

Virginia Alcoholic Beverage Control Authority
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HEARINGS, APPEALS & JUDICIAL SERVICES

SCHEDULED HEARINGS DOCKET
(RICHMOND REGIONAL OFFICE)

AMENDED

Licensee	Objections/Charges	Administrative Law Judge	Attorneys/ Representatives	Agents	Virtual Pre-Hearing Conference Date/Time <u>*Held via Microsoft Teams OR Telephonically*</u>	Formal Hearing Date/Time	Formal Hearing Location
<p>MIDWAY EXPRESS VA INC CAROLINA EXPRESS 3100 CAROLINA AVE. RICHMOND, VA 23222-3206</p> <p><u>MAILING ADDRESS:</u> MIDWAY EXPRESS VA INC CAROLINA EXPRESS 2020 SYCAMORE CREEK DR. MANAKIN SABOT, VA 23103</p> <p>MIDWAY EXPRESS VA INC CAROLINA EXPRESS 11465 ABBOTS CROSS LN GLEN ALLEN, VA 23059</p> <p>Application: 013213946– WINE AND BEER OFF PREMISES</p> <p>ADMINISTRATIVE CASE #: 013293907 & 013306542</p>	<p>1. Failed To Comply With ABC Laws And Regulations (general) -- The licensee failed to comply with 4.1-222(n) and 4.1-225, in violation of Section 4.1-222 5. of the Code of Virginia and 3 VAC 5-50-110. 2. The place occupied by the licensee: c. Has become a meeting place or rendezvous for illegal gambling, illegal users of narcotics, drunks, prostitutes, pimps, panderers or habitual law violators or has become a place where illegal drugs are regularly used or distributed. The Board may consider the general reputation in the community of such establishment in addition to any other competent evidence in making such determination. (Administrative Case No.: 013293907)</p>	Craig Maxey, Esq.	Rachel Yates, Esq.	D.C. Miller, ASAC R. Blaney, SA A. Spinner, SA	January 10, 2023, at 1:00 p.m.	January 17, 2023, at 9:00 a.m.	Virginia ABC Central Office 7450 Freight Way Mechanicsville, Virginia 23116

	<p>2. So Located - Violations - "Peace & Good Order" -- The place to be occupied by the applicant is so located that violations of the ABC Act, the laws of the Commonwealth, or local ordinances relating to peace and good order would result from issuance of the license and operation thereunder. REF: Section 4.1-222 2.b. of the Code of Virginia. (Administrative Case No.: 013293907)</p> <p>3. So Situated With Respect To Residence Or Residential Area -- The place to be occupied by the applicant is so located with respect to a (residence or residential area) that the operation of such place under the license will adversely affect real property values or substantially interfere with the usual quietude and tranquility of such (residence or residential area). REF: Section 4.1-222 2.d. of the Code of Virginia. (Administrative Case No.: 013293907)</p> <p>4. Failed To Comply With ABC Laws And Regulations (general) -- The applicant/permittee failed to comply with 4.1-222(n) and 4.1-225, in violation of Section 4.1-222 5. of the Code of Virginia and 3 VAC 5-50-110. 2. The place occupied by the applicant/permittee: c. Has become a meeting place or rendezvous for illegal gambling, illegal users of narcotics, drunks, prostitutes, pimps, panderers or</p>						
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	<p>habitual law violators or has become a place where illegal drugs are regularly used or distributed. The Board may consider the general reputation in the community of such establishment in addition to any other competent evidence in making such determination. (Administrative Case No.: 013306542)</p> <p>5. So Located - Violations - -- The place to be occupied by the applicant is so located that violations of the ABC Act, the laws of the Commonwealth, or local ordinances relating to peace and good order would result from issuance of the license and operation thereunder. REF: Section 4.1-222 2.b. of the Code of Virginia. (Administrative Case No.: 013306542)</p> <p>6. So Situated With Respect To Residence Or Residential Area -- The place to be occupied by the applicant is so located with respect to a (residence or residential area) that the operation of such place under the license will adversely affect real property values or substantially interfere with the usual quietude and tranquility of such (residence or residential area). REF: Section 4.1-222 2.d. of the Code of Virginia. (Administrative Case No.: 013306542)</p>						
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