC

SUBPOENA: Emill Burnett

Motion: To Defer 6/27/2018

1. Ms. Cobb

2. Mr. Davis

Unanimous / Opposed

(70) *Seed Walden, LLC, 1900 Eastland AVE SUITE 105 37206, Two Ten Jack*

ON-SALE

(Dist. #06)

(Alleged violation of M.C.L 7.08.060B All permit holders shall pay an annual privilege tax of one hundred dollars to the metropolitan beer permit board for the privilege of selling beer within the state, pursuant to Tennessee Code Annotated Section 57-5-104(b)(1) on or about January 31, 2018).

COMPLAINANT: Metro Beer Permit Board Staff

SUBPOENA: Patrick Burke

Permit Holder Pled: Not Guilty

Recommendation: 7 day suspension / 30 day probation or \$1000 civil penalty option.

Motion: To Dismiss

1. Mr. Davis

2. Ms. Cobb

Unanimous / Opposed

- (71) *Mohamad Zaher, 2141 Buena Vista PIKE 37218, Bordeaux Market*
OFF-SALE (Dist. #02)
(Alleged violation of M.C.L 7.08.140T It is unlawful for any beer permit holder or his agent or employee To allow or engage in any criminal activity on the premises on or about March 02, 2018).

COMPLAINANT: Metropolitan Beer Permit Inspector I Jesus Coreno
Metropolitan Youth Services Detective Sgt. Toney Turner
Metropolitan Youth Services Detective Purcell Jackson
Nashville Prevention Partnership Eric Fletcher

SUBPOENA: Mohab Nabih Zaher

Permit Holder Pled: Not Guilty

Recommendation: 30 day suspension / 60 day probation or \$1000 civil penalty option.

Motion: To Dismiss

1. Mr. Davis

2. Ms. Cobb

Unanimous / Opposed

- (72) *Crumb De La Crumb LLC, 160 Belle Forest CIR 37221, Crumb De La Crumb LLC*
ON-SALE (Dist. #22)
(Alleged violation of M.C.L 7.08.060B All permit holders shall pay an annual privilege tax of one hundred dollars to the metropolitan beer permit board for

the privilege of selling beer within the state, pursuant to Tennessee Code Annotated Section 57-5-104(b)(1) on or about January 31, 2018. | M.C.L 7.08.070C
The permit holder shall display all permits issued pursuant to this article in a conspicuous place, together with all other permits, licenses and stamps required by law. M.C.L 7.08.190 Retailers holding permits to sell beer are authorized to sell and store beer at only the location authorized by the metropolitan beer permit board and specifically designated on their respective permits as the place for which the permit is issued. The sale or storage of beer by a retailer at any place other than the location authorized by the board and specifically named on the face of his permit is prohibited on or about January 31, 2018).

COMPLAINANT: Metropolitan Beer Permit Inspector I Douglas James

**SUBPOENA: Lorie Causey Burcham
Jason Avery Burcham**

Permit Holder Pled: Guilty to M.C.L 7.08.060B

Not Guilty to M.C.L 7.08.070C and M.C.L 7.08.190

Recommendation: \$250 civil penalty/ 7 day suspension / 30 day probation to be served concurrently

Motion: To Sustain **(M.C.L 7.08.060B)**

1. Ms. Van Dyke
2. Mr. Davis

Unanimous / Opposed

Recommendation: \$250 civil penalty/ 7 day suspension / 30 day probation to be served concurrently

Motion: To Sustain **(M.C.L 7.08.070C)**

1. Mr. Davis
2. Ms. Van Dyke

Unanimous / Opposed

Recommendation: \$250 civil penalty/ 7 day suspension / 30 day probation to be served concurrently

Motion: To Sustain **(M.C.L 7.08.190)**

1. Ms. Spragens
2. Ms. Van Dyke

Unanimous / Opposed

Recommendation: \$250 civil penalty/ 7 day suspension / 30 day probation to be served concurrently

(73) *Nguyen, Inc., 2112 8th AVE 37204, Love Peace and Pho*

ON-SALE

(Dist. #17)

(Alleged violation of M.C.L 7.08.060B All permit holders shall pay an annual privilege tax of one hundred dollars to the metropolitan beer permit board for the privilege of selling beer within the state, pursuant to Tennessee Code Annotated Section 57-5-104(b)(1) on or about January 31, 2018).

COMPLAINANT: Metropolitan Beer Permit Inspector I Douglas James

SUBPOENA: Ashwaq Bakari Omar

Privilege Tax and Civil Penalty Paid

Motion: To Dismiss

1. Ms. Van Dyke

2. Mr. Spragens

Unanimous / Opposed

(74) *F & B Mart, LLC, 3900 Clarksville Pike, 37218, Jerry's Citgo*

OFF-SALE

(Dist. #01)

(Alleged violation of M.C.L 7.08.140C It is unlawful for any beer permit holder or his agent or employee: To make or permit to be made any sale of beer to a person under twenty-one years of age on or about March 2, 2018.)

**COMPLAINANT: Metropolitan Beer Permit Inspector I Douglas James Jr
Metropolitan Youth Services Detective Michael Ramsey
Metropolitan Youth Services Detective Michael Payne
Nashville Prevention Partnership Eric Fletcher**

SUBPOENA: Mariana Gergis

Hany Hosny Said

Motion: to defer until June 27th meeting

1. Mr. Spragens
2. Mr. Davis

Unanimous / Opposed

Ms. Van Dyke Made a motion to put Jerry's Citgo back on the Agenda

Motion: passed

Recommendation: 14 day suspension / 90 day probation or \$1500-2500 civil penalty option.

1. Ms. Cobb
2. Ms. Van Dyke

Unanimous / Opposed

Date

Date

Executive Director

Chairperson