



BEER BOARD MEETING MINUTES

TUESDAY, JANUARY 28, 2014 - BARTLETT CITY HALL - 7:00 PM

CALL TO ORDER

Alderman Emily Elliott: Present, Mayor A. Keith McDonald: Present, Alderman W.C. Pleasant: Present, Alderman David Parsons: Present, Alderman Bobby Simmons: Present, Vice Mayor Jack Young: Present, Alderman Paula Sedgwick: Present.

MINUTES APPROVAL

Minutes of the November 12, 2013 Beer Board Regular

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	David Parsons, Alderman
SECONDER:	Emily Elliott, Alderman
AYES:	Elliott, Pleasant, Parsons, Simmons, Young, Sedgwick

NEW BUSINESS

Assessment of penalties for violations of Section 8-310(5) of the City of Bartlett Codified Ordinances which makes it unlawful for a permit holder to make or allow any sale of beer to a minor under twenty-one (21) years of age.

At the February 22, 2005 Beer Board meeting, the Board agreed upon the following guidelines for beer permit violators:

First offense – 15 days suspension or \$500 civil penalty

Second offense – 30 days suspension or \$1500 civil penalty

Third offense – Revocation of permit for one year

I. Bartlett Discount Grocery, 6331 Stage Road

First violation - April 2, 2013

David Lakin, City Prosecutor, stated that an employee at Bartlett Discount Grocery sold a 6-pack of 12-ounce bottles of Miller Lite beer to an underage operative working with the Bartlett Police and Shelby County Sheriff's Department on April 2, 2013. The minor's identification was checked by the employee. Supporting documentation was presented to the Board.

Qiang Shi, 6909 Country Park, 38134, is the owner of Bartlett Discount Grocery at 6331 Stage Road. Mr. Shi did not dispute that an employee sold beer to a minor on April 2, 2013. Mr. Shi stated that he sold the beer after checking the operative's identification. He said he always checks identification and miscalculated the age during this incident. Mr. Shi noted that after the sting he went to an alcohol-sales class. He is running the business himself without employees and works seven days a week.

Mr. Shi waived his right to a preliminary hearing, which enters a not guilty plea to the charge of selling alcohol to a minor and sends the charges to be presented to the Shelby County Grand Jury for consideration. The District Attorney General's office decided to nolle prosequi, or not prosecute, the case.

In a letter dated February 3, 2014 to Mayor McDonald from District Attorney Amy Weirich, Ms. Weirich notes that the decision not to pursue the case against Mr. Shi was "made solely in the interest of judicial economy not because we felt the defendants were innocent or wrongly accused."

After Vice Mayor Young moved to impose a 15-day suspension of Mr. Shi's beer permit, Aldermen Simmons and Pleasant questioned the Board's ability to offer the permit holder the option of suspension or a civil penalty. City Attorney Ed McKenney strongly urged the Board to determine the penalty and not allow permit holders to choose.

RESULT:	15-DAY SUSPENSION IMPOSED [4 TO 2]
MOVER:	Jack Young, Vice Mayor
SECONDER:	David Parsons, Alderman
AYES:	Emily Elliott, David Parsons, Jack Young, Paula Sedgwick
NAYS:	W.C. Pleasant, Bobby Simmons
ABSTAIN:	A. Keith McDonald

2. Fat Larry's, 7537 Highway 70

First violation - April 2, 2013

David Lakin, City Prosecutor, stated that an employee at Fat Larry's sold one 12-ounce bottle of Bud Light beer to an underage operative working with the Bartlett Police and Shelby County Sheriff's Department on April 2, 2013. The minor's identification was checked by the employee. The employee also did not have a city-issued permit to sell beer. Supporting documentation was presented to the Board.

Larry Mayes, 2717 Juneway, 38134, is the owner of Fat Larry's at 7537 Highway 70. Mr. Mayes disputed that the sale occurred. Mr. Mayes argued that since the employee in question, Brittany Boone, was not prosecuted by Shelby County after waiving her preliminary hearing in Bartlett Municipal Court, that she was not guilty and neither was he.

Ms. Boone, who is no longer employed at Fat Larry's, waived her right to a preliminary hearing, which enters a not guilty plea to the charge of selling alcohol to a minor and sends the charges to be presented to the Shelby County Grand Jury for consideration. The District Attorney General's office decided to nolle prosequi, or not prosecute, the case.

In a letter dated February 3, 2014 to Mayor McDonald from District Attorney Amy Weirich, Ms. Weirich notes that the decision not to pursue the case against Ms. Boone was "made solely in the interest of judicial economy not because we felt the defendants were innocent or wrongly accused."

Mr. Lakin asked Bartlett Police Detective John Owen to outline the events of April 2 during and after the alleged sell of alcohol to a minor.

Detective Owen confirmed that an underage operative was part of the beer sting. He stated that the operative went inside Fat Larry's with two Sheriff deputies. The minor ordered a beer and was served. One of the deputies also ordered a beer. Prior to paying, all three individuals left the restaurant, then the officers returned to issue a citation to Ms. Boone.

Mr. Lakin asked Detective Owen if he made contact with the owner, Larry Mayes. Detective Owen confirmed that he spoke with Mr. Mayes, who was very upset during their interaction. Detective Owen reported that Mr. Mayes wanted to know why the officers were there and what the charges were.

Detective Owen told the Board that he could not recall if the operative was 19 or 20 years old during the sting, but was definitely under 21 years old.

Mayor McDonald then asked Mr. Mayes if he still disputed that one of his employees served beer to a minor. Mr. Mayes said yes. He again argued that since the server, Brittany Boone, was not prosecuted that neither should he be.

Ed McKenney, City Attorney, stated that the decision of the District Attorney General's Office not to prosecute Ms. Boone does not concern a beer permit violation. The Beer Board is not bound by a decision of a Shelby County Criminal Court. Mr. McKenney told the Board that they need to make a decision based on the evidence presented during this meeting.

Mayor McDonald asked Mr. Mayes if he had any evidence to prove that he is not guilty of violating the terms of his beer permit. Mr. Mayes had nothing new to add to his earlier argument.

Alderman Simmons asked if the officer in charge of the sting witnessed the underage operative being served beer. Detective Owen, who oversaw the sting, stated that he was not present during the violation, but two Shelby County Sheriff deputies witnessed the exchange.

Alderman Pleasant voiced concern about servers and employees having their cases bound over to Shelby County's grand jury in order to get their criminal charges dropped. Mr. McKenney explained that the grand jury dropping charges against a defendant would not taken authority away from the Beer Board to penalize a permit holder.

Mr. Mayes added that no money was exchanged during the sting; Mr. Lakin noted that the City's ordinance does not allow service to minors regardless of money or goods being exchanged.

Alderman Elliott stated that the ultimate responsibility of preventing sales to minors lies with the permit holder.

Mr. McKenney told Mr. Mayes that if he disagrees with the Beer Board's decision he could appeal to Shelby County Chancery or Circuit Court within 60 days.

RESULT:	15-DAY SUSPENSION IMPOSED [4 TO 3]
MOVER:	Jack Young, Vice Mayor
SECONDER:	Emily Elliott, Alderman
AYES:	Emily Elliott, A. Keith McDonald, W.C. Pleasant, Jack Young
NAYS:	David Parsons, Bobby Simmons, Paula Sedgwick

3. Quail Ridge Golf Course, 4055 Altruria

First violation - April 11, 2013

Mr. Lakin stated that an employee of Quail Ridge Golf Course sold a 12-ounce Bud Light to an underage operative working with the Bartlett Police and Shelby County Sheriff's Departments on April 11, 2013. The employee did not check the operative's identification. Supporting documentation was presented to the Board.

Mr. Lakin asked if Brian Alexander, the golf course's general manager, disputed the allegations. Mr. Alexander said he did not. The employee that sold beer to a minor has since been fired, although the charges were nolle prosequi by Shelby County. In a letter dated February 3, 2014 to Mayor McDonald from District Attorney Amy Weirich, Ms. Weirich notes that the decision

not to pursue the case against Kevin Dunn was "made solely in the interest of judicial economy not because we felt the defendants were innocent or wrongly accused."

Alderman Simmons moved to dismiss the violation, but the motion failed due to lack of a second.

RESULT:	15-DAY SUSPENSION IMPOSED [5 TO 1]
MOVER:	Jack Young, Vice Mayor
SECONDER:	Emily Elliott, Alderman
AYES:	Elliott, Pleasant, Parsons, Young, Sedgwick
NAYS:	Bobby Simmons
ABSTAIN:	A. Keith McDonald

Meeting adjourned at 7:36 PM



City of Bartlett

A. Keith McDonald, Mayor

BEER BOARD MEETING MINUTES

TUESDAY, NOVEMBER 12, 2013 - BARTLETT CITY HALL - 7:00 PM

CALL TO ORDER

Alderman Emily Elliott: Present, Mayor A. Keith McDonald: Present, Alderman W.C. Pleasant: Present, Alderman David Parsons: Present, Alderman Bobby Simmons: Present, Vice Mayor Jack Young: Present, Alderman Paula Sedgwick: Present.

MINUTES APPROVAL

Minutes of the August 27, 2013 Beer Board Regular

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	David Parsons, Alderman
SECONDER:	Jack Young, Vice Mayor
AYES:	Elliott, Pleasant, Parsons, Simmons, Young, Sedgwick

PUBLIC HEARINGS

- I. Salam Afaneh, 7944 Jills Creek, Bartlett, TN 38133, has applied for an off-premises permit to sell beer at Bartlett Tobacco, 7601 Highway 70, Bartlett, TN 38133.

COMMENTS - Current Meeting:

Gregory Wilson, 3722 Appling Lake Drive, spoke in opposition to the beer permit.

Mr. Wilson stated that there is already a problem with noise from Fat Larry's restaurant that disturbs the neighbors. He believes that Bartlett Tobacco selling beer will further bring down the neighborhood. The strip center in which Bartlett Tobacco is located has a problem with garbage control, and Mr. Wilson believes beer sales will increase this problem.

Alderman Pleasant asked City Attorney Ed McKenney to explain why this beer permit cannot be turned down by the Beer Board. Mr. McKenney explained that if an applicant meets the criteria for beer sales set forth in state law and city ordinance, then a beer permit must be issued or the City would be ordered by a court to issue the permit.

Adjourned at 7:11 p.m.

RESULT:	CLOSED
----------------	---------------

UNFINISHED BUSINESS

- I. Beer Permit application (ID # 1126)

Minutes Acceptance: Minutes of Nov 12, 2013 7:00 PM (Minutes Approval)

Salam Afaneh, 7944 Jills Creek, Bartlett, TN 38133, has applied for an off-premises permit to sell beer at Bartlett Tobacco, 7601 Highway 70, Bartlett, TN 38133.

COMMENTS - Current Meeting:

Mayor McDonald noted that this applicant, Salam Afaneh, passed the background check and the store's location, 7601 Highway 70, passed the distance check.

Attachments:

Permit application (PDF)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Bobby Simmons, Alderman
SECONDER:	W.C. Pleasant, Alderman
AYES:	Elliott, Pleasant, Parsons, Simmons, Young, Sedgwick

ADJOURNMENT

Meeting adjourned at 7:19 p.m.

Meeting adjourned at 7:19 PM

Minutes Acceptance: Minutes of Nov 12, 2013 7:00 PM (Minutes Approval)

**Beer Board****SCHEDULED**

Meeting: 01/28/14 07:00 PM

Department: Beer Board

Category: Presentation

Prepared By: Stefanie McGee

Department Head: Stefanie McGee

BEER PERMIT APPLICATION**Bartlett Discount Grocery, 633 I Stage Road**

RESULT: 15-DAY SUSPENSION IMPOSED [4 TO 2]
MOVER: Jack Young, Vice Mayor
SECONDER: David Parsons, Alderman
AYES: Emily Elliott, David Parsons, Jack Young, Paula Sedgwick
NAYS: W.C. Pleasant, Bobby Simmons
ABSTAIN: A. Keith McDonald

STATE OF TENNESSEE
COUNTY OF SHELBY
CITY OF BARTLETT

MISDEMEANOR CITATION IN LIEU OF
CONTINUED CUSTODY OF ARRESTED PERSON

1304022007

THE UNDERSIGNED, BEING DULY SWORN, UPON HIS OATH DEPOSES AND SAYS:

ON THE 02nd DAY OF April, 2013 AT 2:00 PM

NAME Qiang Shi B 5'08" 160 B/K BRN M 03/24/86
LAST FIRST MI HT WT HR EYES SEX RACE DOB AGE
RESIDENCE 6909 Country Park Memphis TN RES 901646 DL # 122583350 TN
DIR STREET SUFF APT CITY STATE PH 6462381979
BUS. ADDRESS 6331 Stage Bartlett TN BUS 746962L OCCUP. Clerk SS # 101886995
STREET CITY STATE
~~BARTLETT DISCOUNT~~
~~Grocery + Tobacco~~

DID COMMIT THE FOLLOWING OFFENSE, NAMELY: Sell Beer to a Minor

AT (LOCATION) 6331 Stage Rd/Bartlett Discount Grocery + Tobacco

IN VIOLATION OF TCA: 57-5-301

AND HIS REASON FOR BELIEVING SAID OFFENSE WAS COMMITTED BY THE DEFENDANT IS AS FOLLOWS:

The above named defendant did sell (1) 6 pack of 12oz
bottles of Miller Lite Beer for \$16.57 to an individual
under the age of 21 and under the instruction of the
Shelby County Sheriff's Office and BARTLETT POLICE Dept
The location of the sale was 6331 Stage Rd. Bartlett TN.
The defendant did check the I.D.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 4 DAY OF April, 2013

Plaine Cook
CLERK/MAGISTRATE/OFFICIAL

SIGNATURE OF AFFIANT

J. Owen J0205 611
OFFICER IBM # CAR # AGENCY

OFFICER IBM # CAR # AGENCY

I HEREBY AFFIX MY SIGNATURE WITH THE UNDERSTANDING THAT SUCH IS NOT A PLEA OF GUILTY, BUT TO CERTIFY THAT I RECEIVED A COPY OF THIS CITATION AND AGREE TO APPEAR AT THE INDICATED PLACES ON THE INDICATED DATES AND TIMES WITHOUT ISSUANCE OF A WARRANT AS PROVIDED BY TCA 40-7-112.

1. BARTLETT POLICE DEPARTMENT, R & I SECTION, 3730 APPLING ROAD, BARTLETT, TENNESSEE 38133 ON THE 9th DAY OF April 2013 AT 3:00 PM THERE TO BE PROCESSED.
2. BARTLETT CITY COURT, 3730 APPLING ROAD, BARTLETT, TENNESSEE 38133, ON THE 12th DAY OF April 2013 AT 8:00 AM PM FOR A HEARING ON THE INDICATED CHARGES.

NOTICE: FAILURE TO APPEAR IN COURT ON THE DATE ASSIGNED BY THIS CITATION OR AT THE APPROPRIATE POLICE STATION FOR BOOKING AND PROCESSING WILL RESULT IN YOUR ARREST FOR A SEPARATE CRIMINAL OFFENSE WHICH IS PUNISHABLE BY A JAIL SENTENCE OF UP TO SIX (6) MONTHS AND/OR A \$250 FINE.

X
SIGNATURE OF DEFENDANT

DOCKET NUMBER #

PROPERTY RECEIPT #

IN THE CITY COURT OF BARTLETT, SHELBY COUNTY, TENNESSEE

CITY OF BARTLETT
STATE OF TENNESSEE

Vs.

Docket No. 13-6590Date of Hearing 4-26-13Charges Sell of Alcohol
to MinQuiang Shi
Defendant

WAIVER OF PRELIMINARY HEARING

I, the undersigned defendant, do hereby represent that I am fully advised of the charges placed against me and that one or more of these charges alleges a violation of State Statutes and as such I am entitled to preliminary hearing which is an important step in the judicial process. Further, in the course of a preliminary hearing I cannot be compelled to testify and the burden of proof rests upon the City of Bartlett and /or the State of Tennessee to prove the validity of the arrest and probable cause sufficient to indicate that the charges against me will be dismissed if this burden of proof is not carried in a preliminary hearing and that a preliminary hearing may result in dismissal of the charges at this time.

I am further advised that I am entitled to the representation of an attorney and that if I am found to be indigent, an attorney will be appointed to represent me and that I may knowingly waive my rights to a preliminary hearing, enter a plea of not guilty and be bound over for review of the charges and evidence by the Grand Jury. I understand that if an indictment is returned by the Grand Jury that I shall be brought before Criminal Court of Shelby County for a trial either with or without a jury of my peers.

Having been fully advised and having been given the opportunity for clarification by the Court I do hereby elect to waive preliminary hearing and ask that pleas of not guilty to all charges be entered and that the charges be presented to the Shelby County Grand Jury for consideration by them.

- I ☐ have obtained Court appointed counsel
☒ have retained counsel of my own choosing
☐ wish to waive my right to counsel

And ask that the charges be bound over to the Grand Jury for their consideration this the

26 day of April, 20 13.

Witnessed

Attorney for the Defendant

Defendant

Attorney for the Prosecution

6331 stage Rd
Bartlett TN 38134

Attachment: Bartlett Discount Grocery (1167 : Bartlett Discount Grocery violation)



City of Bartlett

A. Keith McDonald, Mayor

I hereby certify that I have received a letter to appear before the City of Bartlett Beer Board on January 28, 2014 at 7 p.m. in the Bartlett City Hall Assembly Chamber, located at 6400 Stage Road.

Received by: Guoqing Shi Date: 01-16-14

Location of Bartlett Business: **6331 Stage Road**

Business Name: **Bartlett Discount Grocery**

Officer: W. Phillips / J. M. Date: 01-16-14

Attachment: Bartlett Discount Grocery (1167 : Bartlett Discount Grocery violation)



City of Bartlett

A. Keith McDonald, Mayor

January 15, 2014

91 7199 9991 7033 4706 0767

Delivered 1-16-14

Bartlett Discount Grocery
Attn: Guo Qiang Shi
6331 Stage Road
Bartlett, TN 38134

To Guo Qiang Shi:

On April 2, 2013, an employee at Bartlett Discount Grocery, 6331 Stage, sold beer to a minor, which is not only a misdemeanor, but also a violation of your beer permit.

The Bartlett Beer Board will hold a hearing Tuesday, January 28, 2014, directly following the Bartlett Board of Mayor and Aldermen meeting which begins at 7 p.m., to consider this infraction. Your permit could be suspended or revoked or a civil penalty not to exceed \$1,500 could be imposed.

If you or your legal representative wishes to speak on this issue, you will be able to do so during this hearing.

Thank you,

Stefanie McGee
City Clerk

Attachment: Bartlett Discount Grocery (1167 : Bartlett Discount Grocery violation)

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January 16, 2014 , 9:42 am	Sorting Complete	MEMPHIS, TN 38134
January 16, 2014 , 9:07 am	Arrival at Unit	MEMPHIS, TN 38134
January 16, 2014	Electronic Shipping Info Received	
January 16, 2014 , 2:18 am	Processed at USPS Origin Sort Facility	MEMPHIS, TN 38101
January 15, 2014	Depart USPS Sort Facility	MEMPHIS, TN 38101
January 15, 2014 , 10:32 pm	Processed at USPS Origin Sort Facility	MEMPHIS, TN 38101
January 15, 2014 , 8:25 pm	Accepted at USPS Origin Sort Facility	MEMPHIS, TN 38134

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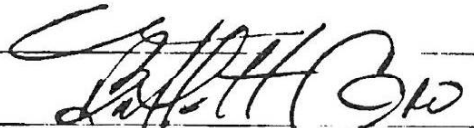


Date: January 22, 2014

Jean Thompson:

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Signature	
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Thank you for selecting the Postal Service for your mailing needs.

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Sincerely,
United States Postal Service

Attachment: Bartlett Discount Grocery (1167 : Bartlett Discount Grocery violation)

**Beer Board****SCHEDULED**

Meeting: 01/28/14 07:00 PM

Department: Beer Board

Category: Presentation

Prepared By: Stefanie McGee

Department Head: Stefanie McGee

BEER PERMIT APPLICATION**Fat Larry's, 7537 Highway 70**

RESULT: 15-DAY SUSPENSION IMPOSED [4 TO 3]
MOVER: Jack Young, Vice Mayor
SECONDER: Emily Elliott, Alderman
AYES: Emily Elliott, A. Keith McDonald, W.C. Pleasant, Jack Young
NAYS: David Parsons, Bobby Simmons, Paula Sedgwick

STATE OF TENNESSEE
COUNTY OF SHELBY
CITY OF BARTLETT

MISDEMEANOR CITATION IN LIEU OF
CONTINUED CUSTODY OF ARRESTED PERSON

1304021824

THE UNDERSIGNED, BEING DULY SWORN, UPON HIS OATH DEPOSES AND SAYS:

ON THE 02nd DAY OF April, 2013, AT 1824 AM/PM

NAME Boone | Brittany | M | 5'04" | 140 | 120 | BLU | F | W | 12/03/94 | 20
LAST FIRST MI HT WT HR EYES SEX RACE DOB AGE
RESIDENCE 4057 | Chelsea Ave | Mphs. | TN | RES PH 900 331 1332 DL # 122594718 TN.
DIR STREET SUFF APT CITY STATE
BUS. ADDRESS 7537 | Hwy 70 | BARTLETT | TN | BUS. PH. OCCUP. Server SS # 241 75 4016
STREET CITY STATE

DID COMMIT THE FOLLOWING OFFENSE, NAMELY: sell/buy/give beer to minor

AT (LOCATION) 7537 Hwy 70 BARTLETT, TN sell without ck. I.D. 57-5-301 A1
FAT LARRY'S sell without permit 57-5-104

IN VIOLATION OF TCA: 57-5-301, 57-5-301 A1, 57-5-104 FAT LARRY'S

AND HIS REASON FOR BELIEVING SAID OFFENSE WAS COMMITTED BY THE DEFENDANT IS AS FOLLOWS:

The above named defendant did sell a person under the age of 21 and did sell beer to the person who was under the instruction of Shelby County Sher. Hqs Office and Det. Owen of the Bartlett Police Department. 1 1/2 bottle of Bud Light
The defendant also failed to ask for identification of another individual acting under the instruction of said agencies. The individual was Deputy Winfrey of SCSD.
The defendant was also in violation of not having a permit to sell beer.
The violation occurred at 7537 Hwy 70 Bartlett TN (Fat Larry's)

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 4 DAY OF April, 2013

Plaine Cook
CLERK/MAGISTRATE/OFFICIAL

J. Owen SIGNATURE OF AFFIANT
50206 | 611 | |
OFFICER IBM # CAR # AGENCY
 | | |
OFFICER IBM # CAR # AGENCY

I HEREBY AFFIX MY SIGNATURE WITH THE UNDERSTANDING THAT SUCH IS NOT A PLEA OF GUILTY, BUT TO CERTIFY THAT I RECEIVED A COPY OF THIS CITATION AND AGREE TO APPEAR AT THE INDICATED PLACES ON THE INDICATED DATES AND TIMES WITHOUT ISSUANCE OF A WARRANT AS PROVIDED BY TCA 40-7-118.

1. BARTLETT POLICE DEPARTMENT, R & I SECTION, 3730 APPLING ROAD, BARTLETT, TENNESSEE 38133 ON THE 9th DAY OF April, 2013 AT 300 AM/PM THERE TO BE PROCESSED.
2. BARTLETT CITY COURT, 3730 APPLING ROAD, BARTLETT, TENNESSEE 38133, ON THE 12th DAY OF April, 2013 AT 0800 AM/PM FOR A HEARING ON THE INDICATED CHARGES.

NOTICE: FAILURE TO APPEAR IN COURT ON THE DATE ASSIGNED BY THIS CITATION OR AT THE APPROPRIATE POLICE STATION FOR BOOKING AND PROCESSING WILL RESULT IN YOUR ARREST FOR A SEPARATE CRIMINAL OFFENSE WHICH IS PUNISHABLE BY A JAIL SENTENCE OF UP TO SIX (6) MONTHS AND/OR A \$250 FINE.

Brittany M. Boone
SIGNATURE OF DEFENDANT

DOCKET NUMBER #

PROPERTY RECEIPT #

IN THE CITY COURT OF BARTLETT, SHELBY COUNTY, TENNESSEE

CITY OF BARTLETT
STATE OF TENNESSEE

Vs.

Docket No. 13-66663
Date of Hearing 4/12/13
Charges Suit of a/crual
to a minorBrittany Boone
Defendant

WAIVER OF PRELIMINARY HEARING

I, the undersigned defendant, do hereby represent that I am fully advised of the charges placed against me and that one or more of these charges alleges a violation of State Statutes and as such I am entitled to preliminary hearing which is an important step in the judicial process. Further, in the course of a preliminary hearing I cannot be compelled to testify and the burden of proof rests upon the City of Bartlett and /or the State of Tennessee to prove the validity of the arrest and probable cause sufficient to indicate that the charges against me will be dismissed if this burden of proof is not carried in a preliminary hearing and that a preliminary hearing may result in dismissal of the charges at this time.

I am further advised that I am entitled to the representation of an attorney and that if I am found to be indigent, an attorney will be appointed to represent me and that I may knowingly waive my rights to a preliminary hearing, enter a plea of not guilty and be bound over for review of the charges and evidence by the Grand Jury. I understand that if an indictment is returned by the Grand Jury that I shall be brought before Criminal Court of Shelby County for a trial either with or without a jury of my peers.

Having been fully advised and having been given the opportunity for clarification by the Court I do hereby elect to waive preliminary hearing and ask that pleas of not guilty to all charges be entered and that the charges be presented to the Shelby County Grand Jury for consideration by them.

- I ☐ have obtained Court appointed counsel
☒ have retained counsel of my own choosing
☐ wish to waive my right to counsel

And ask that the charges be bound over to the Grand Jury for their consideration this the

12 day of 4, 20 13.

Brittany Boone
Defendant

Witnessed J.D. Barton
Attorney for the Defendant
[Signature]
Attorney for the Prosecution

Attachment: Fat Larry's violation (1168 : Fat Larry's violation)



City of Bartlett

A. Keith McDonald, Mayor

I hereby certify that I have received a letter to appear before the City of Bartlett Beer Board on January 28, 2014 at 7 p.m. in the Bartlett City Hall Assembly Chamber, located at 6400 Stage Road.

Received by: [Signature] Date: 1-16-14

Location of Bartlett Business: **7537 Highway 70**

Business Name: **Fat Larry's**

Officer: W. Phillips / [Signature] Date: 01-16-14

Attachment: Fat Larry's violation (1168 : Fat Larry's violation)



City of Bartlett

A. Keith McDonald, Mayor

January 15, 2014

91 7199 9991 7033 4706 0774

Fat Larry's
Attn: Larry Mayes
7537 Highway 70
Bartlett, TN 38133

Out for Delivery

To Mr. Mayes:

On April 2, 2013, an employee at Fat Larry's, 7537 Summer Ave, sold beer to a minor, which is not only a misdemeanor, but also a violation of your beer permit.

The Bartlett Beer Board will hold a hearing Tuesday, January 28, 2014, directly following the Bartlett Board of Mayor and Aldermen meeting which begins at 7 p.m., to consider this infraction. Your permit could be suspended or revoked or a civil penalty not to exceed \$1,500 could be imposed.

If you or your legal representative wishes to speak on this issue, you will be able to do so during this hearing.

Thank you,

Stefanie McGee
City Clerk

Attachment: Fat Larry's violation (1168 : Fat Larry's violation)

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DATE & TIME	STATUS OF ITEM	LOCATION
January 16, 2014 , 11:52 pm	Delivery status not updated	
January 16, 2014 , 9:52 am	Out for Delivery	MEMPHIS, TN 38134
January 16, 2014 , 9:42 am	Sorting Complete	MEMPHIS, TN 38134
January 16, 2014 , 8:42 am	Arrival at Unit	MEMPHIS, TN 38134
January 16, 2014	Electronic Shipping Info Received	
January 16, 2014 , 3:08 am	Processed at USPS Origin Sort Facility	MEMPHIS, TN 38101
January 15, 2014	Depart USPS Sort Facility	MEMPHIS, TN 38101
January 15, 2014 , 11:01 pm	Processed at USPS Origin Sort Facility	MEMPHIS, TN 38101
January 15, 2014 , 8:30 pm	Accepted at USPS Origin Sort Facility	MEMPHIS, TN 38134

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**Beer Board****SCHEDULED**

Meeting: 01/28/14 07:00 PM

Department: Beer Board

Category: Presentation

Prepared By: Stefanie McGee

Department Head: Stefanie McGee

BEER PERMIT APPLICATION**Quail Ridge Golf Course, 4055 Altruria****RESULT: 15-DAY SUSPENSION IMPOSED [5 TO 1]****MOVER:** Jack Young, Vice Mayor**SECONDER:** Emily Elliott, Alderman**AYES:** Elliott, Pleasant, Parsons, Young, Sedgwick**NAYS:** Bobby Simmons**ABSTAIN:** A. Keith McDonald

STATE OF TENNESSEE
COUNTY OF SHELBY
CITY OF BARTLETT

MISDEMEANOR CITATION IN LIEU OF
CONTINUED CUSTODY OF ARRESTED PERSON

1304110019

THE UNDERSIGNED, BEING DULY SWORN, UPON HIS OATH DEPOSES AND SAYS:

ON THE 11 DAY OF APRIL 20 13 AT 1846 AM/PM

NAME DUNN | KENAN | M | 5'8" | 150 | BRO | BLU | M | W | 7-12-87 | 25
LAST FIRST MI HT WT HR EYES SEX RACE DOB AGE
RESIDENCE 6682 | WILLOWBARK | BARTLETT | TN RES PH 901-246-6878 DL # 101020337-TN
DIR STREET SUFF APT CITY STATE
BUS ADDRESS 4055 ALTURA | BARTLETT | TN BUS PH 701-386-6965 OCCUP. SS # 415-53-4478
STREET CITY STATE

DID COMMIT THE FOLLOWING OFFENSE, NAMELY: SELLING BEER TO MINOR
AT (LOCATION) 4055 ALTURA BARTLETT TN QUAIL RIDGE GOLF COURSE
IN VIOLATION OF TCA: 57-5-301

AND HIS REASON FOR BELIEVING SAID OFFENSE WAS COMMITTED BY THE DEFENDANT IS AS FOLLOWS:

ON 04-11-13, AT 1846 HRS THE DEFENDANT WHO WAS
WORKING SNACK BAR AT QUAIL RIDGE GOLF COURSE DID SELL
1-120Z BEER BUDWEISER \$2.75 VALUE TO A MINOR WHO WAS
OPERATING UNDER THE INSTRUCTION OF B.P.D. THE DEFENDANT
DID NOT CHECK THE I.D. OF MINOR WHOSE MAKING P/B
SALE. THIS BUSINESS DOES NOT HAVE A RESPONSIBLE
UNDER SIGN. THIS HAPPENED IN BARTLETT CITY LIMITS,
SHELBY COUNTY, TN.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 12 DAY OF April, 2013.

CLERK/MAGISTRATE/OFFICIAL

M. K. MARTIN
SIGNATURE OF AFFIANT
M.K. MARTIN | KM167 | 606 | BAPD
OFFICER IBM # CAR # AGENCY
 | | |
OFFICER IBM # CAR # AGENCY

I HEREBY AFFIX MY SIGNATURE WITH THE UNDERSTANDING THAT SUCH IS NOT A PLEA OF GUILTY, BUT TO CERTIFY THAT I RECEIVED A COPY OF THIS CITATION AND AGREE TO APPEAR AT THE INDICATED PLACES ON THE INDICATED DATES AND TIMES WITHOUT ISSUANCE OF A WARRANT AS PROVIDED BY TCA 40-7-118.

1. BARTLETT POLICE DEPARTMENT, R & I SECTION, 3730 APPLING ROAD, BARTLETT, TENNESSEE 38133 ON THE 16 DAY OF APRIL 2013 AT 1500 AM/PM, THERE TO BE PROCESSED.
2. BARTLETT CITY COURT, 3730 APPLING ROAD, BARTLETT, TENNESSEE 38133, ON THE 19 DAY OF APRIL 20 13 AT 0800 AM/PM FOR A HEARING ON THE INDICATED CHARGES.

NOTICE: FAILURE TO APPEAR IN COURT ON THE DATE ASSIGNED BY THIS CITATION OR AT THE APPROPRIATE POLICE STATION FOR BOOKING AND PROCESSING WILL RESULT IN YOUR ARREST FOR A SEPARATE CRIMINAL OFFENSE WHICH IS PUNISHABLE BY A JAIL SENTENCE OF UP TO SIX (6) MONTHS AND/OR A \$250 FINE.

X. N. O.
SIGNATURE OF DEFENDANT

DOCKET NUMBER #

PROPERTY RECEIPT #

IN THE CITY COURT OF BARTLETT, SHELBY COUNTY, TENNESSEE

CITY OF BARTLETT
STATE OF TENNESSEE

Vs.

Docket No. 13-7123
Date of Hearing 4-26-13
Charges Sales to minorKEVIN DUNN
Defendant

WAIVER OF PRELIMINARY HEARING

I, the undersigned defendant, do hereby represent that I am fully advised of the charges placed against me and that one or more of these charges alleges a violation of State Statutes and as such I am entitled to preliminary hearing which is an important step in the judicial process. Further, in the course of a preliminary hearing I cannot be compelled to testify and the burden of proof rests upon the City of Bartlett and /or the State of Tennessee to prove the validity of the arrest and probable cause sufficient to indicate that the charges against me will be dismissed if this burden of proof is not carried in a preliminary hearing and that a preliminary hearing may result in dismissal of the charges at this time.

I am further advised that I am entitled to the representation of an attorney and that if I am found to be indigent, an attorney will be appointed to represent me and that I may knowingly waive my rights to a preliminary hearing, enter a plea of not guilty and be bound over for review of the charges and evidence by the Grand Jury. I understand that if an indictment is returned by the Grand Jury that I shall be brought before Criminal Court of Shelby County for a trial either with or without a jury of my peers.

Having been fully advised and having been given the opportunity for clarification by the Court I do hereby elect to waive preliminary hearing and ask that pleas of not guilty to all charges be entered and that the charges be presented to the Shelby County Grand Jury for consideration by them.

- I ☐ have obtained Court appointed counsel
☒ have retained counsel of my own choosing
☐ wish to waive my right to counsel

And ask that the charges be bound over to the Grand Jury for their consideration this the

26th day of April, 2013.

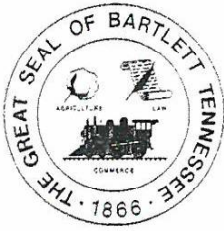
Witnessed

G. BARN
Attorney for the Defendant

Kevin Dunn
Defendant

D. J. Lee
Attorney for the Prosecution

Attachment: Quail Ridge Golf Course violation (1169 : Quail Ridge Golf Course violation)



City of Bartlett

A. Keith McDonald, Mayor

January 15, 2014

91 7199 9991 7033 4706 0781

Delivered 1-16-14

Quail Ridge Golf Course
Attn: David Wilder
4055 Altruria
Bartlett, TN 38135

To Mr. Wilder:

On April 11, 2013, an employee at Quail Ridge Golf Course, 4055 Altruria, sold beer to a minor, which is not only a misdemeanor, but also a violation of your beer permit.

The Bartlett Beer Board will hold a hearing Tuesday, January 28, 2014, directly following the Bartlett Board of Mayor and Aldermen meeting which begins at 7 p.m., to consider this infraction. Your permit could be suspended or revoked or a civil penalty not to exceed \$1,500 could be imposed.

If you or your legal representative wishes to speak on this issue, you will be able to do so during this hearing.

Thank you,

Stefanie McGee
City Clerk

Attachment: Quail Ridge Golf Course violation (1169 : Quail Ridge Golf Course violation)

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DATE & TIME	STATUS OF ITEM	LOCATION
January 16, 2014 , 2:13 pm	Delivered	MEMPHIS, TN 38135
January 16, 2014 , 9:52 am	Out for Delivery	MEMPHIS, TN 38134
January 16, 2014 , 9:42 am	Sorting Complete	MEMPHIS, TN 38134
January 16, 2014 , 8:42 am	Arrival at Unit	MEMPHIS, TN 38134
January 16, 2014	Electronic Shipping Info Received	
January 16, 2014 , 3:02 am	Processed at USPS Origin Sort Facility	MEMPHIS, TN 38101
January 15, 2014	Depart USPS Sort Facility	MEMPHIS, TN 38101
January 15, 2014 , 8:18 pm	Processed at USPS Origin Sort Facility	MEMPHIS, TN 38101
January 15, 2014 , 6:32 pm	Accepted at USPS Origin Sort Facility	MEMPHIS, TN 38134

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Date: January 22, 2014

Jean Thompson:

The following is in response to your January 22, 2014 request for delivery information on your Certified Mail™ item number 9171999991703347060781. The delivery record shows that this item was delivered on January 16, 2014 at 2:13 pm in MEMPHIS, TN 38135. The scanned image of the recipient information is provided below.

Signature of Recipient :

Signature of Recipient: *Nick Ch...*

Address of Recipient :

Address of Recipient: *4155 Altusia*

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Sincerely,
United States Postal Service

Attachment: Quail Ridge Golf Course violation (1169 : Quail Ridge Golf Course violation)



City of Bartlett

A. Keith McDonald, Mayor

I hereby certify that I have received a letter to appear before the City of Bartlett Beer Board on January 28, 2014 at 7 p.m. in the Bartlett City Hall Assembly Chamber, located at 6400 Stage Road.

Received by: Aish Chin Date: 1/16/2014

Location of Bartlett Business: **4055 Altruria**

Business Name: **Quail Ridge Golf Course**

Officer: W. Phillips / J. M. Date: 1-16-14

Attachment: Quail Ridge Golf Course violation (1169 : Quail Ridge Golf Course violation)