



ST. CHARLES
SINCE 1834

AGENDA ITEM EXECUTIVE SUMMARY

Title: Discussion Regarding Citation and Hearing Notices for: Alley 64, Rookies, St. Charles Bowl, Thirsty Fox, and WalMart

Presenter: Mayor Rogina

Please check appropriate box:

<input type="checkbox"/>	Government Operations	<input type="checkbox"/>	Government Services
<input type="checkbox"/>	Planning & Development	<input type="checkbox"/>	City Council
<input type="checkbox"/>	Public Hearing	<input checked="" type="checkbox"/>	Liquor Control Commission (4/21/14)

Estimated Cost:		Budgeted:	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>
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If NO, please explain how item will be funded:

Executive Summary:

These are complaints of violations being brought before the Liquor Control Commission to determine whether the St. Charles Local Liquor Control Commission, pursuant to this authority, shall revoke or suspend the local liquor licenses or impose a fine upon by reason of the Complaint of Violations filed by the Police Department of occurrences happening between February 27 and March 21, 2014. The following businesses were cited for violations: Alley 64, Rookies, St. Charles Bowl, Thirsty Fox, and WalMart.

Attachments: *(please list)*

Citation and Notice of Hearing

Recommendation / Suggested Action *(briefly explain):*

Discussion Regarding Citation and Hearing Notices for: Alley 64, Rookies, St. Charles Bowl, Thirsty Fox, and WalMart.

For office use only:

Agenda Item Number: 6

STATE OF ILLINOIS)
) SS
COUNTIES OF KANE AND DU PAGE)

**BEFORE THE LOCAL LIQUOR CONTROL COMMISSIONER OF
THE CITY OF ST. CHARLES, ILLINOIS**

IN THE MATTER OF THE LIQUOR)
LICENSE OF:)
) Case Number 2014-LC-05
ALLEY 64, INC.)
212 West Main Street)
St. Charles, IL 60174)

COMPLAINT OF VIOLATION

NOW COMES the Petitioner, Steve Huffman, Chief of Police of the City of St. Charles, Illinois and files this complaint before the Local Liquor Control Commission of the City of St. Charles, Illinois, and states as follows:

1. The Petitioner is the duly appointed Chief of Police of the City of St. Charles and as such is charged with the duty of enforcing the laws of the State of Illinois and the ordinances of the City of St. Charles.

2. On or about March 4, 2014 at approximately 2:03 a.m., the Licensee, Alley 64, Inc. by and through its employees, officers and/or agents, committed the following offense in or upon the licensed premises at 212 West Main Street, St. Charles, IL 60174:

**OFFENSE
(AFTER HOURS VIOLATION)**

Remained open for business and permitted individuals to remain within its premises during hours in which the sale of alcoholic liquor is prohibited .

3. On or about March 4, 2014, Alley 64, Inc. was operating under a Class B3 liquor license issued by the City of St. Charles.

4. That the acts detailed in Section 2 of this Complaint of Violation each are prohibited and are in violation of and contrary to Section 5.08.250-O (R,S) of the St. Charles Municipal Code and the Liquor Control Act of 1934.

5. That the Licensee, Alley 64, Inc., is responsible for the acts of its employees, officers and agents and is required to ensure that no violations of state law or ordinances of the City of St. Charles take place on said premises.

WHEREFORE, the Petitioner, Steve Huffman, Chief of Police requests pursuant to Section 5.08.320 of the St. Charles Municipal Code that the Local Liquor Control Commission hold a hearing on this matter and take such action against Alley 64, Inc. as the Commissioner shall deem appropriate under the circumstances.



Steve Huffman
Chief of Police
City of St. Charles, Illinois

John M. McGuirk
Attorney for the City of St. Charles
Hoscheit, McGuirk, McCracken
& Cuscaden, P.C.
1001 East Main Street, Suite G
St. Charles, IL 60174
630/513-8700

STATE OF ILLINOIS)
) SS
COUNTIES OF KANE AND DU PAGE)

**BEFORE THE LOCAL LIQUOR CONTROL COMMISSIONER OF
THE CITY OF ST. CHARLES, ILLINOIS**

IN THE MATTER OF THE LIQUOR)
LICENSE OF:)
) Case Number 2014-LC-05
ALLEY 64, INC.)

CITATION AND NOTICE OF HEARING

TO: ALLEY 64, INC.
212 West Main Street
St. Charles, IL 60174

PLEASE TAKE NOTICE THAT on April 21, 2014 at the hour of 4:30 p.m., in the City Council Chambers at the St. Charles City Hall, 2 East Main Street, City of St. Charles, Illinois, the St. Charles Local Liquor Control Commission shall conduct a hearing pursuant to Chapter 5.08.250-O of the Municipal Code of the City of St. Charles and the Liquor Control Act of 1934, 235 ILCS 5/1-1 et seq.

The purpose of said hearing shall be to determine whether the St. Charles Local Liquor Control Commissioner, pursuant to this authority, shall revoke or suspend the local liquor license issued to you or impose a fine upon you, or both, by reason, by reason of the Complaint of Violation filed by the Chief of Police, Steve Huffman, a copy of which is attached.

AT WHICH TIME AND PLACE YOU MAY APPEAR AND DEFEND. YOU MAY BE REPRESENTED BY AN ATTORNEY IF YOU SO CHOOSE. ATTACHED HERETO IS AN ARRAIGNMENT FORM, WHICH IS INCORPORATED HEREIN. YOU MUST COMPLETE AND RETURN THE ARRAIGNMENT FORM WITH SEVEN (7) CALENDAR DAYS PRIOR TO THE HEARING. THE ARRAIGNMENT FORM SHOULD BE COMPLETED AND FILED WITH THE CITY CLERK. IF YOU FAIL TO FILE THE FORM WITHIN SEVEN (7) CALENDAR DAYS PRIOR TO THE HEARING, A PLEA OF NOT GUILTY SHALL BE ENTERED ON YOUR BEHALF BY THE VILLAGE CLERK. IF YOU SUBSEQUENTLY ENTER A PLEA OF GUILTY OR ARE FOUND GUILTY AFTER A HEARING, THEN YOU WILL BE REQUIRED TO REIMBURSE THE CITY FOR ANY AND ALL OUT OF POCKET EXPENSES, INCLUDING REASONABLE ATTORNEYS' FEES, COURT REPORTER APPEARANCE FEES AND THE COST OF HAVING POLICE OFFICERS AND WITNESSES PRESENT TO TESTIFY. ANY AND ALL QUESTIONS MUST BE DIRECTED TO THE CITY ATTORNEY, JOHN McGUIRK, AT 630/513-8700.

DATED this 1ST day of April, 2014.



Raymond Rogina
Local Liquor Control Commissioner
City of St. Charles

cc: Mark Koenen, City Administrator
Chief of Police, Steve Huffman

ROOKIES

ARRAIGNMENT FORM

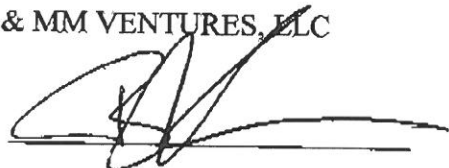
I, H. Bob Kuras, as agent for BK & MM VENTURES, LLC (Rookies 1, All American Pub & Grill) being a licensee charged with a violation of Chapter 5.08 of the Municipal Code of the City of St. Charles and the Liquor Control Act of 1934, 235 ILCS 5/1-1 et seq. at 1545 W. Main Street, St. Charles, Illinois 60174, do hereby enter a plea of:

- Guilty, but request a hearing in mitigation in which I will be given an opportunity to present evidence in support of my position to minimize any penalty.
- Guilty, I do not request a hearing.
- Not Guilty. I request a hearing.

BK & MM VENTURES, LLC

Signature:

By:



Date:

4/15/14

Subscribed and sworn to before me

This _____ day of _____, 2014.

Notary Public

Form can be faxed to 630/377-4440
 or e-mailed to the attention of Tina Nilles
 at tnilles@stcharlesil.gov
 Hard copy must follow by U.S. Mail

STATE OF ILLINOIS)
) SS
COUNTIES OF KANE AND DU PAGE)

**BEFORE THE LOCAL LIQUOR CONTROL COMMISSIONER OF
THE CITY OF ST. CHARLES, ILLINOIS**

IN THE MATTER OF THE LIQUOR)
LICENSE OF:)
) Case Number 2014-LC-02
BK & MM VENTURES, LLC)
(Rookies 1, All American Pub & Grill)
1545 W. Main Street)
St. Charles, IL 60174)

COMPLAINT OF VIOLATION

NOW COMES the Petitioner, Steve Huffman, Chief of Police of the City of St. Charles, Illinois and files this complaint before the Local Liquor Control Commission of the City of St. Charles, Illinois, and states as follows:

1. The Petitioner is the duly appointed Chief of Police of the City of St. Charles and as such is charged with the duty of enforcing the laws of the State of Illinois and the ordinances of the City of St. Charles.

2. On or about February 27, 2014 at approximately 8:50 p.m., the Licensee, BK & MM VENTURES, LLC (Rookies 1, All American Pub & Grill), by and through its employees, officers and/or agents, committed the following offense in or upon the licensed premises at 1545 W. Main Street, St. Charles, IL 60174:

OFFENSE

Served alcoholic liquor to a person under the age of 21 years.

3. On or about February 27, 2014, BK & MM VENTURES, LLC (Rookies 1, All American Pub & Grill) was operating under a Class B3 liquor license issued by the City of St. Charles.

4. That the acts detailed in Section 2 of this Complaint of Violation each are prohibited and are in violation of and contrary to Section 5.08.270 (R,S) of the St. Charles Municipal Code and the Liquor Control Act of 1934.

5. That the Licensee, BK & MM VENTURES, LLC (Rookies 1, All American Pub & Grill) is responsible for the acts of its employees, officers and agents and is required to ensure that no violations of state law or ordinances of the City of St. Charles take place on said premises.

WHEREFORE, the Petitioner, Steve Huffman, Chief of Police requests pursuant to Section 5.08.320 of the St. Charles Municipal Code that the Local Liquor Control Commission hold a hearing on this matter and take such action against BK & MM VENTURES, LLC (Rookies 1, All American Pub & Grill) as the Commissioner shall deem appropriate under the circumstances.



Steve Huffman
Chief of Police
City of St. Charles, Illinois

John M. McGuirk
Attorney for the City of St. Charles
Hoscheit, McGuirk, McCracken
& Cuscaden, P.C.
1001 East Main Street, Suite G
St. Charles, IL 60174
630/513-8700

STATE OF ILLINOIS)
) SS
COUNTIES OF KANE AND DU PAGE)

**BEFORE THE LOCAL LIQUOR CONTROL COMMISSIONER OF
THE CITY OF ST. CHARLES, ILLINOIS**

IN THE MATTER OF THE LIQUOR)
LICENSE OF:)
) Case Number 2014-LC-02
BK & MM VENTURES, LLC)
(Rookies 1, All American Pub & Grill))

CITATION AND NOTICE OF HEARING

TO: BK & MM VENTURES, LLC (Rookies 1, All American Pub & Grill)
1545 W. Main Street
St. Charles, IL 60174

PLEASE TAKE NOTICE THAT on April 21, 2014 at the hour of 4:30 p.m., in the City Council Chambers at the St. Charles City Hall, 2 East Main Street, City of St. Charles, Illinois, the St. Charles Local Liquor Control Commission shall conduct a hearing pursuant to Chapter 5.08.270 of the Municipal Code of the City of St. Charles and the Liquor Control Act of 1934, 235 ILCS 5/1-1 et seq.

The purpose of said hearing shall be to determine whether the St. Charles Local Liquor Control Commissioner, pursuant to this authority, shall revoke or suspend the local liquor license issued to you or impose a fine upon you, or both, by reason, by reason of the Complaint of Violation filed by the Chief of Police, Steve Huffman, a copy of which is attached.

AT WHICH TIME AND PLACE YOU MAY APPEAR AND DEFEND. YOU MAY BE REPRESENTED BY AN ATTORNEY IF YOU SO CHOOSE. ATTACHED HERETO IS AN ARRAIGNMENT FORM, WHICH IS INCORPORATED HEREIN. YOU MUST COMPLETE AND RETURN THE ARRAIGNMENT FORM WITH SEVEN (7) CALENDAR DAYS PRIOR TO THE HEARING. THE ARRAIGNMENT FORM SHOULD BE COMPLETED AND FILED WITH THE CITY CLERK. IF YOU FAIL TO FILE THE FORM WITHIN SEVEN (7) CALENDAR DAYS PRIOR TO THE HEARING, A PLEA OF NOT GUILTY SHALL BE ENTERED ON YOUR BEHALF BY THE VILLAGE CLERK. IF YOU SUBSEQUENTLY ENTER A PLEA OF GUILTY OR ARE FOUND GUILTY AFTER A HEARING, THEN YOU WILL BE REQUIRED TO REIMBURSE THE CITY FOR ANY AND ALL OUT OF POCKET EXPENSES, INCLUDING REASONABLE ATTORNEYS' FEES, COURT REPORTER APPEARANCE FEES AND THE COST OF HAVING POLICE OFFICERS AND WITNESSES PRESENT TO TESTIFY. ANY AND ALL QUESTIONS MUST BE DIRECTED TO THE CITY ATTORNEY, JOHN MCGUIRK, AT 630/513-8700.

DATED this 1st day of April, 2014.



Raymond Rogina
Local Liquor Control Commissioner
City of St. Charles

cc: Mark Koenen, City Administrator
Chief of Police, Steve Huffman

ST. CHARLES BOWL

ARRAIGNMENT FORM

I, Dorothy Heck, as agent for L.A. MANSON CORPORATION (St. Charles Bowl) being a licensee charged with a violation of Chapter 5.08 of the Municipal Code of the City of St. Charles and the Liquor Control Act of 1934, 235 ILCS 5/1-1 et seq. at 2520 West Main Street, St. Charles, Illinois 60174, do hereby enter a plea of:

- Guilty, but request a hearing in mitigation in which I will be given an opportunity to present evidence in support of my position to minimize any penalty.
- Guilty, I do not request a hearing.
- Not Guilty. I request a hearing.

L.A. MANSON CORPORATION

Signature:

By:

Dorothy Heck

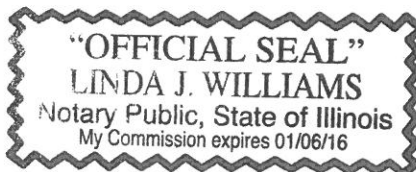
Date:

4-9-2014

Subscribed and sworn to before me

This 9th day of April, 2014.

Linda J. Williams
Notary Public



Form can be faxed to 630/377-4440
or e-mailed to the attention of Tina Nilles
at tnilles@stcharlesil.gov
Hard copy must follow by U.S. Mail

STATE OF ILLINOIS)
) SS
COUNTIES OF KANE AND DU PAGE)

**BEFORE THE LOCAL LIQUOR CONTROL COMMISSIONER OF
THE CITY OF ST. CHARLES, ILLINOIS**

IN THE MATTER OF THE LIQUOR)
LICENSE OF:)
) Case Number 2014-LC-04
L. A. MANSON CORPORATION)
(St. Charles Bowl))
2520 W. Main Street)
St. Charles, IL 60174)

COMPLAINT OF VIOLATION

NOW COMES the Petitioner, Steve Huffman, Chief of Police of the City of St. Charles, Illinois and files this complaint before the Local Liquor Control Commission of the City of St. Charles, Illinois, and states as follows:

1. The Petitioner is the duly appointed Chief of Police of the City of St. Charles and as such is charged with the duty of enforcing the laws of the State of Illinois and the ordinances of the City of St. Charles.

2. On or about March 21, 2014 at approximately 6:55 p.m., the Licensee, L. A. MANSON CORPORATION (St. Charles Bowl), by and through its employees, officers and/or agents, committed the following offense in or upon the licensed premises at 2520 W. Main Street, St. Charles, IL 60174:

OFFENSE

Served alcoholic liquor to a person under the age of 21 years.

3. On or about March 21, 2014, L. A. MANSON CORPORATION (St. Charles Bowl) was operating under a Class C1 liquor license issued by the City of St. Charles.

4. That the acts detailed in Section 2 of this Complaint of Violation each are prohibited and are in violation of and contrary to Section 5.08.270 (R,S) of the St. Charles Municipal Code and the Liquor Control Act of 1934.

5. That the Licensee, L. A. MANSON CORPORATION (St. Charles Bowl), is responsible for the acts of its employees, officers and agents and is required to ensure that no violations of state law or ordinances of the City of St. Charles take place on said premises.

WHEREFORE, the Petitioner, Steve Huffman, Chief of Police requests pursuant to Section 5.08.320 of the St. Charles Municipal Code that the Local Liquor Control Commission hold a hearing on this matter and take such action against L. A. MANSON CORPORATION (St. Charles Bowl), as the Commissioner shall deem appropriate under the circumstances.



Steve Huffman
Chief of Police
City of St. Charles, Illinois

John M. McGuirk
Attorney for the City of St. Charles
Hoscheit, McGuirk, McCracken
& Cuscaden, P.C.
1001 East Main Street, Suite G
St. Charles, IL 60174
630/513-8700

STATE OF ILLINOIS)
) SS
COUNTIES OF KANE AND DU PAGE)

**BEFORE THE LOCAL LIQUOR CONTROL COMMISSIONER OF
THE CITY OF ST. CHARLES, ILLINOIS**

IN THE MATTER OF THE LIQUOR)
LICENSE OF:)
) Case Number 2014-LC-04
L.A. MANSON CORPORATION)
(St. Charles Bowl))

CITATION AND NOTICE OF HEARING


TO: L. A. MANSON CORPORATION - (St. Charles Bowl)
2520 W. Main Street
St. Charles, IL 60174

PLEASE TAKE NOTICE THAT on April 21, 2014 at the hour of 4:30 p.m., in the City Council Chambers at the St. Charles City Hall, 2 East Main Street, City of St. Charles, Illinois, the St. Charles Local Liquor Control Commission shall conduct a hearing pursuant to Chapter 5.08.270 of the Municipal Code of the City of St. Charles and the Liquor Control Act of 1934, 235 ILCS 5/1-1 et seq.

The purpose of said hearing shall be to determine whether the St. Charles Local Liquor Control Commissioner, pursuant to this authority, shall revoke or suspend the local liquor license issued to you or impose a fine upon you, or both, by reason, by reason of the Complaint of Violation filed by the Chief of Police, Steve Huffman, a copy of which is attached.

AT WHICH TIME AND PLACE YOU MAY APPEAR AND DEFEND. YOU MAY BE REPRESENTED BY AN ATTORNEY IF YOU SO CHOOSE. ATTACHED HERETO IS AN ARRAIGNMENT FORM, WHICH IS INCORPORATED HEREIN. YOU MUST COMPLETE AND RETURN THE ARRAIGNMENT FORM WITH SEVEN (7) CALENDAR DAYS PRIOR TO THE HEARING. THE ARRAIGNMENT FORM SHOULD BE COMPLETED AND FILED WITH THE CITY CLERK. IF YOU FAIL TO FILE THE FORM WITHIN SEVEN (7) CALENDAR DAYS PRIOR TO THE HEARING, A PLEA OF NOT GUILTY SHALL BE ENTERED ON YOUR BEHALF BY THE VILLAGE CLERK. IF YOU SUBSEQUENTLY ENTER A PLEA OF GUILTY OR ARE FOUND GUILTY AFTER A HEARING, THEN YOU WILL BE REQUIRED TO REIMBURSE THE CITY FOR ANY AND ALL OUT OF POCKET EXPENSES, INCLUDING REASONABLE ATTORNEYS' FEES, COURT REPORTER APPEARANCE FEES AND THE COST OF HAVING POLICE OFFICERS AND WITNESSES PRESENT TO TESTIFY. ANY AND ALL QUESTIONS MUST BE DIRECTED TO THE CITY ATTORNEY, JOHN McGUIRK, AT 630/513-8700.

DATED this 1ST day of April, 2014.


Raymond Rogina
Local Liquor Control Commissioner
City of St. Charles

cc: Mark Koenen, City Administrator
Chief of Police, Steve Huffman

THIRSTY FOX

STATE OF ILLINOIS)
) SS
COUNTIES OF KANE AND DU PAGE)

**BEFORE THE LOCAL LIQUOR CONTROL COMMISSIONER OF
THE CITY OF ST. CHARLES, ILLINOIS**

IN THE MATTER OF THE LIQUOR)
LICENSE OF:)
) Case Number 2014-LC-01
BIG EDS ENTERTAINMENT, INC.)
(THIRSTY FOX PUB))
104 East Main Street)
St. Charles, IL 60174)

COMPLAINT OF VIOLATION

NOW COMES the Petitioner, Steve Huffman, Chief of Police of the City of St. Charles, Illinois and files this complaint before the Local Liquor Control Commission of the City of St. Charles, Illinois, and states as follows:

1. The Petitioner is the duly appointed Chief of Police of the City of St. Charles and as such is charged with the duty of enforcing the laws of the State of Illinois and the ordinances of the City of St. Charles.

2. On or about March 21, 2014 at approximately 8:10 p.m., the Licensee, Big Eds Entertainment, Inc. (Thirsty Fox Pub), by and through its employees, officers and/or agents, committed the following offense in or upon the licensed premises at 104 E. Main Street, St. Charles, IL 60174:

OFFENSE

Served alcoholic liquor to two persons under the age of 21 years.

3. On or about March 21, 2014, Big Eds Entertainment, Inc. (Thirsty Fox Pub) was operating under a Class C2 liquor license issued by the City of St. Charles.

4. That the acts detailed in Section 2 of this Complaint of Violation each are prohibited and are in violation of and contrary to Section 5.08.270 (R,S) of the St. Charles Municipal Code and the Liquor Control Act of 1934.

5. That the Licensee, Big Eds Entertainment, Inc. (Thirsty Fox Pub) is responsible for the acts of its employees, officers and agents and is required to ensure that no violations of state law or ordinances of the City of St. Charles take place on said premises.

WHEREFORE, the Petitioner, Steve Huffman, Chief of Police requests pursuant to Section 5.08.320 of the St. Charles Municipal Code that the Local Liquor Control Commission hold a hearing on this matter and take such action against Big Eds Entertainment, Inc. (Thirsty Fox Pub) as the Commissioner shall deem appropriate under the circumstances.



Steve Huffman
Chief of Police
City of St. Charles, Illinois

John M. McGuirk
Attorney for the City of St. Charles
Hoscheit, McGuirk, McCracken
& Cuscaden, P.C.
1001 East Main Street, Suite G
St. Charles, IL 60174
630/513-8700

STATE OF ILLINOIS)
) SS
COUNTIES OF KANE AND DU PAGE)

**BEFORE THE LOCAL LIQUOR CONTROL COMMISSIONER OF
THE CITY OF ST. CHARLES, ILLINOIS**

IN THE MATTER OF THE LIQUOR)
LICENSE OF:)
) Case Number 2014-LC-01
BIG EDS ENTERTAINMENT, INC.)
(THIRSTY FOX PUB)

CITATION AND NOTICE OF HEARING

TO: BIG EDS ENTERTAINMENT, INC. (THIRSTY FOX PUB)
104 East Main Street
St. Charles, IL 60174

PLEASE TAKE NOTICE THAT on April 21, 2014 at the hour of 4:30 p.m., in the City Council Chambers at the St. Charles City Hall, 2 East Main Street, City of St. Charles, Illinois, the St. Charles Local Liquor Control Commission shall conduct a hearing pursuant to Chapter 5.08.270 of the Municipal Code of the City of St. Charles and the Liquor Control Act of 1934, 235 ILCS 5/1-1 et seq.

The purpose of said hearing shall be to determine whether the St. Charles Local Liquor Control Commissioner, pursuant to this authority, shall revoke or suspend the local liquor license issued to you or impose a fine upon you, or both, by reason, by reason of the Complaint of Violation filed by the Chief of Police, Steve Huffman, a copy of which is attached.

AT WHICH TIME AND PLACE YOU MAY APPEAR AND DEFEND. YOU MAY BE REPRESENTED BY AN ATTORNEY IF YOU SO CHOOSE. ATTACHED HERETO IS AN ARRAIGNMENT FORM, WHICH IS INCORPORATED HEREIN. YOU MUST COMPLETE AND RETURN THE ARRAIGNMENT FORM WITH SEVEN (7) CALENDAR DAYS PRIOR TO THE HEARING. THE ARRAIGNMENT FORM SHOULD BE COMPLETED AND FILED WITH THE CITY CLERK. IF YOU FAIL TO FILE THE FORM WITHIN SEVEN (7) CALENDAR DAYS PRIOR TO THE HEARING, A PLEA OF NOT GUILTY SHALL BE ENTERED ON YOUR BEHALF BY THE VILLAGE CLERK. IF YOU SUBSEQUENTLY ENTER A PLEA OF GUILTY OR ARE FOUND GUILTY AFTER A HEARING, THEN YOU WILL BE REQUIRED TO REIMBURSE THE CITY FOR ANY AND ALL OUT OF POCKET EXPENSES, INCLUDING REASONABLE ATTORNEYS' FEES, COURT REPORTER APPEARANCE FEES AND THE COST OF HAVING POLICE OFFICERS AND WITNESSES PRESENT TO TESTIFY. ANY AND ALL QUESTIONS MUST BE DIRECTED TO THE CITY ATTORNEY, JOHN MCGUIRK, AT 630/513-8700.

DATED this 1ST day of April, 2014.



Raymond Rogina
Local Liquor Control Commissioner
City of St. Charles

cc: Mark Koenen, City Administrator
Chief of Police, Steve Huffman

WAL MART

ARRAIGNMENT FORM

I, JAMES RENFROW, as agent for Wal-Mart Stores, Inc., being a licensee charged with a violation of Chapter 5.08 of the Municipal Code of the City of St. Charles and the Liquor Control Act of 1934, 235 ILCS 5/1-1 et seq. at 150 Smith Road, St. Charles, Illinois 60174, do hereby enter a plea of:

Guilty, but request a hearing in mitigation in which I will be given an opportunity to present evidence in support of my position to minimize any penalty.

Guilty, I do not request a hearing.

Not Guilty. I request a hearing.

Wal-Mart Stores, Inc.

Signature:

By: *James Renfrow*

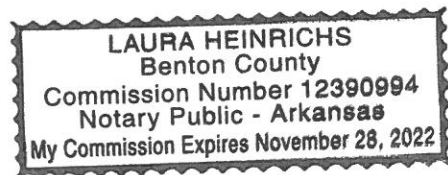
Date:

04-11-14

Subscribed and sworn to before me

This 11th day of April, 2014.

Laura Heinrichs
Notary Public



Form can be faxed to 630/377-4440
or e-mailed to the attention of Tina Nilles
at tnilles@stcharlesil.gov
Hard copy must follow by U.S. Mail

STATE OF ILLINOIS)
) SS
COUNTIES OF KANE AND DU PAGE)

**BEFORE THE LOCAL LIQUOR CONTROL COMMISSIONER OF
THE CITY OF ST. CHARLES, ILLINOIS**

IN THE MATTER OF THE LIQUOR)
LICENSE OF:)
) Case Number 2014-LC-03
Wal-Mart Stores, Inc.)
150 Smith Road)
St. Charles, IL 60174)

COMPLAINT OF VIOLATION

NOW COMES the Petitioner, Steve Huffman, Chief of Police of the City of St. Charles, Illinois and files this complaint before the Local Liquor Control Commission of the City of St. Charles, Illinois, and states as follows:

1. The Petitioner is the duly appointed Chief of Police of the City of St. Charles and as such is charged with the duty of enforcing the laws of the State of Illinois and the ordinances of the City of St. Charles.

2. On or about February 27, 2014 at approximately 7:25 p.m., the Licensee, Wal-Mart Stores, Inc., by and through its employees, officers and/or agents, committed the following offense in or upon the licensed premises at 150 Smith Road, St. Charles, IL 60174:

OFFENSE

Sold alcoholic liquor to a person under the age of 21 years.

3. On or about February 27, 2014, Wal-Mart Stores, Inc. was operating under a Class A2 liquor license issued by the City of St. Charles.

4. That the acts detailed in Section 2 of this Complaint of Violation each are prohibited and are in violation of and contrary to Section 5.08.270 (R,S) of the St. Charles Municipal Code and the Liquor Control Act of 1934.

5. That the Licensee, Wal-Mart Stores, Inc., is responsible for the acts of its employees, officers and agents and is required to ensure that no violations of state law or ordinances of the City of St. Charles take place on said premises.

WHEREFORE, the Petitioner, Steve Huffman, Chief of Police requests pursuant to Section 5.08.320 of the St. Charles Municipal Code that the Local Liquor Control Commission hold a hearing on this matter and take such action against Wal-Mart Stores, Inc. as the Commissioner shall deem appropriate under the circumstances.

A handwritten signature in black ink, appearing to read "Steve Huffman", is written over a horizontal line.

Steve Huffman
Chief of Police
City of St. Charles, Illinois

John M. McGuirk
Attorney for the City of St. Charles
Hoscheit, McGuirk, McCracken
& Cuscaden, P.C.
1001 East Main Street, Suite G
St. Charles, IL 60174
630/513-8700

STATE OF ILLINOIS)
) SS
COUNTIES OF KANE AND DU PAGE)

**BEFORE THE LOCAL LIQUOR CONTROL COMMISSIONER OF
THE CITY OF ST. CHARLES, ILLINOIS**

IN THE MATTER OF THE LIQUOR)
LICENSE OF:)
) Case Number 2014-LC-03
Wal-Mart Stores, Inc.)

CITATION AND NOTICE OF HEARING

TO: Wal-Mart Stores, Inc.
150 Smith Road
St. Charles, IL 60174

PLEASE TAKE NOTICE THAT on April 21, 2014 at the hour of 4:30 p.m., in the City Council Chambers at the St. Charles City Hall, 2 East Main Street, City of St. Charles, Illinois, the St. Charles Local Liquor Control Commission shall conduct a hearing pursuant to Chapter 5.08.270 of the Municipal Code of the City of St. Charles and the Liquor Control Act of 1934, 235 ILCS 5/1-1 et seq.

The purpose of said hearing shall be to determine whether the St. Charles Local Liquor Control Commissioner, pursuant to this authority, shall revoke or suspend the local liquor license issued to you or impose a fine upon you, or both, by reason, by reason of the Complaint of Violation filed by the Chief of Police, Steve Huffman, a copy of which is attached.

AT WHICH TIME AND PLACE YOU MAY APPEAR AND DEFEND. YOU MAY BE REPRESENTED BY AN ATTORNEY IF YOU SO CHOOSE. ATTACHED HERETO IS AN ARRAIGNMENT FORM, WHICH IS INCORPORATED HEREIN. YOU MUST COMPLETE AND RETURN THE ARRAIGNMENT FORM WITH SEVEN (7) CALENDAR DAYS PRIOR TO THE HEARING. THE ARRAIGNMENT FORM SHOULD BE COMPLETED AND FILED WITH THE CITY CLERK. IF YOU FAIL TO FILE THE FORM WITHIN SEVEN (7) CALENDAR DAYS PRIOR TO THE HEARING, A PLEA OF NOT GUILTY SHALL BE ENTERED ON YOUR BEHALF BY THE VILLAGE CLERK. IF YOU SUBSEQUENTLY ENTER A PLEA OF GUILTY OR ARE FOUND GUILTY AFTER A HEARING, THEN YOU WILL BE REQUIRED TO REIMBURSE THE CITY FOR ANY AND ALL OUT OF POCKET EXPENSES, INCLUDING REASONABLE ATTORNEYS' FEES, COURT REPORTER APPEARANCE FEES AND THE COST OF HAVING POLICE OFFICERS AND WITNESSES PRESENT TO TESTIFY. ANY AND ALL QUESTIONS MUST BE DIRECTED TO THE CITY ATTORNEY, JOHN McGUIRK, AT 630/513-8700.

DATED this 1ST day of April, 2014.



Raymond Rogina
Local Liquor Control Commissioner
City of St. Charles

cc: Mark Koenen, City Administrator
Chief of Police, Steve Huffman