



**City of Minneapolis**  
**Licenses and Consumer Services Division**  
 350 South Fifth Street Room 1-C City Hall  
 Minneapolis, Minnesota 55415  
[www.minneapolismn.gov](http://www.minneapolismn.gov)

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**FINDINGS OF FACT  
 CONCLUSIONS AND  
 RECOMMENDATIONS**

In the Matter of License No. L173 50014 TEAM LIQUOR WINE & SPIRITS  
 for LIQUOR OFF-SALE SERIES 4000

Held by:  
**TEAM LIQUOR INC**  
**DAN ROSS**  
**19 S 7<sup>TH</sup> ST**  
**MINNEAPOLIS, MN 55402**

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13-0987906

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This matter came before the Division of Licenses and Consumer Services at a License Settlement Conference on Friday, June 21, 2013 at 10:30 AM in Room 1C, Minneapolis City Hall. Appearing on behalf of the licensee were Dan Ross, owner; Krista Ross, General Manager; Dustin Peltier, owner; Nick Shields, Head of Security and Justin Seurer, attorney. Appearing on behalf of the City of Minneapolis were Grant Wilson, Manager, Licenses and Consumer Services; Linda Roberts, District Supervisor, Licenses and Consumer Services; Craig Eliason, Inspector, Licenses and Consumer Services; Inspector Bryan Schafer, Minneapolis Police Department and Joel Fussy, Assistant City Attorney. Based on information presented at the hearing, the Division makes the following findings of fact, conclusions and recommendations:

**FINDINGS OF FACT**

1. Team Liquor Inc. has held an Off Sale Liquor license since 2007.

2. On April 29, 2013 the City of Minneapolis issued a violation notice to Team Liquor Inc., detailing an alleged illegal sale of alcohol to an intoxicated person on March 14, 2013 in violation of Minneapolis Code of Ordinances 360.60.
3. On April 12, 2013 the City of Minneapolis issued a citation to Team Liquor Inc., detailing an alleged illegal sale of alcohol to an intoxicated person on April 11, 2013 in violation of Minneapolis Code of Ordinances 360.60.
4. On April 26, 2013 and April 29, 2013 the City of Minneapolis issued citations to Team Liquor Inc., detailing alleged violations of its applicable Business License Operating Conditions, including failure to timely remove rubbish from at and near the premises, improper display of alcohol for sale contained in miniature bottles, and acceptance of excessive change as payment in violation of Minneapolis Code of Ordinances 259.250(9). The citations also alleged violations of two conditions related to the sale of fortified wine and permitting loitering in front of the premises, however the City, as part of this license settlement agreement agrees to withdraw these two allegations.
5. On April 29, 2013 the City of Minneapolis issued a violation notice to Team Liquor Inc., detailing an alleged violation of failure to post its license or its Business License Operating Conditions in a conspicuous place in violation of Minneapolis Code of Ordinances 259.135 and 259.250(10).
6. On May 1, 2013 the City of Minneapolis issued a violation notice to Team Liquor Inc., detailing an alleged violation for failure to have a compliant surveillance system on the premises in violation of Minneapolis Code of Ordinances 259.230.
7. On May 13, 2013 the City of Minneapolis issued a citation to Team Liquor Inc., detailing an alleged violation for failure to provide requested surveillance materials in violation of Minneapolis Code of Ordinances 259.230.
8. On April 17, 2013, May 16, 2013 and May 30, 2013 Team Liquor Inc. appealed all citations.
9. Prior to the allegations contained herein, there have been no documented violations at Team Liquor and the licensee has taken action to address issues at the establishment since they have been brought to their attention.

## CONCLUSIONS

1. Team Liquor Inc. has contested the legal and factual bases supporting the violations alleged above. However, with the advice and approval of counsel, the parties have jointly offered to compromise and resolve all matters subject to these proceedings pursuant to the recommendations contained herein.
2. The sanctions imposed by the terms of this Agreement shall constitute progressive adverse license action against the subject business license and further violations by the licensee, if legally established and proven, may subject the licensee to additional and progressive adverse license action, including, if appropriate, license revocation or nonrenewal in addition to any other available and appropriate sanction.

## RECOMMENDATIONS

Based on evidence presented at the hearing and the express agreement of the parties, the Division makes the following recommendations:

1. Team Liquor Inc. agrees to serve a 75 day suspension with 54 days stayed for 2 years on the condition of no same or similar violations for a period of 2 years. The 21-day executed suspension will run from September 3 through and including September 23, 2013.
2. Team Liquor Inc. agrees to pay a \$10,000 sanction at the time of the signing of this agreement.
3. Team Liquor Inc. agrees to prohibit employees from consuming alcohol on the premises.
4. Team Liquor Inc. agrees that it will not offer for sale small bottles of liquor (50 ml or smaller).
5. Team Liquor Inc. agrees to require ID from all customers, regardless of age or appearance, to ensure no one under 21 is sold alcohol.
6. Team Liquor Inc. agrees to maintain an electronically shared "do not admit" list and to make it readily available upon request by the Division of Licenses and Consumer Services or the Police Department.
7. Team Liquor Inc. agrees to submit an amended business plan to Licenses and Consumer Services within seven (7) days of the signing of this agreement. The amended business

plan shall be reviewed and accepted by the Division of Licenses and Consumer Services and shall include:

- enhanced security procedures
- employee training.

8. This Agreement is subject to approval by the Minneapolis City Council and shall become effective upon its approval and publication.

Team Liquor Inc. understands that the holding of a business or liquor license in the City of Minneapolis is both a privilege and a responsibility. A minimum standard shall be met in order to hold such a license. One minimum standard is that a license holder is responsible to ensure that its business operates in compliance with all applicable laws, ordinances, and regulations. It is understood and agreed that any violation of the above Recommendations shall constitute just and proper cause for the immediate imposition of any stayed penalties. It is further understood that compliance with the above Recommendations is a requirement for continuing to hold a license and that failure to comply with any of these conditions may result in additional adverse license action.

I have read and understand the above findings of fact, conclusions, and recommendations. I agree with their contents and I agree with the above noted Recommendations. I understand that the failure of my business to adhere to this agreement may be cause for further suspension, revocation, or denial of my license. I understand that this report must be accepted and approved by the Minneapolis City Council and Mayor.

Based upon the foregoing, this agreement is FREELY & VOLUNTARILY ENTERED INTO IN GOOD FAITH:

Business:

For the City of Minneapolis:

Team Liquor Inc.

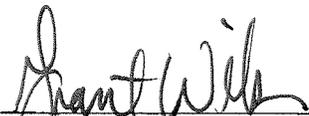
By: 

(signature)

Its: President

(title)

Dated: July 9th, 2013

  
Grant J. Wilson  
Manager

Dated: July 15, 2013