

Hem #3

**CARSON CITY
LIQUOR & ENTERTAINMENT BOARD AGENDA REPORT**

Date Submitted: 06-12-07

Agenda Date Requested: 06-21-06
Agenda Time Requested: One Hour

To: Mayor, Supervisors and Sheriff/Liquor Board

From: District Attorney's Office

Subject Title: Action based upon the investigation conducted by the Sheriff's Department, and evidence and testimony presented at the Show Cause Hearing to determine whether grounds exist to revoke the liquor license or to take other action on the liquor license issued to Bhupinder Lally, dba Winnie Liquor, and if so, action to direct the District Attorney to prepare an order for revocation.

Staff Summary: This is the time and place set by the Liquor Board to hear and consider evidence and testimony on whether to issue a revocation order of the liquor license held by Bhupinder Lally. Since the order to Show Cause is a directive to the Mr. Lally as to why the license issued by the Liquor Board should not be revoked the Board, Mr. Lally should present his case first. Mr. Lally or a representative may make an opening argument followed by the Deputy District Attorney's opening argument. Mr. Lally or a representative may then present witnesses and their witnesses will then be subject to cross examination. The Deputy District Attorney will then present witnesses who will be subject to cross examination. The Board can then entertain closing argument from each side and make its decision.

Type of Action Requested: (Check One)

- Resolution
- Formal Action/motion
- Ordinance
- Other (Specify)

Recommended Board Action: I move to determine, based upon the investigation conducted by the Sheriff's Office and the evidence and testimony presented at the show cause hearing that grounds exist to revoke the liquor license issued to Bhupinder Lally, dba Winnie Liquor, and move that the Liquor and Entertainment Board request the District Attorney to prepare for the Mayor's signature an Order of Revocation. This motion is based upon the grounds that the evidence and testimony presented demonstrates that the acts or the failure to act by Mr. Lally in connection with the operation of Winnie Liquor has created or tended to create or constitute a public safety hazard because Winnie Liquor employees have violated prohibitions on selling liquor or providing liquor to individuals under twenty-one (21) years of age.

Alternative Board Action No. 1: The Liquor Board acting within its discretion may temporarily suspend the liquor license, order employees to take liquor training, limit the hours of sale of liquor, require Mr. Lally or a qualified manager to be present during hours of liquor sales while Mr. Lally completes the sale of Winnie Liquor rather than order a revocation.

Alternative Board Action No. 2: The Liquor Board acting within its discretion may determine there was a violation law, but grounds do not exist requiring the Board to revoke, suspend and/or alter the conditions of the liquor license issued to Mr. Lally.

Explanation for Recommended or Alternative Board Action: The Liquor Board will need to consider all the evidence, testimony and argument presented at the hearing in order to make its discretionary decision.

Applicable Statute, Code, Policy, Rule or Regulation: NRS 369.230, NRS 344.350, CCMC 4.13.030, 4.13.150, 4.13.190, 4.13.200

Fiscal Impact: n/a

Explanation of Impact: n/a

Supporting Materials: The Order to Show Cause containing the Investigative Report of Deputy Adams and supporting documents.

Prepared By: Edward L. Oueilhe III
Senior Civil Deputy District Attorney

Reviewed By: _____ Date: 6/12/07
(City Manager) _____
_____ Date: 6/12/07
(District Attorney) _____
_____ Date: _____
(Finance Director) _____
Stephen _____ Date: 6/12/7

Board Action Taken:

Motion: _____ 1) _____ Aye/Nay
2) _____ _____

(Vote Recorded By)

ORDER TO SHOW CAUSE

To: Bhupinder Lally
Winnie Liquor
262 W. Winnie Lane
Carson City, NV 89701

License No.: 07-23390

On May 3, 2007, the Carson City Liquor Board, at its regularly scheduled and properly noticed public meeting, ordered a Sheriff's office investigation of the above-referenced liquor license.

Following this investigation at a May 17, 2007 scheduled and properly noticed public meeting, the Carson City Liquor Board heard the results of the investigation and determined that sufficient cause exists for issuance of an order to show cause why the above-referenced liquor license should not be revoked. A complete copy of the Sheriff's office investigation is attached to this Order to Show Cause.

The grounds for a possible revocation include: Selling or giving away liquor to any person under the age of twenty-one (21) years as evidenced by a liquor compliance check in March 22, 2007 and March 24, 2007 where a persons under the age of twenty-one years of age purchased alcoholic beverages resulting in a citation being issued to your employee, Shea Kory Davis.

You are hereby directed, along with your representative, if any, to appear before the Carson City Liquor and Entertainment Board on June 21, 2007 at the hour of 8:30 a.m., at the Sierra Room of the Carson City Community Center located at 851 East William Street, Carson City, Nevada 89701, to show cause why your liquor license should not be revoked.

On the date of the hearing you have the right to be represented by counsel, to present witnesses and testimony and the right to confront by cross-examination any witnesses to be presented in support of the revocation.

The Carson City Liquor Board shall, by a majority vote, render its decision not more than 20 days after the hearing.

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★ CLERK ★
FILED
Time 11:50am

JUN - 1 2007


By klm
Deputy
Carson City, Nevada

You shall, if revocation is ordered, be provided a written order of revocation.

In the event your license is revoked, you may reapply for a license six (6) months after the date on the revocation order, but a new license may only be issued by a unanimous decision of all members of the Board.

Dated this 31st day of May, 2007.

CARSON CITY, a Consolidated
Municipality of the State of Nevada

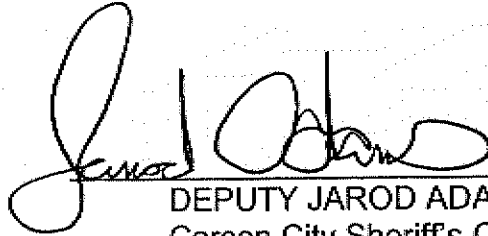

MARV TEIXEIRA, MAYOR

ATTEST:


Alan Glover, Clerk Recorder

CERTIFICATE OF SERVICE

I hereby certify that on this 7 day of June, 2007 the undersigned, an employee of Carson City, over the age of eighteen, personally delivered a copy of the Order To Show Cause and a complete copy of the Sheriff's Office 262 w. Winnie Lane Liquor License Investigation to Bhupinder Lally, owner of "Winnie Liquor", located at 262 W. Winnie Lane, Carson City, Nevada.



DEPUTY JAROD ADAMS
Carson City Sheriff's Office

901 E Musser St.
Carson City, NV 89701



Ken Furlong
Sheriff
775-887-2500
Fax: 775-887-2026

May 12, 2007

ATTN: Carson City Alcohol/Liquor Board

RE: 262 W. Winnie Ln. Liquor License ("Winnie Liquor", Bhupinder Lally, owner).

FROM: Carson City Sheriff's Office, Deputy Adams

Winnie Liquor, located at 262 W. Winnie Ln., was purchased by Bhupinder Lally in June of 2006. Mr. Lally received a Liquor License for the business in August 4, 2006. Mr. Lally has a home address in Yuba City California.

In August of 2006, the Sheriff's Department conducted a compliance check on Winnie Liquor, which they passed. In March 2007, I received numerous anonymous complaints about juveniles being able to purchase alcohol from Winnie Liquor. On March 22, 2007, I conducted an alcohol compliance check on 262 W. Winnie Ln. The seventeen year old female decoy approached the cashier with the intent to purchase alcohol. The cashier, later identified to me as Shea Davis, told the female decoy, "You don't look twenty one, but I will sell to you this time". Mr. Davis was issued a citation and released on scene. Reference case number 07-2186. A letter was left with Mr. Davis regarding the necessary information on upcoming server training.

On March 24, 2007, I conducted surveillance on Winnie Liquor. At about 2100 hours, I watched a group of juveniles enter Winnie Liquor. The juveniles exited the store with a case of beer and several bottles of beer. The juveniles were stopped outside the store. I confirmed the juvenile's ages and they were all less than twenty-one years of age. Citations were issued to the juveniles for "minor in possession of alcohol". I disposed of the alcohol. While issuing the citations, the juveniles stated that "Winnie Liquor" was an easy place to buy beer and they have been able to get beer anytime they wanted.

At approximately 2130 hours, I watched two other juveniles enter 262 W. Winnie Ln. The juveniles exited the store with a case of beer. The juveniles were stopped outside the store. I confirmed the two juvenile's ages and they were both sixteen years old. The juveniles told me "Winnie Liquor" never checks their identification and they can always buy alcohol from them. The two sixteen year olds were issued citations for "minor in possession of alcohol" and released.

I returned to Winnie Liquor. Mr. Davis was working as the cashier and I took Mr. Davis into custody for "furnishing/selling alcohol to minors". I contacted Mr. Shea Davis' father, the manager of the store, and requested that he come to the store and meet me. I verbally notified him in person about upcoming server training. The manager, Shea Davis' father, made a statement to me saying, "The problem with the server training is the owner" but then he would not elaborate any further. Reference case number 07-2264.

On May 9, 2007 I spoke to the District Attorneys Office in reference to the citation issued to Shea Davis on March 22, 2007. The citation was dismissed as part of a plea agreement, on the condition that Mr. Davis pleads guilty to the arrest on March 24, 2007. If Mr. Davis did not plead guilty to the arrest, the District Attorney's Office would have pursued both the citation and the arrest. Mr. Davis plead guilty to "furnishing/selling alcohol to a minor". Mr. Davis served one day in jail and was fined \$632.00.

Mr. Lally's employee, Mr. Davis, was caught selling alcohol to minors on three occasions, in two days; this is a clear violation of Carson City Municipal code 4.13.190.

On May 9, 2007, I spoke to Mr. Steve Parkhurst, who is the new liquor licensee applicant. Mr. Parkhurst said that he would be working at the store for about a week and then he will be taking over. Mr. Parkhurst applied for a liquor license for Winnie Liquor on May 8, 2007. Mr. Parkhurst assured me that Shea Davis and his Father were terminated about two weeks ago.

On May 10, 2007, I checked the liquor file for Winnie Liquor and no management agreement has been filed between Mr. Parkhurst and Mr. Lally. If Mr. Parkhurst is acting as manager, he has not got permission from the Alcohol Board, which is a violation of Carson City Municipal Code 4.13.120.

On May 11, 2007 Mr. Lally contacted me regarding alcohol server training. I gave Mr. Lally the contact information to assist him in setting up the training.

Due to the numerous violations of the Carson City Municipal Codes, the Sheriff's Department recommends revocation of Mr. Lally's liquor license at 262 W. Winnie.

Sincerely,



Jarrod Adams, Deputy Sheriff.

Incident Report

CARSON CITY SHERIFF'S DEPT.

07-2175

Supplement No
ORIG

Address
901 EAST MUSSER STREET
City, State Zip Code
CARSON CITY, NV 89701

Reported Date
03/22/2007
Nature of Call
INFORMAT
Officer
ADAMS, JARROD

Phone Number
775-887-2500
Fax Number
775-887-2016

Administrative Information

Agency	Report No	Supplement No	Reported Date	Reported Time	CAD Call No
CARSON CITY SHERIFF'S DEPT.	07-2175	ORIG	03/22/2007	17:19	070810181
Status	Nature of Call	Location			
Report	Information Report	901 E MUSSER ST			
City	ZIP Code	Rep Dist	Area	Beat	From Date
Carson City	89701	100401	4	04	03/22/2007
From Time	To Date	Assignment	Entered by	Assignment	
17:00	03/22/2007	Traffic	JA7791	Traffic	
To Time	Officer	Approval Date		Approval Time	
22:30	JA7791/ADAMS, JARROD	03/29/2007		05:52:01	
RMS Transfer	Approving Officer				
Successful	MM1777				
Send to DA					
Yes					

Person Summary

Invl	Invl No	Type	Name	MNI	Race	Sex	DOB
INO	1	I	;DEPUTY ANDREWS				
SUB	1	I	ROGERS, KEONI	121365	W	F	02/18/1990
SUB	2	I	OSBORNE, AMANDA	121367	W	F	12/13/1989

Summary Narrative

Alcohol compliance check.

Incident Report

CARSON CITY SHERIFF'S DEPT.

07-2175

Supplement No
ORIG

Investigating Officer 1: DEPUTY ANDREWS

Involvement	Inv No	Type	Name
Investigating Officer	1	Individual	;DEPUTY ANDREWS
Type	Address		City
WORK/BUSINESS	901 E MUSSER ST		Carson City
State	ZIP Code		
NEVADA	89701		

Subject 1: ROGERS, KEONI

Involvement	Inv No	Type	Name	MNI	Race
Subject	1	Individual	ROGERS, KEONI	121365	WHITE
Sex	DOB	Age	Juvenile?	Hair Color	Eye Color
FEMALE	02/18/1990	17	Yes	Blonde	Blue
Type	Address		City		
WORK/BUSINESS	901 E MUSSER ST		Carson City		
State	ZIP Code				
NEVADA	89701				

Subject 2: OSBORNE, AMANDA

Involvement	Inv No	Type	Name	MNI	Race
Subject	2	Individual	OSBORNE, AMANDA	121367	WHITE
Sex	DOB	Age	Juvenile?	Hair Color	Eye Color
FEMALE	12/13/1989	17	Yes	Blonde	Blue
Type	Address		City		
WORK/BUSINESS	901 E MUSSER ST		Carson City		

Narrative

On March 22, 2007 Deputy Andrews and I conducted an alcohol compliance check. Amanda Osborne and Keoni Rogers, who are both seventeen years old, worked as the decoys. The decoys were instructed to give their identification when asked and to tell their real age when asked. Fifteen business were checked and twelve business passed. The following three case number are reference the business that failed the compliance check; 07-2186, 07-2184 and 07-2181.

Incident Report

CARSON CITY SHERIFF'S DEPT.

07-2186

Supplement No
ORIG

Address
901 EAST MUSSER STREET
City, State Zip Code
CARSON CITY, NV 89701

Reported Date
03/22/2007
Nature of Call
LIQUOR
Officer
ANDREWS, PAULA

Phone Number
775-887-2500
Fax Number
775-887-2016

Administrative Information

Agency CARSON CITY SHERIFF'S DEPT.		Report No 07-2186		Supplement No ORIG		Reported Date 03/22/2007		Reported Time 21:53		CAD Call No 070810239		
Status Report		Nature of Call Liquor Laws		Location 262 W WINNIE LN						City Carson City		
ZIP Code 89701		Rep Dist 100111		Area 1	Beat 01	From Date 03/22/2007		From Time 21:53	To Date 03/22/2007		To Time 21:53	
Officer PA7893/ANDREWS, PAULA						Assignment Patrol Swing Shift			Entered by PA7893			
Assignment Patrol Swing Shift			RMS Transfer Successful		Approving Officer BH2774			Approval Date 03/25/2007				
Approval Time 05:07:57												
Citation Yes		SF-Suspect Named (5) Yes			SF-Suspect Described (2) Yes			SF-Suspect Location (2) Yes		SF-Suspect Identified (2) Yes		
Send to DA Yes												

Person Summary

Inv#	Inv# No	Type	Name	MNI	Race	Sex	DOB
CIT	1	I	DAVIS, SHEA KORY	121198	W	M	10/14/1980

Summary Narrative

Alcohol Compliance

Incident Report

CARSON CITY SHERIFF'S DEPT.

07-2186

Supplement No
ORIG

Cited 1: DAVIS, SHEA KORY

Involvement Cited	Invl No 1	Type Individual	Name DAVIS, SHEA KORY			MNI 121198	Race WHITE	Sex MALE
DOB 10/14/1980		Age 26	Juvenile? No	Hair Color Brown				
Type HOME	Address 803 WENINGER DR				City Carson City	State NEVADA		
ZIP Code 89701								
Involvement Cited	Arrest Type Citation	Arrest Date 03/22/2007	Arrest Time 22:02:00	Book Date 03/22/2007	Book Time 22:02:00	Status Cited		
Arrest Location 262 W WINNIE LN					City Carson City	Rep Dist 100111	Citation No 2196355389	
Beat 01								
NOC 00221 NRS 202.055			Level M	Charge Literal SALE/FURNISH LIQUOR				

Narrative

On March 22, 2007 at about 2153 hours, the Decoy went into 262 W Winnie, (Winnie Liquor.) The Decoy purchased a Sparks Malt Beverage from Shea Kory Davis who was working as the cashier. Shea told the Decoy, "you don't look 21, but I will give it to you this time". Shea sold the alcohol to the Decoy without out checking her identification.

Shea was issued a citation and released on scene. Shea was notified of upcoming server training. Reference case number 07-2175.

Incident Report

CARSON CITY SHERIFF'S DEPT.

07-2241

Supplement No
ORIG

Address
901 EAST MUSSER STREET
City, State Zip Code
CARSON CITY, NV 89701

Reported Date
03/24/2007
Nature of Call
MIN POSS
Officer
ANDREWS, PAULA

Phone Number
775-887-2500
Fax Number
775-887-2016

Administrative Information

Agency CARSON CITY SHERIFF'S DEPT.	Report No 07-2241	Supplement No ORIG	Reported Date 03/24/2007	Reported Time 21:02	CAD Call No 070830216
Status Report	Nature of Call Minor in Possession of Alcohol				
Location MOODY ST/DAVID ST			City Carson City	ZIP Code 89701	Rep Dist 100310
Area 3	Beat 03	From Date 03/24/2007	From Time 21:02	To Date 03/24/2007	To Time 21:02
Officer PA7893/ANDREWS, PAULA			Assignment Patrol Swing Shift	Entered by PA7893	
Assignment Patrol Swing Shift		RMS Transfer Successful	Approving Officer KS5952	Approval Date 03/28/2007	
Approval Time 19:18:35					
Citation Yes	SF-Suspect Named (5) Yes	SF-Suspect Described (2) Yes	SF-Suspect Location (2) Yes	SF-Suspect Identified (2) Yes	
SF-Susp Previously Seen (1) Yes	SF-Vehicle Description (2) Yes				

Person Summary

Invl	Invl No	Type	Name	MNI	Race	Sex	DOB
CIT	1	I	LITTLE, JOHNATHON	121306	W	M	09/23/1987
CIT	2	I	ROUNDS, NICHOLAS	121300	W	M	02/12/1987
CIT	3	I	HAGUE, DANIEL	121307	W	M	03/15/1988

Vehicle Summary

Invl	Type	License No	State	Lic Year	Year	Make	Model	Style	Color
SUB	1	945TYL	NV	2007	1993	HOND		2D	

Summary Narrative

See Narrative

Incident Report

CARSON CITY SHERIFF'S DEPT.

07-2241

Supplement No
ORIG

Cited 1: LITTLE, JOHNATHON

Involvement Cited	Invl No 1	Type Individual	Name LITTLE, JOHNATHON				MNI 121306	Race WHITE	Sex MALE
DOB 09/23/1987	Age 19	Juvenile? No	Height 6'01"	Weight 203#	Hair Color Blonde				
Type HOME	Address 207 E ADAMS ST					City Carson City	State NEVADA		
ZIP Code 89701									
Involvement Cited	Arrest Type Citation	Arrest Date 03/24/2007	Arrest Time 21:32:00	Book Date 03/24/2007	Book Time 21:32:00	Status Cited			
Arrest Location MOODY ST/DAVID ST					City Carson City	Rep Dist 100310	Citation No 2224895389		
Beat 03									
NOC 00218 NRS 202.020			M	Level X	Charge Literal BUY/USE/POSSESS ALCO				

Cited 2: ROUNDS, NICHOLAS

Involvement Cited	Invl No 2	Type Individual	Name ROUNDS, NICHOLAS				MNI 121300	Race WHITE	Sex MALE
DOB 02/12/1987	Age 20	Juvenile? No	Height 5'10"	Weight 145#	Hair Color Brown				
Type HOME	Address 228 PETERS					City Carson City	State NEVADA		
ZIP Code 89701									
Involvement Cited	Arrest Type Citation	Arrest Date 03/24/2007	Arrest Time 21:27:00	Book Date 03/24/2007	Book Time 21:27:00	Status Cited			
Arrest Location MOODY ST/DAVID ST					City Carson City	Rep Dist 100310	Citation No 2224805389		
Beat 03									
NOC 00218 NRS 202.020			M	Level X	Charge Literal BUY/USE/POSSESS ALCO				

Cited 3: HAGUE, DANIEL

Involvement Cited	Invl No 3	Type Individual	Name HAGUE, DANIEL				MNI 121307	Race WHITE	Sex MALE
DOB 03/15/1988	Age 19	Juvenile? No	Height 6'00"	Weight 150#	Hair Color Brown				
Type HOME	Address 2747 LUKENS LN					City Carson City	State NEVADA		
ZIP Code 89701									
Involvement Cited	Arrest Type Citation	Arrest Date 03/24/2007	Arrest Time 21:37:00	Book Date 03/24/2007	Book Time 21:37:00	Status Cited			
Arrest Location MOODY ST/DAVID ST					City Carson City	Rep Dist 100310	Citation No 2224945389		
Beat 03									
NOC 00218 NRS 202.020			M	Level X	Charge Literal BUY/USE/POSSESS ALCO				

Vehicle: 945TYL

Involvement Subject	Type Auto	License No 945TYL	State NEVADA	Lic Year 2007	Lic Type PASSENGER CAR	Year 1993	Make Honda	Style COUPE, 2 DOOR	
VIN JHMBB117XPC003371									
Link PAS	Involvement CIT	Invl No 1	Name LITTLE, JOHNATHON				Race W	Sex M	DOB 09/23/1987
Link PAS	Involvement CIT	Invl No 2	Name ROUNDS, NICHOLAS				Race W	Sex M	DOB 02/12/1987
Link DRV	Involvement CIT	Invl No 3	Name HAGUE, DANIEL				Race W	Sex M	DOB 03/15/1988

Narrative

In the past few weeks, the Carson City Sheriffs Department has received several complaints about minors

Incident Report CARSON CITY SHERIFF'S DEPT.

07-2241

Supplement No
ORIG

Narrative

receiving alcohol from 262 W. Winnie. On March 22, 2007 the Carson City Sheriffs Department conducted an alcohol compliance check at 262 W. Winnie, (Winnie Liquor.) A seventeen year old female decoy purchased alcohol from Davis. Davis said to the decoy while purchasing the alcohol, "you don't look twenty one but I will sell to you this time." Davis was issued a citation and released on scene. Reference case number 2007-2186.

On March 24, 2007 at about 2100 hours, I watched two males, that appeared to be under twenty one years old, enter 262 W. Winnie. I watched the clerk, Davis sell a case and several 32 ounce bottles of Miller beer to the two males. The two males were later stopped at Moody St and David St. The males later identified as Johnathon Little, Nicholas Rounds and driver Daniel Hague. Johnathon and Nicholas were twenty years of age and Daniel was nineteen years old. All three male juveniles were issued citations and released. The three male juveniles told me 262 W. Winnie was an easy place to buy beer and they buy it there any time they wanted.

Incident Report

CARSON CITY SHERIFF'S DEPT.

07-2242

Supplement No
ORIG

Address
901 EAST MUSSER STREET
City, State Zip Code
CARSON CITY, NV 89701

Reported Date
03/24/2007
Nature of Call
MIN POSS
Officer
ANDREWS, PAULA

Phone Number
775-887-2500
Fax Number
775-887-2016

Administrative Information

Agency CARSON CITY SHERIFF'S DEPT.	Report No 07-2242	Supplement No ORIG	Reported Date 03/24/2007	Reported Time 21:47	CAD Call No 070830226
Status Report	Nature of Call Minor in Possession of Alcohol				
Location NEW RIDGE DR/NORTH RIDGE DR			City Carson City	Rep Dist 100203	Area 2
From Date 03/24/2007	From Time 21:47	To Date 03/24/2007	To Time 21:47	Officer PA7893/ANDREWS, PAULA	
Assignment Patrol Swing Shift	Entered by PA7893	Assignment Patrol Swing Shift	RMS Transfer Successful		
Approving Officer KS5952	Approval Date 03/28/2007	Approval Time 19:18:43			
Citation Yes	SF-Suspect Named (5) Yes	SF-Suspect Described (2) Yes	SF-Suspect Location (2) Yes	SF-Suspect Identified (2) Yes	
SF-Susp Previously Seen (1) Yes	SF-Vehicle Description (2) Yes				

Person Summary

Invl	Invl No	Type	Name	MNI	Race	Sex	DOB
CIT	1	I	RODRIGUEZ, ERICK	121308	W	M	05/12/1990
CIT	2	I	OLIVAS, ANTHONY	61950	W	M	11/06/1990

Vehicle Summary

Invl	Type	License No	State	Lic Year	Year	Make	Model	Style	Color
SUB	1	071UAX	NV	2008	1994	HOND		4D	

Summary Narrative

See Narrative

Incident Report

CARSON CITY SHERIFF'S DEPT.

07-2242

Supplement No
ORIG

Cited 1: RODRIGUEZ, ERICK

Involvement Cited	Invl No 1	Type Individual	Name RODRIGUEZ, ERICK				MNI 121308	Race WHITE	Sex MALE
DOB 05/12/1990	Age 16	Juvenile? Yes	Height 6'00"	Weight 190#	Hair Color Black				
Type HOME	Address 798 CHARI DR				City MOUND HOUSE		State NEVADA		
ZIP Code 89706									
Involvement Cited	Arrest Type Citation	Arrest Date 03/24/2007	Arrest Time 22:04:00	Book Date 03/24/2007	Book Time 22:04:00	Status Cited			
Dispo Juvenile Court		Arrest Location NEW RIDGE DR/NORTHRIDGE DR				City Carson City			
Rep Dist 100203	Citation No 2225225389	Beat 02							
NOC 00218 NRS 202.020	M	Level X	Charge Literal BUY/USE/POSSESS ALCO						

Cited 2: OLIVAS, ANTHONY

Involvement Cited	Invl No 2	Type Individual	Name OLIVAS, ANTHONY				MNI 61950	Race WHITE	Sex MALE
DOB 11/06/1990	Age 16	Juvenile? Yes	Height 5'07"	Weight 170#	Hair Color Black	Eye Color Brown			
Type HOME	Address 2660 CONCORD DR				City Carson City		State NEVADA		
ZIP Code 89701									
Involvement Cited	Arrest Type Citation	Arrest Date 03/24/2007	Arrest Time 22:01:00	Book Date 03/24/2007	Book Time 22:01:00	Status Cited			
Dispo Juvenile Court		Arrest Location NEW RIDGE DR/NORTHRIDGE DR				City Carson City			
Rep Dist 100203	Citation No 2225185389	Beat 02							
NOC 00218 NRS 202.020	M	Level X	Charge Literal BUY/USE/POSSESS ALCO						

Vehicle: 071UAX

Involvement Subject	Type Auto	License No 071UAX	State NEVADA	Lic Year 2008	Lic Type PASSENGER CAR	Year 1994	Make Honda	Style SEDAN, 4 DOOR
VIN 1HGCD5569RA180390								
Link DRV	Involvement CIT	Invl No 1	Name RODRIGUEZ, ERICK			Race W	Sex M	DOB 05/12/1990
Link PAS	Involvement CIT	Invl No 2	Name OLIVAS, ANTHONY			Race W	Sex M	DOB 11/06/1990

Narrative

In the past few weeks, the Carson City Sheriffs Department has received several complaints about minors receiving alcohol from 262 W. Winnie. On March 22, 2007 the Carson City Sheriffs Department conducted an alcohol compliance check at 262 W. Winnie, (Winnie Liquor.) A seventeen year old female decoy purchased alcohol from Davis. Davis said to the decoy while purchasing the alcohol, "you don't look twenty one but I will sell to you this time." Davis was issued a citation and released on scene. Reference case number 2007-2186.

On March 24, 2007 at about 2140 hours, I watched two Hispanic male juveniles enter 262 W. Winnie. I watched Davis sell beer to the two Hispanic male juveniles later identified as Erick Rodriguez and Anthony Olivas. Erick and Anthony were later stopped at New Ridge and Northridge. Erick and Anthony were both sixteen years old and clearly appeared to be under twenty one years old. They said, "that store never checks identification." Erick and Anthony were both issued citations and released.

Incident Report CARSON CITY SHERIFF'S DEPT.

07-2246

Supplement No
ORIG

Address
901 EAST MUSSER STREET
City, State Zip Code
CARSON CITY, NV 89701

Reported Date
03/24/2007
Nature of Call
LIQ LIC
Officer
ADAMS, JARROD

Phone Number
775-887-2500
Fax Number
775-887-2016

Administrative Information										
Agency CARSON CITY SHERIFF'S DEPT.			Report No 07-2246		Supplement No ORIG		Reported Date 03/24/2007		Reported Time 22:23	CAD Call No 070830238
Status Report	Nature of Call Liquor License			Location 262 W WINNIE LN						
City Carson City		ZIP Code 89701		Rep Dist 100111	Area 1	Beat 01	From Date 03/24/2007	From Time 20:00	To Date 03/24/2007	
To Time 23:00	Officer JA7791/ADAMS, JARROD					Assignment Traffic	Entered by JA7791		Assignment Traffic	
RMS Transfer Successful		Approving Officer MM1777			Approval Date 03/29/2007		Approval Time 05:53:25			
SF-Suspect Named (5) Yes		SF-Suspect Described (2) Yes			SF-Suspect Location (2) Yes		SF-Suspect Identified (2) Yes		Probable Cause Yes	
Send to DA Yes										

Person Summary									
Invl ARR	Invl No 1	Type I	Name DAVIS, SHEA K			MNI 121198	Race W	Sex M	DOB 10/14/1980

Summary Narrative
Arrest for furnishing liquor to minors.

Incident Report

CARSON CITY SHERIFF'S DEPT.

07-2246

Supplement No
ORIG

Arrestee 1: DAVIS, SHEA K

Involvement	Invt No	Type	Name	MNI	Race	Sex
Arrestee	1	Individual	DAVIS, SHEA K	121198	WHITE	MALE
DOB	Age	Ethnicity	Juvenile?	Height	Weight	Hair Color
10/14/1980	26	Not of Hispanic Origin	No	5'09"	150#	Brown
						Eye Color
						Blue
Type	Address			City	State	
HOME	803 WENINGER DR			Carson City	NEVADA	
ZIP Code						
89701						
Type	ID No	OLS				
Operator License	D120791803740	NEVADA				
Type	ID No					
Social Security Number	563-63-4581					
Phone Type	Phone No					
Cell	(775) 443-0498					
Mark Type	Mark Code					
TATTOO - BACK	Tattoos					
Description						
FOUR LEAF CLOVER						
Mark Type	Mark Code					
TATTOO - LEFT ARM (NONSPECIFIC)	Tattoos					
Description						
SKULL WITH FLAMES AND DIE VERTICAL DOWN THE ARM						
Mark Type	Mark Code					
TATTOO - RIGHT ARM (NONSPECIFIC)	Tattoos					
Description						
SHOULDER " FIGHTING SPIRIT" CHINESE						
Employer/School			Position/Grade	Phone Type		
WINNIE LIQUOR			SALES	Business		
Involvement	Arrest Type	Arrest Date	Arrest Time	Booking No	Book Date	Book Time
Arrested	Arrested	03/24/2007	22:23:00	0700872	03/24/2007	22:58:00
Dispo		Arrest Location				
Misdemeanor-ADULT ONLY		262 W WINNIE LN				
City	Rep Dist	PCN	Place of Birth	City of Birth	Beat	
Carson City	100111	000000032394161	CALIFORNIA	YUBA	01	
NOC	Level		Charge Literal			
00221 NRS 202.055	M		M SALE/FURNISH LIQUOR			

Narrative

In the past few weeks, the Carson City Sheriffs Department has received several complaints about minors receiving alcohol from 262 W. Winnie. On March 22, 2007 the Carson City Sheriffs Department conducted an alcohol compliance check at 262 W. Winnie, (Winnie Liquor.) A seventeen year old female decoy purchased alcohol from Davis. Davis said to the decoy while purchasing the alcohol, "you don't look twenty one but I will sell to you this time." Davis was issued a citation and released on scene. Reference case number 2007-2186.

On March 24, 2007 at about 2100 hours, I watched two males, that appeared to be under twenty one years old, enter 262 W. Winnie. I watched Davis sell a case and several 32 ounce bottles of Miller beer to the two males. The two males were later stopped outside the store. The two males were both twenty years old. The two males were issued citations and released on scene. The two males told me that 262 W. Winnie was an easy place to buy beer and they buy it there any time they wanted. Reference case number 2007-2241.

On March 24, 2007 at about 2140 hours, I watched two Hispanic male juveniles enter 262 W. Winnie. I watched Davis sell beer to the two Hispanic male juveniles. The Hispanic male juveniles were later stopped outside the store. The Hispanic male juveniles were both sixteen years old and clearly appeared to be under twenty one years old. They said, "that store never checks identification." The Hispanic male juveniles were both issued citations and released on scene. Reference case number 2007-2242.

On March 24, 2007 at about 2210 hours, I went to 262 W. Winnie and took Davis into custody for selling and furnishing alcohol to minors. Davis was the only employee in the store. Davis was taken to the Carson City jail for booking. The manager of the store was called to the scene and I turned the store over to him.

PRE-TRIAL OFFER SHEET

DEFENDANT:

DAVIS, SHEA

INITIAL DATE IN COURT:

DEPUTY DA MAKING OFFER:

DEFENSE ATTORNEY:

PRO PER

DISCOVERY: 2 CASES
DONE

PRE-TRIAL DATE:

5/3

OFFER:

DATE OFFER TO DEFENSE ATTORNEY:

4/6 FURNISH VIOLATION TO MINOR (1 COUNT) OF CR004991C

- ~~CR004991C~~ 1 DAY JAIL, 1 DAY CTS.

- \$500/132.

- No complaint for furnishing to minor.

2/13, OTHER CITATION CHARGING SAME THING (2 DAYS EARLIER!!)

- 07CR004821C

ACCEPT:

X

REJECT:

TRIAL DATE:

Charge Information

Ticket Number 072246

Action Code E01005M00NV
1C

Description SELL, FURNISH OR ASSIST MINOR TO OBTAIN ALCOHOLIC BEVERAGE

Charge Dscr SALE/FURNISH LIQUOR TO MINOR

Offense Date 03/24/2007

Arrest Date 03/24/2007

Degree of Off. MISDEMEANOR

Indict Charge Indicted DGOF

Amd Charge E01005M00C
C1C

Description SELL, FURNISH OR ASSIST MINOR TO OBTAIN ALCOHOLIC BEVERAGE

Amd Chrg MISDEMEANOR DGOF

Actn Chng Date 04/16/2007

of Counts PCN 32394161

Speed Limit Payable Speed ITN #

Judge

Plea Code GUILTY 05/03/2007

Decision

TerminatioGLTY PLEA W/SENT B4 05/03/2007

n Code TRIAL

1 of 1

Disp Date(s)	Disposition Code
05/03/2007	GUILTY

Comments