

TENNESSEE ALCOHOLIC BEVERAGE COMMISSION

Minutes
December 14, 2011
1:30 pm

The regular meeting of the Tennessee Alcoholic Beverage Commission was held on Wednesday, December 14, 2011, in Nashville, Tennessee at 1:30 p.m. Chairperson Mary McDaniel, Commissioner John Jones and Commissioner Bryan Kaegi were present. Executive Director Danielle Elks, Assistant Director Keith Bell and CLEO Mark Hutchens were present.

1. The Minutes for November 22, 2011 Commission Meeting were approved.

2. NEW BUSINESS--RETAIL

**A. 1. TOPSIDE WINE AND SPIRITS
LOUISVILLE, TENNESSEE (BLOUNT COUNTY)**

Licensee: Topside Wine and Spirits, LLC

Member: Darrell Tipson

Proposed New Members: Teena Tipton and Dusten Tipton

Before the Commission is a request for a partial change of ownership of the retail store located at 2037 Topside Road in Louisville, Tennessee. Darrell Tipson wishes to give 50% of his ownership interest in the LLC to his wife, Teena Tipton, at no cost. Further, he wishes to sell one third of his interest to his daughter, Dusten Tipton for \$33,000. Financing is based upon a promissory note between Dusten Tipton and Darrell Tipton. If approved, the resulting ownership will be as follows: Darrell Tipton—16 2/3%; Teena Tipton—50%; Dusten Tipton—33 1/3%. All documentation has been submitted with the exception of the following:

a. Copy of promissory note with Dusten Tipton's signature.

Discussion/Action Taken:

Director Elks reviewed the matter to the Commission. Director Elks recommended approval.

Commissioner Jones made a motion to approve. Commissioner Kaegi seconded the motion and it passed with 3 ayes.

**2. GREEN MEADOW WINE AND SPIRITS
ALCOA, TENNESSEE (BLOUNT COUNTY)**

Licensee: Green Meadow Wine & Spirits, LLC
Stockholders: Patricia Trosclair, Michael Sean Norris,
and Earl Whaley
Proposed New Stockholder: Marc Norris

Before the Commission is a request for partial change of ownership of the retail store located at 1147 Hunters Crossing Drive in Alcoa, Tennessee. Patricia Trosclair currently owns 50% of the stock, and Michael Norris and Earl Whaley currently own 25% each. Ms. Trosclair wishes to sell 25% of her stock to Marc Norris for \$100,000. Financing is based upon a promissory note with the seller. All documentation has been submitted with the exception of the following:

- a. Promissory note.

Discussion/Action Taken:

Director Elks reviewed the matter to the Commission. Director Elks recommended approval.

Commissioner Jones made a motion to approve. Commissioner Kaegi seconded the motion and it passed with 3 ayes.

**3. GEORGETOWN WINE AND SPIRITS
MURFREESBORO, TENNESSEE (RUTHERFORD COUNTY)**

Applicant: Aum Investments, LLC
Members: Vishal Patel and Chiragkumar Patel

Before the Commission is a request for a new retail store to be located at 1720 West Northfield Boulevard in Murfreesboro, Tennessee. Vishal Patel and Chiragkumar Patel wish to initially invest \$243,261 to operate the business. If approved, Vishal Patel will own 72% and Chiragkumar Patel will own 28%. Financing is based upon the following: Vishal Patel—personal funds of \$55,000, a promissory note with Bhavin Patel for \$55,000, and the landlord's improvement allowance of \$34,748; and Chiragkumar Patel--\$35,000 personal funds, a promissory note with Ankur Bant for \$50,000, and the landlords improvement allowance of \$13,513. The LLC applicant will be leasing the property from Centro/IA Georgetown

Square, LLC for 5 years at \$4200/month. All documentation has been submitted with the exception of the following;

- a. TABC Inspection;
- b. Acknowledgement of the rules and regulations;
- c. Use and Occupancy permit;
- d. Ankur Bant and Bhavin Patel's signatures on the promissory notes;
- e. Financial and bank checks on Bhavin Patel and Ankur Bant;
- f. Lease to Centro NP Georgetown Square, LLC;
- g. Assignment of lease to Aum Investments, LLC.

Discussion/Action Taken:

Chirag Patel, Vishal Patel and David Floyd were present the meeting. Director Elks reviewed the matter to the Commission. All documentation but the Use and Occupancy Permit had been submitted, therefore, Director Elks recommended approval upon submission of the Certificate of Occupancy.

Commissioner Kaegi made a motion to approve upon submission of the Use and Occupancy permit. Commissioner Jones seconded the motion and it passed with 3 ayes.

**4. PLEASANT VIEW LIQUOR AND WINE
PLEASANT VIEW, TENNESSEE (CHEATHAM COUNTY)**

Licensee: Laraye Harris

Before the Commission is a request for a new retail store to be located at 220 Renmar Drive in Pleasant View, Tennessee. Laraye Harris wishes to initially invest \$150,000. Financing is based upon existing personal funds and a promissory note with Londa Moore for \$100,000. Ms. Harris is leasing the property from Robert and Debra Keeman for five years at \$1747.10/month. All documentation has been submitted with the exception of the following:.

- a. Financial and bank check on Londa Moore;
- b. TABC Inspection;
- c. Acknowledgment of the rules and regulations;
- d. Use and Occupancy permit.

Discussion/Action Taken:

LaRaye Harris was present at the meeting. Director Elks reviewed the matter to the Commission. Director Elks recommended approval upon submission of requested documentation.

Commissioner Jones made a motion to approve upon submission of the Use and Occupancy permit. Commissioner Kaegi seconded the motion and it passed with 3 ayes.

3. WHOLESALE MATTERS

**A. SAACHI IMPORTS, INC.
NASHVILLE, TENNESSEE (DAVIDSON COUNTY)**

Applicant: Saachi Imports, Inc.
Stockholders: Nathan Edward, Rodney Shelton, and Kevin Patel

Before the Commission is a request for a new wholesale license to be located at 1416 Antioch Pike, Suite 104 in Nashville, Tennessee. Nathan Edward, Rodney Shelton, and Kevin Patel wish to invest the following: Kevin Patel--\$17,000 from credit card advance for a 34% interest; Nathan Edward--\$16,500 from personal funds for a 33% interest; and Rodney Shelton--\$16,500 from personal funds for a 33% interest. The corporate applicant is leasing the property from North Carolina Ltd. Partnership for a period of 39 months at \$1345/month. All documentation has been submitted with the exception of the following:

- a. TABC Inspection;
- b. Use and Occupancy Permit
- c. Acknowledgment of the rules/regulations;
- d. Sales tax number; and
- e. Signatures on lease.

Discussion/Action Taken:

Rodney Shelton and Nathan Edwards were present at the meeting. Director Elks reviewed the matter to the Commission and recommended approval upon submission of the following documentation:

- a. TABC Inspection;
- b. Use and Occupancy Permit
- c. Acknowledgment of the rules/regulations;
- d. Sales tax number; and
- e. Signatures on lease.

Commissioner Kaegi made a motion to approve upon submission of the pending documentation. Commissioner Jones seconded the motion and it passed with 3 ayes.

5. PRIVATE CLUB MATTERS

**A. ALEXIAN VILLAGE OF TENNESSEE
SIGNAL MOUNTAIN, TENNESSEE (HAMILTON)**

Applicant: Alexian Village of Tennessee
Owners: Matthew Fox, President & CEO
Tim Booth, Regional Finance Director
Karen Willard, Director of Human Resources
Kelli Payne, Assistant Director of Finance
Brother Lawrence Krueger, Sponsor Liaison
H. Lamar Sanders, Director of Operations

Before the Commission is a request of the Private Club, **Alexian Village of Tennessee**, located at 437 Alexian Way, Signal Mountain, Hamilton County 37377 for an **On Premise Permit** to sell alcoholic beverages pursuant to T.C.A. §57-4-102(8). This organization is a non-profit association existing under the laws of the State of Tennessee for at least two (92) years prior to this application. The organization has three hundred sixty-eight (368) residential members, which exceeds the statutory requirement of at least one hundred (100) members. The organization is operated exclusively for pleasure, recreation and other non-profit purposes of its members and no part of the net earnings inures to the benefit of any shareholder or member. The organization has adequate space for the reasonable use of its members with a suitable kitchen and dining room and with sufficient employees for cooking, preparing and serving meals for its members and guests. No member, officer, agent or employee of this Private Club is paid directly, indirectly nor do any of the aforementioned parties directly or indirectly receive in the form of salary or other compensation, any profits from the sale of spirituous liquors, champagnes or malt beverages beyond the amount of such salary as may be fixed by the members at an annual meeting or by its governing body out of the general revenue of the club.

All documentation has been submitted with the exception of the following:

- a. Certificate of Occupancy
- b. Bond
- c. Liquor price schedule has only wine listed. Need confirmation of wine only or updated schedule listing spirituous liquors.

Discussion/Action Taken:

Assistant Director Bell reviewed the matter to the Commission. Assistant Director Bell recommended approval upon receipt of the Bond and the confirmation of wine only or updated schedule listing spirituous liquors.

Commissioner Jones made a motion to approve. Commissioner Kaegi seconded the motion and it passed with 3 ayes.

4. BUDGET

5. CONSENT ORDERS

6. PENDING MATTERS LIST

7. MISCELLANEOUS

A. Monthly Summary of TABC Activity

8. DATE OF NEXT MEETING – Wednesday, January 25, 2012 and Wednesday, February 22, 2012 at 1:30 p.m.

Mary McDaniel
Chairperson

Shari Danielle Elks
Executive Director