City of Cape Girardeau
Liquor License Review Board

February 13, 2013
City Hall – City Council Chambers
401 Independence Street
4:00 p.m.

AGENDA

1. Call to Order

2. Introduction and Opening Comments

3. Approval of August 31, 2012 minutes

4. Review of appeal of recommended suspension of Amerimart #7, 1320 W. Cape Rock
   a. Public Comment
   b. Applicant Comment
   c. Board review, discussion, and possible action

5. Review of appeal of recommended suspension of Southern Convenience Stores, 612 S. Sprigg Street
   a. Public Comment
   b. Applicant Comment
   c. Board review, discussion, and possible action

6. Review of appeal of recommended suspension of Slingers Nightclub and Lounge, 820 N. Sprigg Street, Ste. 6
   a. Public Comment
   b. Applicant Comment
   c. Board review, discussion, and possible action

7. Adjourn

The Liquor License Review Board of the City of Cape Girardeau, Missouri, may hold a closed session to discuss legal actions, causes of legal action or litigation, or confidential or privileged communications with its attorneys.

Liquor License Review Board
City Hall – City Council Chambers
401 Independence Street
August 31st, 2012

Board Members Present:	City Staff Present:
☒ **Heather Brooks**, *Asst. City Manager*	☒ **Lt. Barry Hovis**, *Police Department*
☒ **Greg Young**, *Asst. City Attorney*	☒ **Trisha Holloway**, *Customer Service Mgr.*
☒ **Charles "Speedy" Wagoner**	☐

Call to Order:

The meeting convened on Friday, August 31, 2012, at 4:00 p.m. with Mrs. Heather Brooks, Mr. Greg Young, and Mr. Charles "Speedy" Wagoner present.

Introduction and Opening Comments:

Mrs. Brooks introduced the members of the Liquor License Review Board and explained the rules of order for addressing the Board.

Public Comments:

Mrs. Brooks opened the meeting to hear public comments regarding the liquor license renewal application of Cape Mart, 238 North Fountain Street:

Mr. Brian Langlois, owner of the Bellevue Bed and Breakfast at 312 Bellevue Street, addressed the Board to appeal the license renewal. He said that Cape Mart denigrated the character of the neighborhood. He said that the store previously at that location had sold a minute quantity of specialty liquor and that Cape Mart has become a full-blown liquor store that sold cheap alcohol and trashed the neighborhood. Mr. Langlois complained of noise and trash associated with the store. He said that his Bed and Breakfast hosted guests from all over the Country, and from all over the world, and his guests are surprised to see a liquor store so close to his business.

Mr. Langlois said that Cape Mart opened under false pretenses and told untruths about the amount of alcohol that would be offered for sale. He said that the store greatly affects the psychology of the neighborhood. The liquor license renewal should be brought before the entire City Council, he said. Every Councilmember should look them in the eye and explain why this liquor license is not denied.

Mr. Larry Stroder, of 241 North Fountain Street, appeared to appeal the liquor license renewal of Cape Mart. He said that he picks up trash from his property every day. He said that he has lived there for 23 years and his property values have dropped.

Mr. Stroder said that he has lost everything he has worked for. He said that there are drug deals in the street. He said that he calls the police, and nothing is done. He said that he would appreciate the City's help to get this straightened out.

Mrs. Becky Mocherman, of 220 North Lorimier, addressed the Board to appeal the renewal of Cape Mart's liquor license. She said that she has a beautiful home and garden that has been featured on home

tours. She said that Cape Mart is denigrating the neighborhood. Mrs. Mocherman read an article from a St. Louis-area newspaper to the Board. She said that the article detailed a liquor license that was denied because it would not benefit the neighborhood, the only benefit would be to the business itself.

Mr. Dennis Seyer, of 320 Bellevue Street, addressed the Board to appeal the liquor license renewal. He said that he has lived there for 33 years and now he finds trash in his yard. He said that once he found a hypodermic needle. Mr. Seyer said that the neighborhood was built in 1900 and this store has changed the whole environment of the neighborhood.

Mr. Lyman Pitman, of 315 Bellevue Street, appeared to appeal the liquor license renewal. He said that it has been his lifetime dream to own an historic home and everything has changed since Cape Mart opened. He said that the City has invested a tremendous amount of money to improve the Broadway corridor, making the area user friendly for pedestrians, and user friendly as a downtown destination. Mr. Pitman said the City should create a consistent policy about the future direction of development for the Broadway corridor.

Mr. David White addressed the Board in support of Cape Mart's liquor license renewal. He said that he lived on the corner of Lorimier and Bellevue Streets and he has been a regular customer of Mr. Shah Faisal, owner of Cape Mart, since before his business moved to Fountain Street. He said that denying the liquor license renewal would be unfair to the business owner and place him at a competitive disadvantage. He said that Mr. Faisal would have his employees and customers pick up the trash around his business.

Mr. Rick Hetzel addressed the Board to appeal the renewal of Cape Mart's liquor license. He said that he owned property at 3107 Kage Road and 316 Bellevue Street. Mr. Hetzel said that he is familiar with the impact a liquor store has on a neighborhood and he said the Board should look closely at the number of incidents and criminal complaints in the area since the store opened.

Mr. Wagoner asked if Cape Mart customers stay around the area after the store closes. He suggested signs reading "no loud noise" and "no congregating" like those found outside a local McDonalds store. He asked if any of the neighbors appealing the liquor license renewal had addressed their complaints directly to the owner of the business.

Mr. Hetzel said that he had complained to Mr. Faisal about trash around the business and that the litter was picked up.

He asked if anyone had explained to the neighborhood what a liquor license holder's responsibilities were. He read several provisions of a liquor license holder's responsibilities from Sec. 5-34 of the Cape Girardeau Municipal Code.

Applicant Comments:

There being no further appearances, Mrs. Brooks opened the meeting to hear comments from the applicant regarding the liquor license renewal application of Cape Mart, 238 North Fountain Street:

Mr. Travis Statler, of the Statler Law Firm, L.C., and Mr. Shah Faisal, the owner of Cape Mart, addressed the Board. Mr. Statler said that he represented Mr. Faisal. He said that the liquor license was renewed on June 20, 2012.

Mr. Statler noted that Mr. Stroder does not live within 200 ft. of Cape Mart and cannot officially appeal the renewal of the liquor license.

Mr. Statler said that the liquor license renewal is a ministerial act and can only be denied if the license holder does not comply with the provisions and conditions of the license. He read aloud from the City Code regarding liquor licenses. Mr. Statler said that the applicant has complied with the requirements for the license renewal. He cited the inspection reports and approvals noted on the liquor license renewal application. He said that the Board cannot deny the renewal of Cape Mart's liquor license because of its patrons.

Mr. Statler said that the applicant has complied with the conditions and requirements of the license renewal and the City has complied with its responsibilities. He said that the applicant has done everything correct and the license should be renewed.

Board review, discussion, and possible action regarding renewal application and appeal letters for Cape Mart, 238 North Fountain Street, Cape Girardeau:

There being no further comments from the applicant, Mrs. Brooks opened the meeting for review and discussion by the members of the Liquor License Review Board:

Mrs. Brooks said that the Board asked Lt. Barry Hovis to represent the Cape Girardeau Police Department and answer questions about reports and calls associated with Cape Mart. Mrs. Trisha Holloway is present to offer historical perspective of the liquor license.

Lt. Hovis said that he had brought police reports of complaints and calls to the applicant's address, 238 North Fountain Street.

Mr. Young asked if the Board could be given copies of the reports. Mrs. Brooks said that she had not asked Lt. Hovis for copies of the police reports to be given to the Board members prior to the meeting because she did not want to prejudice the Board. Mr. Young asked if the Board could be given properly redacted copies of the reports Lt. Hovis was citing. Mr. Wagoner asked how many reports were associated with the address.

The meeting paused as it was noted that the severe weather sirens could be heard. Mrs. Brooks asked the Board, observers, and the applicant if everyone felt comfortable proceeding with the meeting. With their confirmation, the meeting continued.

Mr. Wagoner said that he felt sympathy for both sides of this issue, the business owner and the neighborhood residents, however, the Board must consider the law. He said that he saw no indication of a complaint made about Cape Mart since February. Mr. Wagoner asked if anyone present could offer proof of his or her complaints, like photographs or video.

Mrs. Brooks asked what criteria the Police Department used to approve the liquor license application. Lt. Hovis said that there were six cases and calls where a police report was not generated. When he and retired Police Chief Carl Kinnison had reviewed the complaints and calls associated with Cape Mart, he said that they saw nothing that they thought should disallow Cape Mart's liquor license renewal.

The Board considered whether they should delay further discussion until they have had an opportunity to review information regarding police reports and calls. Mr. Wagoner asked if the public would be given another opportunity to offer comments. Mrs. Brooks answered that public comment was not required. Mr. Young asked how many reports and calls would be included. Lt. Hovis said he had six or seven more to review. The Board decided to hear Lt. Hovis give a brief summary of each.

Lt. Hovis gave a short description of eight calls: public urination; newspaper theft; theft of alcohol; report of a fight; loud music; an open container violation; and two incidents where the store was a victim of robbery, both solved with arrests. Mr. Wagoner asked who could make a complaint to police. Lt. Hovis answered that anyone can call in a complaint and the police will respond. He said that he did not have information regarding additional calls from the surrounding area that did not result in a report.

Mrs. Brooks asked if Lt. Hovis reviews all liquor license applications and what he could offer in light of seeing so many applications. Lt. Hovis answered that he reviews all liquor license applications and said that he did not see a marked increase in calls to this location, as compared to other applicants.

Lt. Hovis said that the Police Department assigned personnel to cover the area and the neighborhood. Mrs. Brooks asked about compliance checks conducted. Lt. Hovis said that compliance checks had been conducted for sale of alcohol to minors and Sunday sales, with no sale on either count. Police had conducted 8 surveillances to look for violations. Of 8 surveillances, only 2 resulted in citations.

Mr. Wagoner asked if the federal tax stamp or County liquor license were checked on a liquor license application. Lt. Hovis said that he checks only for City Ordinance violations.

Lt. Hovis asked if the Board still wanted copies of the police reports and calls at Cape Mart. Board Members indicated that they did not need to see the copies. Mrs. Brooks asked the Board if they needed more time to consider their decision. Mr. Young said that whatever the Board's decision, he would recommend the business owner work with neighbors to address their concerns. He said the Police Department is doing their part to patrol the neighborhood and dedicated time and resources to control the area. Board Members indicated that they were ready to vote on the issue.

Roll Call Vote:

Mrs. Brooks noted that a "yes" vote will affirm the renewal of Cape Mart's liquor license, a "no" vote will deny the license renewal.

A Motion was made to affirm the renewal of the liquor license of Cape Mart, 238 North Fountain Street:

Aye	Nay	
☒	☐	Mrs. Brooks
☒	☐	Mr. Wagoner
☒	☐	Mr. Young

The liquor license renewal is affirmed with a 3-0 vote by the Liquor License Review Board.

There being no further business, the meeting was adjourned at 4:54 p.m.

Sec. 5-33. - Qualifications; investigation.

(a) No license shall be issued to an applicant unless the applicant and the person who is to be, in fact, actively engaged in the actual control and management of the establishment for which the license is sought shall be granted a license under this chapter, is of good moral character. In determining whether an individual is of good moral character, the individual's reputation in the community and criminal history may be considered.

(b) No license shall be granted to any individual or managing officer who has ever had a permit or license revoked under the liquor laws of any state or who employs in the licensed business any person whose permit or license has been revoked under the liquor laws of any state.

(c) No license issued under this chapter shall be denied, suspended, revoked or otherwise affected based solely on the fact that an employee of the licensee has been convicted of a felony unrelated to the manufacture or sale of intoxicating liquor so long as any such employee does not directly participate in retail sales of intoxicating liquor. Each employer shall report the identity of any employee who has been convicted of a felony to the city manager.

(d) No applicant shall be denied a license or renewal of a license issued under this chapter solely due to one conviction for unlawful sale or supply to a minor.

(e) The city manager upon receipt of an application, shall cause an investigation to be made of the statements in the application, the character of the applicant, and the location and condition of the premises to be licensed. Copies of all applications shall be forwarded to the police department for review and comment. On each application for an original license, the fire department, and other necessary city departments shall investigate the health, safety and sanitation of the premises of the applicant, and the equipment and furnishings contained in the applicant's premises. The departments shall report the findings of the investigation to the city manager. After the original license has been issued, the city manager may, at any reasonable time, have the premises of the licensee investigated.

(Code 1967, § 5-23.1; Ord. No. 4233, art. 4, 5-16-11)

Sec. 5-34. - Approval of applications.

(a) If the applicant and the person who is to be, in fact, actively engaged in the actual control and management of the establishment for which the license is sought, both meet all of the requirements and qualifications of this chapter and this code and all other laws, and the city manager shall grant the license if satisfied that:

(1) The location and premises are acceptable and are in compliance with all requirements of this chapter and this code, including, but not limited to, any and all health and safety requirements and laws.

(2) The applicant will conduct a clean, orderly, legitimate business for which the application is sought.

(3) The applicant will comply with the requirements of this chapter and all other ordinances and laws.

(4) In the case of a renewal, the business has also been conducted in accordance with the requirements of this chapter and this code and all other laws.

(b)

No license under this chapter, other than a temporary liquor license or a renewal license, shall be approved unless a notice of application provided by the city has been posted by the applicant on the premises to be licensed for at least ten (10) days after submission of the application and prior to the grant of a license. No notice is required when an applicant is seeking a license for premises which, within six (6) months prior to the date of application, have been licensed with same type of license or a less restrictive license.

(c) No license under this chapter shall be approved unless the establishment to be licensed has separate toilet facilities for men and women, which facilities are clean, neat and in regular usable condition and will be maintained in a clean, neat and orderly condition at all times during the period of the license, except that package liquor stores need have only one (1) toilet facility, and except that a restaurant-bar which has less than five thousand (5,000) square feet of floor area and which is located entirely within an enclosed shopping mall in a C-4 zone, shall not be required to maintain separate toilet facilities within its licensed premises if the owner or manager of the mall provides and maintains within the mall such facilities which are available for use during licensee's hours of operation, and which are no greater than two hundred fifty (250) feet from the licensed premises.

(d) An applicant who is not in present possession of the premises described in his application but who has a right of possession contingent upon the issuance of a license under this chapter and an applicant who has not brought the premises described in his application into compliance with all the building, health, sanitation and other code requirements of the city may request review of his application. The city manager may grant conditional approval and issue the applicant a license once the applicant has obtained possession of the premises and brought the premises into compliance with all city codes.

(Code 1967, § 5-24; Ord. No. 4233, art. 4, 5-16-11)

Sec. 5-35. - Denial of application; appeal.

(a) *Denial.* When a license under this chapter is denied, the city manager shall send a letter to the applicant stating why the license was denied and how to appeal the denial. This letter shall be hand delivered or sent by first class mail. A mailed letter shall be presumed received three (3) days after it was mailed.

(b) *Appeal by applicant.* The applicant may appeal the denial to the liquor license review board by mailing or delivering a written notice of appeal to the chief review officer (CRO) and a copy to the city manager. The notice of appeal must be received by the CRO no later than ten (10) days after the applicant received the letter of denial. The applicant may submit to the CRO a position statement explaining why the applicant believes the license should be granted. The city manager may also submit to the CRO a position statement explaining why the manager believes the denial should be upheld.

(c) *Right to continue operation.* If an application for renewal of a license is denied, an applicant who has filed an appeal under this section shall be allowed to continue operating as though the license were renewed until the liquor license review board has rendered a decision. If the board affirms the denial of the license, the applicant shall be allowed to continue operating as though the license were renewed until ten (10) days after receiving the letter of denial.

(d) *Appeal by neighbor.* Any person residing, owning property or maintaining a place of business within 200 feet of property upon which a licensed establishment is located may send a letter to the city manager objecting to the granting or renewal of a liquor license. The letter shall state the grounds for the objection. After renewing, granting or denying the license, the city manager shall promptly notify the objecting neighbor, by first class mail, of the action taken on the application. The notice shall be presumed received three (3) days after it was mailed.

If the license is granted or renewed, the objecting neighbor may appeal to the liquor license review board by mailing or delivering a written notice of appeal to the chief review officer and mailing or delivering copies to the city manager and to the licensee. The notice of appeal must be received by the CRO no later than ten (10) days after the objecting neighbor received the notice that the license was renewed or granted. The objecting neighbor may submit to the CRO a position statement explaining why the objecting neighbor believes the license should not be renewed. The licensee and the city manager may also submit position statements to the CRO.

(Code 1967, § 5-25; Ord. No. 4233, art. 4, 5-16-11)

Sec. 5-36. - Liquor license review board.

A three-member liquor license review board is hereby established consisting of the chief review officer, another city employee appointed by the city manager and a member appointed by the city council to serve a three-year term. The city manager's appointee shall be a current city employee and shall serve at the pleasure of the city manager.

(Code 1967, § 5-26; Ord. No. 4233, art. 4, 5-16-11)

Sec. 5-37. - Review of license denial.

(a) The chief review officer, after receiving a notice of appeal from an applicant, shall schedule a meeting of the liquor license review board. Before the meeting, the board members shall be provided with copies of the letter of denial, the notice of appeal and any documentation and position statements provided by the city manager and the applicant pertaining to the license denial. The board may allow the city manager and the applicant or the applicant's representative to explain their positions to the board at the meeting. The board may either affirm the denial of the license or direct the city manager to grant the license. The license, in the board's discretion, may be for less than the full period of time ending on June 30. In that case, the licensee shall pay only a prorated license fee. If the board affirms the denial, it shall set forth the grounds for denial in a letter to the applicant. The letter shall be hand delivered or sent by first class mail. A mailed letter shall be presumed received three (3) days after it was mailed.

(b) The chief review officer, after receiving a notice of appeal from an objecting neighbor, shall schedule a meeting of the liquor license review board. Before the meeting, the board members shall be provided with copies of the letter of objection, the notice of appeal and any documentation and position statements provided by the objecting neighbor, the city manager and the licensee. The board may allow the objecting neighbor, the city manager and the licensee or the licensee's representative to explain their positions to the board at the meeting. The board may either affirm the renewal or granting of the license or deny the license. The license, in the board's discretion, may be for less than the full period of time ending on June 30. In that case, the licensee shall pay only a prorated license fee. The board shall set forth the grounds for its decision in a letter to the objecting neighbor and the licensee. The letter shall be hand delivered or sent by first class mail. A mailed letter shall be presumed received three (3) days after it was mailed.

(c) A decision of the liquor license review board to deny a license may be appealed by the applicant to the city council. A written notice of appeal must be received by the city manager no later than ten (10) days after the applicant received the letter from the liquor license review board denying the license. The city council shall only review an appeal made from a denial of a license. The city council shall act upon the notice of appeal after its receipt at the

next regularly scheduled city council meeting. If the appeal request is received less than two (2) full working days prior to a regularly scheduled council meeting, the appeal shall be delayed to the following regularly scheduled council meeting.

(Code 1967, § 5-26.1; Ord. No. 4233, art. 4, 5-16-11)

Sec. 5-38. - License issuance.

On approval of the application for a license under this chapter, the city manager shall issue the applicant a license to conduct business at the location specified in the application for the period set forth in this chapter. Every license issued under this chapter shall set forth the type of license granted and shall particularly describe the premises at which intoxicating liquor may be sold and the license shall not authorize or permit the sale of intoxicating liquor at any other place.

(Code 1967, § 5-26.2; Ord. No. 4233, art. 4, 5-16-11)

Sec. 5-39. - Standards of conduct.

The standards set forth in this section shall be considered in determining whether a license under this chapter should be renewed, suspended or revoked. In conducting business on the licensed premises, a licensee and the licensee's agents and employees shall:

(a) Prevent or suppress any violent quarrel, disorder, brawl, fight or other unlawful conduct of any person on the premises. As used in this section, "premises" includes the licensed premises and the parking lots and areas around the business which are owned, used or maintained as part of the business.

(b) Immediately report to the police any illegal or violent act committed on the premises when the licensee or the licensee's employee knew or should have known that the act occurred on the premises.

(c) Cooperate fully with law enforcement authorities during an investigation of an illegal or violent act committed on the premises.

(d) Operate the business in such a manner that it does not constitute a nuisance.

(e) Take appropriate and necessary steps to supervise the outdoor area of the premises including keeping the area free from litter and preventing the parking area from becoming a gathering place for customers of the business.

(f) Comply with all provisions of this chapter and this code.

(g) Comply with all state and federal law, including all rules and regulations pertaining to the sale and licensing of intoxicating liquor.

(Code 1967, § 5-27; Ord. No. 4233, art. 4, 5-16-11)

Sec. 5-42. - Suspension or revocation of license.

(a) *Suspension or revocation.* The city manager may suspend or revoke the license of any licensee under this chapter who has failed to meet the standards of conducting business set forth in this chapter or who has made any false, misleading or fraudulent statement in the license application. Whenever a license holder under this chapter shall be closed for business for over thirty (30) consecutive calendar days, the license holder's license shall be subject to suspension or revocation upon notification by the city manager.

(b) *Notice of suspension or revocation.* The city manager shall suspend or revoke a license issued under this chapter by sending notice of the suspension or revocation to the licensee by first class mail or by personal service on the licensee or the person in charge at the

licensed premises. Mailed notice shall be presumed received three (3) days after it is mailed. The notice shall contain:

(1) A statement of the grounds for the suspension or revocation.

(2) The effective date of the suspension or revocation, which shall be at least ten (10) days after the notice is received.

(3) In the case of a suspension, the length of the suspension.

(4) Instructions on how to appeal the suspension or revocation.

(c) *Appeal to liquor license review board.* The licensee may appeal the suspension or revocation by requesting a hearing before the liquor license review board. The appeal must be in writing, addressed to the assistant to the chief review officer and received by the chief review officer within ten (10) days after the notice of suspension or revocation was received. Receipt of an appeal by the chief review officer shall automatically stay enforcement of the suspension or revocation. The hearing shall be conducted in the same manner as under section 5-37 of this Code.

(Code 1967, § 5-30; Ord. No. 4233, art. 4, 5-16-11)

2012 ALCOHOL COMPLIANCE CHECKS VIOLATIONS

	DATE	BUSINESS	ADDRESS	SOLD	ASKED	REPORT #
			FIRST QUARTER			
1	3/30/2012	AMERIMART #7	1320 W. CAPE ROCK	YES	NO	12-002595
2	3/30/2012	BI STATE	612 S. SPRIGG	YES	YES	12-002597
3	3/30/2012	KIDD'S	1325 BROADWAY	YES	YES	12-002598
4	3/30/2012	PHILLIPS 66	3276 WILLIAM	YES	YES	12-002605
5	3/30/2012	WINKS	2017 PERRYVILLE RD.	YES	YES	12-002601
6	3/30/2012	DISCOUNT SMOKE SHOP	340 S. SPRIGG	YES	YES	12-002594
7	3/30/2012	POUR HOUSE BAR	113 BROADWAY	YES	NO	12-002608
8			**SECOND QUARTER**			
9	6/19/2012	BI STATE	612 S. SPRIGG	YES	NO	12-005151
10			**THIRD QUARTER**			
11	9/21/2012	BI STATE	920 N. KINGSHIGHWAY	YES	YES	12008068
12	9/21/2012	CAPE MART	238 N. FOUNTAIN	YES	NO	12008062
13	9/21/2012	SCHNUCK'S	19 S. KINGSHIGHWAY	YES	YES	12008064
14	9/21/2012	RUMORS BAR	36 N. SPANISH	YES	YES	12008069
15			**FOURTH QUARTER**			
16	12/7/2012	AMERIMART #7	1320 W. CAPE ROCK	YES	YES	12-010326
17	12/7/2012	AMERIMART	1803 INDEPENDENCE	YES	NO	12-010321
18	12/7/2012	BI STATE	612 S. SPRIGG	YES	NO	12-010323
19	12/7/2012	DISCOUNT SMOKE SHOP	340 S. SPRIGG	YES	NO	12-010324
20	12/7/2012	WAL-MART	3439 WILLIAM	YES	NO	12-010328
21	12/7/2012	QUICK AND SAVE	2861 THEMIS	YES	NO	12-010327
22	12/7/2012	EL TORERO RESTAURANT	2120 WILLIAM	YES	NO	12-010320
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ALCOHOL COMPLIANCE CHECKS - 03-30-12

DATE / TIME	BUSINESS	ADDRESS	SOLD	ASKED FOR ID	REPORT #
3/30/2012 / 2052	AMERIMART #5	865 N. KINGSHIGHWAY	NO	YES	
03-30-12 / 2001	**AMERIMART #7**	**1320 W. CAPE ROCK**	**YES**	**NO**	**12-002595**
03-30-12 / 2002	**BI STATE**	**612 S. SPRIGG**	**YES**	**YES**	**12-002597**
03-30-12 / 2039	BI STATE	920 N. KINGSHIGHWAY	NO	YES	
03-30-12 /1944	CAPE MART	238 N. FOUNTAIN	NO	YES	
03-30-12 / 2111	HUCKS	353 S. KINGSHIGHWAY	NO	YES	
03-30-12 / 1934	JASPERS	407 MORGAN OAK	NO	YES	
	KEG SHOP	1803 INDEPENDENCE	NO		OUT OF BUSINESS
03-30-12 / 2028	**KIDD'S**	**1325 BROADWAY**	**YES**	**YES**	**12-002598**
03-30-12 / 2056	KIDD'S II	103 N. KINGSHIGHWAY	NO	YES	
03-30-12 / 2321	**PHILLIPS 66**	**3276 WILLIAM**	**YES**	**YES**	**12-002605**
03-30-12 / 1953	RHODES	1126 N. SPRIGG	NO	YES	
03-30-12 / 1936	RHODES	546 S. SPRGG	NO	YES	
03-30-12 / 2041	RHODES	10 S.W. END	NO	YES	
03-30-12 / 2029	RHODES	1624 N. KINGSHIGHWAY	NO	YES	
03-30-12 / 2109	RHODES	2109 WILLIAM	NO	YES	
03-30-12 / 2313	RHODES	449 S. KINGSHIGHWAY	NO	YES	
03-30-12 / 2128	SHELL D MART	3415 WILLIAM	NO	YES	
03-30-12 / 2022	SEMO GAS	40 N. SPRIGG	NO	YES	
03-30-12 / 2035	SUNSET SPIRIT	1008 N. KINGSHIGHWAY	NO	YES	
03-30-12 /2109	**WINKS**	**2017 PERRYVILLE RD.**	**YES**	**YES**	**12-002601**
	ALDI'S	2145 INDEPENDENCE	NO		CLOSED
03-30-12 / 2117	DIRT CHEAP	420 S. KINGSHIGHWAY	NO	YES	
03-30-12 / 1939	**DISCOUNT SMOKE SHOP**	**340 S. SPRIGG**	**YES**	**YES**	**12-002594**
03-30-12 / 2100	FOOD GIANT	1120 N, KINGSHIGHWAY	NO	YES	
03-30-12 / 2136	SCHNUCK'S	19 S. KINGSHIGHWAY	NO	YES	
03-30-12 / 2316	WAL-MART	3439 WILLIAM	NO	YES	
03-30-12 / 2341	QUICK AND SAVE	2861 THEMIS	NO	YES	
	EL TORERO RESTAURANT	2120 WILLIAM	NO		CLOSED
03-30-12 / 2135	TARGET	202 SIEMERS	NO	YES	
03-30-12 / 2101	WALGREENS	1 S. KINGSHIGHWAY	NO	YES	
03-30-12 /2210	**POUR HOUSE BAR**	**113 BROADWAY**	**YES**	**NO**	**12-002608**
	SLINGER'S BAR	820 N. SPRIGG	NO		NOT CHECKED
	RUMORS BAR	36 N. SPANISH	NO		NOT CHECKED
	BILLIARD CENTER	26 N. MAIN	NO		NOT CHECKED
03-30-12 / 2047	INDEPENDENCE PLACE	5 S. HENDERSON	YES	YES	
FAILURE RATE:	**23%**				

ALCOHOL COMPLIANCE CHECKS - 06-19-12

DATE	BUSINESS	ADDRESS	SOLD	ASKED FOR ID	REPORT #
6/19/2012	AMERIMART #5	865 N. KINGSHIGHWAY	NO	YES	
6/19/2012	AMERIMART #7	1320 W. CAPE ROCK	NO	YES	
6/19/2012	**BI STATE**	**612 S. SPRIGG**	**YES**	**NO**	**12-005151**
6/19/2012	BI STATE	920 N. KINGSHIGHWAY	NO	YES	
6/19/2012	CAPE MART	238 N. FOUNTAIN	NO	NO	
6/19/2012	HUCKS	353 S. KINGSHIGHWAY	NO	YES	
6/19/2012	JASPERS	407 MORGAN OAK	NO	NO	CLOSED
6/19/2012	KEG SHOP	1803 INDEPENDENCE	NO		OUT OF BUSINESS
6/19/2012	KIDD'S	1325 BROADWAY	NO	YES	
6/19/2012	KIDD'S II	103 N. KINGSHIGHWAY	NO	YES	
6/19/2012	PHILLIPS 66	3276 WILLIAM	NO	NO	
6/19/2012	RHODES	1126 N. SPRIGG	NO	YES	
6/19/2012	RHODES	546 S. SPRGG	NO	YES	
6/19/2012	RHODES	10 S.W. END	NO	YES	
6/19/2012	RHODES	1624 N. KINGSHIGHWAY	NO	YES	
6/19/2012	RHODES	2109 WILLIAM	NO	YES	
6/19/2012	RHODES	449 S. KINGSHIGHWAY	NO	YES	
6/19/2012	SHELL D MART	3415 WILLIAM	NO	YES	
6/19/2012	SEMO GAS	40 N. SPRIGG	NO	YES	
6/19/2012	SUNSET SPIRIT	1008 N. KINGSHIGHWAY	NO	YES	
6/19/2012	WINKS	2017 PERRYVILLE RD.	NO	NO	CLOSED
6/19/2012	ALDI'S	2145 INDEPENDENCE	NO	NO	CLOSED
6/19/2012	DIRT CHEAP	420 S. KINGSHIGHWAY	NO	YES	
6/19/2012	DISCOUNT SMOKE SHOP	340 S. SPRIGG	NO	YES	
6/19/2012	FOOD GIANT	1120 N, KINGSHIGHWAY	NO	YES	
6/19/2012	SCHNUCK'S	19 S. KINGSHIGHWAY	NO	NO	ALC. CLOSED
6/19/2012	WAL-MART	3439 WILLIAM	NO	YES	
6/19/2012	QUICK AND SAVE	2861 THEMIS	NO	YES	
6/19/2012	EL TORERO RESTAURANT	2120 WILLIAM	NO		
6/19/2012	TARGET	202 SIEMERS	NO	YES	
6/19/2012	WALGREENS	1 S. KINGSHIGHWAY	NO	YES	
6/19/2012	POUR HOUSE BAR	113 BROADWAY	NO	NO	
6/19/2012	SLINGER'S BAR	820 N. SPRIGG	NO	NO	NOT CHECKED
6/19/2012	RUMORS BAR	36 N. SPANISH	NO	YES	
6/19/2012	BILLIARD CENTER	26 N. MAIN	NO	NO	
6/19/2012	INDEPENDENCE PLACE	5 S. HENDERSON	YES	YES	NOT CHECKED
FAILURE RATE:	3%				

POST ALCOHOL COMPLIANCE CHECKS - 09-21-12

	DATE	BUSINESS	ADDRESS	SOLD	ASKED	REPORT #
1	9/21/2012	AMERIMART #5	865 N. KINGSHIGHWAY	NO	YES	
2	9/21/2012	AMERIMART #7	1320 W. CAPE ROCK	NO	YES	
3	9/21/2012	BI STATE	612 S. SPRIGG	NO	YES	
4	**9/21/2012**	**BI STATE**	**920 N. KINGSHIGHWAY**	**YES**	**YES**	**12008068**
5	**9/21/2012**	**CAPE MART**	**238 N. FOUNTAIN**	**YES**	**NO**	**12008062**
6	9/21/2012	HUCKS	353 S. KINGSHIGHWAY	NO	YES	
7	9/21/2012	JASPERS	407 MORGAN OAK	NO	YES	
8	9/21/2012	AMERIMART	1803 INDEPENDENCE	NO	YES	
9	9/21/2012	KIDD'S	1325 BROADWAY	NO	YES	
10	9/21/2012	KIDD'S II	103 N. KINGSHIGHWAY	NO	YES	
11	9/21/2012	PHILLIPS 66	3276 WILLIAM	NO	YES	
12	9/21/2012	RHODES	1126 N. SPRIGG	NO	YES	
13	9/21/2012	RHODES	546 S. SPRGG	NO	YES	
14	9/21/2012	RHODES	10 S.W. END	NO	YES	
15	9/21/2012	RHODES	1624 N. KINGSHIGHWAY	NO	YES	
16	9/21/2012	RHODES	2109 WILLIAM	NO	YES	
17	9/21/2012	RHODES	449 S. KINGSHIGHWAY	NO	YES	
18	9/21/2012	SHELL D MART	3415 WILLIAM	NO	YES	
19	9/21/2012	SEMO GAS	40 N. SPRIGG	NO	YES	
20	9/21/2012	SUNSET SPIRIT	1008 N. KINGSHIGHWAY	NO	YES	
21	9/21/2012	WINKS	2017 PERRYVILLE RD.	NO	YES	
22	9/21/2012	ALDI'S	2145 INDEPENDENCE	NO	YES	
23	9/21/2012	DIRT CHEAP	420 S. KINGSHIGHWAY	NO	YES	
24	9/21/2012	DISCOUNT SMOKE SHOP	340 S. SPRIGG	NO	NO	
25	9/21/2012	FOOD GIANT	1120 N, KINGSHIGHWAY	NO	YES	
26	**9/21/2012**	**SCHNUCK'S**	**19 S. KINGSHIGHWAY**	**YES**	**YES**	**12008064**
27	9/21/2012	WAL-MART	3439 WILLIAM	NO	YES	
28	9/21/2012	QUICK AND SAVE	2861 THEMIS	NO	NO	
29	9/21/2012	EL TORERO RESTAURANT	2120 WILLIAM	NO		NOT CHECKED
30	9/21/2012	TARGET	202 SIEMERS	NO	YES	
31	9/21/2012	WALGREENS	1 S. KINGSHIGHWAY	NO	YES	
32	9/21/2012	POUR HOUSE BAR	113 BROADWAY	NO	YES	
33	9/21/2012	SLINGER'S BAR	820 N. SPRIGG	NO	YES	
34	**9/21/2012**	**RUMORS BAR**	**36 N. SPANISH**	**YES**	**YES**	**12008069**
35	9/21/2012	BILLIARD CENTER	26 N. MAIN	NO	YES	
36	9/21/2012	INDEPENDENCE PLACE	5 S. HENDERSON	NO	NO	NOT CHECKED
37	9/21/2012	MERCADO DE RODI	425 S. MOUNT AUBURN	NO	YES	
	FAILURE RATE:	23%				

POST ALCOHOL COMPLIANCE CHECKS - 12-07-12

	DATE	BUSINESS	ADDRESS	SOLD	ASKED	REPORT #
1	12/7/2012	AMERIMART #5	865 N. KINGSHIGHWAY			CLOSED
2	**12/7/2012**	**AMERIMART #7**	**1320 W. CAPE ROCK**	**YES**	**YES**	12-010326
3	**12/7/2012**	**AMERIMART**	**1803 INDEPENDENCE**	**YES**	**NO**	12-010321
4	**12/7/2012**	**BI STATE**	**612 S. SPRIGG**	**YES**	**NO**	12-010323
5	12/7/2012	BI STATE	920 N. KINGSHIGHWAY	**NO**	**YES**	
6	12/7/2012	CAPE MART	238 N. FOUNTAIN	NO	YES	
7	12/7/2012	HUCKS	353 S. KINGSHIGHWAY	NO	YES	
8	12/7/2012	JASPERS	407 MORGAN OAK			CLOSED
9	12/7/2012	AMERIMART	1803 INDEPENDENCE			
10	12/7/2012	KIDD'S	1325 BROADWAY	NO	YES	
11	12/7/2012	KIDD'S II	103 N. KINGSHIGHWAY	NO	YES	
12	12/7/2012	PHILLIPS 66	3276 WILLIAM			NOT CHECKED
13	12/7/2012	RHODES	1126 N. SPRIGG	NO	YES	
14	12/7/2012	RHODES	546 S. SPRGG	NO	YES	
15	12/7/2012	RHODES	10 S.W. END	NO	YES	
16	12/7/2012	RHODES	1624 N. KINGSHIGHWAY	NO	YES	
17	12/7/2012	RHODES	2109 WILLIAM	NO	NO	
18	12/7/2012	RHODES	449 S. KINGSHIGHWAY			NOT CHECKED
19	12/7/2012	SHELL D MART	3415 WILLIAM	NO	YES	
20	12/7/2012	SEMO GAS	40 N. SPRIGG	NO	YES	
21	12/7/2012	SUNSET SPIRIT	1008 N. KINGSHIGHWAY	NO	YES	
22	12/7/2012	WINKS	2017 PERRYVILLE RD.			CLOSED
23	12/7/2012	ALDI'S	2145 INDEPENDENCE			CLOSED
24	12/7/2012	DIRT CHEAP	420 S. KINGSHIGHWAY	NO	YES	
25	**12/7/2012**	**DISCOUNT SMOKE SHOP**	**340 S. SPRIGG**	**YES**	**NO**	12-010324
26	12/7/2012	FOOD GIANT	1120 N, KINGSHIGHWAY			CLOSED
27	12/7/2012	SCHNUCK'S	19 S. KINGSHIGHWAY	NO	YES	
28	**12/7/2012**	**WAL-MART**	**3439 WILLIAM**	**YES**	**NO**	12-010328
29	**12/7/2012**	**QUICK AND SAVE**	**2861 THEMIS**	**YES**	**NO**	12-010327
30	**12/7/2012**	**EL TORERO RESTAURANT**	**2120 WILLIAM**	**YES**	**NO**	12-010320
31	12/7/2012	TARGET	202 SIEMERS	NO	YES	
32	12/7/2012	WALGREENS	1 S. KINGSHIGHWAY	NO	YES	
33	12/7/2012	POUR HOUSE BAR	113 BROADWAY	NO	YES	
34	12/7/2012	SLINGER'S BAR	820 N. SPRIGG			NOT CHECKED
35	12/7/2012	RUMORS BAR	36 N. SPANISH	NO	YES	
36	12/7/2012	BILLIARD CENTER	26 N. MAIN	NO	YES	
37	12/7/2012	INDEPENDENCE PLACE	5 S. HENDERSON			NOT CHECKED
38	12/7/2012	MERCADO DE RODI	425 S. MOUNT AUBURN	NO	YES	
39	12-07-12`	LODO'S BAR	33 N. MAIN ST.	NO	YES	
	FAILURE RATE:					

ALCOHOL COMPLIANCE CHECKS - 12-16-11				
DATE \TIME	BUSINESS	ADDRESS	SOLD	REPORT #
12/16/2011/2041	AMERIMART #5	865 N. KINGSHIGHWAY	YES	11-010604
12-16-2011/2037	AMERIMART #7	1320 W. CAPE ROCK	NO	
12-16-2011/2154	BI STATE	612 S. SPRIGG	YES	11-010602
12-16-2011/2052	BI STATE	920 N. KINGSHIGHWAY	NO	
12-16-2011/2110	CAPE MART	238 N. FOUNTAIN	NO	
12-16-2011/1954	HUCKS	353 S. KINGSHIGHWAY	NO	
CLOSED	JASPERS	407 MORGAN OAK	NO	
12-16-2011/2145	KEG SHOP	1803 INDEPENDENCE	NO	
12-16-2011/2040	KIDD'S	1325 BROADWAY	NO	
12-16-2011/2104	KIDD'S II	103 N. KINGSHIGHWAY	NO	
12-16-2011/1950	PHILLIPS 66	3276 WILLIAM	YES	11-010607
12-16-2011/2117	RHODES	1126 N. SPRIGG	NO	
12-16-2011/1930	RHODES	546 S. SPRGG	NO	
12-16-2011/1930	RHODES	10 S.W. END	NO	
12-16-2011/2028	RHODES	1624 N. KINGSHIGHWAY	NO	
12-16-2011/1935	RHODES	2109 WILLIAM	NO	
12-16-2011/2202	RHODES	449 S. KINGSHIGHWAY	NO	
12-16-2011/2018	SHELL D MART	3415 WILLIAM	NO	
12-16-2011/2155	SEMO GAS	40 N. SPRIGG	NO	
12-16-2011/2047	SUNSET SPIRIT	1008 N. KINGSHIGHWAY	NO	
	WINKS	2017 PERRYVILLE RD.	NO	
12-16-2011/1938	ALDI'S	2145 INDEPENDENCE	NO	
12-16-2011/1958	DIRT CHEAP	420 S. KINGSHIGHWAY	NO	
12-16-2011/2141	DISCOUNT SMOKE SHOP	340 S. SPRIGG	YES	11-010603
12-16-11/2055	FOOD GIANT	1120 N, KINGSHIGHWAY	YES	11-010605
12-16-2011/1942	SCHNUCK'S	19 S. KINGSHIGHWAY	NO	
12-16-2011/2001	WAL-MART	3439 WILLIAM	NO	
12-16-2011/2016	QUICK AND SAVE	2861 THEMIS	YES	11-010606
NOT CHECKED	EL TORERO RESTAURANT	2120 WILLIAM	NO	
12-16-2011/2007	TARGET	202 SIEMERS	NO	
12-16-2011/1946	WALGREENS	1 S. KINGSHIGHWAY	NO	
NOT CHECKED	POUR HOUSE BAR	113 BROADWAY		
12-16-2011/2252	SLINGER'S BAR	820 N. SPRIGG	NO	
12-16-2011/2316	RUMORS BAR	36 N. SPANISH	NO	
12-16-2011/2304	BILLIARD CENTER	26 N. MAIN	NO	

ALCOHOL COMPLIANCE CHECKS - 08-12-11				
DATE \TIME	BUSINESS	ADDRESS	SOLD	REPORT #
08-12-11 / 2049	AMERIMART #5	865 N. KINGSHIGHWAY	YES	11-006492
08-12-11 / 2144	AMERIMART #7	1320 W. CAPE ROCK	YES	11-006497
08-12-11 / 2057	BI STATE	612 S. SPRIGG	NO	
08-12-11 / 2209	BI STATE	920 N. KINGSHIGHWAY	NO	CLOSED
08-12-11 / 2046	CAPE MART	238 N. FOUNTAIN	NO	
08-12-11 / 1941	HUCKS	353 S. KINGSHIGHWAY	NO	
	JASPERS	407 MORGAN OAK		CLOSED
08-12-11 / 1928	KEG SHOP	1803 INDEPENDENCE	NO	
08-12-11 /	KIDD'S	1325 BROADWAY	NO	
08-12-11 / 2022	KIDD'S II	103 N. KINGSHIGHWAY	YES	11-006488
08-12-11 / 2000	PHILLIPS 66	3276 WILLIAM	NO	
08-12-11 / 2030	RHODES	1126 N. SPRIGG	YES	11-006491
08-12-11 / 1935	RHODES	546 S. SPRGG	NO	
08-12-11 / 1922	RHODES	10 S.W. END	NO	
08-12-11 /	RHODES	1624 N. KINGSHIGHWAY	NO	
08-12-11 / 1932	RHODES	2109 WILLIAM	NO	
08-12-11 / 1938	RHODES	449 S. KINGSHIGHWAY	YES	11-006490
08-12-11 / 2005	SHELL D MART	3415 WILLIAM	NO	
08-12-11 / 2051	SEMO GAS	40 N. SPRIGG	NO	
08-12-11 / 2022	SUNSET SPIRIT	1008 N. KINGSHIGHWAY	NO	
	WINKS	PERRYVILLE RD.		CLOSED
08-12-11 / 1921	ALDI'S	2145 INDEPENDENCE	NO	
08-12-11 / 1952	DIRT CHEAP	420 S. KINGSHIGHWAY	NO	
08-12-11 / 1929	DISCOUNT SMOKE SHOP	340 S. SPRIGG	NO	
08-12-11 / 2214	FOOD GIANT	1120 N, KINGSHIGHWAY	NO	
08-12-11 / 2017	SCHNUCK'S	19 S. KINGSHIGHWAY	NO	
08-12-11 / 1955	WAL-MART	3439 WILLIAM	NO	
08-12-11 / 2010	QUICK AND SAVE	2861 THEMIS	NO	
NOT CHECKED	EL TORERO RESTAURANT	2120 WILLIAM		NO CHECK
08-12-11 / 2002	TARGET	202 SIEMERS	NO	
08-12-11 / 2039	WALGREENS	1 S. KINGSHIGHWAY	NO	
08-12-11 / 2114	POUR HOUSE BAR	113 BROADWAY	YES	11-006493
08-12-11 / 2144	SLINGER'S BAR	820 N. SPRIGG	YES	11-006495
08-12-11 / 2134	RUMORS BAR	36 N. SPANISH	NO	

ALCOHOL COMPLIANCE CHECKS - 02-04-11				
DATE \TIME	BUSINESS	ADDRESS	SOLD	REPORT #
2/4/2011 / 1954	AMERIMART #5	865 N. KINGSHIGHWAY	NO	
2/4/2011 / 2132	AMERIMART #7	1320 W. CAPE ROCK	YES	11-00921
2/4/2011 / 2119	BI STATE	612 S. SPRIGG	NO	
2/4/2011 / 2105	BI STATE	920 N. KINGSHIGHWAY	NO	
	CAPE MART	102 MASON	NO	
2/4/2011 / 2040	HUCKS	353 S. KINGSHIGHWAY	NO	
	JASPERS	407 MORGAN OAK	NO	CLOSED
2/4/2011 / 2010	KEG SHOP	1803 INDEPENDENCE	YES	11-00926
2/4/2011 / 2055	KIDD'S	1325 BROADWAY	NO	
2/4/2011 / 2058	KIDD'S II	103 N. KINGSHIGHWAY	NO	
2/4/2011 / 2012	PHILLIPS 66	3276 WILLIAM	NO	
2/4/2011 / 2115	RHODES	1126 N. SPRIGG	NO	
2/4/2011 / 1951	RHODES	546 S. SPRGG	NO	
2/4/2011 / 2003	RHODES	10 S.W. END	YES	11-00925
2/4/2011 / 2003	RHODES	1624 N. KINGSHIGHWAY	NO	
2/4/2011 / 2047	RHODES	2109 WILLIAM	NO	
2/4/2011 / 2042	RHODES	449 S. KINGSHIGHWAY	YES	11-00923
2/4/2011 / 2019	SHELL D MART	3415 WILLIAM	NO	
2/4/2011 / 2107	SEMO GAS	40 N. SPRIGG	NO	
2/4/2011 / 2108	SUNSET SPIRIT	1008 N. KINGSHIGHWAY	NO	
2/4/2011 / 2125	WINKS	PERRYVILLE RD.	NO	
2/4/2011 / 1947	ALDI'S	2145 INDEPENDENCE	NO	
2/4/2011 / 2048	DIRT CHEAP	420 S. KINGSHIGHWAY	NO	
2/4/2011 / 2113	DISCOUNT SMOKE SHOP	340 S. SPRIGG	YES	11-00919
2/4/2011 / 1958	FOOD GIANT	1120 N, KINGSHIGHWAY	NO	
	SCHNUCK'S	19 S. KINGSHIGHWAY	NO	
2/4/2011 / 2022	WAL-MART	3439 WILLIAM	NO	
2/4/2011 / 2030	QUICK AND SAVE	2861 THEMIS	NO	
2/4/2011 / 2152	EL TORERO RESTAURANT	2120 WILLIAM	YES	11-00913
2/4/2011 / 2032	TARGET	202 SIEMERS	NO	
2/4/2011 / 2022	WALGREENS	1 S. KINGSHIGHWAY	NO	
FAILURE RATE	20%			

Midwest Energy, Inc.
P.O. Box 280
Cape Girardeau, MO 63702-0280
Telephone: 573-335-5906 • Fax: 573-335-2876

GASOLINE • GASAHOL • LUBRICANTS • FUEL OILS

January 16, 2013

Trisha Holloway
Liquor License Review Board
City of Cape Girardeau
PO Box 617
401 Independence
Cape Girardeau, MO 63702

RE: Liquor License Suspension at Amerimart #7

Midwest Energy, Inc. would like to request a hearing to review Amerimart #7's suspension. Please find enclosed documents showing both employee's signed agreements to not sell to minors. The other document is Michael Frank's certificate for completing Alcohol ID training with the Cape Girardeau Police Department. Dylan was scheduled to attend the class on December 11, 2012. We take ID training very seriously and do require all new employees to either attend this ID class or take the SMART ID training class online. Please review the enclosed documents and reconsider our suspension.

Sincerely,

Laura Younghouse
President

RECEIVED JAN 18 2013

AMERIMART

Employee Agreement

I understand that Missouri law prohibits the sale of tobacco products and tobacco-related products to persons under 18 years of age, and alcohol and alcohol-related products to persons under 21 years of age. I have reviewed the guidelines regarding the sale of tobacco products and paraphernalia and alcohol products to minors and understand that failure to adhere to store policy could result in disciplinary action, including loss of my job, as well as the imposition of a fine to me. I also understand that I will be required to pay the fine that is given to the company and to me by the enforcement agency.

I agree to the following rules and company policy about the sale of tobacco and alcohol products:

- ✓ I will not sell tobacco products to any person under the age of 18 or alcohol products to any person under the age of 21.
- ✓ If a person appears to be under age 27, I will ask for identification. If there is any doubt about the person's age, I will not make the sale.
- ✓ I will not knowingly sell tobacco or alcohol product to any adult for use by individuals under the legal age. If I think this is happening, I will not make the sale.
- ✓ In turn, management agrees to support my judgment in not making sales in any of the above cases and to post signs as a reminder to me and our customers.

Dylan Gale 10/31/2012

Employee signature & date

Store Managers signature & date

AMERIMART

Employee Agreement

I understand that Missouri law prohibits the sale of tobacco products and tobacco-related products to persons under 18 years of age, and alcohol and alcohol-related products to persons under 21 years of age. I have reviewed the guidelines regarding the sale of tobacco products and paraphernalia and alcohol products to minors and understand that failure to adhere to store policy could result in disciplinary action, including loss of my job, as well as the imposition of a fine to me. I also understand that I will be required to pay the fine that is given to the company and to me by the enforcement agency.

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- ✓ I will not knowingly sell tobacco or alcohol product to any adult for use by individuals under the legal age. If I think this is happening, I will not make the sale.
- ✓ In turn, management agrees to support my judgment in not making sales in any of the above cases and to post signs as a reminder to me and our customers.

06/07/11

Employee signature & date

Store Managers signature & date

CAPE GIRARDEAU POLICE DEPARTMENT

AWARDS THIS CERTIFICATE TO:

MICHAEL FRANKS

FOR COMPLETION OF:

ALCOHOL SERVER & ID TRAINING

OSAGE COMMUNITY CENTER
CAPE GIRARDEAU, MISSOURI

SEPTEMBER 27, 2011

CARL KINNISON, CHIEF OF POLICE

CITY *of* CAPE GIRARDEAU

OFFICE OF THE CITY MANAGER

COPY

LIQUOR LICENSE SUSPENSION NOTICE

The City of Cape Girardeau liquor license held by Midwest Energy, Inc., d/b/a Amerimart #7, located at 1320 W. Cape Rock, License No. 16602, for Original Package Liquor & Sunday Sales is hereby **SUSPENDED**.

GROUNDS FOR ACTION:
Sale of liquor to persons under the age of twenty-one (21) on or about March 30, 2012, and December 7, 2012 at Amerimart #7, liquor licensee Midwest Energy, Inc.

SUSPENSION EFFECTIVE DATE:
February 1, 2013

LENGTH OF SUSPENSION:
Seven (7) days

The licensee may appeal this suspension by requesting a hearing before the liquor license review board. The written appeal request must be received within ten (10) days after this notice of suspension was received. The suspension notice is presumed received by the licensee three (3) days after it is mailed. The appeal must be in writing and addressed to: Trisha Holloway, Liquor License Review Board, City of Cape Girardeau, P.O. Box 617, 401 Independence, Cape Girardeau, MO 63702.

Pursuant to Sec. 5-42 of the Cape Girardeau Code the SUSPENSION is hereby Ordered.

Scott Meyer
City Manager

1-14-13
Date

I certify that on this 14th day of January, 2013, I mailed a copy of this NOTICE to Laura Lee Younghouse, Midwest Energy, Inc., by first class mail, postage paid, to the address provided the City by the licensee on the liquor license application: P.O. Box 280, Cape Girardeau, MO 63702.

Gayle L. Conrad
City Clerk

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12002595**

DESCRIPTION

Call For Service # : **CAPE2012013328**
Other # :
Disposition : **CLEARED BY ARREST**
UCR Disposition : **CLEARED BY ARREST**

Begin Date/Time : **03/30/2012 20:08**
End Date/Time : **03/30/2012 19:09**
Date Reported : **03/30/2012**
UCR Disposition Date : **03/30/2012**

Occurence Date :
Solvability Points :
Total Damage :

Officers

Primary Officer : **JOSEPH HANN**

Name : **HANN, JOSEPH** Role : **Reporting** Date Assigned : **03/30/2012**

OFFENSES

5-4 Primary Violation

NCIC Code : IBR Code : UCR Code : **22**

LIQUOR LAWS SELL/SUPPLY TO MINOR

LOCATIONS

PRIMARY ADDRESS

Location Type : **Inc Location**
Place Name : **AMERIMART**

Address : **1320 W Cape Rock DR**
Cape Girardeau MO 63701

PERSONS

Involvement : **ARREST**
Last Name : **FRANKS**
First Name : **MICHAEL**
MI : **ANTHONY**
Suffix : **II**
Race : **WHITE**
Ethnicity : **NON HISPANIC**
Address : **1314 W CAPE ROCK DR APT 78 , CAPE GIRARDEAU, MO 63701**

Sex : **M**
Birth Date : [redacted]
Eye Color : **BRO**
Hair Color : **BLK**
Hair Length : **Sht**
Height : **6'2"**
Weight : **190 lbs**

Primary : **(314) 808-4727**
Home : **(314) 808-4727**

Involvement : **BUSINESS/PARTICIPANT**
Last Name : **AMERIMART**
First Name :
MI :
Suffix :
Race :
Ethnicity :
Address : **1320 W Cape Rock DR , Cape Girardeau, MO 63701**

Sex :
Birth Date :
Eye Color :
Hair Color :
Hair Length :
Height :
Weight :

Primary :

PROPERTY

Sequence # :
Alcohol
BUDLIGHT BEER
Bar Code :
Serial # :
Current Tracking Info:

Description:
BUDLIGHT BEER

Property Value : **$2.15**
Current Status : **Seized**
Original Quantity : **1.00**
Original Value : **$2.15**

Recovered By :
Owner Assigned # :
Item Location :

ARRESTS FOR INCIDENT 12002595

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12002595**

ARREST DESCRIPTION — **FRANKS, MICHAEL ANTHONY II**

Arrest Date : **03/30/2012 00:00**

Location : **AMERIMART**
1320 W Cape Rock DR
Cape Girardeau, MO 63701

ARREST VIOLATIONS

Violation Code : **5-4 - LIQUOR LAWS SELL/SUPPLY TO MINOR**

ARREST EMPLOYEES

Name : **HANN, JOSEPH**
Role : **Arresting**

Action Date : **3/30/2012**
Agency :

CITATIONS FOR INCIDENT 12002595

CITATION DESCRIPTION — **FRANKS, MICHAEL ANTHONY II**

Citation # : **100280785**
Citation Type : **Criminal Municipal**
Citation Date : **03/30/2012 20:08**

Officer : **HANN, JOSEPH**
Assist Officer :
Location : **AMERIMART**
1320 W Cape Rock DR
Cape Girardeau, MO 63701

CITATION VIOLATIONS

Violation Code : **5-4 - LIQUOR LAWS SELL/SUPPLY TO MINOR**

Fine Amount : **$0.00**

CITATION COURT APPEARANCES

Court Date : **5/1/2012 9:00:00AM**
Court Name : **CAPE GIRARDEAU**
Judge : **MUNICIPAL COURT**

Court Type :
Jury Trial : **No**
Comment :

INCIDENT SYNOPSIS

Supplying Alcohol To Minor during Alcohol Compliance Check.

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12002595**

INCIDENT NARRATIVE

Amerimart
1320 W. Cape Rock
Cape Girardeau, MO 63701

On Friday, March 30, 2012 Officers of the Cape Girardeau Police Department conducted a series of alcohol compliance checks throughout our jurisdiction. Working with the department was cooperating minor witness, who was youthful in appearance and complied with the state guidelines regarding alcohol compliance checks. A criminal history check was conducted of the youth buyer and it was established that the youth buyer did not have any criminal record on file. The witness is identified as UC # 03-30-12-1 W/M 18 years of age, DOB [redacted]-94.
The Cape Girardeau Police Department conducted an age verification of the youth buyer on 03-30-2012 and the average age provided by twelve (12) random citizens was 17.83.

The youth was trained on and briefed to carry and present when asked for, their true identification, and not to make any false or misleading statements concerning their age, nor to remain silent when asked questions about their age. The youth was further instructed to enter the establishment and proceed immediately to attempt to purchase intoxicating liquor utilizing the pre-recorded purchase money provided by the police department. The youth buyer was searched at the police station prior to departure and it was established that the only identification he possessed was his valid Missouri Driver's License. A photograph of the buyer was taken prior to departing the police station. All transactions were recorded and all evidence seized by the Cape Girardeau police department will be retained until final deposition of the state and municipal violations.

The facts in this case are as follows:
At approximately 2001 hours the cooperating witness along with Officer Officers Hann #257 and Robinson #278 arrived at Amerimart Convenience Store at 1320 W. Cape Rock. Officer Hann activated a video recorder and recorded the date, time and business name. Officer Hann provided the youth buyer with the activated recorder and U.S. currency. Moments later the youth buyers entered the walked directly to the cooler where alcoholic beverages were contained. The youth buyer obtained one (1) 24 ounce can of Budlight beer and proceeded to the counter to pay for the item. The clerk was a male. The clerk did not ask to see the youth buyer's identification. The clerk sold the alcohol to the youth buyer by requesting $2.15 from the youth buyer for the item. The youth buyer provided the U.S. currency to the clerk and exited the store with the alcohol.

Officer Hann immediately seized the alcohol and secured the recording device. The youth buyer stated that the alcohol was purchased from a black male wearing a blue Amerimart Polo. Officers Hann made contact with the clerk, Michael Anthony Franks, Jr. and advised him of the offense, Supplying Alcohol To A Minor.

Franks was issued Municipal summons #100280785 returnable to the Cape Girardeau Municipal Court on 05-01-2012. Sanders was fully identified as follows:

Franks, Michael Anthony II
B/M DOB: [redacted]-89
[redacted]

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12002595**

1314 W. Cape Rock Dr.
Cape Girardeau, MO 63701
Phone: 314-808-4727

The one (1) can of Budlight beer was seized as evidence, properly packaged and entered into evidence. A photograph was also taken of the item and is included with this report. A copy of the video/audio recording and digital photograph of the youth buyer were transferred to a DVD for future use.

In addition, the youth buyer completed a minor report form detailing the specifics of the transaction and it was placed in the buyer's file along with a photocopy of their valid identification. An information and consent document and a list of the establishments visited noting the date, time and outcome of the check, are on file.

Officer J. Hann #257

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12010326**

DESCRIPTION

Call For Service # : **CAPE2012055199**
Other # :
Disposition : **CLEARED BY ARREST**
UCR Disposition : **CLEARED BY ARREST**

Begin Date/Time : **12/07/2012 22:00**
End Date/Time : **12/07/2012 22:02**
Date Reported : **12/07/2012**
UCR Disposition Date : **12/07/2012**

Occurence Date :
Solvability Points :
Total Damage :

Officers

Primary Officer : **RICHARD COUCH**

Name	Role	Date Assigned
COUCH, RICHARD	**Reporting**	**12/07/2012**
SMELSER, SHAUN	**Reporting**	**12/07/2012**

OFFENSES

5-4 Primary Violation

NCIC Code :
IBR Code :
UCR Code : **22**

LIQUOR LAWS SELL/SUPPLY TO MINOR

LOCATIONS

PRIMARY ADDRESS

Location Type : **Inc Location**
Place Name :

Address : **1320 W Cape Rock DR**
Cape Girardeau MO 63701

PERSONS

Involvement : **ARREST**
Last Name : **GEILE**
First Name : **DYLAN**
MI : **CHRISTOPHER**
Suffix :
Race : **WHITE**
Ethnicity : **NON HISPANIC**
Address : **538 CAPE MDWS , CAPE GIRARDEAU, MO 63701**

Sex : **M**
Birth Date : **[redacted]/1991**
Eye Color : **BLU**
Hair Color : **BLD**
Hair Length :
Height : **5'10"**
Weight : **210 lbs**

Primary : **(573) 768-5761**
Cell : **(573) 768-5761**

PROPERTY

Sequence # :
Alcohol
TWISTED TEA
Bar Code :
Serial # :
Current Tracking Info:

Description:

Property Value : **$0.00**
Current Status : **Seized**
Original Quantity :
Original Value : **$0.00**

Recovered By : **COUCH, RICHARD**
Owner Assigned # :
Item Location :

ARRESTS FOR INCIDENT 12010326

ARREST DESCRIPTION — GEILE, DYLAN CHRISTOPHER

Arrest Date : **12/07/2012 00:00**

Location : **1320 W Cape Rock DR**
Cape Girardeau, MO 63701

ARREST VIOLATIONS

Violation Code : **5-4 - LIQUOR LAWS SELL/SUPPLY TO MINOR**

ARREST EMPLOYEES

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12010326**

Name : **COUCH, RICHARD**
Role : **Arresting**

Action Date : **12/7/2012**
Agency :

CITATIONS FOR INCIDENT 12010326

CITATION DESCRIPTION

GEILE, DYLAN CHRISTOPHER

Citation # : **100291238**
Citation Type : **Criminal Municipal**
Citation Date : **12/07/2012 22:00**

Officer : **COUCH, RICHARD**
Assist Officer :
Location : **1320 W Cape Rock DR**
Cape Girardeau, MO 63701

CITATION VIOLATIONS

Violation Code : **5-4 - LIQUOR LAWS SELL/SUPPLY TO MINOR**

Fine Amount : **$0.00**

CITATION COURT APPEARANCES

Court Date : **1/8/2013 9:00:00AM**
Court Name : **CAPE GIRARDEAU**
Judge : **MUNICIPAL COURT**

Court Type :
Jury Trial : **No**
Comment :

INCIDENT SYNOPSIS

Supplying Alcohol To Minor
Alcohol Compliance Check

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12010326**

INCIDENT NARRATIVE

Amerimart #7
1320 W. Cape Rock Dr.
Cape Girardeau, MO 63701

On Friday, 12-07-12 Officers of the Cape Girardeau Police Department conducted a series of alcohol compliance checks throughout our jurisdiction. Working with the department was a cooperating minor witness, who was youthful in appearance and complied with the state guidelines regarding alcohol compliance checks. A criminal history check was conducted of the youth buyer and it was established that the youth buyer did not have any criminal record on file. The witness is identified as UC # 12-07-12-02 W/F 19 years of age, DOB [redacted]-93. The Cape Girardeau Police Department conducted an age verification of the youth buyer on 12-07-12 and the average age provided by ten (10) random citizens was 19.1

The youth was trained on and briefed to carry and present when asked for, their true identification, and not to make any false or misleading statements concerning their age, nor to remain silent when asked questions about their age. The youth was further instructed to enter the establishment and proceed immediately to attempt to purchase intoxicating liquor utilizing the pre-recorded purchase money provided by the police department. The youth buyer was searched at the police station prior to departure and it was established that the only identification he possessed was his valid Missouri Driver's License. A photograph of the buyer was taken prior to departing the police station. All transactions were recorded and all evidence seized by the Cape Girardeau police department will be retained until final deposition of the state and municipal violations.

The facts in this case are as follows:
At approximately 2153 hours the cooperating witness along with Officers Couch #243 and Smelser #238 arrived at Amerimart #7, 1320 W. Cape Rock Drive. Officer Couch activated an video / audio recorder and recorded the date, time and business name. Officer Couch provided the youth buyer with the activated recorder and U.S. currency. Moments later the youth buyer entered the store and walked directly to the area where alcoholic beverages were contained. The youth buyer obtained one (1) six (6) pack of Twisted Tea, 5% alcohol by volume and proceeded to the counter to pay for the item. The clerk was a white male with blonde hair The clerk asked to see the youth buyer's identification. The clerk sold the alcohol to the youth buyer by requesting $7.55 from the youth buyer for the item. The youth buyer provided the U.S. currency to the clerk and exited the store with the alcohol.

Officer Couch immediately seized the alcohol and secured the recording device. The youth buyer stated that the alcohol was purchased from the white male wearing t-shirt. Officers Couch made contact with the clerk, Dylan Geile and advised him of the offense, Supplying Alcohol To A Minor.

Geile stated he looked at the youth buyer's identification. I informed him that the youth buyer's identification stated that she was under the age of twenty-one (21) until [redacted]-2014. I obtained his identification and showed him where it stated on his that he was under twenty-one (21) until [redacted]-2012. He stated that he did not look at the portion of her identification and did not realized that that information was provided on his or her identification. Based on this statement, I ascertained that Geile was not

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12010326**

trained to thoroughly inspect a patron's identification.

Geile did not provide any reason for selling the alcohol to the youth buyer.
Geile was issued Municipal summons #100291238 returnable to the Cape Girardeau Municipal Court on 01-08-2013. Geile was fully identified as follows:

Geile, Dylan Christopher
WM DOB: [redacted]-91
[redacted]
538 Cape Meadows
Cape Girardeau, MO 63701
Phone: 573-768-5761

The one (1) six (6) pack of Twisted Tea was seized as evidence, properly packaged and entered into evidence. A photograph was also taken of the item and is included with this report. A copy of the video / audio recording and digital photograph of the youth buyer were transferred to a disk for future reference.

In addition, the youth buyer completed a minor report form detailing the specifics of the transaction and it was placed in the buyer's file along with a photocopy of their valid identification. An information and consent document and a list of the establishments visited noting the date, time and outcome of the check, are on file.

Officer Richard K. Couch #243

RECEIVED JAN 22 2013

January 22, 2013

Bi-State Oil Company
601 North Broadview
Cape Girardeau, MO 63701

City of Cape Girardeau
Liquor License Review Board
Attn: Trisha Holloway
P.O. Box 617
401 Independence
Cape Girardeau, MO 63702

Ms. Holloway:

It is with sincere regret and embarrassment that I am writing you this letter. For a number of years my grandparents, parents, and I have operated our convenience stores in Cape Girardeau. I take a lot of pride in our family run business and obviously am not happy with our performance through our Sprigg Street location last year.

As per our company policy, anytime an employee it is caught selling to a minor, they lose their job; no questions asked. So, not only am I disappointed in our lack of performance, but also not pleased to have to let three people go.

Our past performance has been good, so I am surprised by our three violations last year. We have an extensive training program that we conduct before letting our sales associates go into the stores to train. At our office we have purchased training materials through our national association to train with. These include Techniques of Alcohol Management (TAM) and CAST, which is a Certified Alcohol Sales Training class. In addition, we cover the We Card materials and use these at store level too. Ongoing, we do follow up training at store level with We Card website and have thought about implementing a WE Card month, to which we would designate a month to symbolize as We Card month and we would use the entire month to promote "carding" and the safety of selling alcohol and tobacco products to those of legal age only. I think this is something we need to do and will this year.

As in years past, we fully cooperate with the Division of Alcohol and Tobacco. My father was instrumental in establishing the "Badges in Business" when an agent would work in the store and handle a sale underage as an undercover officer. Lack of personnel has caused this to decrease and I cannot recall participating for a number of years. I wish they would bring this back. We enjoy working with local and state law enforcement.

With such importance that we place on running a good operation, I am requesting a hearing before the liquor license review board. It is important to me to run a good business in Cape Girardeau and one that has a reputation for being a good operator. I am disappointed by our lack of performance, but can assure you this will improve.

I look forward to meeting you, members of your board, and discussing our violations. I appreciate your time in reading this letter.

Sincerely

R. Scott Blank
Owner, Bi-State Oil Company

LIQUOR LICENSE SUSPENSION NOTICE

The City of Cape Girardeau liquor license held by Bi-State Oil Company, d/b/a Southern Convenience Stores, located at 612 S. Sprigg St., License No. 17421, for Original Package Liquor & Sunday Sales is hereby **SUSPENDED**.

GROUNDS FOR ACTION:
Sale of liquor to persons under the age of twenty-one (21) on or about March 30, 2012, June 19, 2012 and December 7, 2012 at the Southern Convenience Store at 612 S. Sprigg St., liquor licensee Bi-State Oil Company.

SUSPENSION EFFECTIVE DATE:
February 1, 2013

LENGTH OF SUSPENSION:
Seven (7) days

The licensee may appeal this suspension by requesting a hearing before the liquor license review board. The written appeal request must be received within ten (10) days after this notice of suspension was received. The suspension notice is presumed received by the licensee three (3) days after it is mailed. The appeal must be in writing and addressed to: Trisha Holloway, Liquor License Review Board, City of Cape Girardeau, P.O. Box 617, 401 Independence, Cape Girardeau, MO 63702.

Pursuant to Sec. 5-42 of the Cape Girardeau Code the SUSPENSION is hereby Ordered.

Scott Meyer
City Manager

1-14-13
Date

I certify that on this 14th day of January, 2013, I mailed a copy of this NOTICE to Robert S. Blank, Bi-State Oil Company, by first class mail, postage paid, to the address provided the City by the licensee on the liquor license application: 601 North Broadview, Cape Girardeau, MO 63701.

Gayle L Conrad
City Clerk

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12002597**

DESCRIPTION

Call For Service # : **CAPE2012013330**
Other # :
Disposition : **CLEARED BY ARREST**
UCR Disposition : **CLEARED BY ARREST**

Begin Date/Time : **03/30/2012 20:19**
End Date/Time : **03/30/2012 19:26**
Date Reported : **03/30/2012**
UCR Disposition Date : **03/30/2012**

Occurence Date :
Solvability Points :
Total Damage :

Officers

Primary Officer : **RICHARD COUCH**

Name : **COUCH, RICHARD** Role : **Reporting** Date Assigned :**03/30/2012**

OFFENSES

5-4 Primary Violation

NCIC Code : IBR Code : UCR Code : **22**

LIQUOR LAWS SELL/SUPPLY TO MINOR

LOCATIONS

PRIMARY ADDRESS

Location Type : **Inc Location**
Place Name :

Address : **612 S SPRIGG ST AND SHAWNEE PKWY**
Cape Girardeau MO

PERSONS

Involvement : **ARREST**
Last Name : **BECK**
First Name : **JUSTIN**
MI : **ALLEN**
Suffix :
Race : **WHITE**
Ethnicity :
Address : **2432 CHEETAH LN , CAPE GIRARDEAU, MO 63701**

Sex : **M**
Birth Date : **[redacted]/1988**
Eye Color : **BLU**
Hair Color : **BRO**
Hair Length : **Sht**
Height : **6'1"**
Weight : **160 lbs**

Primary : **(636) 208-7280**
Home : **(636) 208-7230**
Cell : **(636) 208-7280**

Involvement : **BUSINESS/PARTICIPANT**
Last Name : **BI STATE CONVENIENCE STORE**
First Name :
MI :
Suffix :
Race :
Ethnicity :
Address : **612 S SPRIGG ST , CAPE GIRARDEAU, MO 63701**

Sex :
Birth Date :
Eye Color :
Hair Color :
Hair Length :
Height :
Weight :

Primary :

PROPERTY

Sequence # :
Alcohol
TWISTED TEA
Bar Code :
Serial # :
Current Tracking Info:

Property Value :**$2.47**
Current Status :**Seized**
Original Quantity : **1.00**
Original Value :**$2.47**

Recovered By :
Owner Assigned # :
Item Location :

Description:
TWISTED TEA ALCOHOLIC DRINK

ARRESTS FOR INCIDENT 12002597

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12002597**

ARREST DESCRIPTION — **BECK, JUSTIN ALLEN**

Arrest Date : **03/30/2012 00:00**
Location : **612 S SPRIGG ST / SHAWNEE PKWY**
Cape Girardeau, MO

ARREST VIOLATIONS

Violation Code : **5-4 - LIQUOR LAWS SELL/SUPPLY TO MINOR**

ARREST EMPLOYEES

Name : **COUCH, RICHARD**
Role : **Arresting**
Action Date : **3/30/2012**
Agency :

CITATIONS FOR INCIDENT 12002597

CITATION DESCRIPTION — **BECK, JUSTIN ALLEN**

Citation # : **100284901**
Citation Type : **Criminal Municipal**
Citation Date : **03/30/2012 20:19**
Officer : **COUCH, RICHARD**
Assist Officer :
Location : **612 S SPRIGG ST / SHAWNEE PKWY**
Cape Girardeau, MO

CITATION VIOLATIONS

Violation Code : **5-4 - LIQUOR LAWS SELL/SUPPLY TO MINOR**
Fine Amount : **$0.00**

CITATION COURT APPEARANCES

Court Date : **5/1/2012 9:00:00AM**
Court Name : **CAPE GIRARDEAU**
Judge : **MUNICIPAL COURT**
Court Type :
Jury Trial : **No**
Comment :

INCIDENT SYNOPSIS

Supplying Alcohol To Minor during Alcohol Compliance Check

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12002597**

INCIDENT NARRATIVE

BI-State Convenience Store
612 S. Sprigg St.
Cape Girardeau, MO 63701

On Friday, March 30, 2012 Officers of the Cape Girardeau Police Department conducted a series of alcohol compliance checks throughout our jurisdiction. Working with the department was cooperating minor witness, who was youthful in appearance and complied with the state guidelines regarding alcohol compliance checks. A criminal history check was conducted of the youth buyer and it was established that the youth buyer did not have any criminal record on file. The witness is identified as UC # 03-30-12-2 W/F 19 years of age, DOB [redacted]-1992. The Cape Girardeau Police Department conducted an age verification of the youth buyer on 03-30-2012 and the average age provided by twelve (12) random citizens was 18.83.

The youth was trained on and briefed to carry and present when asked for, their true identification, and not to make any false or misleading statements concerning their age, nor to remain silent when asked questions about their age. The youth was further instructed to enter the establishment and proceed immediately to attempt to purchase intoxicating liquor utilizing the pre-recorded purchase money provided by the police department. The youth buyer was searched at the police station prior to departure and it was established that the only identification he possessed was his valid Missouri Driver's License. A photograph of the buyer was taken prior to departing the police station. All transactions were recorded and all evidence seized by the Cape Girardeau police department will be retained until final deposition of the state and municipal violations.

The facts in this case are as follows:
At approximately 2002 hours the cooperating witness along with Officer Officers Couch #243 and Hickey #263 arrived at BI-State Convenience Store at 612 S. Sprigg Street. Officer Couch activated a video recorder and recorded the date, time and business name. Officer Couch provided the youth buyer with the activated recorder and U.S. currency. Moments later the youth buyers entered the walked directly to the cooler where alcoholic beverages were contained. The youth buyer obtained one (1) 24 ounce can of Twisted Tea, Hard Iced Tea alcoholic drink that was 5 percent alcohol by volume, and proceeded to the counter to pay for the item. The clerk was a male. The clerk did ask to see the youth buyer's identification. The clerk looked at the identification and sold the alcohol to the youth buyer by requesting $2.47 from the youth buyer for the item. The youth buyer provided the U.S. currency to the clerk and exited the store with the alcohol.

Officer Couch immediately seized the alcohol and secured the recording device. The youth buyer stated the clerk was the only employee in the store wearing a Blue Mobil Polo shirt. Officers Couch made contact with the clerk, Justin Beck and advised him of the offense, Supplying Alcohol To A Minor. Beck stated that he did look at the youth buyer's identification and sold the alcohol to the youth buyer.

Beck was issued Municipal summons #100284901 returnable to the Cape Girardeau Municipal Court on 05-01-2012. Sanders was fully identified as follows:

Beck, Justin Allen
W/M DOB: [redacted]-88

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12002597**

[redacted]
2432 Cheetah Ln.
Cape Girardeau, MO 63701
Phone: 636-208-7280

The one (1) Twisted Tea alcoholic beverage was seized as evidence, properly packaged and entered into evidence. A photograph was also taken of the item and is included with this report. A copy of the video/audio recording and digital photograph of the youth buyer were transferred to a DVD for future use.

In addition, the youth buyer completed a minor report form detailing the specifics of the transaction and it was placed in the buyer's file along with a photocopy of their valid identification. An information and consent document and a list of the establishments visited noting the date, time and outcome of the check, are on file.

Officer Richard K. Couch #243

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12005151**

DESCRIPTION

Call For Service # : **CAPE2012026904**
Other # :
Disposition : **CLEARED BY ARREST**
UCR Disposition : **CLEARED BY ARREST**

Begin Date/Time : **06/19/2012 20:52**
End Date/Time : **06/19/2012 21:11**
Date Reported : **06/19/2012**
UCR Disposition Date : **06/19/2012**

Occurence Date :
Solvability Points :
Total Damage :

Officers

Primary Officer : **JOSEPH HANN**

Name : **HANN, JOSEPH** Role : **Reporting** Date Assigned :**06/19/2012**

OFFENSES

5-4 Primary Violation

NCIC Code : IBR Code : UCR Code : **22**

LIQUOR LAWS SELL/SUPPLY TO MINOR

LOCATIONS

PRIMARY ADDRESS

Location Type : **Inc Location**
Place Name :

Address : **612 S SPRIGG ST AND S SPRIGG ST**
Cape Girardeau MO

PERSONS

Involvement : **CITED**
Last Name : **WILLIAMS**
First Name : **LISA**
MI : **MICHELLE**
Suffix :
Race : **WHITE**
Ethnicity : **NON HISPANIC**
Address : **WOMENS SAFEHOUSE , CAPE GIRARDEAU, MO 63701**

Sex : **F**
Birth Date : **[redacted]1981**
Eye Color : **GRN**
Hair Color : **BRO**
Hair Length :
Height : **5'5"**
Weight : **180 lbs**

Primary : **(573) 579-4584**
Home : **(618) 697-0538**
Cell : **(573) 579-4584**
Work : **(573) 339-8607**

ARRESTS FOR INCIDENT 12005151

ARREST DESCRIPTION — WILLIAMS, LISA MICHELLE

Arrest Date : **06/19/2012 00:00**
Location : **612 S SPRIGG ST / S SPRIGG ST**
Cape Girardeau, MO

ARREST VIOLATIONS

Violation Code : **5-4 - LIQUOR LAWS SELL/SUPPLY TO MINOR**

ARREST EMPLOYEES

Name : **HANN, JOSEPH**
Role : **Arresting**

Action Date : **6/19/2012**
Agency :

CITATIONS FOR INCIDENT 12005151

CITATION DESCRIPTION — WILLIAMS, LISA MICHELLE

Citation # : **100285684**
Citation Type : **Criminal Municipal**
Citation Date : **06/19/2012 20:52**

Officer : **HANN, JOSEPH**
Assist Officer :
Location : **612 S SPRIGG ST / S SPRIGG ST**
Cape Girardeau, MO

CITATION VIOLATIONS

Violation Code : **5-4 - LIQUOR LAWS SELL/SUPPLY TO MINOR**

Fine Amount : **$0.00**

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12005151**

CITATION COURT APPEARANCES

Court Date : **7/31/2012 9:00:00AM**
Court Name : **CAPE GIRARDEAU**
Judge : **MUNICIPAL COURT**

Court Type :
Jury Trial : **No**
Comment :

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme** Incident # : **12005151**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

INCIDENT NARRATIVE

On Tuesday, 06/19/2012, Officers of the Cape Girardeau Police Department conducted a series of alcohol compliance checks throughout our jurisdiction. Working with the department was a cooperating minor witness, who was youthful in appearance and complied with the state guidelines regarding alcohol compliance checks. A criminal history check was conducted of the youth buyer and it was established that the youth buyer did not have any criminal record on file. The witness is identified as UC # 06192012-2 W/M 18 years of age, DOB [redacted]1994.
The Cape Girardeau Police Department conducted an age verification of the youth buyer on 06/19/2012 and the average age provided by twelve (12) random citizens was 17.67 years of age.

The youth was trained on and briefed to carry and present when asked for, their true identification, and not to make any false or misleading statements concerning their age, nor to remain silent when asked questions about their age. The youth was further instructed to enter the establishment and proceed immediately to attempt to purchase intoxicating liquor utilizing the pre-recorded purchase money provided by the police department. The youth buyer was searched at the police station prior to departure and it was established that the only identification he possessed was his valid Missouri Driver's License. A photograph of the buyer was taken prior to departing the police station. All transactions were recorded and all evidence seized by the Cape Girardeau police department will be retained until final deposition of the state and municipal violations.

The facts in this case are as follows:
On 06/19/2012, at approximately 2039 hours the cooperating witness along with Officers Hann #257 and Scheper #284, arrived at Bi-State convenience Store at 612 South Sprigg Street. Prior to sending our youth into the aforementioned business, I activated a video recorder and recorded the date, time and business name. I also provided the youth buyer with the activated recorder and U.S. currency. Moments later the youth buyers entered the business and walked directly to the cooler where alcoholic beverages were contained. The youth buyer obtained one (1) 24 ounce can of Busch Light beer and proceeded to the counter to pay for the item.

The clerk, who was observed to be a white female with brown hair pulled back into a ponytail, did not ask to see the youth buyer's identification. The clerk did ask the youth buyer for his date of birth and the youth buyer provided the clerk with his actual date of birth, which is [redacted]1994. The clerk sold the alcohol to the youth buyer by requesting $1.89 from the youth buyer for the item. The youth buyer provided the U.S. currency to the clerk and exited the store with the alcohol.

I immediately seized the alcohol and secured the recording device upon the youth buyer after he exited the business. The youth buyer described the clerk who sold the alcohol and his description matched the female clerk that I observed supervise the transaction from my vantage point outside the business. I then entered the business of Bi-State and made contact with the clerk, Lisa Michelle Williams. I advised Williams of the offense that I had witnessed and explained that she was responsible for Supplying Alcohol To A Minor. Williams stated, "Yeah, I know I messed up as soon as I sold to that guy." I asked Williams who she was referring to and she stated, "That guy in the blue shirt that just left. He told me his birthday and I sold beer to him before I realized he was actually too young."

Williams was then fully identified as:

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12005151**

Cited:

Williams, Lisa Michelle
Female/ White
DOB: [redacted]1981
[redacted]
43 South Lorimier # 4
Cape Girardeau, Mo 63703

Williams was issued Municipal summons #100285684 returnable to the Cape Girardeau Municipal Court on 06-19-2012.

The one (1) can of Busch Light beer was seized as evidence, properly packaged and entered into evidence. A photograph was also taken of the item and is included with this report. A copy of the video/audio recording and digital photograph of the youth buyer were transferred to a DVD for future use.

In addition, the youth buyer completed a minor report form detailing the specifics of the transaction and it was placed in the buyer's file along with a photocopy of their valid identification. An information and consent document and a list of the establishments visited noting the date, time and outcome of the check, are on file.

Officer J. Hann #257

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12010323**

DESCRIPTION

Call For Service # : **CAPE2012055189**
Other # :
Disposition : **CLEARED BY ARREST**
UCR Disposition : **CLEARED BY ARREST**

Begin Date/Time : **12/07/2012 21:11**
End Date/Time : **12/07/2012 21:31**
Date Reported : **12/07/2012**
UCR Disposition Date : **12/07/2012**

Occurence Date :
Solvability Points :
Total Damage :

Officers

Primary Officer : **JOSEPH HANN**

Name : **HANN, JOSEPH** Role : **Reporting** Date Assigned : **12/07/2012**

OFFENSES

5-4 Primary Violation

NCIC Code : IBR Code : UCR Code : **22**

LIQUOR LAWS SELL/SUPPLY TO MINOR

LOCATIONS

PRIMARY ADDRESS

Location Type : **Inc Location**
Place Name :

Address : **612 S SPRIGG ST**
CAPE GIRARDEAU MO 63701

PERSONS

Involvement : **ARREST**
Last Name : **ROSS**
First Name : **JASON**
MI : **DOUGLAS**
Suffix :
Race : **WHITE**
Ethnicity :
Address : **77 CREEKS CIR , CAPE GIRARDEAU, MO 63701**

Sex : **M**
Birth Date : **[redacted]1979**
Eye Color :
Hair Color :
Hair Length :
Height : **6'0"**
Weight : **130 lbs**

Primary : **(573) 837-5399**
Home : **(573) 837-5399**

ARRESTS FOR INCIDENT 12010323

ARREST DESCRIPTION — ROSS, JASON DOUGLAS

Arrest Date : **12/07/2012 00:00**

Location : **612 S SPRIGG ST**
CAPE GIRARDEAU, MO 63701

ARREST VIOLATIONS

Violation Code : **5-4 - LIQUOR LAWS SELL/SUPPLY TO MINOR**

ARREST EMPLOYEES

Name : **HANN, JOSEPH**
Role : **Arresting**

Action Date : **12/7/2012**
Agency :

CITATIONS FOR INCIDENT 12010323

CITATION DESCRIPTION — ROSS, JASON DOUGLAS

Citation # : **100289397**
Citation Type : **Criminal Municipal**
Citation Date : **12/07/2012 21:11**

Officer : **HANN, JOSEPH**
Assist Officer :
Location : **612 S SPRIGG ST**
CAPE GIRARDEAU, MO 63701

CITATION VIOLATIONS

Violation Code : **5-4 - LIQUOR LAWS SELL/SUPPLY TO MINOR**

Fine Amount : **$0.00**

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12010323**

CITATION COURT APPEARANCES

Court Date : **1/8/2013 9:00:00AM**
Court Name : **CAPE GIRARDEAU**
Judge : **MUNICIPAL COURT**

Court Type :
Jury Trial : **No**
Comment :

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12010323**

INCIDENT NARRATIVE

On Friday, 12/07/2012, at approximately 1930 hours, I, Officer Hann, along with additional Officers of the Cape Girardeau Police Department conducted a series of alcohol compliance checks throughout our jurisdiction. Working with the department was a cooperating minor witness, who was youthful in appearance and complied with the state guidelines regarding alcohol compliance checks. A criminal history check was conducted of the youth buyer and it was established that the youth buyer did not have any criminal record on file. The witness is identified as UC # 120712-1, W/M 18 years of age, Date of Birth, [redacted]/1994. The Cape Girardeau Police Department conducted an age verification of the youth buyer on 12/07/2012 and the average age provided by ten (10) random citizens was 19.7 years of age.

The youth was trained on 12/07/2012 and briefed to carry and present when asked for, their true identification, and not to make any false or misleading statements concerning their age, nor to remain silent when asked questions about their age. The youth was further instructed to enter the establishment and proceed immediately to attempt to purchase intoxicating liquor utilizing the pre-recorded purchase money provided by the police department. The youth buyer was searched at the police station prior to departure and it was established that the only identification he possessed was his valid Missouri Driver's License. A photograph of the buyer was taken prior to departing the police station. All transactions were recorded and all evidence seized by the Cape Girardeau police department will be retained until final deposition of the state and municipal violations.

The facts in this case are as follows:

At approximately 2109 hours, the cooperating witness along with Officer Robinson # 278 and myself, Officer Hann, DSN #257 arrived at Mobil Gas Station, located at 612 South Sprigg Street. Officer Hann activated a digital audio recorder and recorded the date, time and business name. Officer Hann provided the youth buyer with the activated recorder and a pre-recorded dollar amount. Moments later the youth buyer entered the store and walked directly to the beer cooler and selected a commercially labeled 24 ounce can of Bud Light brand beer and proceeded to the cash register in an attempt to purchase said alcoholic beverages.

I positioned myself directly outside of the main doors in a manner that offered me a clear view of the transaction. The clerk, a young, white male, did not ask for or examine the youth's identification which indicated he was under the age of twenty – one. The clerk also did not ask any questions concerning his age. The clerk completed the sale by ringing up the purchase and requesting the purchase price of the alcohol from the youth buyer. The youth buyer handed the clerk the purchase amount and the clerk returned the change to the buyer. The buyer took his purchase and exited the store and immediately made contact with me to secure the beer and A.V. recording.

I then made contact with the clerk, and advised him of the offense. The clerk Stated "Man, that guy just looked old enough and we were busy so I didn't even mess with it." The clerk was issued Municipal summons # 100289397 Returnable to the Cape Girardeau Municipal Court on 01/08/2013 at 0900 hours. The clerk was fully identified as follows

Name: Ross, Jason Douglas
DOB: [redacted]/1979
OLN: [redacted]
ADDRESS: 77 Creeks's Circle
McClure, Illinois
POE: Mobil Gas Station
612 S Sprigg Street
Cape Girardeau, Mo 63701

The can of beer and the cash register receipt were seized as evidence properly packaged and place into evidence along with a copy of the audio recording and the transcription. In addition, the digital photograph of the youth buyer was transferred to a computer file for future use.

The youth buyer completed a minor report form detailing the specifics of the transaction and it was placed in the buyer's

INCIDENT DETAIL REPORT

LIQUOR LAWS SELL/SUPPLY TO MINOR

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12010323**

file along with a photocopy of their valid identification , an information and consent document and a list of the establishments visited noting the date, time and outcome of the check, are on file.

This matter is cleared by arrest.

THE LIMBAUGH FIRM

ATTORNEYS AT LAW

EST. 1916

NANCY L. BROWNE
JOHN W. GRIMM
JOHN D. HARDING
DIANE C. HOWARD
R. MICHAEL HOWARD
JEFFREY J. KOCH
DAVID S. LIMBAUGH
J. MICHAEL PAYNE
CURTIS O. POORE
PATRICIA L. RAY
ISAAC G. VENABLE
EDWIN DEAN WHITE, III

RUSH H. LIMBAUGH
1891-1996

RUSH H. LIMBAUGH, JR.
1918-1990

JOSEPH J. RUSSELL
1923-2006

407 N. KINGSHIGHWAY
SUITE 400
P.O. BOX 1150
CAPE GIRARDEAU
MISSOURI
63702-1150

TELEPHONE
(573) 335-3316

FACSIMILE
(573) 335-0621

www.limbaughlaw.com

jharding@limbaughlaw.com

January 23, 2013

VIA HAND-DELIVERY

Ms. Trisha Holloway
Liquor License Review Board
401 Independence
Cape Girardeau, MO 63701

Re: NRG Entertainment, LLC d/b/a Slingers Nightclub and Lounge
License No. 18263 for Retail Liquor by the Drink

Dear Ms. Holloway:

Enclosed please find my client's Notice of Appeal of Liquor License Suspension. Please let me know when the hearing date will be scheduled.

Thank you for your attention to this matter.

Respectfully,

THE LIMBAUGH FIRM

By: _____
John D. Harding

JDH/bjm
Enclosure
cc: Ms. Shaun Langford

RECEIVED JAN 24 2013

NOTICE OF APPEAL OF LIQUOR LICENSE SUSPENSION

Comes now NRG Entertainment, LLC d/b/a Slingers Nightclub and Lounge, located at 820 N. Sprigg Street, Ste. 6, Cape Girardeau, Missouri, by and through its attorney of record, John D. Harding, and hereby appeals the suspension of its **License No. 18263**, for Retail Liquor by the Drink, and requests a hearing before the Liquor License Review Board.

Respectfully submitted,

THE LIMBAUGH FIRM

By _____

John D. Harding - 35672
407 N. Kingshighway, Suite 400
P.O. Box 1150
Cape Girardeau, MO 63702-1150
Telephone: (573) 335-3316
Facsimile: (573) 335-0621
jharding@limbaughlaw.com

ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing instrument was served via hand-delivery upon Trisha Holloway or representative at the following location:

Trisha Holloway
Liquor License Review Board
401 Independence
Cape Girardeau, MO 63701

At Cape Girardeau, Missouri, this 23rd day of January, 2013.

_____

CITY *of* CAPE GIRARDEAU

OFFICE OF THE CITY MANAGER

COPY

LIQUOR LICENSE SUSPENSION NOTICE

The City of Cape Girardeau liquor license held by NRG Entertainment, LLC, d/b/a Slingers Nightclub & Lounge, located at 820 N. Sprigg St., Ste. 6, License No. 18263, for Retail Liquor by the Drink is hereby **SUSPENDED**.

GROUNDS FOR ACTION:
Sale or distribution of liquor to persons under the age of twenty-one (21) on or about October 11, 2012, October 19, 2012 and December 7, 2012 at Slingers Nightclub & Lounge, liquor licensee NRG Entertainment, LLC.

SUSPENSION EFFECTIVE DATE:
February 1, 2013

LENGTH OF SUSPENSION:
Seven (7) days

The licensee may appeal this suspension by requesting a hearing before the liquor license review board. The written appeal request must be received within ten (10) days after this notice of suspension was received. The suspension notice is presumed received by the licensee three (3) days after it is mailed.. The appeal must be in writing and addressed to: Trisha Holloway, Liquor License Review Board, City of Cape Girardeau, P.O. Box 617, 401 Independence, Cape Girardeau, MO 63702.

Pursuant to Sec. 5-42 of the Cape Girardeau Code the SUSPENSION is hereby Ordered.

Scott Meyer
City Manager

1-14-13
Date

I certify that on this 14th day of January, 2013, I mailed a copy of this NOTICE to Brian S. Williams, NRG Entertainment, LLC., by first class mail, postage paid, to the address provided the City by the licensee on the liquor license application: 820 N. Sprigg St., Ste. 6, Cape Girardeau, MO 63701.

Gayle L Conrad
City Clerk

401 Independence Cape Girardeau, MO 63703 573-339-6320 Tel 573-339-6302 Fax
cityofcape.org/management

CITY *of* CAPE GIRARDEAU

POLICE DEPARTMENT

Memo No. 13-01

MEMORANDUM

To: Mr. Scott Meyer, City Manager

From: Roger W. Fields, Interim Chief of Police

Date: January 7, 2013

Subject: "Slingers" Alcohol-Related Incidents

Cape Girardeau City Ordinance 5-42 (a) allows the City Manager to suspend or revoke the liquor license of any licensee who has failed to meet the standards of conducting business set forth in Chapter 5 of the Municipal Code.

The purpose of this memorandum is to alert the City Manager to incidents that have recently occurred at "Slingers" bar located at 820 N. Sprigg St., Ste. 6 (Licensee for the business is listed as NGR Entertainment, LLC; d/b/a Slingers Nightclub and Lounge; managing officer Mr. Scott S. Williams)

Four significant incidents at "Slingers" occurred over the last three (3) months of 2012. It is incumbent upon the Police Department to alert the City Manager to these events for his consideration of disciplinary action of suspension or revocation as he deems appropriate.

The four incidents referred to are listed as:

	Date:	Report #:	Nature:	Summary:
1	10/11/12	12008689	Liquor Violation	Officer conducted a foot patrol of the interior of "Slingers". Officer located a subject who appeared to be under the age of 21 and confirmed that this subject was a minor. Subject admitted to possessing a false ID and using this ID to enter "Slingers" and received alcohol. Subject was cited for being a Minor in Possession of Alcohol and for being in possession of a false ID.
2	10/19/12	12008893	Liquor Violation	Officer located an intoxicated subject who appeared to be under the age of 21 inside "Slingers". Officer made contact with the subject and found him to be intoxicated and under the age of 21. Subject admitted to possession and using a fake ID to enter the bar and received alcohol. Subject was cited for being a Minor in Possession of Alcohol and being in possession of a fake ID.

40 South Sprigg Street Cape Girardeau, MO 63703 573-335-6621 Tel 573-339-6362 Fax
cityofcape.org/police facebook.com/capepolice

...continued

	Date:	Report #:	Nature:	Summary:
3	12/07/12	12010294	Intoxicated Subject	Officer witnessed a subject who appeared to be highly intoxicated and under the age of 21 walking from "Slingers" to Southeast Missouri State University student towers. Officer approached the subject and confirmed he was both highly intoxicated and a minor. Subject admitted that he received alcohol from his friends while inside "Slingers". Subject admitted his friends would order his drinks for him and then carry the alcohol back to his table where he was able to consume the drinks. Subject was issued a summons for being a Minor in Possession of Alcohol and was taken into Protective Custody. Subject was later transported to Southeast Hospital due to constant vomiting and extremely high level of intoxication.
4	12/13/12	12010487	Assault	Two white males were aggressively confronted by 6-8 black males inside "Slingers". Both white males were attacked and assaulted by black males when walking through the parking lot to leave.

Copies of the reports for each of these incidents can be found as Appendixes to this memorandum. (Appendix 1-4)

As this is the first disciplinary action taken against the City liquor license of "Slingers," a "call list" has been provided that outlines the law enforcement calls for service for the calendar year of 2012 at that location. In addition, three (3) specific alcohol involving minors' violations from 2011 are listed as well. The "call list" is attached as Appendix 5 to this memorandum.

This information is being forwarded to the City Manager for consideration of suspension of the City liquor license for NGR Entertainment, LLC; d/b/a Slingers Nightclub & Lounge for a period of time as he deems appropriate.

Attachments:

Appendix 1: *CGPD Report #12008689 dated October 11, 2012 reference Liquor Violation (Minor in Possession and Unlawful Use of a License)*

Appendix 2: *CGPD Report #12008893 dated October 19, 2012 reference Liquor Violation (Minor in Possession and Misrepresentation of Age)*

Appendix 3: *CGPD Report #12010294 dated December 7, 2012 reference Intoxicated Subject (Minor in Possession)*

Appendix 4: *CGPD Report #12010487 dated December 13, 2012 reference Assault*

Appendix 5: *"Call Log" for "Slingers" for 2012*

40 South Sprigg Street Cape Girardeau, MO 63703 573-335-6621 Tel 573-339-6362 Fax
cityofcape.org/police facebook.com/capepolice

ORIGINAL

INCIDENT DETAIL REPORT

LIQUOR LAWS POSSESSION OF INTOXICANTS

Memorandum #13-01

APPENDIX 1

Agency : Cape Girardeau Police Departme
Phone : (573) 335-6621
Address : 40 S Sprigg, Cape Girardeau MO 63703

Incident # : 12008689

DESCRIPTION

Call For Service # : CAPE2012046353
Other # :
Disposition : CLEARED BY ARREST
UCR Disposition : NON-UCR REPORTABLE

Begin Date/Time : 10/11/2012 23:11
End Date/Time : 10/11/2012 23:42
Date Reported : 10/11/2012
UCR Disposition Date : 10/11/2012

Occurence Date :
Solvability Points :
Total Damage :

Officers

Primary Officer : TIMOTHY MILLER

Name : MILLER, TIMOTHY | Role : Reporting | Date Assigned : 10/11/2012

OFFENSES

17-194
NCIC Code : | IBR Code : | UCR Code : 9999
TVB-UNLAWFUL USE OF DRIVERS LICENSE

5-12B Primary Violation
NCIC Code : | IBR Code : | UCR Code : 22
LIQUOR LAWS POSSESSION OF INTOXICANTS

Laserfiche Scanned

LOCATIONS

PRIMARY ADDRESS

Location Type : Inc Location
Place Name :
Address : 820 N SPRIGG ST
Cape Girardeau MO

PERSONS

Involvement : ARREST
Last Name : STILL
First Name : STEVEN
MI : AUSTIN
Suffix :
Race : WHITE
Ethnicity : NON HISPANIC
Address : 3218 LAKEWOOD DR , CAPE GIRARDEAU, MO 63701

Sex : M
Birth Date : [redacted]1992
Eye Color : BLU
Hair Color :
Hair Length : Med
Height : 6'1"
Weight : 175 lbs

Primary : (520) 834-3409
Cell : (520) 834-3409

Involvement : OTHER
Last Name : LENNINGTON
First Name : ANDREW
MI : J
Suffix :
Race : WHITE
Ethnicity : NON HISPANIC
Address : 3218 LAKEWOOD , CAPE GIRARDEAU, MO 63701

Sex : M
Birth Date : 9/16/1991
Eye Color :
Hair Color :
Hair Length :
Height : [redacted]
Weight : 160 lbs

Primary : (615) 714-5006
Cell : (615) 714-5006

Involvement : OTHER
Last Name : TELLOR
First Name : MATTHEW
MI : RYAN
Suffix :
Race : WHITE
Ethnicity : NON HISPANIC
Address : 3218 LAKEWOOD , CAPE GIRARDEAU, MO 63701

Sex : M
Birth Date : 9/24/1991
Eye Color :
Hair Color :
Hair Length :
Height : 6'4"
Weight : 215 lbs

Primary : (941) 737-3239
Cell : (941) 737-3239

ORIGINAL

INCIDENT DETAIL REPORT

LIQUOR LAWS POSSESSION OF INTOXICANTS

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12008689**

INCIDENT NARRATIVE

On 10-11-2012 at approximately 2300 hours I, Patrolman Miller DSN 287, while performing my duties as a patrolman, was advised by Sergeant Glueck DSN 208 that an anonymous tip indicating consumption of alcohol by minors was occurring at 820 N. Sprigg, Slingers Bar.

I made contact with security staff of the business and advised them I would be conducting a walk through of the business to ensure there were no minors in the business consuming alcohol.

As I entered the building, I observed 3 male subjects standing near a table that was topped with several plastic cups containing what appeared to be an intoxicating beverage, possibly draught beer. The subjects appeared to be playing a game commonly referred to as "beer pong."

I approached the subjects and requested that each of them provide me with their identification. Two of the subjects handed me identification and were identified as:

OTHER:
Lennington, Andrew J
DOB: [redacted]-1991 SSN: [redacted]
3218 Lakewood, Cape Girardeau, MO 63701
Cell: 520-834-3409
Student, Southeast Missouri State University

Laserfiche Scanned

OTHER:
Tellor, Matthew Ryan
DOB: [redacted]-1991 SSN: Unknown
3218 Lakewood, Cape Girardeau, MO 63701
Cell: 941-737-3239
Student, Southeast Missouri State University

A third subject also present me an identification. As the subject removed the identification from his wallet, I observed what appeared to me to be another identification in his wallet. I requested the subject provide me with that identification as well. This subject was identified as:

ARREST:
Still, Steven Austin
DOB: [redacted]-1992 SSN: [redacted]
3218 Lakewood, Cape Girardeau, MO 63701
Cell: 520-834-3409
Student, Southeast Missouri State University

Still provided me with a Wisconsin driver's license initially. The information on this license is as follows:

INFORMATION:
Wisconsin Drivers License #[redacted]
Meade, Joshua P
DOB: [redacted]-1991

ORIGINAL

INCIDENT DETAIL REPORT

LIQUOR LAWS POSSESSION OF INTOXICANTS

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12008689**

11964W County Road B
Hayward, WI 54843

The information on the driver's license located inside of Still's wallet displayed accurate information in reference to Still's identity and age.

Still was taken into custody and transported to police headquarters.

Still voluntarily submitted to a chemical test of his breath to determine the alcohol content of his blood. The test sample confirmed a blood alcohol content of .048%. A copy of the BAC DataMaster evidence ticket is contained with this report.

The Wisconsin identification was placed into evidence.

Still was issued the following citations:

Citation# 100291100
Minor in possession of intoxicants
Court Date 11-13-2012 9:00 am

Citation# 100291101
Unlawful use of a license
Court Date 11-13-2012 9:00 am

Laserfiche Scanned

This case is cleared by arrest.

RECORD OF ARREST

OFFENSE CYCLE NUMBER	ARRESTING AGENCY ORI	REPORT NUMBERS
L7015308	MO 0160100	12-008689

LAST NAME	FIRST NAME	MIDDLE NAME	JR/SR	-ALIAS	-NICKNAME	-MAIDEN
Still, ~~Austin~~ Steven	Austin			—		

RACE	SEX	AGE	DATE OF BIRTH	PLACE OF BIRTH	STATE	COUNTRY OF CITIZENSHIP: USA PLEASE LIST IF DIFFERENT	MARITAL STATUS
W	M	20	[redacted]-92	Tucson	AZ		Single

HEIGHT	WEIGHT	BUILD	COMPLEXION	EYES	HAIR	SOCIAL SECURITY NUMBER	OPERATOR'S LICENSE NUMBER	STATE
601	175	Thin	Fair	Blu	Blond	[redacted]	[redacted]	Az

ADDRESS	CITY	STATE	ZIP CODE	(A.C.) HOME PHONE
3218 lake wood Dr. Cape	Cape Girardeau	MO	63701	

E-MAIL ADDRESS	(A.C.) CELL PHONE
—	520-834-3409

OCCUPATION	☐ EMPLOYED ☐ UNEMPLOYED	EMPLOYER (PRESENT OR LAST)
Student		—

BUSINESS ADDRESS	CITY	STATE	ZIP CODE	(A.C.) BUSINESS PHONE
1 University Plaza	Cape Girardeau	MO	63701	

SCARS, MARKS, & TATTOOS (DESCRIPTION & LOCATION) ARTIFICIAL (ART) BODY PARTS AND AIDS

Tat Right upper leg (Ashley Bolt HF) Tat left upper leg (Hand)

IN EMERGENCY NOTIFY: (NAME)	(ADDRESS)	(A.C.) (PHONE NO.)	DISC #	PHOTO #s:
Andy Lennington	3218 lake wood Dr	615-714-5606		

LOCAL ID NO.	STATE ID NO.	FBI NO.	NCIC FINGERPRINT CLASSIFICATION
CGPD122258	—	—	

TIME ARRESTED	DATE ARRESTED	ARRESTING OFFICER	DSN	ARRESTING DEPARTMENT
2320	10-11-12	Miller	287	Cape Girardeau Police Department

LOCATION OF ARREST	TIME BOOKED	DATE BOOKED	BOOKED BY
Slingers	2330	10-11-12	McCall 289

CHARGES/FUGITIVE HOLDS	ORDINANCE/STATUTE	REPORT NUMBER	COURT	COURT DATE
A BOOKING CHARGE: Minor in Poss. of Intoxicants	5-12(b)	12-8689	Muni	11-13-12
WARRANT# / CHARGE REVISION				
BONDING INFORMATION: BOND TYPE ☐ CASH ☐ SURETY ☐ ROR	BOND RECEIPT#	BOND AMOUNT	OTHER	
B BOOKING CHARGE: Unlawful use of license	17-194	12-8689	Muni	11-13-12
WARRANT# / CHARGE REVISION				
BONDING INFORMATION: BOND TYPE ☐ CASH ☐ SURETY ☐ ROR	BOND RECEIPT#	BOND AMOUNT	OTHER	
C BOOKING CHARGE				
WARRANT# / CHARGE REVISION				
BONDING INFORMATION: BOND TYPE ☐ CASH ☐ SURETY ☐ ROR	BOND RECEIPT#	BOND AMOUNT	OTHER	
D BOOKING CHARGE				
WARRANT# / CHARGE REVISION				
BONDING INFORMATION: BOND TYPE ☐ CASH ☐ SURETY ☐ ROR	BOND RECEIPT#	BOND AMOUNT	OTHER	

Laserfische Scanned

OTHER AGENCIES HELD FOR	WANTED CHECK PRIOR TO RELEASE	DSN	TIME OF RELEASE	DATE OF RELEASE	RELEASED BY
None	X	287	0005	10-12-12	Red 1

HOW RELEASED	RELEASED TO	ORIGINAL WARRANT TO
Summons	Matt Tellor	

REMARKS

PRISONER'S PROPERTY

PRISONER'S PROPERTY WHEN BOOKED	PROPERTY RELEASED TO OTHER THAN PRISONER		
None Taken			
	SIGNATURE OF INDIVIDUAL RECEIVING PROPERTY	DATE	RT. THUMB
	OFFICER RELEASING PROPERTY-DSN	DATE	
	AUTHORIZING RELEASE OF PROPERTY	DATE	
PRISONER'S SIGNATURE VERIFYING PROPERTY TAKEN AT BOOKING X [signature]	PRISONER'S SIGNATURE WHEN REGAINING PROPERTY X [signature]	DATE 10-12-12	
SEARCHING OFFICER'S SIGNATURE T. Miller DSN 287	RELEASING DESK OFFICER'S SIGNATURE [signature]	DSN 249	

L7015308

CAPE GIRARDEAU POLICE DEPARTMENT **ARREST RECORD**

ORI# MO 0160100

100 291100

UNIFORM CITATION

STATE OF MISSOURI IN THE CIRCUIT COURT OF Cape Girardeau COUNTY	DIVISION Municipal
COURT ADDRESS (Street, City, Zip) City Hall 401 Independence Cape Girardeau, MO 63703	COURT TELEPHONE NO. (573) 339-6323

COURT DATE	COURT TIME	REPORT NUMBER
11-13-12	9:00 ☐AM ☐PM	12-008689

I, KNOWING THAT FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY LAW, STATE THAT I HAVE PROBABLE CAUSE TO BELIEVE THAT, IN THE CITY OF CAPE GIRARDEAU

ON/ABOUT (Date)	AT TIME	HWY CLASS	UPON/AT OR NEAR (LOCATION)
10-11-12	2320 HRS		Slingers/820 N Spring

WITHIN CITY/COUNTY AND STATE AFORESAID.

NAME (LAST, FIRST, MIDDLE) Still Steven Austin	
STREET ADDRESS 3218 Lakewood	TELEPHONE NO. 520-834-3409
CITY Cape Girardeau	STATE MO / ZIP CODE 63701

DATE OF BIRTH	AGE	RACE	SEX	HEIGHT	WEIGHT
[redacted]-1992	20	W	M	601	175

DRIVER'S LIC. NO / OR SSN	CDL	STATE
[redacted]	☐ YES ☐ NO	—

LEAVE THIS LINE BLANK

Laserfische Scanned

EMPLOYER Student	
ADDRESS (Street, City, State, Zip) Southeast Missouri State	

DID UNLAWFULLY ☐ OPERATE/DRIVE ☐ PARK ☐ C.M.V. ☐ WITH HAZ. MAT

VEHICLE	YEAR	MAKE	MODEL	STYLE	COLOR
		Non-Traffic			

REGISTERED WEIGHT	LIC	NUMBER	STATE	YEAR

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSE, THE FACTS SUPPORTING THIS BELIEF ARE AS FOLLOWS:

Minor in possession of intoxicants by consuming an intoxicating beverage at 820 N Spring on 10-11-2012.

☐ Subject taken into custody: (Complete "For Issuance of a Warrant" section on reverse side.)

DRIVING	POSTED SPEED LIMIT	DETECTION METHOD
MPH	MPH	☐ STATIONARY RADAR ☐ WATCH (AIR) ☐ PACE ☐ MOVING RADAR ☐ WATCH (GROUND) ☐ OTHER

IN VIOLATION OF:	CHARGE CODE/PENALTY CODE	
5-12(b) ☐ RSMo ☐ ORD	1.8	☐ IN FATAL ACCIDENT ☐ IN ACCIDENT
SEAT BELT VIOLATION: ☐ ORD. ☐ _____ RSMo	CHARGE CODE	☐ DWI/BAC

OFFICER	BADGE	TRP/ZONE	DATE
T. Miller	287	2	10-11-12

On Information, Undersigned Prosecutor Charges The Defendant and Informs The Court That Above Facts Are True As He Verily Believes.

PROSECUTOR'S SIGNATURE	DATE

I promise to dispose of the charges of which I am accused through court appearance or prepayment of fine and court costs.

SIGNATURE X [signature]

DR. LIC. POSTED ☐ YES ☐ NO

100 291100

REST RECORD

291100

COUNTY | DIVISION: Municipal

ONE NO.

23

89

W, STATE THAT I HAVE

834-3409

ODE

3701

IGHT | WEIGHT

601 | 175

CDL | STATE

WITH HAZ. MAT

COLOR

YEAR

CTS SUPPORTING THIS

everse side.)

PACE

D) OTHER

FATAL ACCIDENT

ACCIDENT

IBAC

ZONE | DATE

2 | 10-11-1

nt Above Facts

TE

ice | DR. LIC. POSTED

YES

NO

100291100

E2015308

CAPE GIRARDEAU POLICE DEPARTMENT

ARREST RECORD

ORI# MO 0160100

100 291101

UNIFORM CITATION

STATE OF MISSOURI

IN THE CIRCUIT COURT OF Cape Girardeau COUNTY | DIVISION: Municipal

COURT ADDRESS (Street, City, Zip): City Hall, 401 Independence Cape Girardeau, MO 63703

COURT TELEPHONE NO.: (573) 339-6323

COURT DATE: 11-13-10 | COURT TIME: 9:00 AM ☐ PM | REPORT NUMBER: 10-208689

I, KNOWING THAT FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY LAW, STATE THAT I HAVE PROBABLE CAUSE TO BELIEVE THAT, IN THE CITY OF CAPE GIRARDEAU

ON/ABOUT (Date): 10-11-10 | AT TIME: 2300 HRS | HWY CLASS | UPON/AT OR NEAR (LOCATION): Kingshighway/500 block

WITHIN CITY/COUNTY AND STATE AFORESAID.

NAME (LAST, FIRST, MIDDLE): Hill, Steven Austin

STREET ADDRESS: 3218 Lakewood | TELEPHONE NO.: 520-834-3409

CITY: Cape Girardeau | STATE: MO | ZIP CODE: 63701

DATE OF BIRTH: [redacted] 1990 | AGE: 20 | RACE: W | SEX: M | HEIGHT: 601 | WEIGHT: 175

DRIVER'S LIC. NO. OR SSN: [redacted] | CDL: ☐ YES ☐ NO | STATE: —

LEAVE THIS LINE BLANK

EMPLOYER: Student

ADDRESS (Street, City, State, Zip): Southeast Missouri State

DID UNLAWFULLY ☐ OPERATE/DRIVE ☐ PARK ☐ C.M.V. ☐ WITH HAZ. MAT

VEHICLE: YEAR | MAKE: Nissan | MODEL: Altima | STYLE | COLOR

REGISTERED WEIGHT | LIC | NUMBER | STATE | YEAR

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSE, THE FACTS SUPPORTING THIS BELIEF ARE AS FOLLOWS: Unlawful use of license by presenting the violator's license to another when asked to present identification by a police officer

☐ Subject taken into custody. (Complete "For Issuance of a Warrant" section on reverse side.)

DRIVING MPH | POSTED SPEED LIMIT MPH | DETECTION METHOD: ☐ STATIONARY RADAR ☐ MOVING RADAR ☐ WATCH (AIR) ☐ WATCH (GROUND) ☐ PACE ☐ OTHER

IN VIOLATION OF: 17-10H | ☐ RSMo ☐ ORD | CHARGE CODE/PENALTY CODE: 1 6 | ☐ IN FATAL ACCIDENT ☐ IN ACCIDENT ☐ DWI/BAC

SEAT BELT VIOLATION: ☐ ORD. ☐ RSMo | CHARGE CODE

OFFICER: T Miller | BADGE: 287 | TRP/ZONE: 2 | DATE: 10-11-10

On Information, Undersigned Prosecutor Charges The Defendant and Informs The Court That Above Facts Are True As He Verily Believes.

PROSECUTOR'S SIGNATURE | DATE

I promise to dispose of the charges of which I am accused through court appearance or prepayment of fine and court costs.

SIGNATURE X

DR. LIC. POSTED ☐ YES ☐ NO

100291101

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Face This Side Down – This Edge In First

BAC DataMaster Evidence Ticket

STATE OF MISSOURI
CAPE GIRARDEAU POLICE DEPARTMENT

BAC DATAMASTER SERIAL NUMBER 201230
10/11/12

ARREST TIME: 23:20
SUBJECT NAME:
STILL/STEVEN/AUSTIN
DOB: [redacted]/92 SEX: M
STATE/D.L.: [redacted]
ARRESTING OFFICER:
MILLER
OFFICER I.D.: 287
TESTING OFFICER:
KIDD
OFFICER I.D.: 249
PERMIT NUMBER: 321957
EXPIRATION DATE: 09/04/14
MISCELLANEOUS DATA:

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--- BREATH ANALYSIS ---

BLANK TEST	.000	23:56
INTERNAL STANDARD	VERIFIED	23:56
SUBJECT SAMPLE	.048	23:56
BLANK TEST	.000	23:57

Operator Signature [signature] 249

2208-02

MISSOURI DEPARTMENT OF HEALTH

BLOOD ALCOHOL TEST REPORT - DATAMASTER

SUBJECT'S NAME	DATE OF TEST
Steven Still	10-11-12

OPERATIONAL CHECKLIST: DATAMASTER

SERIAL NO.	LOCATION OF INSTRUMENT
201230	CGPD

- ☑ 1. Subject observed for at least 15 minutes by Ethan Miller. No smoking or oral intake of any material during this time; if vomiting occurs, start over with the 15 minute observation period.
- ☑ 2. Assure that the power switch is ON.
- ☑ 3. Press RUN button.
- ☑ 4. When display requests INSERT TICKET, insert evidence ticket.
- ☑ 5. Enter subject and officer information.
- ☑ 6. When display reads PLEASE BLOW and gives audible beep, take subject's breath sample.
- ☑ 7. When printer has completed printing out test result, remove ticket from printer. Attach printout to this report.

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CERTIFICATION BY OPERATOR — BAC .048

As set forth in the rules promulgated by the Department of Health related to the determination of blood alcohol by breath analysis, I certify that:

- ☑ 1. There was no deviation from the procedure approved by the department.
- ☑ 2. To the best of my knowledge the instrument was functioning properly.
- ☑ 3. I am authorized to operate the instrument.
- ☑ 4. No radio transmission occurred inside the room where and when this was being conducted.

NAME OF OPERATOR	PERMIT NO.	EXPIRATION DATE
Kidd	321957	9-4-14
WITNESS (IF ANY)		DATE

MO 580-1214 (12-92) AN EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER services provided on a nondiscriminatory basis LAB 109 (R12-92)

ORIGINAL

Memorandum #13-01

APPENDIX 2

INCIDENT DETAIL REPORT

LIQUOR LAWS POSSESSION OF INTOXICANTS

Agency : Cape Girardeau Police Departme
Phone : (573) 335-6621
Address : 40 S Sprigg, Cape Girardeau MO 63703

Incident # : 12008893

DESCRIPTION

Call For Service # : CAPE2012047504
Other # :
Disposition : CLEARED BY ARREST
UCR Disposition : NON-UCR REPORTABLE

Begin Date/Time : 10/19/2012 00:01
End Date/Time : 10/19/2012 00:01
Date Reported : 10/19/2012
UCR Disposition Date : 10/19/2012

Occurence Date :
Solvability Points :
Total Damage :

Officers

Primary Officer : MCGRADDIE ROBINSON

Name : ROBINSON, MCGRADDIE | Role : Reporting | Date Assigned : 10/19/2012

OFFENSES

5-12A

NCIC Code : | IBR Code : | UCR Code : 11

LIQUOR LAWS MISREPRESENTATION OF AGE

5-12B Primary Violation

NCIC Code : | IBR Code : | UCR Code : 22

LIQUOR LAWS POSSESSION OF INTOXICANTS

Laserfische Scanned

LOCATIONS

PRIMARY ADDRESS

Location Type : Inc Location
Place Name :

Address : 820 N SPRIGG ST
Cape Girardeau MO

PERSONS

Involvement : CITED
Last Name : LOCK
First Name : AUGUST
MI : KENNEDY
Suffix :
Race : WHITE
Ethnicity : NON HISPANIC
Address : 492 KOPP RD , WATERLOO, IL 62298

Sex : M
Birth Date : [redacted]1992
Eye Color : BRO
Hair Color : BRO
Hair Length :
Height : 5'10"
Weight : 155 lbs

Primary : (618) 340-6753
Home : (618) 340-6753

VEHICLES

Make :
Model :
Year :
State :

Tag # :
Tag Expires :
Tag Type : Passenger Cars
Vehicle Type :

Body Style :
VIN :
Registration # :
Color :

Towed : No | Impounded : No | Towed/Impounded :
Stolen : No | Stolen Value : $0.00 | Recovered : No | Recovered value: $0.00
Stripped / Burned : No | Left At Scene : No
Released At Scene : No | Released To :

INCIDENT DETAIL REPORT

LIQUOR LAWS POSSESSION OF INTOXICANTS

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12008893**

INCIDENT NARRATIVE

On October 18, 2012 at approximately 2340 I patrolled the area of 820 North Sprigg Street, "Slingers Bar". While performing a walk through of the bar I noticed a male subject that appeared to be under the age of twenty one consuming what I believed to be an alcoholic beverage. I approached the subject and I asked him his age. The subject, later identified as August Lock, stated that he was twenty one. I again asked Lock how old he was and he stated that he was nineteen. I asked Lock what he was drinking and he stated a coke. I asked him if there was any alcohol in his drink and he said yes. I asked Lock how many drinks he had consumed and he stated approximately five. Lock had a strong odor of an alcoholic beverage on his breath and he swayed while he stood.

Cited:
August K. Lock
DOB: [redacted]-1992
SSN: [redacted]
W/M
492 Kopp Rd
Waterloo Illinois 62298
Student SEMO

Laserfiche Scanned

I then asked Lock if he entered the bar with his ID or if he used a fake ID. Lock stated that he had a fake ID and he removed it from his wallet. Lock possessed an ID with an older birth date that he used to misrepresent his age in order to obtain alcoholic beverages.

I confiscated the ID and issued Lock citations for Minor in Possession by Consumption and Misrepresentation of Age. He was issued citation number 100 289946 and 100289947. He has a scheduled court date set for November 20, 2012 at 0900.

Lock was released to a sober party pending his court appearances.

The Fake ID was placed into evidence.

I have nothing further to report at this time.

282

CAPE GIRARDEAU POLICE DEPARTMENT

ARREST RECORD

ORI# MO 0160100

100 289946

UNIFORM CITATION

STATE OF MISSOURI

IN THE CIRCUIT COURT OF Cape Girardeau COUNTY

DIVISION Municipal

COURT ADDRESS (Street, City, Zip): City Hall 401 Independence Cape Girardeau, MO 63703

COURT TELEPHONE NO.: (573) 339-6323

COURT DATE: 11-20-14 | COURT TIME: 0700 ☐ AM ☐ PM | REPORT NUMBER: 1600875

I, KNOWING THAT FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY LAW, STATE THAT I HAVE PROBABLE CAUSE TO BELIEVE THAT, IN THE CITY OF CAPE GIRARDEAU

ON/ABOUT (Date): 11-8-14 | AT TIME: 23 30 HRS | HWY CLASS: | UPON/AT OR NEAR (LOCATION): 810 Olive Sly

WITHIN CITY/COUNTY AND STATE AFORESAID.

NAME (LAST, FIRST, MIDDLE): Lock Richard W

STREET ADDRESS: 1000 Fairview Apt 4516 | TELEPHONE NO.: 618 546 8753

CITY: Cape Girardeau | STATE: Mo | ZIP CODE: 63701

DATE OF BIRTH: [redacted] 52 | AGE: 19 | RACE: W | SEX: M | HEIGHT: 511 | WEIGHT: 134

DRIVER'S LIC. NO / OR SSN: [redacted] | CDL: ☐ YES ☐ NO | STATE: IL

LEAVE THIS LINE BLANK

EMPLOYER: [redacted]

ADDRESS (Street, City, State, Zip): [redacted]

DID UNLAWFULLY ☐ OPERATE/DRIVE ☐ PARK ☐ CAUSE ☐ PERMIT

VEHICLE: YEAR | MAKE | MODEL | STYLE | COLOR

REGISTERED WEIGHT | LIC NUMBER | STATE | YEAR

Laser Confirmed

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSE, THE FACTS SUPPORTING THIS BELIEF ARE AS FOLLOWS: MIP Consumption

Subject moved alcohol of Shyers Bar and is 18 yrs old

☐ Subject taken into custody. (Complete "For Issuance of a Warrant" section on reverse side.)

DRIVING: Cape | POSTED SPEED LIMIT: MPH | DETECTION METHOD: ☐ STATIONARY RADAR ☐ MOVING RADAR ☐ WATCH (AIR) ☐ WATCH (GROUND) ☐ PACE ☐ OTHER

IN VIOLATION OF: [redacted] ☐ RSMo ☐ ORD | CHARGE CODE/PENALTY CODE: 1-2 | ☐ IN FATAL ACCIDENT ☐ IN ACCIDENT

SEAT BELT VIOLATION: ☐ ORD. ☐ _____ RSMo | CHARGE CODE: | ☐ DWI/BAC

OFFICER: Robinson N. | BADGE: 792 | TRP/ZONE: 2 | DATE: 11/8

On Information, Undersigned Prosecutor Charges The Defendant and Informs The Court That Above Facts Are True As He Verily Believes.

PROSECUTOR'S SIGNATURE | DATE

I promise to dispose of the charges of which I am accused through court appearance or prepayment of fine and court costs.

SIGNATURE X [signature]

DR. LIC. POSTED ☐ YES ☐ NO

100 289946

EST RECORD

89946

COUNTY | DIVISION: Municipal

NE NO.

I, STATE THAT I HAVE

WEIGHT

CDL: YES ☐ NO | STATE

WITH HAZ MAT | COLOR

YEAR

TS SUPPORTING THIS

verse side.)

☐ PACE
☐ OTHER

FATAL ACCIDENT
ACCIDENT
VBAC

ONE | DATE

at Above Facts

DR. LIC. POSTED ☐ YES ☐ NO

100 289946

CAPE GIRARDEAU POLICE DEPARTMENT

ARREST RECORD

ORI# MO 0160100

100 289947

UNIFORM CITATION

STATE OF MISSOURI

IN THE CIRCUIT COURT OF Cape Girardeau COUNTY | DIVISION: Municipal

COURT ADDRESS (Street, City, Zip): City Hall, 401 Independence Cape Girardeau, MO 63703

COURT TELEPHONE NO.: (573) 339-6323

COURT DATE | COURT TIME | ☐ AM ☐ PM | REPORT NUMBER

I, KNOWING THAT FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY LAW, STATE THAT I HAVE PROBABLE CAUSE TO BELIEVE THAT, IN THE CITY OF CAPE GIRARDEAU

ON/ABOUT (Date) | AT TIME | HRS | HWY CLASS | UPON/AT OR NEAR (LOCATION)

WITHIN CITY/COUNTY AND STATE AFORESAID.

NAME (LAST, FIRST, MIDDLE)

STREET ADDRESS | TELEPHONE NO.

CITY | STATE | ZIP CODE

DATE OF BIRTH | AGE | RACE | SEX | HEIGHT | WEIGHT

DRIVER'S LIC. NO / OR SSN | CDL: ☐ YES ☐ NO | STATE

LEAVE THIS LINE BLANK

EMPLOYER

ADDRESS (Street, City, State, Zip)

DID UNLAWFULLY ☐ OPERATE/DRIVE ☐ PARK ☐ C.M.V. ☐ WITH HAZ MAT

VEHICLE: YEAR | MAKE | MODEL | STYLE | COLOR

REGISTERED WEIGHT | LIC | NUMBER | STATE | YEAR

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSE, THE FACTS SUPPORTING THIS BELIEF ARE AS FOLLOWS:

☐ Subject taken into custody. (Complete "For Issuance of a Warrant" section on reverse side.)

DRIVING MPH | POSTED SPEED LIMIT MPH | DETECTION METHOD: ☐ STATIONARY RADAR ☐ WATCH (AIR) ☐ PACE ☐ MOVING RADAR ☐ WATCH (GROUND) ☐ OTHER

IN VIOLATION OF: ☐ RSMo ☐ ORD | CHARGE CODE/PENALTY CODE | ☐ IN FATAL ACCIDENT ☐ IN ACCIDENT

SEAT BELT VIOLATION: ☐ ORD. ☐ RSMo | CHARGE CODE | ☐ DWI/BAC

OFFICER | BADGE | TRP/ZONE | DATE

On Information, Undersigned Prosecutor Charges The Defendant and Informs The Court That Above Facts Are True As He Verily Believes.

PROSECUTOR'S SIGNATURE | DATE

I promise to dispose of the charges of which I am accused through court appearance or prepayment of fine and court costs.

SIGNATURE X

DR. LIC. POSTED ☐ YES ☐ NO

100 289947

ORIGINAL

INCIDENT DETAIL REPORT

LIQUOR LAWS POSSESSION OF INTOXICANTS

Memorandum #13-01

APPENDIX 3

Agency : Cape Girardeau Police Departme
Phone : (573) 335-6621
Address : 40 S Sprigg, Cape Girardeau MO 63703

Incident # : 12010294

DESCRIPTION

Call For Service # : CAPE2012055035
Other # :
Disposition : CLEARED BY ARREST
UCR Disposition : NON-UCR REPORTABLE

Begin Date/Time : 12/07/2012 00:40
End Date/Time : 12/07/2012 01:37
Date Reported : 12/07/2012
UCR Disposition Date : 12/07/2012

Occurence Date :
Solvability Points :
Total Damage :

Officers

Primary Officer : JOSEPH HANN
Name : HANN, JOSEPH
Role : Reporting
Date Assigned : 12/07/2012

OFFENSES

5-12B Primary Violation

NCIC Code :
IBR Code :
UCR Code : 22

LIQUOR LAWS POSSESSION OF INTOXICANTS

LOCATIONS

PRIMARY ADDRESS

Location Type : Inc Location
Place Name :
Address : 1861 N SPRIGG ST AND AMETHYST ST
CAPE GIRARDEAU MO

PERSONS

Involvement : ARREST
Last Name : SCHREMPF
First Name : JORDAN
MI : O
Suffix :
Race : WHITE
Ethnicity :
Address : 1202 PINE TREE LN , ST LOUIS, MO 63119

Sex : M
Birth Date : [redacted]1992
Eye Color : BRO
Hair Color : BRO
Hair Length :
Height : 5'7"
Weight : 150 lbs

Primary :

Laserfiche Scanned

VEHICLES

Make :
Model :
Year :
State :

Tag # :
Tag Expires :
Tag Type : Passenger Cars
Vehicle Type :

Body Style :
VIN :
Registration # :
Color :

Towed : No
Impounded : No
Towed/Impounded :
Stolen : No
Stolen Value : $0.00
Recovered : No
Recovered value: $0.00
Stripped / Burned : No
Left At Scene : No
Released At Scene : No
Released To :

J. Hann #257

INCIDENT DETAIL REPORT

LIQUOR LAWS POSSESSION OF INTOXICANTS

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12010294**

INCIDENT NARRATIVE

On Friday, 12/07/2012, at approximately 0031 hours, Southeast Department of Public Safety Officer McCain, and I, Patrolman Hann, DSN # 257, were conducting an alcohol compliance patrol when I observed a white male traveling on foot, west from Slinger's nightclub parking lot in the direction of Sprigg Street. I observed this subject as he traveled west across Sprigg Street and entered onto Southeast Missouri State University Tower's parking lot. I noted that this subject swayed considerably as he crossed Sprigg Street, displayed poor coordination as he dropped his cellular phone in the roadway and stumbled slightly as he stepped over the curb. It should be further noted that this subject was young in appearance and was traveling alone.

Officer McCain and I then positioned our patrol vehicle at the tower's parking lot and approached this subject on foot. Upon making contact with this subject, I identified him as:

Arrested:

Schrempf, Jordan O
Male/ White
DOB: [redacted]1992
SSN: [redacted]
1202 Pine Tree Lane
St Louis, MO 63119
POE: Unemployed/ Student
Southeast Missouri State University

Laserfiche Scanned

It should be noted that as soon as I made contact with Schrempf, I observed numerous additional clues of impairment. Schrempf possessed blood shot eyes, slurred speech and I clearly detected the distinct odor of consumed intoxicants upon his breath.

I then informed Schrempf that I was making contact with him as I suspected him to be a minor who was under the influence of alcohol and he replied, "I'll be honest, I've been drinking and I'm twenty but I'm calling our sober phone and they are picking me up now." I then requested Schrempf's identification and he produced a Missouri license verifying that he was in fact only twenty years of age. I conducted a record's check on Schrempf and found him to be wanted on a Festus Missouri Police Department warrant for failure to appear upon traffic offenses. Contact with Festus Police Department confirmed that this agency would not extradite Schrempf upon this active warrant.

I then asked Schrempf where he had received this alcohol and he replied, "Slinger's." I saw that Schrempf was wearing a yellow wristband and I learned from contact with staff earlier in the night at Slinger's that this signified that he was a minor. I asked Schrempf how he received the alcohol and he stated, "My friends at Slinger's are Twenty-one and they ordered it for me." I asked Schrempf who his friends were who ordered the alcohol and he replied, "I'd rather not say." I asked Schrempf for the type and quantity of alcohol that he consumed and he stated, "Mainly vodka. Just whatever they brought back to my table. I drank a lot in the last few minutes before I left, probably too much."

I then secured Schrempf and began transporting him to the Cape Girardeau Police Department for processing. While in route to the station, Jordan announced, "I'm getting sick! Stop the car!" As I began

J. Hann #257

INCIDENT DETAIL REPORT

LIQUOR LAWS POSSESSION OF INTOXICANTS

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12010294**

slowing my patrol vehicle to a stop to check on Schrempf's welfare, he vomited multiple times in the back seat and upon the floorboard of my patrol vehicle. I exited the vehicle to check upon Schrempf and noticed that he lost the ability to remain upright in a seated position. Schrempf also became unable to respond to basic questions and I determined that his level of intoxication was rapidly climbing. Due to Schrempf's increasing level of intoxication, I determined that it was necessary for him to receive medical treatment and I transported him to Southeast Hospital.

At Southeast Hospital, it became necessary for McCain and I to carry Schrempf to the hospital entrance from our vehicle as he was not able stand on his own. Schrempf was then released from our custody and transferred over to the custody of Southeast Hospital emergency room staff.

On 12/07/2012, at approximately 1250 hours, I made contact with Schrempf at his Southeast Missouri State University campus address of 630 Henderson, Apartment # 4. Schrempf advised that he was released from the hospital on 12/07/2012 at 0800 hours. Schrempf was then issued the following summons:

Summons # 100289395
Offense: Minor in possession
Ordinance: 5-12 (b)
Municipal court date: 01/08/2012

This matter is cleared by arrest.

Lasernfiche Scanned

J. Hann #257

Laserfiche Scanned

Missouri State Highway Patrol

CHRI Secondary Dissemination Record

Date of Secondary Dissemination: 12/07/2012

INSTRUCTIONS

Members: Submit completed report to headquarters which originally provided CHRI, whenever CHRI is realeased to an official outside the Patrol such as a prosecuting attorney or sheriff. CHRI MAY BE DISSEMINATED ONLY TO CRIMINAL JUSTICE AGENCIES OR OFFICIALS. If the CHRI will be copied and disseminated to more than one officer or agency, this form should be copied, completed and submitted on EACH secondary dissemination.

Troop HQ: File reports by the date of the secondary dissemination shown in the top right corner. Reports may be destroyed after 13 months.

INFORMATION ABOUT ORIGINAL CHRI REQUEST

Member's Name (Last, First MI): Hann, Joseph M	Troop: (GN)	Date Requested: 12/07/12
Subject's Name (Last, First MI): Schrempt, Jordan O	DOB: [redacted] 92	SID# (or FBI# if no MO SID#):

INFORMATION ABOUT SECONDARY CHRI DISSEMINATION

Person Receiving CHRI (Last, First MI): Young, Greg	Purpose: M. I. P. - Consumption
Agency Name: 401 Independence, Cape Gir.	Signature of Member Releasing CHRI:
Agency Address: Cape Gir. Muni P.A.	x

SHP-432 5/08

CAPE GIRARDEAU POLICE DEPARTMENT

ARREST RECORD

ORI# MO 0160100

100 289395

UNIFORM CITATION

STATE OF MISSOURI

IN THE CIRCUIT COURT OF Cape Girardeau COUNTY

DIVISION: Municipal

COURT ADDRESS (Street, City, Zip): City Hall, 401 Independence Cape Girardeau, MO 63703

COURT TELEPHONE NO.: (573) 339-6323

COURT DATE: [redacted] | COURT TIME: 0900 ☐ AM ☐ PM | REPORT NUMBER: 12010294

I, KNOWING THAT FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY LAW, STATE THAT I HAVE PROBABLE CAUSE TO BELIEVE THAT, IN THE CITY OF CAPE GIRARDEAU

ON/ABOUT (Date): [redacted] | AT TIME: 0031 HRS | HWY CLASS | UPON/AT OR NEAR (LOCATION): Sprigg & Olive

WITHIN CITY/COUNTY AND STATE AFORESAID,

NAME (LAST, FIRST, MIDDLE): Schremp, Jordan O

STREET ADDRESS: 1202 Pine Tree Ln | TELEPHONE NO.: Unknown

CITY: St. Louis | STATE: MO | ZIP CODE: 63119

DATE OF BIRTH: [redacted] 92 | AGE: 20 | RACE: W | SEX: M | HEIGHT: 507 | WEIGHT: 150

DRIVER'S LIC. NO. / OR SSN: [redacted] | CDL: ☐ YES ☑ NO | STATE: MO

LEAVE THIS LINE BLANK

EMPLOYER: Student - Southeast

ADDRESS (Street, City, State, Zip):

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DID UNLAWFULLY ☐ OPERATE/DRIVE ☐ PARK ☐ C.M.V. ☐ WITH HAZ. MAT.

VEHICLE: YEAR | MAKE | MODEL | STYLE | COLOR

REGISTERED WEIGHT | LIC NUMBER | STATE | YEAR

NOT TRAFFIC

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSE, THE FACTS SUPPORTING THIS BELIEF ARE AS FOLLOWS: Minor in Possession of Alcohol by ~~[illegible]~~ consumption by being visibly/highly intoxicated and admitting to consuming alcohol at 320 N. Sprigg, "Stinger's"

☐ Subject taken into custody. (Complete "For Issuance of a Warrant" section on reverse side.)

DRIVING MPH | POSTED SPEED LIMIT MPH | DETECTION METHOD: ☐ STATIONARY RADAR ☐ WATCH (AIR) ☐ PACE ☐ MOVING RADAR ☐ WATCH (GROUND) ☐ OTHER

IN VIOLATION OF: S-13(b) ☐ RSMo ☐ ORD | CHARGE CODE/PENALTY CODE: 1-8 | ☐ IN FATAL ACCIDENT ☐ IN ACCIDENT ☐ DWI/BAC

SEAT BELT VIOLATION: ☐ ORD. ☐ _____ RSMo | CHARGE CODE

OFFICER: Ottemann | BADGE: 257 | TRP/ZONE | DATE

On information, Undersigned Prosecutor Charges The Defendant and Informs The Court That Above Facts Are True As He Verily Believes.

PROSECUTOR'S SIGNATURE | DATE

I promise to dispose of the charges of which I am accused through court appearance or prepayment of fine and court costs. | DR. LIC. POSTED

100289395

ORIGINAL

243
+94

Memorandum #13-01

APPENDIX 4

INCIDENT DETAIL REPORT

PEACE DISTURBANCE PUBLIC

Agency : Cape Girardeau Police Departme
Phone : (573) 335-6621
Address : 40 S Sprigg, Cape Girardeau MO 63703

Incident # : 12010487

DESCRIPTION

Call For Service # : CAPE2012056043
Other # :
Disposition : INACTIVE
UCR Disposition : NON-UCR REPORTABLE

Begin Date/Time : 12/13/2012 10:40
End Date/Time : 12/13/2012 10:41
Date Reported : 12/13/2012
UCR Disposition Date : 12/13/2012

Occurence Date :
Solvability Points :
Total Damage :

Officers

Primary Officer : JOSEPH HANN

Name : HANN, JOSEPH | Role : Reporting | Date Assigned : 12/13/2012

OFFENSES

17-141 Primary Violation

NCIC Code : | IBR Code : | UCR Code : 24

PEACE DISTURBANCE PUBLIC

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LOCATIONS

PRIMARY ADDRESS

Location Type : Inc Location
Place Name :
Address : 820 N SPRIGG ST
Cape Girardeau MO

Location Type : Inc Location
Place Name :
Address : SLINGERS
Cape Girardeau MO

PERSONS

Involvement : OTHER
Last Name : BUCKNER
First Name : BRUCE
MI : ELLIOT
Suffix :
Race : BLACK
Ethnicity :
Address : 227 E WOODBINE , ST LOUIS, MO 63122

Sex : M
Birth Date : [redacted]1994
Eye Color : BRO
Hair Color : BLK
Hair Length :
Height : 6'1"
Weight : 180 lbs

Primary :

Involvement : VICTIM
Last Name : STONE
First Name : BLAKE
MI : EDWIN
Suffix :
Race : WHITE
Ethnicity : NON HISPANIC
Address : 144 HOGAN LN , Jackson, MO 63755

Sex : M
Birth Date : [redacted]1992
Eye Color : BRO
Hair Color : BRO
Hair Length :
Height : 5'7"
Weight : 145 lbs

Primary : (573) 243-5619
Home : (573) 243-5619

Hann #257

INCIDENT DETAIL REPORT

PEACE DISTURBANCE PUBLIC

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12010487**

INCIDENT NARRATIVE

On Thursday, 12/06/2012, at approximately 0130 hours, I, Patrolman Hann, DSN # 257, responded to 820 North Sprigg, which is the address of Slingers, for a report of a fight in progress. Upon my arrival at this location, I observed a white male and a black male seated upon the curb across from Slingers parking entrance.

The parties were then identified as:

Victim:
Stone, Blake E
Male/ White
DOB: [redacted]1992
144 Hogan Lane
Jackson, Mo 63755
573-243-5619

Other:

Buckner, Bruce Elliot
Male/ Black
DOB: [redacted]1994
227 East Woodbine
Saint Louis, Mo 63122
No phone
No place of employment

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Upon making contact with Stone, he informed me that he had been inside Slingers with a friend when a group of four black males walked past his friend near the exit doors to the business. Stone stated that one the black males bumped shoulders with his friend as they exited and then immediately stepped in front of his face. Stone stated that he and his friend both tried to tell the group that they did not purposely bump shoulders with them but Stone explained that it seemed evident that the group intentionally bumped shoulders in an attempt to initiate a physical confrontation.

Stone stated that his friend stuck out his hand as if he was going to apologize when one of the black males struck him with a closed fist. Stone stated that he stepped between his friend and the suspect to push them apart when the rest of the group attacked him. Stone stated that the fight continued across the parking lot and he estimated that there were seven or eight black males swinging punches at him and his friend.

Stone added that members of the crowd and Slingers' staff pulled the group apart until everyone dispersed. Patrolman Couch, DSN # 243, detained Buckner as he was in the crowd with the suspects and everyone else fled the area. Stone stated that his friend left on foot at the time that the crowd was dispersed and added that he did not want to involve him in the report.

Stone had bruises on his cheeks, a small amount of blood coming from his mouth and a torn shirt which was consistent with his verbal account of the assault. Stone informed me that he could not identify the

A. Hann # 257

INCIDENT DETAIL REPORT

PEACE DISTURBANCE PUBLIC

Agency : **Cape Girardeau Police Departme**
Phone : **(573) 335-6621**
Address : **40 S Sprigg, Cape Girardeau MO 63703**

Incident # : **12010487**

suspects who struck him and his friend. I pointed to Buckner and Stone stated, "I can't say with absolute certainty that he was one of the guys that hit me."

Stone informed me that he did not want any report of charges filed and added that he just wanted to leave without further incident. I then escorted Stone to a friend's apartment to avoid any further incidents.

Nothing further.

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A. Hinn #257

Memorandum #13-01

APPENDIX 5

Slingers Incident Log:

Date: 01/20/2012

Incident number/ Report number: 2012002696

Nature of Call: Disturbance

Summary: handled by officer

Date: 01/26/2012

Incident number/ Report number: 2012003656

Nature of Call: Disturbance

Summary: handled by officer

Date: 01/27/2012

Incident number/ Report number: 2012003664

Nature of Call: disturbance

Summary: handled by officer

Date: 02/01/2012

Incident number/ Report number: 2012004362

Nature of Call: disturbance

Summary: handled by officer

Date: 02/10/2012

Incident number/ Report number: 2012005785

Nature of Call: disturbance

Summary: handled by officer

Date: 02/17/2012

Incident number/ Report number: 2012006760

Nature of Call: disturbance

Summary: handled by officer

Date: 02/17/2012

Incident number/ Report number: 2012006771

Nature of Call: disturbance

Summary: handled by officer

Date: 02/22/2012

Incident number/ Report number: 2012007496

Nature of Call: disturbance

Summary: handled by officer

Date: 03/02/2012

Incident number/ Report number: 201200814

Nature of Call: disturbance

Summary: handled by officer

Date: 03/09/2012

Incident number/ Report number: 12009907

Nature of Call: Disturbance

Summary: handled by officer

Date: 03/23/2012

Incident number/ Report number: 2012012100

Nature of Call: disturbance

Summary: handled by officer

Date: 03/30/2012

Incident number/ Report number: 201213192

Nature of Call: disturbance

Summary: handled by officer

Date: 04/13/2012

Incident number/ Report number: 2012015480

Nature of Call: disturbance

Summary: handled by officer

Date: 04/19/2012

Incident number/ Report number: 2012016593

Nature of Call: motor vehicle accident with injury

Summary: report taken

Date: 04/19/2012

Incident number/ Report number: 2012016625

Nature of Call: peace disturbance

Summary: handled by officer

Date: 04/20/2012

Incident number/ Report number: 2012016642

Nature of Call: disturbance

Summary: handled by officer

Date: 04/25/2012

Incident number/ Report number: 2012017407

Nature of Call: check the welfare of an individual

Summary: handled by officer

Date: 05/04/2012

Incident number/ Report number: 2012018945

Nature of Call: disturbance

Summary: handled by officer

Date: 05/04/2012

Incident number/ Report number: 12003678

Nature of Call: drug violation

Summary: Five arrests were made for subjects in possession of controlled substance and drug paraphernalia in Slinger's parking lot.

Date: 05/11/2012

Incident number/ Report number: 12003894

Nature of Call: Protective custody- Intoxicated person

Summary: Officer took a 22 year old white male into protective custody from Slingers' parking lot due to the subject's extreme level of intoxication.

Date: 05/21/2012

Incident number/ Report number: 12004188

Nature of call: Stealing-theft of purse and credit cards

Summary: Patron of Slingers had a purse stolen from her table. Patron reported that suspect used her credit card to make several purchases immediately after the theft occurred.

Date: 08/23/2012

Incident number/ Report number: 2012038196

Nature of Call: disturbance

Summary: handled by officer

Date: 08/23/2012

Incident number/ Report number: 2012038199

Nature of Call: disturbance

Summary: handled by officer

Date: 08/27/2012

Incident number/ Report number: 2012038884

Nature of Call: disturbance

Summary: handled by officer

Date: 08/29/2012

Incident number/ Report number: 2012039124

Nature of Call: disturbance

Summary: handled by officer

Date: 09/07/2012

Incident number/ Report number: 2012040596

Nature of Call: disturbance

Summary: handled by officer

Date: 09/11/2012

Incident number/ Report number: 2012041473

Nature of Call: disturbance

Summary: handled by officer

Date: 09/14/2012

Incident number/ Report number: 201241839

Nature of Call: disturbance

Summary: handled by officer

Date: 09/27/2012

Incident number/ Report number: 2012044205

Nature of Call: disturbance

Summary: handled by officer

Date: 09/28/2012

Incident number/ Report number: 2012044214

Nature of Call: disturbance

Summary: handled by officer

Date: 09/28/2012

Incident number/ Report number: 201204422

Nature of Call: report of a theft

Summary: handled by an officer

Date: 10/05/2012

Incident number/ Report number: 2012045338

Nature of Call: disturbance

Summary: handled by officer

Date: 10/11/2012

Incident number/ Report number: 12008689

Nature of Call: liquor violation

Summary: Officer conducted a foot patrol of the interior of Slingers. Officer located a subject who appeared to be under the age of 21 and confirmed that this subject was a minor. Subject admitted to possessing a false ID and using this ID to enter Slingers and receive alcohol. Subject was cited for being a minor in possession of alcohol and for being in possession of a false ID.

Date: 10/18/2012

Incident number/ Report number: 2012047501

Nature of Call: disturbance

Summary: handled by officer

Date: 10/19/2012

Incident number/ Report number: 12008893

Nature of Call: liquor violation

Summary: Officer located an intoxicated subject who appeared to be under the age of 21 inside Slingers. Officer made contact with subject and found him to be intoxicated and under the age of 21. Subject admitted to possessing and using a fake ID to enter the bar to receive the alcohol. Subject was cited for being a minor in possession of alcohol and being in possession of a fake ID.

Date: 10/19/2012

Incident number/ Report number: 2012047516

Nature of Call: disturbance

Summary: handled by officer

Date: 11/02/2012

Incident number/ Report number: 2012049741

Nature of Call: disturbance, unruly subjects

Summary: handled by officer

Date: 11/16/2012

Incident number/ Report number: 2012051886

Nature of Call: disturbance

Summary: handled by officer

Date: 11/26/2012

Incident number/ Report number: 12009973

Nature of Call: Motor vehicle accident- suspect left the scene of the accident

Summary: report taken

Date: 11/28/2012

Incident number/ Report number: 2012053579

Nature of Call: disturbance

Summary: handled by officer

Date: 11/30/2012

Incident number/ Report number: 2012053910

Nature of Call: peace disturbance

Summary: handled by officer

Date: 11/30/2012

Incident number/ Report number: 2012053914

Nature of Call: disturbance

Summary: handled by officer

Date: 12/03/2012

Incident number/ Report number: 2012054448

Nature of Call: disturbance

Summary: handled by officer

Date: 12/07/2012

Incident Number: 12010294

Nature of call: Intoxicated subject

Summary: Officer witnessed a subject who appeared to be highly intoxicated and under the age of 21, walking from Slingers to Southeast Missouri State University Student towers. Officer approached subject and confirmed that he was both highly intoxicated and a minor. Subject admitted that he received alcohol from his friends while inside Slingers. Subject admitted that his friends would order his drinks for him and then carry the alcohol back to his table where he was able to consume the drinks. Subject was

issued a summons for being a minor in possession of alcohol and taken into protective custody. Subject was later transported to Southeast Hospital due to his constant vomiting and extremely high level of intoxication.

Date: 12/07/2012

Incident number/ Report number: 2012055038

Nature of Call: disturbance

Summary: handled by officer

Date: 12/10/2012

Incident number/ Report number: 12010391

Nature of Call: Motor vehicle accident- vehicle left the scene

Summary: report taken

Date: 12/13/2012

Incident number/ Report number: 12010487

Nature of Call: assault

Summary: Two white males were aggressively confronted by 6-8 black males inside Slingers. Both White males were attacked and assaulted by black males when walking through the parking lot to leave.

Incidents of note from 2011:

Date: 09/16/2011

Incident number/ Report number: 11007681

Nature of Call: Minor in possession and False ID

Summary: Officers observed a female, who appeared to be heavily intoxicated and under the age of 21, being carried out of Slingers and carried across the parking lot by two other patrons. Officers found the

female to be under the age of 21, highly intoxicated and in possession of a false ID. The female was cited for being a minor in possession of alcohol and for using a false ID to purchase alcohol.

Date: 08/12/2011

Incident number: 11006495

Nature of Call: Supplying alcohol to a minor

Summary: During a liquor compliance check, Slingers bar staff supplied two 18 year olds with alcohol inside the business. Bar staff and door personnel never requested or reviewed any IDs from the minors prior to supplying the alcohol. Bar tender was cited for supplying alcohol to a minor.

Date: 04/29/2011

Incident number: 11003319

Nature of Call: Minor in possession of alcohol and using a false ID to obtain alcohol.

Summary: Officers observed a white female who appeared to be intoxicated and under the age of 21 leaving Slingers. Officers confirmed this subject to be a minor in possession of alcohol by consumption. Officers also found this subject to be in possession of a false ID that she admittedly used to receive alcohol while inside Slingers. This female was intoxicated to the point of requiring a wheel chair for transport during her booking procedures.