

JUSTIN HANSON
Mayor



TINA DUNN
Recorder-Treasurer

City of Covington

POST OFFICE BOX 768
200 West Washington Avenue, Covington, Tennessee 38019
Telephone (901) 476-9613 Fax (901) 476-6699

**THE MEETING OF THE BEER BOARD OF THE CITY OF COVINGTON,
TENNESSEE ON THE 24th DAY OF AUGUST 2021 AT COVINGTON CITY
HALL AT 5:30 P.M.**

1. Meeting to be called to order by the Chairman, Mayor Justin M. Hanson.
2. Public Hearing to regarding the Suspension, Revocation or other action against, Jose Luis Flores, the owner and operator of Margaritas Mexican Bar & Grill located at 1686 Highway 51 South in Covington for selling beer to a minor.
3. Meeting adjourned.

LAW GROUP LLP

W. Lewis Jenkins, Jr. ♦*Δ
Dean P. Dedmon ♦
Mark L. Hayes ◇
David Owen
Rachel K. Witherington
Leah F. Keiser
Thomas D. Forrester ♦
Mark Butler

August 11, 2021

♦ Licensed in Tennessee & Missouri
* LL.M (Taxation)
Δ Board Certified Civil Trial Advocate
◇ Rule 31 Mediator
♦ 1950-2019

Writer's Email:
Rwitherington@lexverum.com

Margaritas Mexican Bar & Grill, Inc.
1686 Hwy 51 South
Covington, TN 38019
ATTN: Jose Flores

Certified # 7021 0350 0002 3054 0509

Re: Margaritas Mexican Bar & Grill Beer Permit Violation, Notice of Hearing

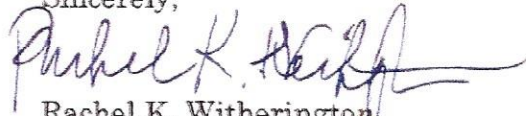
Dear Mr. Flores:

Please find enclosed a Notice of Hearing to appear before the City of Covington Beer Board regarding alleged violations of the conditions of your beer permit at the above referenced place of business on or about June 25, 2021. Specifically, that beer was sold to a minor, which is a violation of City of Covington ordinance 8-212(6).

It is necessary that you attend the hearing on August 24, 2021 at 5:30pm at the City of Covington City Hall located at 200 W. Washington Ave., Covington, TN 38019. The hearing will take place in the second-floor conference room.

If you claim to be a Responsible Vendor certified by the Tennessee Alcoholic Beverage Commission, please provide proof of your current certification to David Gwinn at City Hall *at least 7 days prior to your hearing*. For more information about becoming a Responsible Vendor please visit <https://www.tn.gov/abc/alcohol-awareness.html>.

Sincerely,



Rachel K. Witherington
City Attorney

Enclosure

Cc: David Gwinn, City of Covington
Codes Department

City of Covington
Beer Board

NOTICE OF HEARING


Comes now the undersigned, pursuant to Title 8, Chapter 2 of the City of Covington municipal code: Beer Board and Ordinances, who gives notice that law enforcement officers or other witnesses will appear at 5:30 p.m., August 24, 2021, before the Covington Beer Board at 200 West Washington Ave., Covington, Tennessee, 2nd Floor Board Room, regarding Suspension or Revocation of your beer permit and/or other action against:

Permittee: Margaritas Mexican Bar & Grill
1686 Highway 51 South
Covington, TN 38019

Applicant: Jose Luis Flores

Based upon the following acts in violation of Covington Beer Ordinances and/or laws of the State of Tennessee, to wit: On the 25th of June 2021, Officers of the Covington Police Department in conjunction with agents from the Tennessee Alcoholic Beverage Commission conducted an undercover compliance check at Margaritas located at 1686 Highway 51 South in Covington. Officers utilized a confidential source who was under twenty-one years of age. The confidential source was escorted by a Special Agent of the Alcoholic Beverage Commission into the business where the confidential source ordered a Michelob Ultra. The waitress, identified as Miriam Guerrero Anzaldua, performed an ID check of the confidential source and then preceded to serve the confidential source with the beer at the table. Officer James T. Perry issued a citation in lieu of custody to Miriam Guerrero Anzaldua for Sale of Beer to a Minor TCA 57-4-203(b)(1)(B). She is scheduled to appear before the Tipton County General Sessions Court on the 20th of July 2021. Special Agent Bradley Bowen issued a citation to the business for the appropriate state charges.

This the 11 day of August, 2021.



Mayor

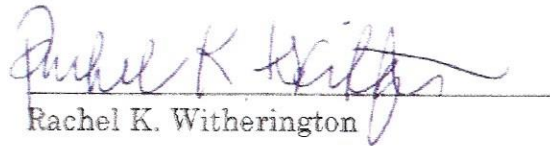
Rachel K. Witherington
City Attorney

I hereby certify that on the 11th day of August, 2021, I delivered via certified mail the City of Covington Beer Board Notice of Hearing for August 24, 2021 to:

Margaritas Mexican Bar & Grill
1686 Highway 51 South
Covington, TN 38019
Attn: Jose Luis Flores

Certified # 7021 0350 0002 3054 0509

By:


Rachel K. Witherington

MARGARITAS MEXICAN BAR & GRILL, INC.
1686 Highway 51 South
Jose Luis Flores, Permit Holder and Owner

NARRATIVE OF CASE:

On the 25th of June 2021, Officers of the Covington Police Department in conjunction with agents from the Tennessee Alcoholic Beverage Commission conducted an undercover compliance check at Margaritas located at 1686 Highway 51 South in Covington. Officers utilized a confidential source who was under twenty-one years of age. The confidential source was escorted by a Special Agent of the Alcohol Beverage Commission into the business where the confidential source ordered a Michelob Ultra. The waitress, identified as Miriam Guerrero Anzaldua, performed an ID check of the confidential source and then preceded to serve the confidential source with the beer at the table. Officer James T. Perry issued a citation in lieu of custody to Miriam Guerrero Anzaldua for Sale of Beer to a Minor TCA 57-4-203(b)(1)(B). She is scheduled to appear before the Tipton County General Sessions Court on the 20th of July 2021. Special Agent Bradley Bowen issued a citation to the business for the appropriate State charges.

HISTORY:

Jose Luis Flores obtained a beer permit for Margaritas Mexican Bar & Grill, Inc. located at 1686 Highway 51 South in Covington 9th day of February 2016. This is their first violation.