



TENNESSEE ALCOHOLIC BEVERAGE COMMISSION
MINUTES
THURSDAY, NOVEMBER 15, 2018
10:00 a.m.

The meeting was held in Nashville, Tennessee at 10:00 a.m. on November 15, 2018. Chairman Skiles, Commissioner Jones, and Commissioner Roberts were present. In attendance on behalf of staff were the following: Interim Director Zack Blair, CLEO Tubbs, Commission Counsel Joshua Stepp, Commission Counsel Keith Hollingshead-Cook, Chris Dowell, Nancy Townsend, Nichelle Dorroh, and Scott Wolfe.

1. REVIEW/APPROVAL OF THE OCTOBER 23, 2018, COMMISSION MEETING MINUTES

Discussion/Action Taken: Commissioner Jones moved for the minutes to be accepted as presented. The motion was seconded and it passed with three ayes.

2. RETAIL MATTERS

**1. SOUTHERN SPIRITS DISCOUNT LIQUOR AND WINE
LEBANON, TENNESSEE (WILSON COUNTY)**

Applicant: PC11504747, Inc.

Shareholder(s): Jayrambhai Patel, 100%

Current: George Bashour d/b/a Southern Spirits Discount Liquor & Wine
(license no. 3751)

Proposed: PC11504747 Inc. d/b/a Southern Spirits Discount Liquor and
Wine

Before the Commission is a request for approval of a retail package store licensee to be located at 1150 Sparta Pike, Suites B,C,D, Lebanon, TN 37087. The applicant is acquiring the package store from the current licensee at this location¹ and will lease the premises from landlord, George Bashour. The TABC staff recommends conditional approval of the request subject to receipt of the following items:

- a. inspection which includes an acknowledgment of TABC rules & regulations
- b. license fee
- c. ~~executed lease~~

¹ In accordance with Tennessee law, sellers are to transfer title and possession of the liquor inventory to the applicant via TABC licensed wholesalers' involvement.



Discussion/Action Taken: Interim Director Blair reviewed the matter to the Commission and recommended conditional approval of the request subject to the inspection and acknowledgment of rules and regulations and the license fee. Director Blair noted conditional item (c.) had been provided. Commissioner Jones moved for approval subject to receipt of the items as stated and the motion was seconded. The motion passed with three ayes.

2. RED SPIRITS & WINE NASHVILLE, TENNESSEE (DAVIDSON COUNTY)

Applicant: Ariv, LLC
Members: Jigna Patel² (30%), Chirag Patel³ (40%), and Andy Patel⁴ (30%)

Current licensee: Bellevue Wine & Spirits, LLC d/b/a Red Spirits & Wine (RTLRS-DAV- 1824454)

Proposed: Ariv, LLC d/b/a Red Spirits & Wine

Before the commission is a request for approval of a retail package licensee at 7066 Highway 70 Nashville, TN 37221. The applicant is acquiring the existing package store at this location⁵ and will assume the current owner's lease. The TABC staff recommends conditional approval of the request subject to receipt of the following items:

- a. license fee

Discussion/Action Taken: Interim Director Blair reviewed the matter to the Commission and recommended conditional approval of the request subject to payment of the license fee. Commissioner Roberts moved for approval of the license subject to receipt of the license fee and the motion was seconded. The motion passed with three ayes.

3. RIVERSIDE LIQUORS SHELBYVILLE, TENNESSEE (BEDFORD COUNTY)

² Jigna Patel is also a shareholder in Kanisha Inc. d/b/a Stones River Liquor (RTLRS-RUT-1825455) doing business at 208 N. Thompson Lane, Murfreesboro, TN 37129.

³ Chirag Patel is also a shareholder in Reyan Inc. d/b/a Legacy Wine and Spirits (RTLRS-RUT-1801977) doing business at 720 Legacy Ct., Smyrna, TN 37167.

⁴ Andy Patel is the owner of Gaytri Inc. d/b/a Meadows Liquor (RTLRS-RUT-1809869) doing business at 4205 Manson Pike, Ste. B., Murfreesboro, TN 37129.

⁵ In accordance with Tennessee law, sellers are to transfer title and possession of the liquor inventory to the applicant via TABC licensed wholesalers' involvement.



Applicant: Riverside Liquors, LLC

Members:	<u>Before</u>	<u>After</u>
	Kelly Sullivan Reed, 100%	Kelly Sullivan Reed, 50%
		Jerry Dewayne Sullivan, 50%

The retail package store licensee⁶ operating at 314 S. Cannon Blvd. Shelbyville, TN 37160 is requesting approval of a change in LLC members and membership interest. Jerry D. Sullivan is being added as a 50% member of the LLC. The TABC staff recommends approval of the change.

Discussion/Action Taken: Interim Director Blair reviewed the matter to the Commission and recommended approval of the ownership change. Commissioner Jones moved for approval and the motion was seconded. The motion passed with three ayes.

**4. LIQUOR WORLD (LICENSE NO. 4132)
TULLAHOMA, TENNESSEE (COFFEE COUNTY)**

Applicant: Rita Patel Inc. (Rita Patel & Mahendra Patel)

In April 2018 retail package store licensee no. 4132 was conditionally approved to relocate from 1940 N. Jackson St., Tullahoma, TN 37388 to 1816 N. Jackson St., Tullahoma, TN 37388. TABC rule 0100-03-.18⁷ requires the physical transfer to occur within 90 days; however, due to construction delays the relocation has not occurred and the applicant is now before the Commission for a second time to request approval to transfer the business to 1816 N. Jackson St., Tullahoma, TN 37388. The TABC staff recommends conditional approval of the request subject to receipt of the following:

- a. certificate of occupancy
- b. inspection which includes an acknowledgment of TABC rules & regulations

Discussion/Action Taken: Interim Director Blair reviewed the matter to the Commission and recommended conditional approval of the request subject to the listed conditional items. A brief discussion was held. Commissioners Jones moved

⁶ License no. RTLRPS-BED-1823552

⁷ Rule 0100-03-.18(c): The physical transfer of the store must be completed within ninety (90) days after the transfer is granted. Under exceptional and unusual circumstances, the applicant may request an additional thirty (30) days time. However, the request must be made in writing and must state the reasons for the extension. Such request must be submitted to the Commission prior to the aforementioned ninetieth day.



for approval subject to receipt of any missing items and the motion was seconded. The motion passed with three ayes.

**5. T.J.'S LIQUOR & WINE
WINCHESTER, TENNESSEE (FRANKLIN COUNTY)**

Applicant: Chiranjeevi, Inc. (Asikkumar Patel, 100%)
Current licensee: Brenda Sue Long d/b/a T.J.'s Liquor and Wine (License: RTLRPS-FRA-1812264)
Proposed: Chiranjeevi Inc. d/b/a T.J.'s Liquor & Wine

Before the commission is a request for approval of a retail package licensee at 709 David Crockett Hwy. Winchester, TN 37398. The applicant is acquiring the existing package store at this location and is purchasing the real property where the business is located.⁸ The TABC staff recommends conditional approval of the request subject to receipt of the following items:

- a. deed after closing
- b. license fee

Discussion/Action Taken: Interim Director Blair reviewed the matter to the Commission and recommended conditional approval of the request subject to receipt of the listed items. Commissioners Roberts moved for approval subject to receipt of the missing items and the motion was seconded. The motion passed with three ayes.

**6. EASY LIQUOR AND WINE
CHATTANOOGA, TENNESSEE (HAMILTON COUNTY)**

Applicant: Shree Hari Krupa 1 Inc.
Shareholder(s): Govindkumar C. Patel⁹ (50%) & Virendrakumar K. Patel (50%)
Current licensee: Danny Henry d/b/a Henry's EZ Liquor (RTLPS-HAM- 1819334)
Proposed: Shree Hari Krupa 1 Inc. d/b/a Easy Liquor and Wine

⁸ In accordance with Tennessee law, sellers are to transfer title and possession of the liquor inventory to the applicant via TABC licensed wholesalers' involvement.

⁹ Govindkumar Patel is also the owner of Vahari Group Inc. d/b/a Eagle Liquor & Wine (RTLPS-HAM-1824624) located at 6852 Middle Valley Rd., Hixson, TN 37343.



Before the Commission is a request for approval of a retail package store licensee to be located at 5012 Hwy. 58, Suite 108, Chattanooga, TN 37416. The applicant is acquiring the package store from the current licensee at that location¹⁰ and the real property is being purchased by the applicants. The TABC staff recommends conditional approval of the request subject to receipt of the following items:

- a. deed/lease after closing
- b. license fee

Discussion/Action Taken: Interim Director Blair reviewed the request to the Commission and recommended conditional approval of the request subject to receipt of the deed & lease after closing and the license fee. Commissioner Jones moved for approval subject to receipt of the items as stated and the motion was seconded. The motion passed with three ayes.

**7. INTERSTATE WINE & SPIRITS WAREHOUSE
COOKEVILLE, TENNESSEE (PUTNAM COUNTY)**

Applicant: Interstate Wine & Spirits Inc.

Shareholder(s):	<u>Before</u>	<u>After</u>
	William George, 50%	Chirag S. Shah, ¹¹ 33.34%
	Carrie Limbacher, 50%	Rekha Patel, 33.33%
		Dipti M. Patel, 33.33%

Before the Commission is a request for approval of a change in ownership of the retail package store licensee (RTLPS-PUT-1806971) doing business at 1427 Interstate Dr., Cookeville, TN 38501. The current shareholders are selling their interest in the corporation to Chirag Shah, Rekha Patel, and Dipti Patel. The TABC staff recommends conditional approval of the request subject to the following:

- a. agent report

Discussion/Action Taken: Interim Director Blair reviewed the matter to the Commission and recommend conditional approval subject to receipt of the agent report. Commissioner Roberts moved for approval pending receipt of the agent

¹⁰ In accordance with Tennessee law, sellers are to transfer title and possession of the liquor inventory to the applicant via TABC licensed wholesalers' involvement.

¹¹ Chirag Shah, Rehka Patel, and Dipti Patel are also the owners of KDR1 Inc. d/b/a Happy Hour Wine and Liquor (RTLPS-PUT-1810556) doing business at 601 S. Jefferson Ave., Cookeville, TN 38501.



report and the motion was seconded. The motion was approved with three ayes.

**8. TOPSIDE WINE & SPIRITS (LICENSE NO. 3576)
LOUISVILLE, TENNESSEE (BLOUNT COUNTY)**

Applicant: Topside Wine & Spirits, LLC

Members:	<u>Before</u>	<u>After</u>
	Tad Schram, 45%	Tad Schram, 50%
	Teena Tipton, 5%	-----
	Tavin Schram, 50%	Tavin Schram, 50%

The retail package store (no. 3576) doing business at 2037 Topside Rd., Louisville, TN 37777 is requesting approval of a change in LLC members and membership interest. Tad Schram acquired Teena Tipton’s 5% interest in the LLC and now holds 50% interest in the LLC. The TABC staff recommends approval of the change.

Discussion/Action Taken: Interim Director Blair reviewed the matter to the Commission and recommended approval of the change. Commissioner Jones moved for approval and the motion was seconded. The motion passed with three ayes.

**9. MURRY’S DISCOUNT LIQUOR
SAVANNAH, TENNESSEE (HARDIN COUNTY)**

Applicant: Vignaharta, LLC
Member(s): Vishal N. Patel (50%) & Natwarbhai P. Patel (50%)

Current licensee: Om Sai 107 Corporation d/b/a Murry’s Discount Liquor (RTLPS-HAR-1811490)

Proposed licensee: Vignaharta, LLC d/b/a Murry’s Discount Liquor

Before the Commission is a request for approval of a retail package store licensee to be located at 335 Pickwick St., Savannah, TN 38372. The applicant is acquiring the package store from the existing owner at that location¹² and will assume the current owner’s lease. The TABC staff recommends conditional approval of the request subject to receipt of the following item(s):

¹² In accordance with Tennessee law, sellers are to transfer title and possession of the liquor inventory to the applicant via TABC licensed wholesalers’ involvement.



- a. license fee

Discussion/Action Taken: Interim Director Blair reviewed the matter to the Commission and recommended conditional approval of the license subject to receipt of the license fee. Commissioner Roberts moved for approval subject to receipt of the missing items and the motion was seconded. The motion passed with three ayes.

10. MCMINNVILLE LIQUOR STORE LLC MCMINNVILLE, TENNESSEE (WARREN COUNTY)

Applicant: McMinnville Liquor Store LLC (Parul Patel, 100%)

The retail package store licensee located at 719 N. Chancery St., McMinnville, TN 37110 is requesting approval to expand its premises. The applicant intends to add the adjacent unit as part of the part of the premises and the TABC staff recommends conditional approval of the request subject to receipt of the following items:

- a. certificate of occupancy
- b. TABC inspection

Discussion/Action Taken: Interim Director Blair reviewed the request to the Commission and recommended conditional approval of request subject to the certificate of occupancy and TABC inspection. Commissioner Jones moved for approval subject to receipt of those items as stated and the motion was seconded. The motion passed with three ayes.

3. WHOLESALE MATTERS

LIPMAN BROTHERS NASHVILLE, TENNESSEE (DAVIDSON COUNTY)

Applicant: Lipman Brothers LLC¹³

Before the Commission is a request for approval of a wholesale licensee to be located at 2815 Brick Church Pike, Nashville, TN 37207. The applicant intends to operate at both the Brick Church Pike location and its existing 411 Great Circle Road location (license no. 1) but will eventually move all of its Nashville-area

¹³ RSL Holdings is the 100% owner of Lipman Brothers, LLC. RSL Holdings Inc. is owned by Robert S. Lipman, Robert S. Lipman 2007 Irrevocable Trust for Margaret Norman Lipman, and Robert S. Lipman 2007 Irrevocable Trust for Gracey Dyer Lipman.



operations to the Brick Church Pike location. The TABC staff recommends conditional approval of the license subject to receipt of the following items:

- a. ~~inspection which includes an acknowledgment of TABC rules & regulations~~
- b. license fee

Discussion/Action Taken: Interim Director Blair reviewed the matter to the Commission and recommended conditional approval subject to the license fee. Director Blair noted that conditional item (a.) had been received. Attorney Curtis Harrington was present on behalf of the applicant. A discussion was held. During the discussion Interim Director Blair made comments which included comments on the TABC rule which requires wholesalers to paint the license numbers on their vehicles. Interim Director Blair commented that staff anticipated offering for the Commission's consideration a proposed rule change in December 2018 to remove the requirement from the rule. Commissioner Roberts moved for approval subject to receipt of the license fee and the motion was seconded. The motion passed with three ayes.

4. WINERY MATTERS

CENTURY FARM WINERY JACKSON, TENNESSEE (MADISON COUNTY)

Applicant: Century Farm Winery, LLC

Members:	<u>Before</u>	<u>After</u>
	Carl O'Cain, 50%	Carl O'Cain, 5%
	Jo O'Cain, 50%	Jo O'Cain, 5%
		Bart Horton, 90%

The winery licensee (SUPWIN-MAD-1805024) located at 1548 Lower Brownsville Rd., Jackson, TN 38301 is requesting approval of a change in LLC members and membership interest. Bart Horton is acquiring 90% interest in the LLC and Carl and Jo O'Cain will each retain 5% interest. The TABC staff recommends approval of the change.

Discussion/Action Taken: Interim Director Blair reviewed the matter to the Commission and recommended approval of the request. Commissioner Jones moved for approval and the motion was seconded. The motion passed with three ayes.



5. FARM WINERY MATTERS

**BEAU MONDE VINEYARDS
MARTIN, TENNESSEE (WEAKLEY COUNTY)**

Applicant: True Bearing Communications, LLC
Member(s): Larry Snider, 100%

Before the Commission is a request for permitting of a farm wine producer¹⁴ to be located at 1300 Pleasant Hill Rd., Martin, TN 38237. The applicant has a custom crush agreement with White Squirrel Winery in Kenton, TN. The TABC staff recommends conditional approval of the request subject to receipt of the license fee.

Discussion/Action Taken: Interim Director Blair reviewed the matter to the Commission and recommended conditional approval of the request subject to the license fee. Commissioner Roberts moved for approval subject to receipt of the license fee and the motion was seconded. The motion passed with three eyes.

6. DISTILLERY/BREWERY MATTERS

**1. POST MODERN DISTILLING LLC (LICENSE NO. 166)
KNOXVILLE, TENNESSEE (KNOX COUNTY)**

Applicant:	PostModern Distilling LLC		
Member(s):		<u>Before</u>	<u>After</u>
	Ronald Grazioso	33.33%	37.5%
	Kyle Lang	25%	29.167%
	Brian Thompson	16.67%	20.83%
	Stanton Webster	8.33%	12.5%
	Eric McNew	16.67%	-----

The manufacturer (license no. 166) doing business at 205 W. Jackson Ave., Ste. 205, Knoxville, TN 37902 is requesting approval for a change in LLC members and

¹⁴ Tenn. Code Ann. § 57-3-207(o)(4) provides: "The holder of a farm wine permit may: (A) Transport or have transported produce grown on the farm to a winery licensed pursuant to subsection (b), for the manufacture, bottling and labeling of unfortified wine from such produce; (B) Receive such wine back from the winery manufacturing, bottling and labeling the wine for the farm wine producer; (C) Offer on the premises of the farm single servings of its wine, with or without charge, as tastings for each wine sample; and (D) Sell at retail on the premises of the farm sealed containers of wine made from the produce of its vineyard, orchard or fruit garden in a designated building or area.(5) Subsections (d), (h), (i), (j), (m), (n), and (q) which apply to wineries shall also apply to farm wine permittees.



membership interest. Eric McNew is selling his interest to the other four members. The TABC staff recommends approval of the request.

Discussion/Action Taken: Interim Director Blair reviewed the matter to the Commission and recommended approval of the request. Commissioner Jones moved for approval and the motion was seconded. The motion for approval passed with three ayes.

2. GATE 11 DISTILLERY CHATTANOOGA, TENNESSEE (HAMILTON COUNTY)

Applicant: Ridgcroft Distillery, LLC
Members: William Lee, 64%
Benjamin Lee, 9%
Dean Erickson, 9%
Jessica S. Bush Trust, 9%
George Wright, 9%

Before the Commission is a request for licensure of a manufacturer to be located at 1400 Market St., Ste. 108, Chattanooga, TN 37402. The applicant is leasing the space from Choo Choo Partners, L.P., a Delaware limited partnership.¹⁵ The TABC staff recommends conditional approval of the request subject to receipt of the following items:

- a. trust documentation per T.C.A. § 57-4-110¹⁶
- b. certificate of occupancy
- c. inspection which includes an acknowledgment of TABC rules & regulations
- d. license fee

Discussion/Action Taken: Interim Director Blair reviewed the matter and commented on conditional item (a) and noted the landlord has agreed to put their landlord into a trust. Interim Director Blair the recommended conditional approval of the request subject to the listed conditional items. Commissioner Roberts moved for approval subject to receipt of the missing items and the motion was seconded. The motion for conditional approval passed with three ayes.

¹⁵ Choo Choo Partners LP (d/b/a Chattanooga Choo Choo) holds TABC liquor by the drink license no. 14414 at 1400 Market St., Chattanooga, TN 37402.

¹⁶T.C.A § 57-4-110 provides: (a) Notwithstanding any law or rule to the contrary, a manufacturer licensed under § 57-3-202 may have a direct or indirect interest in any establishment licensed pursuant to this part; provided, that such interest is held in an irrevocable trust by an independent trustee. (b) This section is deleted on July 1, 2019, and shall no longer be effective on and after such date.



7. MISCELLANEOUS

Interim Director Blair updated the Commission on conference room space and the annual rental cost to the agency to lease the space – approximately \$19,000. The commission did not wish to move forward with obtaining the lease to the conference room. Director Blair noted that General Services offered assurances the TABC would be given priority over the scheduling the room for commission meetings and Director Blair noted the agency will be able to utilize space currently used as record storage upon completion of the record scanning project.

- RLPS update

Interim Director Blair updated the Commission on the progress and number of licenses issued in RLPS

- law enforcement update

CLEO Bond Tubbs updated the Commission law enforcement activity since the last commission meeting including statistics on inspections conducted, citations, minor compliance checks, seizures, enforcement actions with other law enforcement agencies, grant funds, personnel updates, and training updates in the law enforcement division. Interim Director Blair made comments after the conclusion of the CLEO's update.

- scheduling of audit committee meeting

Interim Director Blair requested an audit committee meeting be scheduled to follow the regular meeting on December 18th. A brief discussion was held.

8. NEXT MEETING – December 18th (Tuesday) 2018, at 10.00 AM CST

9. UPCOMING MEETINGS

- December 18th (Tuesday) 2018, at 10.00 AM CST
- January 24, 2019 (Thursday) 2019, at 10:00 AM CST
- February 2019 (TBD)

Discussion/Action Taken:



-The audit committee meeting will be held after the conclusion of the regular meeting on December 18th.

-The February meeting date was tentatively set for Thursday, February 28, 2019, at 10:00 a.m.

The meeting adjourned.

**APPROVED FOR ENTRY UPON THE MINUTE BOOKS OF THE TENNESSEE ALCOHOLIC
BEVERAGE COMMISSION THIS THE 18TH DAY OF DECEMBER 2018.**



Commissioner



Zack Blair, Interim Director