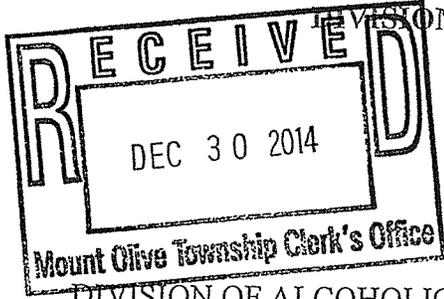


12/30/14
cc: chief,
Adm

(c)

STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF ALCOHOLIC BEVERAGE CONTROL



LIC. NO. 1427-33-005-009
AGENCY NO.S-13-35848, H-2013-50571;
TRANS. NO. 15012821

DIVISION OF ALCOHOLIC BEVERAGE)
CONTROL,)
)
Petitioner,)
)
v.)
)
BURGER N BREW INC,)
)
Respondent.)
)

NOTICE OF FINAL DETERMINATION
(OFFER IN LIEU OF REVOCATION) AND
NOTICE OF DISPOSITION OF PRIMA FACIE
CONTRABAND

Richard E. Karczewski, Jr., Deputy Attorney General
Attorney for the Division of Alcoholic Beverage Control
(John J. Hoffman, Acting Attorney General, Attorney)

The New Jersey Department of the Treasury
New Jersey Division of Taxation
(John J. Hoffman, Acting Attorney General, Attorney)

Burger N Brew, Inc.

BY THE DIRECTOR:

WHEREAS, Respondent waived the right to any hearing, appeal or judicial review of this matter, withdrew any defenses and pleas of not guilty, and entered a plea of non vult to charges dated November 21, 2013, alleging the following violation(s):

- | | |
|--|--------------------------------|
| 1. FAILURE TO MAINTAIN/PRODUCE TRUE BOOKS OF ACCOUNT WITHIN SEVEN DAYS | N.J.A.C. 13:2-23.32. |
| 2. NO CURRENT LONG/SHORT LICENSE APPLICATION | N.J.A.C. 13:2-23.13(a)2 |
| 3. EMPLOYEE LIST NOT AVAILABLE OR INCOMPLETE | N.J.A.C. 13:2-23.13(a)3. |
| 4. FETAL ALCOHOL SYNDROME POSTER | N.J.S.A. 33:1-12a. |
| 5. PROHIBITED PURCHASE (RETAILER TO RETAILER) | N.J.A.C. 13:2-23.12(a) or (b). |
| 6. UNDISCLOSED INTEREST | N.J.S.A. 33:1-26. |

and the Director having accepted the payment of \$15,000.00 on December 10, 2014 in compromise by The New Jersey Division of Taxation in lieu of revocation of license, in accordance with the provisions of N.J.S.A. 33:1-31.

Accordingly, it is on this 10th day of December, 2014,

ORDERED that in accordance with the signed "Waiver of...Return of Seized Property," all seized property (if applicable), related to this matter be and is hereby forfeited, in accordance with the provisions of N.J.S.A. 33:1-1 et seq. and/or N.J.S.A. 2C:64-1 et seq. However, any illegal gambling devices shall be destroyed, in accordance with the guidelines set forth in the then Director's directive of September 26, 1988, and the cash found in the machine shall be paid over to the State Law Enforcement Trust Fund, pursuant to N.J.S.A. 2C:64-6 and N.J.A.C. 13:77, and, further any other remaining evidence (other than any books and records of the licensed business which shall be returned to the licensee) shall be destroyed or disposed of, as provided by law.

MICHAEL I. HALFACRE, DIRECTOR

By: *K. Schatz*
KEVIN MARC SCHATZ, SDAG
ACTING ENFORCEMENT BUREAU CHIEF