

**TENNESSEE ALCOHOLIC BEVERAGE COMMISSION**

**MINUTES  
February 24, 2015  
1:30 pm**

The regular meeting of the Tennessee Alcoholic Beverage Commission was held on Tuesday, February 24, 2015; in Nashville, Tennessee at 1:30 pm. Chairperson Mary McDaniel was not in attendance. Commissioner Jones and Commissioner Kaegi were present and constituted a Quorum of the Commissioners. Commissioner Kaegi acted as Chairperson. Director Keith Bell, Assistant Director Ginna Winfree, CLEO Mark Hutchens, and Staff Attorney Joshua Stepp were present.

**1. APPROVAL OF THE JANUARY 27, 2015 COMMISSION MEETING MINUTES –**

**Discussion/Action Taken:** Commissioner Jones motioned for approval, Commissioner Kaegi seconded the motion, and the motion was passed with 2 ayes.

**2. RETAIL**

**A. NEW BUSINESS**

**1. KAY MART # 3  
KINGSTON, TENNESSEE (ROANE COUNTY)**

Applicant: Uma Corporation

Shareholder(s): Chandubhai Patel 50 %  
Shakuntlaben Patel 50 %

Current: Carl A. Austin Jr., d/b/a Cheers of Kingston Wine & Spirits

Proposed: Uma Corporation, d/b/a Kay Mart #3

Before the Commission is a request for a change in ownership of the retail establishment located at 517 N. Kentucky St., Kingston, Tennessee. The applicant members are investing \$150,000 of personal funds into the business, as verified by TABC staff. The applicant plans to purchase the assets of seller for \$ 32,500 (plus the cost of inventory<sup>1</sup>), and will lease the premises from Jean Meredith for approximately \$2,200 per month, until the lease expires in 2025. The TABC staff recommends conditional approval of this request, subject to receipt of the following items:

- ~~a. Copy of Power of Attorney from Carl Austin to Kay Austin~~
- ~~b. Certificate of Compliance~~
- c. License Fee
- d. License will not be issued until closing

**Discussion/Action Taken:** Commissioner Jones motioned for conditional approval, subject to receipt of missing items and Commissioner Kaegi seconded the motion; the motion passed with 2 ayes. **Update: License #3983 issued 2/25/15; effective 2/27/15**

**2. MASON'S WINE AND SPIRITS**

<sup>1</sup> Value of the inventory is estimated to be \$150,000. In accordance with Tennessee law, Sellers are to transfer title and possession of the liquor inventory to the applicant via TABC licensed wholesalers' involvement.

**MASON, TENNESSEE (TIPTON COUNTY)**

Applicant: Robert Gooden, Sole Proprietor

Before the Commission is a request for licensing of a retail store to be located at 95A Hwy 70 West, Mason, Tennessee; 38049. Mr. Gooden plans to invest \$30,000 into the business using personal funds and a loan against his 401k, as verified by TABC staff. Joe E. Christmas Jr. and wife, Christine Christmas, will lease the premises to the applicant for \$1,000 per month, for an initial term of one year. The TABC staff recommends conditional approval of this request, subject to receipt of the following items:

- a. License Fee

**Discussion/Action Taken:** Commissioner Jones motioned for conditional approval, subject to receipt of missing item. Commissioner Kaegi seconded the motion and the motion passed with 2 ayes.

**3. DIXIE LIQUOR STORE  
DYERSBURG, TENNESSEE (DYER COUNTY)**

Applicant: Nikita & Jay Inc.

Shareholder(s): Rekhaven J. Patel      50 %  
Vasant Patel                              50 %

Current: Michael Bee Bevis, Sr., d/b/a Mike's Dixie Liquor

Proposed: Nikita & Jay Inc., d/b/a Dixie Liquor Store

Before the Commission is a request for a change of ownership in the retail store to be located at 204 S. Main, Dyersburg, Tennessee; 38024. As verified by TABC staff, the applicant intends to purchase the store from Michael Bee Bevis, Sr. (d/b/a Mike's Dixie Liquor) for \$550,000, including \$280,000 worth of inventory.<sup>2</sup> The applicant members will be using personal funds and a \$275,000 bank loan to purchase the business, and will lease the premises from Baker Agents,<sup>3</sup> for an initial term of five years, and will pay approximately \$420.00 per month in rent. The TABC staff recommends conditional approval of this request, subject to receipt of the following items:

- a. License cannot be issued prior to closing
- b. ~~TABC Agent Report~~ received 2/11/15
- c. TABC Agent Inspection
- d. Acknowledgement of TABC Rules & Regulations
- e. License Fee

**Discussion/Action Taken:** Commissioner Jones motioned for conditional approval subject to receipt of missing items. Commissioner Kaegi seconded the motion and it passed with 2 ayes. **Update: License #3985 issued 3/3/15**

**4. SUNSET WINE & SPIRITS  
MADISONVILLE, TENNESSEE (MONROE COUNTY)**

Applicant: TLM Inc.

<sup>2</sup> In accordance with Tennessee law, Sellers are to transfer title and possession of the liquor inventory to the applicant via TABC licensed wholesalers' involvement.

<sup>3</sup> Richard and Linda Jo Baker, Co-Trustees under the Last Will and Testament of Joe William Baker

Shareholder(s): Timothy L. Maxwell, President	100 %
Kimberly C. Maxwell, Secretary	0 %

Before the Commission is a request for the applicant to expand the premises of the retail store located at 4435 Highway 411, Madisonville, Tennessee; 37354. Mr. Maxwell owns the real property and plans to add additional storage space to the rear of the store. The TABC staff recommends conditional approval of this request, subject to receipt of the following items:

- a. Certificate of Occupancy (after build-out is complete)
- b. TABC Agent Inspection (after C/O & build-out)

**Discussion/Action Taken:** Commissioner Jones motioned for conditional approval subject to receipt of missing items, and Commissioner Kaegi seconded the motion. The motion passed with 2 ayes.

**5. COLONIAL LIQUORS  
NASHVILLE, TENNESSEE (DAVIDSON COUNTY)**

Applicant: Robert S. Bubis

Before the Commission is a request for the applicant to expand the premises of the retail store located at 2401 Franklin Rd., Nashville, Tennessee; 37204. Mr. Bubis owns the the real property being expanded into and will remove a wall to combine the spaces into one. The TABC staff recommends conditional approval of this request, subject to receipt of the following items:

- a. Certificate of Occupancy (after completion of build-out)
- b. TABC Agent Inspection (after completion of build-out and C/O)

**Discussion/Action Taken:** Commissioner Jones motioned for conditional approval subject to receipt of missing items, and Commissioner Kaegi seconded the motion; the motion passed with 2 ayes.

**6. EASTSIDE LIQUORS  
LEWISBURG, TENNESSEE (MARSHALL COUNTY)**

Applicant: Tammy Derryberry

Before the Commission is a request for an expansion of the retail store located at 222 E. Commerce St., Lewisburg, Tennessee 37091. Ms. Derryberry is the owner of the real property and, if approved, will remove a wall from the rear of the store to add a new addition (approx. 12 by 16 ft.). The TABC staff recommends conditional approval of this request, subject to receipt of the following items:

- a. Certificate of Occupancy (after completion of build-out)
- b. TABC Agent Inspection (after C/O and build-out)

**Discussion/Action Taken:** Commissioner Jones motioned for conditional approval subject to receipt of missing items, and Commissioner Kaegi seconded the motion. The motion passed with 2 ayes.

**7. 45 PACKAGE STORE  
TRENTON, TENNESSEE (GIBSON COUNTY)**

Applicant: 45 Trenton Inc.

Shareholder(s): Narendrakumar Patel 100 %

Before the Commission is a request to expand the premises of the retail store located at 2018 US Hwy. 45 Bypass South, Trenton, Tennessee; 38382. Mr. Patel intends to remove a wall to expand the store into an adjacent area. The TABC staff recommends conditional approval of this request, subject to receipt of the following items:

- a. Certificate of Occupancy (after build-out is completed)
- b. TABC Agent Inspection (after C/O and build-out)
- c. Disclosure of any loans
- d. ~~Evidence of right of possession (deed/lease) received~~

**Discussion/Action Taken:** Commissioner Jones motioned for conditional approval subject to receipt of missing items, and Commissioner Kaegi seconded the motion. The motion passed with 2 ayes.

**8. DOC'S WINES, SPIRITS & MORE  
GERMANTOWN, TENNESSEE (SHELBY COUNTY)**

Applicant: PAMACORP, LLC

Member(s): Audrey Page, President 55 %  
A. Keith May 45 %

Before the Commission is a request for licensing of a retail store to be located at 6645 Poplar Ave., Ste. 101, Germantown, Tennessee 38138. As verified by TABC staff, applicant members will invest a total of \$770,000 into the business using a bank loan and gifts of \$40,000 from their spouses. The applicant will lease the premises from Sheriff, LLC for \$12,000 per month.<sup>4</sup> The TABC staff recommends conditional approval of this request, subject to receipt of the following items:

- a. TABC Agent Inspection
- b. Acknowledgement of TABC Rules & Regulations
- c. Certificate of Occupancy
- d. License Fee
- e. Letters of no interest from Mark Page (spouse) and Lisa May (spouse of A. Keith May)

**Discussion/Action Taken:** Commissioner Jones motioned for conditional approval subject to receipt of missing items, and Commissioner Kaegi seconded the motion. The motion passed with 2 ayes.

**9. CENTERVILLE WINE AND SPIRITS INC.  
CENTERVILLE, TENNESSE (HICKMAN COUNTY)**

Applicant: Centerville Wine and Spirits Inc.

Shareholder(s): Xuefang Chen 100 %

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<sup>4</sup> Term of the lease is for five years. The rent will increase to \$13,500 per month in September of 2016.

Before the Commission is a request for licensing of a retail business to be located at 575 Midway Shopping Ctr., Centerville, Tennessee. Financing for the business will be from personal funds and a \$50,000 loan from Mike Measel<sup>5</sup>, as verified by the TABC staff. The applicant is leasing the premises from LUKE1610, LLC for an initial 10 year term, and will pay approximately \$1,000 per month in rent. The TABC staff recommends conditional approval of this request, subject to receipt of the following:

- a. TABC Inspection
- b. Acknowledgment of TABC Rules & Regulations
- c. License Fee

**Discussion/Action Taken:** Commissioner Jones motioned for conditional approval subject to receipt of missing items, and Commissioner Kaegi seconded the motion. The motion passed with 2 ayes.

**10. PARKWAY PACKAGE  
LEWISBURG, TENNESSEE (MARSHALL COUNTY)**

Applicant: Girish J. Patel, Sole Proprietor

Current: Thomas Mark Brown d/b/a Parkway Package

Proposed: Girish J. Patel d/b/a Parkway Package

Before the Commission is a request for a transfer of ownership in the retail store located at 306 N. Ellington Parkway, Lewisburg, Tennessee 37091. Current owner, Mr. Brown, has agreed to sell the business to the applicant for a purchase price of \$50,000.<sup>6</sup> Financing for the business will come from seller financing<sup>7</sup> and personal funds, for a total of \$75,000 to be invested by Mr. Patel. The applicant will lease the premises from Pragnika, LLC, for an initial term of seven years, and will pay \$2,000 per month in rent. The TABC staff recommends conditional approval of this request, subject to receipt of the following items:

- a. TABC Inspection
- b. Acknowledgement of TABC Rules & Regulations
- c. License Fee

**Discussion/Action Taken:** Commissioner Jones motioned for conditional approval subject to receipt of missing items, and Commissioner Kaegi seconded the motion. The motion passed with 2 ayes. **Update: License #3986 issued 3/3/15**

**11. WOW WINE & LIQUOR  
COOKEVILLE, TENNESSEE (PUTNAM COUNTY)**

Applicant: HKM 3, Inc.

Shareholder(s): Mamta Alpesh Patel, 100%

Before the Commission is a request for licensing of a retail store to be located at 36 S. Willow Avenue, Suite A, Cookeville, Tennessee 38501. Mamta Patel intends to invest approximately \$100,000 into the business. The applicant will lease the premises from Stover's Rentals for an

<sup>5</sup> Promissory Note in the amount of \$50,000 will be paid in 36 equal monthly payments of approximately \$1,500 each.

<sup>6</sup> In accordance with Tennessee law, Sellers are to transfer title and possession of the liquor inventory to the applicant via TABC licensed wholesalers' involvement.

<sup>7</sup> Seller will finance \$20,000, at 8% interest per annum.

initial term of 60 months, and will pay \$3,000 per month in rent. The TABC staff recommends conditional approval of this request, subject to receipt of the following items:

- a. TABC Agent Report
- b. TABC Agent Inspection
- c. Acknowledgement of TABC Rules & Regulations
- d. License Fee

**Discussion/Action Taken:** Commissioner Jones motioned for conditional approval subject to receipt of missing items, and Commissioner Kaegi seconded the motion. The motion passed with 2 ayes. **Update: License #3987 issued 3/16/15**

**3. WINERIES**

**A. NEW BUSINESS**

**1. LOOK OUT WINERY, INC.  
GUILD, TENNESSEE (MARION COUNTY)**

Applicant: Look Out Winery, Inc.

Shareholder(s): Charles J. Bordogna 100 %

Before the Commission is a request for licensing of a winery to be located at 11848 Highway 41, Guild, Tennessee 37340. Mr. Bordogna is investing \$200,000 into the business using personal funds and a line of credit from Volunteer Bank. Mr. Bordogna owns the real property where the winery will be located, and will lease the premises to Look Out Winery, Inc., for \$1.00 per month. All documentation has been received, and The TABC staff recommends approval of this request.

**Discussion/Action Taken:** Commissioner Jones motioned for approval and Commissioner Kaegi seconded the motion. The motion for approval passed with 2 ayes. **Update: License W-99 issued 2/25/15**

**2. GOODWATER VINEYARDS, LLC  
BYBEE, TENNESSEE (COCKE COUNTY)**

Applicant: Goodwater Vineyards, LLC

Members: Michael Hood 50 %  
Family Trust of Carol B. Hood 50 %

Current	%	Proposed	%
Michael Hood	50	Michael Hood	50
Carol Hood	50	Family Trust of Carol B. Hood	50

Before the Commission is a request for a change in the ownership of the winery (permit #W-88) located at 1861 Goodwater Rd., Bybee, Tennessee 37713. Carol Hood, now deceased, left her interest in the business to the Family Trust of Carol R. Hood. The Family Trust is made up of Michael Hood (50%) and Matthew Hood (50%). The TABC staff recommends approval of this request.

**Discussion/Action Taken:** Commissioner Jones motioned for approval and Commissioner Kaegi seconded the motion. The motion for approval passed with 2 ayes.

**3. GRINDER’S SWITCH WINERY (PERMIT W-44)  
CENTERVILLE, TENNESSEE (HICKMAN COUNTY)**

Applicant: Grinder’s Switch Winery, Inc.  
 Shareholder(s): Joey M. Chessor 50 %  
 Gail L. Chessor 50 %  
 Winery Address: 2119 Hwy. 50 West Loop, Centerville, Tennessee

Applicant, Inc. is requesting approval to operate a satellite facility at 1310 Clinton St., Ste. 125, Nashville, Tennessee. The applicant plans to lease the premises from Barry Walker for an initial term of one year, and will pay approximately \$2000 per month in rent. The TABC staff recommends conditional approval of this request, subject to receipt of the following items:

- a. Amended TTB Permit and/or TTB Form 5120.25 or Alc. Registration by TTB
- b. TABC Agent Inspection & Investigative Report of Premises
- c. Acknowledgement of TABC Rules & Regulations re: Satellite Premises
- d. License Fee

**Discussion/Action Taken:** Commissioner Jones motioned for conditional approval subject to receipt of missing items, and Commissioner Kaegi seconded the motion. The motion passed with 2 ayes.

**4. FARM WINERIES – NONE**

**5. WHOLESALERS**

**A. NEW BUSINESS**

**1. FIRESIDE DISTRIBUTING COMPANY  
NASHVILLE, TENNESSEE (DAVIDSON COUNTY)**

Applicant: Fireside Distributing Company, LLC

Current	%	Proposed	%
John H. Fields	45 (Class A)	John H. Fields	37.5 (Class A)
Randall L. Bennett	45 (Class A)	Randall L. Bennett	37.5 (Class A)
Stephen M. Lackey	5 (Class B)	Stephen M. Lackey	5 (Class B)
Dan Herring	5 (Class B)	Dan Herring	5 (Class B)
		Linda & Gary Stooksberry	2.5 (Class B)
		Timothy A. Dawson	12.5 (Class B)
		John H. Fields	+ 5 (Class B)

Before the Commission is request for approval of a change in members and members’ interest in the wholesale business located at 470 Metroplex Dr., Suite 207, Nashville, Tennessee 37211. The Stooksberry’s are purchasing 2.5% of Class B shares for \$25,000, and Mr. Dawson is purchasing 12.5% of Class B shares for \$125,000. Mr. Fields is also purchasing 5% of Class B shares for \$50,000. The TABC staff recommends approval of this request.

**Discussion/Action Taken:** Commissioner Jones motioned for approval and Commissioner Kaegi seconded the motion. The motion for approval passed with 2 ayes.  
**Update:** Database updated

2. **HAND FAMILY WINE & SPIRITS (PERMIT # 53)  
SODDY DAISY, TENNESSEE (HAMILTON COUNTY)**

Applicant: Hand Family Wine & Spirits, LLC  
Current Location: 20 East 14<sup>th</sup> St., Chattanooga, Tennessee 37408  
Proposed Location: 200 Shearer St., Soddy Daisy, Tennessee 37379

Before the Commission is a request for a transfer of location of the wholesale business currently located at 21 E. 14<sup>th</sup> St., Chattanooga, Tennessee. The applicant will lease the premises from CWHFP, LLC for an initial term of ten years, and will pay \$1000 per month in rent. The TABC staff recommends conditional approval of this request, subject to receipt of the following items:

- a. ~~Amended TTB Permit Indicating New Location~~
- b. ~~Certificate of Occupancy~~
- e. ~~Location Approved by Zoning (local authorities)~~
- d. TABC Inspection received 2/11/15

**Discussion/Action Taken:** All conditional requirements received. Commissioner Jones motioned for approval and Commissioner Kaegi seconded the motion. The motion for approval passed with 2 ayes.

6. **DISTILLERY**

A. **NEW BUSINESS**

1. **TENNESSEE DISTILLING LTD.  
COLUMBIA, TENNESSEE (MAURY COUNTY)**

Applicant: Tennessee Distilling Group LLC  
Members: Larry Michael Williams 50 %  
Mark Scott Mackenzie 50 %

Before the Commission is a request for licensing of a distillery to be located at 1929 Ridgecrest Dr., Columbia, Tennessee 38401. Financing for the business, as verified by TABC staff, is from personal funds (approx. \$300,000) and a \$1.4 million dollar line of credit. The applicant will lease the premises from Ridgecrest Group Holdings, LLC on a year to year basis for approximately \$4,000 per month. The TABC staff recommends conditional approval of this request, subject to receipt of the following items:

- a. TABC Agent Inspection (after build-out)
- b. Acknowledgment of TABC Rules & Regulations
- c. License Fee

**Discussion/Action Taken:** Commissioner Jones motioned for conditional approval subject to receipt of missing items, and Commissioner Kaegi seconded the motion. The motion passed with 2 ayes. **Update:** license #119 issued 3/10/15

**2. CANDY MOUNTAIN  
LENOIR CITY, TENNESSEE (LOUDON COUNTY)**

Applicant: Candy Mountain LLC

Member(s): Ted L. Wampler, Jr., President 100 %

Before the Commission is a request for licensing of the business located at 781 Hwy. 70 West, Lenoir City, Tennessee. The Wampler's Sausage Factory has been in business since 1953 and wish to be licensed (as Candy Mountain LLC, d/b/a Candy Mountain) to produce moonshine sausage.<sup>8</sup> Pursuant to T.C.A. § 57-3-202(f)(1): A manufacturer's license may be issued to a person, firm or corporation for the limited purpose of blending nonalcoholic products with alcoholic beverages on premises, either on its own behalf or on behalf of other entities pursuant to contract.<sup>9</sup> The TABC staff recommends conditional approval of this request, subject to receipt of the following items:

- a. \_\_\_\_\_ License Fee
- b. \_\_\_\_\_ TTB approval of formula

**Discussion/Action Taken:** All conditional requirements received prior to Commission Meeting. Commissioner Jones motioned for approval and Commissions Kaegi seconded the motion; the motion for approval passed with 2 ayes. **Update: license #118 issued 2/25/15**

**B. OLD BUSINESS**

**1. THE TENNESSEE STILLHOUSE COMPANY  
CHATTANOOGA, TENNESSEE (HAMILTON COUNTY)**

Applicant: TNSH, LLC

Members:	Andrew Kean, President	0 %
	Timothy Piersant, CEO	0 %
	Tennessee Stillhouse Holdings, LLC <sup>10</sup>	100 %

**This matter was continued from the January 27, 2015 Commission Meeting.**

Before the Commission is a request for licensing of a distillery to be located at 1439 Market St., Chattanooga, Tennessee. Financing for the business will be through a line of credit from FSG bank, as verified by TABC staff. The applicant is leasing the premises of the store from Thomas L. Johnson for an initial term of three years, and will pay approximately \$5,000 per month. The TABC staff recommends conditional approval of this request, subject to receipt of the following:

- a. \_\_\_\_\_ Certificate of Occupancy received 2/19/15

**Discussion/Action Taken:** Commissioner Jones motioned for approval and Commissioner Kaegi seconded the motion; the motion passed with 2 ayes. **Update: license #117 issued 2/24/15**

<sup>8</sup> The product will be made in the same physical location as any other Wampler's sausage products.

<sup>10</sup> Ownership of Tennessee Stillhouse Holdings, LLC: Tim Piersant (35.73%), Solomon Holdings, LLC (6.25%), Lamp Post Group, LLC (23.34%), Ben Probasco (8.21%), Scott Probasco, III (8.21%), Zan Guerry (4.11%), Bob Bosworth (3.28%), Charlie Stafford (3.28%), Derrill Pitts (3.28%), Krue Brock (1.97%), Alexis Bogo (0.63%), and Blair Ramsey (0.70%)

7. PRIVATE CLUBS - NONE
8. ALJ INITIAL ORDER TO BE REVIEWED BY COMMISSION- NONE
9. MISC –
  - A. James Little d/b/a Riverstone Wine and Spirits - Motion for Reconsideration –  
Motion Withdrawn on 2/20/15
10. DATE OF NEXT MEETING – March 24, 2015
11. UPCOMING MEETINGS – March 24, 2015  
- April 28, 2015 (set at February meeting)

APPROVED FOR ENTRY UPON THE MINUTE BOOKS OF THE TENNESSEE ALCOHOLIC BEVERAGE COMMISSION THIS THE 24th DAY OF MARCH, 2015.

  
Mary McDaniel  
Chairperson

  
Keith Bell  
Executive Director