

CITY OF MINNEAPOLIS  
LICENSES AND CONSUMER SERVICES  
350 SOUTH 5<sup>TH</sup> STREET, ROOM 1-C, CITY HALL  
MINNEAPOLIS, MN 55415

**FINDINGS OF FACT,  
CONCLUSIONS, AND  
RECOMMENDATIONS**

In the Matter of License No. L028 38539 STOP-N-GO  
for BEER OFF-SALE

Held by:

**DAVE & RON'S INC  
DAVID OLSON  
1847 JOHNSON ST NE  
MINNEAPOLIS, MN 55418**

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09-0672558

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This matter came before the Division of Licenses and Consumer Services at a Licensing Settlement Conference hearing on Tuesday, January 20, 2009 in Room 1C, Minneapolis City Hall. Appearing on behalf of the Licensee was David Olson, Owner and Licensee. Appearing for the City were Ricardo Cervantes, Deputy Director; Michele Olds, License Inspector; Lt. Travis Glampe, Police Licensing; and Sgt. Rolf Markstrom, Police Licensing. Based on information presented at the hearing, the Division makes the following findings of fact, conclusions, and recommendations:

**FINDINGS OF FACT**

1. Dave & Ron's, Inc. has held the Off-Sale 3.2 Beer License for Stop-N-Go for eleven years.
2. The Minneapolis Police Department Licensing Division conducts Youth Alcohol Compliance checks in an effort to ensure retail alcohol license holders are not serving alcohol to persons under the age of 21 years.
3. On June 15, 2007, Minneapolis Police Officers conducted a Youth Alcohol Compliance check at Stop-N-Go. In this instance, the Stop-N-Go employee sold beer to the underage police decoys without asking for identification or ascertaining their age. An Administrative Citation for sale of alcohol to a minor was issued to Stop-N-Go in the amount of \$500. This citation has been paid.
4. On October 28, 2008, Minneapolis Police Officers conducted another Youth Alcohol Compliance check at Stop-N-Go. In this instance, the Stop-N-Go employee sold beer to

an underage police decoy despite looking at his identification and the decoy telling the employee he was 20. An administrative citation for sale of alcohol to a minor was issued to Stop-N-Go in the amount of \$500. This citation has been paid.

5. On December 15, 2008, Minneapolis Police Officers conducted another Youth Alcohol Compliance check at Stop-N-Go. In this instance, the Stop-N-Go employee sold beer to the underage police decoys without asking for identification or ascertaining their age. An Administrative Citation for sale of alcohol to a minor was issued to Stop-N-Go in the amount of \$1,000. This citation has been paid.
6. David Olson said he is selling all of his beer stock at his store and is planning on voluntarily withdrawing the Off-Sale 3.2 Beer License.

### CONCLUSIONS

1. On three separate occasions, employees of Stop-N-Go sold alcohol to persons under the age of 21, in violation of Minneapolis City Ordinance 370.10, Minnesota Statute 340A.503 subd. 2(1), and the established compliance check policy and procedures of the City of Minneapolis. These compliance failures all occurred in a period of less than twenty four months.
2. The licensee intends to withdraw the Off-Sale 3.2 Beer License.

### RECOMMENDATIONS

That the Off-Sale 3.2 Beer License issued to Stop-N-Go shall be subject to the following conditions and adverse license action:

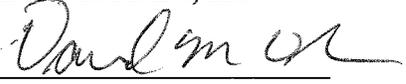
1. The licensee will withdraw the Off-Sale 3.2 Beer License at the time of signing this agreement and immediately cease the sale of beer.
2. The licensee will not apply for a new alcohol license for three years from the date this document is approved by City Council.
3. The City shall impose a \$500 sanction to be paid at the time of signing this agreement.

Dave & Ron's, 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 agreed upon or 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:

**For Dave & Ron's, Inc.**

By:   
(signature)

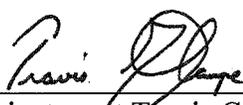
Its: PRES.  
(title)

Dated: 2/4, 2009

**For the City of Minneapolis:**

  
Ricardo Cervantes  
Deputy Director of Licenses

Dated: Feb 4, 2009

  
Lieutenant Travis Glampe  
Minneapolis Police Department

Dated: Feb 5, 2009