

**OAK RIDGE BEER PERMIT BOARD  
REGULAR MEETING**

**Municipal Building Training Room  
Monday, March 11, 2013  
12:00 Noon**

**AGENDA**

1. **ATTENDANCE**
2. **APPROVAL OF MINUTES** – Regular Meeting of February 11, 2013
3. **APPLICATIONS FOR NEW BEER PERMITS AND ASSOCIATED MANAGER APPROVAL APPLICATIONS** – None
4. **NEW MANAGER APPROVAL APPLICATIONS** – None
5. **SHOW CAUSE HEARINGS**

**Show Cause Hearing # 2013-01**

**Oak Ridge Revitalization Effort**

**Events at Grove Center Parking Lot**

**Class “C” Beer Permit #1403, Approved: 7/26/10**

**Owner: Board Members (Represented by Kate Groover, Executive Director)**

**Manager: Mary Cox and Barbara Ferrell (9/13/2010)**

At the February 11, 2013 meeting, the Oak Ridge Beer Permit Board unanimously voted to hold a Show Cause Hearing for the Oak Ridge Revitalization Effort (ORRE) for failure to pay the annual \$100.00 privilege tax required by City Code §8-708.

**Show Cause Hearing # 2013-02**

**Lincoln’s Sports Grille**

**119 S. Illinois Avenue**

**Class “C” Permit #1406, Approved 8/9/10**

**Class “B” Permit #1439, Approved 11/14/2011 (for catering only)**

**Owner: Edward Green, Lendon Aaron Hart, Mike Lincoln, and Vander J. Murray**

**Manager: Michelle Sherri Hoffman (11/14/11)**

At the February 11, 2013 meeting, a majority of the Oak Ridge Beer Permit Board voted to hold a Show Cause Hearing for Lincoln’s Sports Grille pertaining to a large disturbance late in the evening of February 9, 2013 (after midnight, actually February 10, 2013) and reports of fights and one arrest for public intoxication.

6. **NEW / OLD BUSINESS**
7. **ADJOURNMENT**

**MINUTES OF THE  
OAK RIDGE BEER BOARD**  
Regular Meeting

Training Room – Municipal Building  
February 11, 2013  
12:00 noon

PRESENT: Barton Bailey, Colin Colverson, Theresa Scott, Debra Solmonson, Randy Tedford and Wendy Williams

ABSENT: Pedro Otaduy (gave prior notice to Secretary Bailey)

ALSO  
PRESENT: Tammy Dunn, Senior Staff Attorney  
Alan Massengill, Deputy Police Chief

AUDIENCE  
MEMBERS: Michael Foster, Allies for Substance Abuse Prevention  
Nancy Zamora, SPIRITS Program

**ATTENDANCE**

Chairman Tedford called the meeting to order at 12:00 noon. All members were present except Mr. Otaduy, who contacted Secretary Bailey prior to the meeting to state he would be absent.

**APPROVAL OF MINUTES**

Chairman Tedford moved, seconded by Ms. Scott, to approve the January 14, 2013 regular meeting minutes and the February 4, 2013 special meeting minutes and the motion carried unanimously. Ms. Williams stated she was unable to hear all of comments at the January meeting due to people speaking over each other and the quick back-and-forth exchanges. Ms. Scott acknowledged this was a problem and Chairman Tedford stated he would try to prevent that from happening in the future.

**APPLICATIONS FOR NEW BEER PERMITS AND THEIR ASSOCIATED MANAGER APPROVALS**

(None)

**NEW MANAGER APPROVAL APPLICATIONS**

Christina Slater  
Red Lobster #0702  
359 S. Illinois Avenue

Ms. Slater was present to discuss her manager application. The Board discussed Ms. Slater's prior employment history with beer sales. Ms. Slater was asked to ensure that future managers of Red Lobster complete the application process before the board within the timeframes required. Ms. Slater was reminded of the responsibility to "patrol" the parking lot and of the ability to call the police when needed. Ms. Williams inquired about the training process for employees and Ms. Slater stated all employees are trained through the Alcoholic Beverage Commission (ABC) and through Red Lobster's

in-house training. She stated all bartenders, servers, and service assistants receive this training. Chairman Tedford moved, seconded by Secretary Bailey, to approve the application and the motion carried unanimously.

## **NEW / OLD BUSINESS**

### **SPIRITS Program**

Ms. Nancy Zamora requested time during this meeting to make a brief presentation on the SPIRITS Program. Informational materials were given to members at the January 14, 2013 meeting as part of the agenda packet and Ms. Zamora passed out additional information to the members at the meeting. Ms. Zamora gave the history of the program (which program is also available in Spanish) and the responsible vendor law. Ms. Zamora also explained requirements on the program as part of the SAVE Act regarding citizenship. The Board thanked Ms. Zamora for her presentation.

### **New Beer Permit Application and Manager Approval Forms**

Secretary Bailey moved, seconded by Mr. Colverson, to approve the proposed application forms and the motion carried unanimously.

### **Privilege Tax Payments Update**

Ms. Dunn reported that as of February 11, 2013, the Oak Ridge Revitalization Effort is the only active beer permit holder to have not paid the required annual privilege tax payment. Attempts to contact Oak Ridge Revitalization Effort by mail and telephone have been unsuccessful. As required by City Code §8-708(2), a certified letter was sent on January 31, 2013 to Oak Ridge Revitalization Effort giving an additional ten (10) days to pay from receipt of the certified letter. To date, the certified mail receipt card has not been returned by the postal service.

Chairman Tedford moved, seconded by Ms. Scott, to hold a show cause hearing immediately after the next regular meeting (March 11, 2013) for the Oak Ridge Revitalization Effort to show cause why action should not be taken against the beer permit for failure to pay the privilege tax and the motion carried unanimously.

### **Atomic Elks**

Chief Massengill reported that the Police Department will be following up on a recent report that there is activity at the Atomic Elks. The Police Department will check to make sure beer and/or alcohol is not being served or sold without the proper permit or license.

### **Lincoln's Sports Grille**

Chief Massengill reported on a disturbance and large crowd at Lincoln's Sports Grille on Saturday evening (February 9, 2013). Chief Massengill reported the occupancy limit appeared to be exceeded and when police arrived, patrons were standing on tables recording fights that were taking place. The call came from a cell phone, so it is unknown whether the establishment called police. Chief Massengill stated the police and a manager closed the establishment that evening. At least one arrest was made that evening for public intoxication. Chief Massengill stated he had spoken with Fire Chief Kerley about the occupancy limit.

Secretary Bailey moved, seconded by Ms. Scott, to hold a show cause hearing immediately after the next regular meeting (March 11, 2013) for Lincoln's Sports Grille to show cause why action should not be taken against the beer permit due to the activity over the weekend and for Lincoln's to bring their video footage from that evening, and the motion carried by a vote of 5-to-0. Mr. Colverson abstained from the vote.

**ADJOURNMENT**

The meeting adjourned at 12:45 p.m. upon motion of Chairman Tedford, second by Ms. Scott, and unanimous approval.

Respectfully submitted,

---

Barton Bailey, Secretary

## SHOW CAUSE HEARINGS – GENERALLY

Section 4.D. of the Board's Rules and Procedures govern the procedure for show cause hearings, which shall be conducted as nearly as practicable in accordance with judicial tribunal proceedings.

In the past, the Beer Board has used the following procedure for show cause hearings:

1. The Chairman announces the reason for hearing, specifying the establishment's name and the incident(s) that resulted in the Board voting to hold the show cause hearing.
2. The Chairman swears in all witnesses – "Everyone who may give testimony, please come forward. Raise your right hand. Do you swear or affirm that the testimony you give in this hearing will be the truth, the whole truth and nothing but the truth?"
3. Testimony – The Board may hear testimony from the City and the establishment. Board members may ask questions of the witnesses. This is the establishment's opportunity to show cause as to why the Board should not take any negative action against the establishment's beer permit(s).
4. Discussion – After testimony, the Board discusses whether the establishment has shown cause as to why the Board should not take action against the beer permit. If a member feels the establishment has not shown sufficient reasons for the Board to not take action against the beer permit, then the motion would read as follows:

"I move that [name of establishment] HAS NOT shown adequate cause as to why the Board should not take action against the beer permit."

If a member feels the establishment has shown sufficient cause, then the motion would read the same without the "not" inserted above.

"I move that [name of establishment] HAS shown adequate cause as to why the Board should not take action against the beer permit."

If there is a majority vote that establishment has not shown sufficient cause for the Board to not take negative action, the next decision for the Board is what action to take against the beer permit(s).

The Board may revoke or suspend a beer permit. A revocation is permanent removal of the beer permit. A suspension is temporary and can be effective for any time period up to eleven months and twenty-nine days. If a suspension is the decision, the Board may also choose to accept a civil penalty in lieu of said suspension (maximum. \$1,000 per violation). An establishment has seven days to pay any civil penalty imposed or the suspension will take effect.

The Board is requested to be specific in your action(s) and specific as to the grounds for your action(s).

A court reporter is provided by the City for show cause hearings, which enables a transcript of the hearing to be available should an establishment appeal the decision of the Board.

## SHOW CAUSE HEARING # 2013-01

### Show Cause Hearing # 2013-01

**Oak Ridge Revitalization Effort**

**Events at Grove Center Parking Lot**

**Class "C" Beer Permit #1403, Approved: 6/26/10**

**Owned: Board Members (Represented by Kate Groover, Executive Director)**

**Managers: Mary Cox and Barbara Ferrell (9/13/2010)**

At the February 11, 2013 meeting, the Oak Ridge Beer Permit Board unanimously voted to hold a Show Cause Hearing for the Oak Ridge Revitalization Effort (ORRE) for failure to pay the annual \$100.00 privilege tax required by City Code §8-708.

In accordance with the City Code, the following notices were mailed:

- Initial Notice: Cover Letter from Legal Department to Oak Ridge Revitalization Effort, dated November 14, 2012, along with the Initial Notice to All Beer Permit Holders, dated November 15, 2012. This was mailed to 1666 Oak Ridge Turnpike, which is the updated address given to the City by Kate Groover for ORRE. It was not returned.

Copies Attached and Labeled as Exhibit A (Two Pages)

- Second Notice: Letter dated January 10, 2013. Since no response was received from the original letter sent to Kate Groover, the second notice was mailed to one of the approved managers (Mary Cox) and was sent to 37 E. Tennessee Avenue, which is the address listed on ORRE's website and was the original address when the permit was obtained. As shown on the envelope, this letter was returned. It was then re-sent to the 1666 Oak Ridge Turnpike address. As shown on the attached envelope, the subsequent mailing was also returned.

Copies Attached and Labeled as Exhibit B (Three Pages)

- Certified Mail of Past Due Notice: Dated January 31, 2013. Since prior mail to both 37 E. Tennessee Avenue and 1666 Oak Ridge Turnpike were returned, the Legal Department contacted the current occupant of 1666 Oak Ridge Turnpike and asked for a forwarding address for Ms. Groover. The Legal Department was given 512 Pennsylvania Avenue. The certified letter was mailed to that address and was returned unclaimed.

Copies Attached and Labeled as Exhibit C (Two Pages)

- The notice of the Show Cause Hearing was hand-delivered by Sgt. Nance, Oak Ridge Police Department, to Kate Groover at 512 Pennsylvania Avenue on February 12, 2013.

Copy Attached and Labeled as Exhibit D (One Page)

The Legal Department sent notices on November 15, 2012, January 10, 2013 and January 31, 2013 regarding payment with no response. Telephone calls were unsuccessful as the number was disconnected. Three addresses were used to attempt notification of the requirement to pay. Public records were also searched to obtain a better address to no avail.

By City Code §8-708 and §8-712, the Board has authority to revoke or suspend the beer permit or impose a civil penalty up to \$1,000.00 for failure to pay the privilege tax on time.

There is no prior disciplinary action against ORRE for the Board to consider.

# CITY OF OAK RIDGE



LEGAL DEPARTMENT  
Telephone: (865) 425-3530  
Fax: (865) 425-3420  
Email: [tdunn@oakridge.tn.gov](mailto:tdunn@oakridge.tn.gov)

POST OFFICE BOX 1 • OAK RIDGE, TENNESSEE 37831-0001

November 14, 2012

Kate Groover, Executive Director  
Oak Ridge Revitalization Effort  
1666 Oak Ridge Turnpike  
Oak Ridge, Tennessee 37830

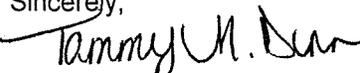
Re: Privilege Tax Payment – Beer Permit for Grove Center Parking Lot

Dear Ms. Groover:

This letter is to make sure the City's records are correct for the Oak Ridge Revitalization Effort's beer permit.

When privilege tax notices were mailed last year, the Oak Ridge Revitalization Effort elected to surrender all beer permits except the one for the parking lot at Grove Center. As such, the privilege tax for that beer permit was paid and the other beer permits have been removed from the City's official beer permit file. The official file lists you as the Executive Director but lists Mary Cox and Barbara Ferrell as the managers.

Please update any of the above information that is not correct by calling me at (865) 425-3530. Thank you.

Sincerely,  
  
Tammy M. Dunn  
Senior Staff Attorney



November 15, 2012

NOTICE

**TO BEER PERMIT HOLDERS IN THE CITY OF OAK RIDGE, TENNESSEE  
ANNUAL PRIVILEGE TAX IS DUE BY JANUARY 1, 2013**

An annual tax on the privilege of selling, distributing, storing or manufacturing beer was levied by Public Chapter 297 of the Acts of 1993. The amount of this tax is **One Hundred Dollars (\$100) for each class of permit held.** This tax is due by January 1, 2013. All businesses with a beer permit located inside the incorporated limits of any city or town in Tennessee are required to remit to the city in which the business is located the full amount of the tax due. The tax may be paid in person by bringing to the Legal Department of the City of Oak Ridge located in the Municipal Building, 200 S. Tulane Avenue, **OR** by mailing to the following address:

City of Oak Ridge  
Attn: Legal Department  
P. O. Box 1  
Oak Ridge, Tennessee 37831-0001

If paying by check, please make check payable to the City of Oak Ridge.

**FAILURE TO PAY THIS TAX ON TIME WILL RESULT IN YOUR PRESENCE  
BEING REQUIRED AT THE MARCH 11, 2013 BEER BOARD MEETING. FAILURE  
TO PAY THE REQUIRED PRIVILEGE TAX ON TIME IS GROUNDS FOR  
SUSPENSION OR REVOCATION OF YOUR BEER PERMIT BY THE BOARD.**

**NOTE:**

**Please pass this information immediately to your corporate home office if payment is to be made from there.**

*Any questions: Please call JoAnn Oran at 865/425-3530.*

# CITY OF OAK RIDGE



OAK RIDGE BEER PERMIT BOARD  
c/o CITY OF OAK RIDGE  
LEGAL DEPARTMENT  
Telephone: (865) 425-3530  
Fax: (865) 425-3420

POST OFFICE BOX 1 • OAK RIDGE, TENNESSEE 37831-0001

## SECOND NOTICE

January 10, 2013

Mary Cox  
Oak Ridge Revitalization Effort  
37 E. Tennessee Avenue  
Oak Ridge, Tennessee 37830

Re: Annual Privilege Tax Payment (\$100.00)

Dear Ms. Cox:

An annual tax on the privilege of selling, distributing, storing or manufacturing beer was levied by Public Chapter 297 of the Acts of 1993. The amount of this tax is **One Hundred Dollars (\$100)** for each class of permit held. All businesses with a beer permit located inside the incorporated limits of any city or town in Tennessee are required to remit to the city in which the business is located the full amount of the tax due. The original notice was mailed on November 5, 2012. This tax was due by January 1, 2013.

The \$100.00 privilege tax may be paid in person to the Legal Department of the City of Oak Ridge located in the Municipal Building, 200 S. Tulane Avenue, **OR** by mailing to the following address:

**City of Oak Ridge**  
**Attn: Legal Department**  
**P. O. Box 1**  
**Oak Ridge, Tennessee 37831-0001**

If paying by check, please make check payable to the City of Oak Ridge.

**FAILURE TO PAY THIS TAX ON TIME WILL RESULT IN YOUR PRESENCE BEING REQUIRED AT THE MARCH 11, 2013 BEER BOARD MEETING. FAILURE TO PAY THE REQUIRED PRIVILEGE TAX ON TIME IS GROUNDS FOR SUSPENSION OR REVOCATION OF YOUR BEER PERMIT BY THE BOARD.**

For questions, please call (865) 425-3530 and speak with JoAnn or Tammy

SHOW CAUSE HEARING 2013-01

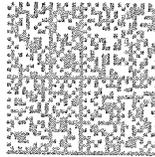
EXHIBIT B  
PAGE 1 OF 3

BEER BOARD/LEGAL DEPARTMENT

CITY OF OAK RIDGE  
POST OFFICE BOX 1  
OAK RIDGE, TENNESSEE 37831-0001



02 1M  
0004277650 JAN 10 2013  
\$ 00.45<sup>0</sup>  
MAILED FROM ZIP CODE 37830



URGENT MATTER

Mary Cox  
Oak Ridge F  
37 E. Tenne: FORWARD TIME EXP. BILL TO SEND  
Oak Ridge, TN REE VITALIZATION EFFORT  
Oak Ridge, TN OAK RIDGE TN 37830-4933

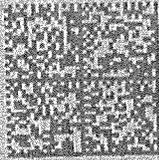
RETURN TO SENDER

3783085445 0049



Legal Department  
City of Oak Ridge  
P. O. Box 1  
Oak Ridge, Tennessee 37831-0001

UNITED STATES POSTAGE  
FIRST CLASS  
PRIORITY MAIL  
\$ 00.90<sup>00</sup>  
02 1M  
0004277650 JAN 16 2013  
MAILED FROM ZIP CODE 37830

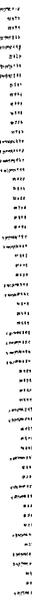


URGENT MATTER - BEER PERMIT

Kate Groover or Mary Cox  
Oak Ridge Revitalization Effort  
1666 Oak Ridge Turnpike  
Oak Ridge, Tennessee 37830

WTF

372 N7E 1 C12E 72 01/19/13  
RETURN TO SENDER  
REVITALIZATION EFFORT  
MOVED LEFT NO ADDRESS  
UNABLE TO FORWARD  
RETURN TO SENDER  
#1447-00811-19-46  
BC: 37831000101



37831 00001

# CITY OF OAK RIDGE



LEGAL DEPARTMENT  
Telephone: (865) 425-3530  
Fax: (865) 425-3420  
Email: [tdunn@oakridgetn.gov](mailto:tdunn@oakridgetn.gov)

POST OFFICE BOX 1 • OAK RIDGE, TENNESSEE 37831-0001

**VIA CERTIFIED MAIL**  
7012 1010 0003 0721 1374

January 31, 2013

Kate Groover, Executive Director  
Oak Ridge Revitalization Effort  
512 Pennsylvania Avenue  
Oak Ridge, Tennessee 37830

Re: Past Due Notice for Annual Privilege Tax Payment

Dear Ms. Groover:

This letter is being sent to you in accordance with City Code §8-708(2). A \$100.00 privilege tax is due annually for each beer permit. The Oak Ridge Revitalization Effort holds one beer permit (Application/Permit Number 1404(C)) in the City of Oak Ridge for events held in the Grove Center parking lot with permission from the City. All attempts to contact the Oak Ridge Revitalization Effort by telephone and by mail have been unsuccessful as the listed telephone number is disconnected and mail is returned undeliverable. I obtained the address this notice is being sent to from Linda Brown Realty.

You have ten (10) days from receipt of this letter to pay the privilege tax amount due. Failure to pay this tax may result in the Oak Ridge Beer Permit Board suspending or revoking the beer permit. If the Oak Ridge Revitalization Effort no longer wishes to maintain this beer permit, please return the beer permit to my attention and submit a letter stating the permit is being surrendered. If you cannot locate the beer permit, please let me know in writing.

If you have any questions regarding this transmittal, please call me at (865) 425-3530.

Sincerely,

A handwritten signature in black ink that reads "Tammy M. Dunn". The signature is written in a cursive style.

Tammy M. Dunn  
Senior Staff Attorney

Copy for Beer Permit File

SHOW CAUSE HEARING 2013-01

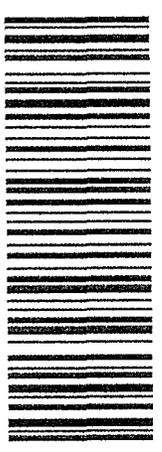
EXHIBIT C  
PAGE 1 OF 2



**OAK RIDGE BEER BOARD**  
**CITY OF OAK RIDGE**  
 POST OFFICE BOX 1  
 OAK RIDGE, TENNESSEE 37831-0001

*Handwritten:* 2-13

**CERTIFIED MAIL**



7012 1010 0003 0721 1374

**UNCLAIMED**

Kate Groover, Executive Director  
 Oak Ridge Revitalization Effort  
 512 Pennsylvania Avenue  
 Oak Ridge, Tennessee 37830

POSTAGE WILL BE PAID BY ADDRESSEE  
 OAK RIDGE, TN 37830  
 \$06.10  
 JAN 31 2012  
 MAILED FROM ZIP CODE 37830

*Handwritten:* 2-7  
 2-16

POSTAGE WILL BE PAID BY ADDRESSEE  
 OAK RIDGE, TN 37830

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:  
 Kate Groover  
 Oak Ridge Revitalization Effort  
 512 Pennsylvania Avenue  
 Oak Ridge, TN 37830

**COMPLETE THIS SECTION ON DELIVERY**

- A. Signature   Agent
- B. Received by (Printed Name)  Address
- C. Date of Delivery
- D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

- 3. Service Type
  - Certified Mail
  - Registered
  - Insured Mail
  - Express Mail
  - Return Receipt for Merchandise
  - C.O.D.
- 4. Restricted Delivery? (Extra Fee)  Yes  No

2. Article Number (Transfer from service label) 7012 1010 0003 0721 1374  
 PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

SHOW CAUSE HEARING 2013-01

# CITY OF OAK RIDGE



BEER PERMIT BOARD  
Telephone: (865) 425-3530  
Fax: (865) 425-3420

POST OFFICE BOX 1 • OAK RIDGE, TENNESSEE 37831-0001

**HAND-DELIVERED BY ORPD**

February 12, 2013

Kate Groover, Executive Director  
Oak Ridge Revitalization Effort  
512 Pennsylvania Avenue  
Oak Ridge, Tennessee 37830

Re: Show Cause Hearing #2013-01 – March 11, 2013 – Notice to Appear

Ms. Groover,

On February 11, 2013, the Oak Ridge Beer Permit Board unanimously voted to hold a Show Cause Hearing for the Oak Ridge Revitalization Effort (ORRE) for failure to pay the annual privilege tax for the beer permit for the Grove Center parking lot. The Legal Department sent notices on November 15, 2012, January 10, 2013 and January 31, 2013 regarding payment with no response and telephone calls were unsuccessful as the number was disconnected. Three addresses were used to attempt notification of the requirement to pay. By City Code §8-708 and §8-712, the Board has authority to revoke or suspend the beer permit or impose a civil penalty up to \$1,000.00 for failure to pay the privilege tax on time.

**The Show Cause Hearing has been set for Monday, March 11, 2013, at 12:00 noon, in the Training Room of the City's Municipal Building located at 200 S. Tulane Avenue.** The hearing will begin immediately after the regular meeting. A representative of the organization should be present at the hearing. The show cause hearing will be ORRE's opportunity to explain to the Board why negative action should not be taken against the beer permit.

If the organization is no longer in business or no longer desires to retain the beer permit, please submit a letter to my attention indicating such and return the beer permit if it can be located. In such an event, the show cause hearing would no longer be necessary.

ORRE has the right to be represented by legal counsel at this hearing. The City will not provide an attorney for ORRE. ORRE is also permitted to bring anyone to the hearing for assistance in ORRE's response to the Board.

If you have any questions, please feel free to call my office at (865) 425-3530. This office cannot, however, offer you any legal advice regarding the show cause hearing.

Sincerely,

Tammy M. Dunn  
Senior Staff Attorney/Staff Liaison to the Board

Delivered to: Oak Ridge Revitalization Effort

Left the original with: Kate Groover

Oak Ridge Police Department

SHOW CAUSE HEARING 2013-01

EXHIBIT D  
PAGE 1 OF 1

## SHOW CAUSE HEARING # 2013-02

### Show Cause Hearing # 2013-02

**Lincoln's Sports Grille**

**119 S. Illinois Avenue**

**Class "C" Permit #1406, Approved 8/9/10**

**Class "B" Permit #1439, Approved 11/14/2011 (for catering only)**

**Owner: Edward Green, Lendon Aaron Hart, Mike Lincoln, and Vander J. Murray**

**Manager: Michelle Sherri Hoffman (11/14/11)**

At the February 11, 2013 meeting, a majority of the Oak Ridge Beer Permit Board voted to hold a Show Cause Hearing for Lincoln's Sports Grille pertaining to a large disturbance in the late evening of February 9, 2013 (after midnight, which is actually February 10, 2013) that resulted in fights and one arrest for public intoxication.

The notice of the Show Cause Hearing was hand-delivered by Sgt. Webb, Oak Ridge Police Department, to Lisa Green on February 12, 2013. There is a notation on the Show Cause Hearing notice that Michelle Sherri Hoffman, the last Beer Board approved Manager, no longer works for Lincoln's.

Copy Attached and Labeled as Exhibit A (One Page)

The police report shows the entire police department shift responded to Lincoln's for a report of several fights in progress, both inside and outside. Upon arrival, a large crowd was observed inside by officers, with one officer estimating the number to be 150-200. An adult male was arrested for public intoxication.

Redacted Copy Attached and Labeled as Exhibit B (Fourteen Pages)

By City Code §8-712(2), the Board has authority to revoke or suspend the beer permit or impose a civil penalty up to \$1,000.00 for any violation of the provisions of the beer ordinances (except for sales of beer to minors, which has different requirements). Such violations include, but are not limited to, operation of a business in a disorderly manner, serving intoxicated persons, and permitting intoxicated persons to consume beer on the premises.

There is no prior disciplinary action against Lincoln's for the Board to consider.

CITY OF  
OAK RIDGE



BEER PERMIT BOARD  
Telephone: (865) 425-3530  
Fax: (865) 425-3420

POST OFFICE BOX 1  
**HAND-DELIVERED BY ORPD** OAK RIDGE, TENNESSEE 37831-0001

February 12, 2013

Michelle Sheri Hoffman, Manager  
Lincoln's Sports Grille  
119 S. Illinois Avenue  
Oak Ridge, Tennessee 37830

Re: Show Cause Hearing #2013-02 – March 11, 2013 – Notice to Appear

Ms. Hoffman,

On February 11, 2013, the Oak Ridge Beer Permit Board voted to hold a Show Cause Hearing for Lincoln's Sports Grille for overcrowding, fights/disturbances, and disorderly conduct on February 9, 2013, including one arrest for public intoxication. By City Code §8-712, the Board has authority to revoke or suspend the beer permit or impose a civil penalty up to \$1,000.00.

**The Show Cause Hearing has been set for Monday, March 11, 2013, at 12:00 noon, in the Training Room of the City's Municipal Building located at 200 S. Tulane Avenue.** The hearing will begin immediately after the regular meeting and after another show cause hearing scheduled for the same date/time. An owner or manager of the establishment should be present at the hearing. The show cause hearing will be Lincoln's opportunity to explain to the Board why negative action should not be taken against the beer permit.

The board also requested, as part of the motion, for you to bring audio/video footage of the events that occurred on the evening of February 9, 2013 that resulted in the police being dispatched to your business. Please contact me prior to the hearing about how this footage will be viewed during the hearing.

Lincoln's has the right to be represented by legal counsel at this hearing. The City will not provide an attorney for Lincoln's. Lincoln's is also permitted to bring anyone to the hearing for assistance in Lincoln's response to the Board.

If you have any questions, please feel free to call my office at (865) 425-3530. This office cannot, however, offer you any legal advice regarding the show cause hearing.

Sincerely,

Tammy M. Dunn  
Senior Staff Attorney/Staff Liaison to the Board

Delivered to: Lincoln's Sports Grille

Left the original with:

*Lisa Green*  
*12 Feb. 2013*

*Hoffman no longer works for Lincoln's*

*Sgt. T. E. Webb, Jr.*  
Oak Ridge Police Department

SHOW CAUSE HEARING 2013-02

ADMINISTRATIVE

**COPY**

1 ORI# TN0010300	LOCATION: 119 S ILLINOIS AVE OAK RIDGE
------------------	--

2 INCIDENT# 2013-00561	REPORTING OFFICER: MATTHEW R JOHNSTON	ASSIGNMENT: PTL
------------------------	---------------------------------------	-----------------

INCIDENT OCCURRENCE RANGE	6 DATE	5 TIME	DAY OF WEEK	TODAY'S DATE	TODAY'S TIME	ZONE
	FROM: 02/10/2013 TO: 02/10/2013	FROM: 00:05 TO: 00:17	FROM: Sunday TO: Sunday	02/10/2013	00:07 20	

INCIDENT <input checked="" type="checkbox"/> CLEARED BY ARREST <input type="checkbox"/> CLEARED EXCEPTIONALLY	3 EXCEPTIONAL CLEARANCE:	4 EXCEPTIONAL CLEARANCE DATE:
	A <input type="checkbox"/> DEATH OF OFFENDER    D <input type="checkbox"/> REFUSED TO COOPERATE B <input type="checkbox"/> PROSECUTION DECLINED    E <input type="checkbox"/> JUVENILE, NO CUSTODY C <input type="checkbox"/> EXTRADITION DECLINED    N <input type="checkbox"/> NOT APPLICABLE	

OFFENSE

7 UCR OFFENSE CODE	OFFENSE	OFFENSE RELATED TO T.C.A.#:
1. 90E	90E DRUNKENNESS	39-17-310
2.		

8 BIAS MOTIVATION CODE (SUBMIT ONLY ONE) 1) 88 2)	9 LOCATION OF OFFENSE (SUBMIT ONLY ONE) 1) 03 2)	71 TYPE OF RESIDENCE 1) 2)
---	--	----------------------------

10 OFFENSE STATUS:	11 OFFENDER USED:(CHECK AS MANY AS APPLY)
1. A <input type="checkbox"/> ATTEMPTED    C <input checked="" type="checkbox"/> COMPLETED	1. A <input type="checkbox"/> ALCOHOL    C <input type="checkbox"/> COMPUTER EQUIPMENT    D <input type="checkbox"/> DRUGS    N <input checked="" type="checkbox"/> NOT APPLICABLE
2. A <input type="checkbox"/> ATTEMPTED    C <input type="checkbox"/> COMPLETED	2. A <input type="checkbox"/> ALCOHOL    C <input type="checkbox"/> COMPUTER EQUIPMENT    D <input type="checkbox"/> DRUGS    N <input type="checkbox"/> NOT APPLICABLE

12 TYPE OF CRIMINAL ACTIVITY 1 2	70 WHAT WERE THE ACTS INVOLVED? 1 2	WAS THERE A HOSTAGE INVOLVED? 1 <input type="checkbox"/> YES <input type="checkbox"/> NO 2 <input type="checkbox"/> YES <input type="checkbox"/> NO
----------------------------------	-------------------------------------	---

72 ALARM WAS 1 2	73 POINT OF ENTRY? 1 2	74 EVIDENCE AT SCENE 1 2
------------------	------------------------	--------------------------

13 TYPE OF WEAPON / FORCE INVOLVED: (SUBMIT UP TO THREE) (ALSO CHECK BOX IF AUTOMATIC WEAPON)	( AUTO) 2    ( AUTO) 1    ( AUTO) 2	75 INSTRUMENT USED
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14 (FOR BURGLARY ONLY) METHOD OF ENTRY	1 F <input type="checkbox"/> FORCIBLE    N <input checked="" type="checkbox"/> NO FORCE	15 NO. OF PREMISES ENTERED: 1) 2)
	2 F <input type="checkbox"/> FORCIBLE    N <input type="checkbox"/> NO FORCE	

COMPLAINANT/WITNESS

<input type="checkbox"/> STATEMENT	NAME: _____	RESIDENCE PHONE: _____	DOB _____
<input type="checkbox"/> COMPLAINANT	ADDRESS: _____	BUSINESS PHONE: _____	SSN _____
<input type="checkbox"/> WITNESS	NAME: _____	RESIDENCE PHONE: _____	DOB _____
<input type="checkbox"/> OFFICER	ADDRESS: _____	BUSINESS PHONE: _____	SSN _____
<input type="checkbox"/> STATEMENT	NAME: _____	RESIDENCE PHONE: _____	DOB _____
<input type="checkbox"/> COMPLAINANT	ADDRESS: _____	BUSINESS PHONE: _____	SSN _____
<input type="checkbox"/> WITNESS	NAME: _____	RESIDENCE PHONE: _____	DOB _____
<input type="checkbox"/> OFFICER	ADDRESS: _____	BUSINESS PHONE: _____	SSN _____
<input type="checkbox"/> STATEMENT	NAME: _____	RESIDENCE PHONE: _____	DOB _____
<input type="checkbox"/> COMPLAINANT	ADDRESS: _____	BUSINESS PHONE: _____	SSN _____

SHOW CAUSE HEARING 2013-02

OFFENSE REPORT

VICTIM					
43 OFFENSE(S) AGAINST VICTIM		VICTIM #1 NAME (LAST, MIDDLE, FIRST)			<input type="checkbox"/> STATEMENT
		ADDRESS (STREET, CITY, STATE, ZIP)			
44 TYPE OF VICTIM		PHONE		DOB	SSN
		HOME	WORK		
43 OFFENSE(S) AGAINST VICTIM		VICTIM #2 NAME (LAST, MIDDLE, FIRST)			<input type="checkbox"/> STATEMENT
		ADDRESS (STREET, CITY, STATE, ZIP)			
44 TYPE OF VICTIM		PHONE		DOB	SSN
		HOME	WORK		
45 SEX	<input type="checkbox"/> 1 <input type="checkbox"/> 2	47 HISPANIC	<input type="checkbox"/> 1 <input type="checkbox"/> 2	48 RESIDENT	<input type="checkbox"/> 1 <input type="checkbox"/> 2
46 RACE	<input type="checkbox"/> <input type="checkbox"/>	NON-HISPANIC	<input type="checkbox"/> <input type="checkbox"/>	NON-RESIDENT	<input type="checkbox"/> <input type="checkbox"/>
		UNKNOWN	<input type="checkbox"/> <input type="checkbox"/>	UNKNOWN	<input type="checkbox"/> <input type="checkbox"/>
		WAS THE VICTIM AN OFFICER?		YES	<input type="checkbox"/> 1 <input type="checkbox"/> 2
				NO	<input type="checkbox"/> <input type="checkbox"/>
		52 IS THE VICTIM A COLLEGE STUDENT?		YES	<input type="checkbox"/> 1 <input type="checkbox"/> 2
				NO	<input type="checkbox"/> <input type="checkbox"/>
50 INJURY TYPE(SUBMIT UP TO FIVE)		51 (A) AGGRAVATED ASSAULT/HOMICIDE (B) NEGLIGENCE MANSLAUGHTER (C) JUSTIFIABLE HOMICIDE AND ADDITIONAL JUSTIFIABLE HOMICIDE IF APPLICABLE		53 IF YES, LIST NAME OF COLLEGE/UNIVERSITY/SCHOOL?	
<input type="checkbox"/> #1		A. AGGRAVATED ASSAULT/HOMICIDE CIRCUMSTANCES:		#1 _____	
<input type="checkbox"/> #2				#2 _____	
IS THE VICTIM ALSO THE COMPLAINANT?		B. NEGLIGENCE MANSLAUGHTER (SUBMIT ONE)		ADDITIONAL JUSTIFIABLE HOMICIDE (CHECK ONE IF ITEM C IS CHECKED):	
YES <input type="checkbox"/> 1 <input type="checkbox"/> 2		#1 <input type="checkbox"/>		<input type="checkbox"/> 1 <input type="checkbox"/> 2 A. ATTACKED POLICE OFFICER AND THAT OFFICER KILLED CRIMINAL	
NO <input type="checkbox"/> <input type="checkbox"/>		#2 <input type="checkbox"/>		<input type="checkbox"/> B. ATTACKED OFFICER AND FELLOW OFFICER KILLED CRIMINAL	
54 DID THE OFFENSE OCCUR ON CAMPUS?	YES <input type="checkbox"/> 1 <input type="checkbox"/> 2	C. JUSTIFIABLE HOMICIDE (SUBMIT ONE)		<input type="checkbox"/> C. ATTACKED A CIVILIAN	
	NO <input type="checkbox"/> <input type="checkbox"/>	20. CRIMINAL KILLED BY PRIVATE CITIZEN #1 <input type="checkbox"/>		<input type="checkbox"/> D. ATTEMPTED FLIGHT FROM A CRIME	
55 DOMESTIC VIOLENCE?	YES <input type="checkbox"/> 1 <input type="checkbox"/> 2	21. CRIMINAL KILLED BY POLICE OFFICER #2 <input type="checkbox"/>		<input type="checkbox"/> E. KILLED IN THE COMMISSION OF A CRIME	
	NO <input type="checkbox"/> <input type="checkbox"/>			<input type="checkbox"/> F. RESISTED ARREST	
56 IF YES, WAS VICTIM TRANSPORTED TO SAFE PLACE?	YES <input type="checkbox"/> 1 <input type="checkbox"/> 2			<input type="checkbox"/> G. UNABLE TO DETERMINE/NOT ENOUGH	
	NO <input type="checkbox"/> <input type="checkbox"/>			57 RELATION OF VICTIM TO OFFENDER #1 <input type="checkbox"/> #2 <input type="checkbox"/>	
LEOKA					
58 TYPE OF LEOKA:		59 TYPE OF VEHICLE:		60 OFFICER ASSIGNMENT:	
<input type="checkbox"/> OFFENDER #		/		<input checked="" type="checkbox"/> ARRESTEE # 1	
OF #				OF # 1	
31 DOCUMENT CONTROL #					
32 NAME FIRST: _____		MIDDLE INITIAL: _____		LAST: DYER	
ADDRESS: HM: _____		TEL#: _____		WK: _____	
(CITY, STATE, ZIP)				(CITY, STATE, ZIP)	
28 SEX: M	29 RACE: _____	30 AGE: 53	29 ETHNICITY: _____	29 RESIDENT STATUS: _____	
HAIR: _____	EYES: _____	DOB: _____	WEIGHT: _____	HEIGHT: _____	
SCARS AND OTHER IDENTIFIERS:					
SSN: _____		OLN#: _____		ST: TN OTHER:	
CLOTHING:		35 TYPE OF ARREST <input checked="" type="checkbox"/> O <input type="checkbox"/> S <input type="checkbox"/> T		36 DISPOSITION OF ARRESTEE UNDER 18: <input type="checkbox"/> HANDLED <input type="checkbox"/> REFERRED	
35 MULTIPLE CLEARANCE INDICATOR: <input type="checkbox"/> C <input type="checkbox"/> M <input checked="" type="checkbox"/> N		38 UCR OFFENSE CODE: 90E		PRESENT OFFENSE: <input type="checkbox"/> FELONY <input checked="" type="checkbox"/> MISDEMEANOR	
39 SUBJECT WAS ARMED WITH ALSO, CHECK IF AUTOMATIC		FIREARM: <input type="checkbox"/> CONFISCATED <input type="checkbox"/> OBSERVED		PRIOR OFFENSES:	
01 ( <input type="checkbox"/> AUTO) 01 ( <input type="checkbox"/> AUTO)		IF SO, ENTER PROPERTY SECTION:		<input type="checkbox"/> FELONY <input type="checkbox"/> PAROLE	
				<input type="checkbox"/> MISDEMEANOR <input type="checkbox"/> PROBATION	
40 ARREST DATE 02/10/2013 00:17		41 DOCKET #		42 WARRANT SIGNED: (DOM. VIOL. ONLY) <input type="checkbox"/> OFFICER <input type="checkbox"/> VICTIM <input type="checkbox"/> BOTH	
Court Date 02/12/2013 09:00 <input type="checkbox"/> Municipal <input checked="" type="checkbox"/> Session <input type="checkbox"/> Criminal <input type="checkbox"/> Juvenile		LOCATION: OAK RIDGE			
Gang Related <input type="checkbox"/> YES <input type="checkbox"/> NO		Group: _____		NOTE(S): _____	

OFFENSE REPORT

PROPERTY									
16 CAT	PROPERTY DESCRIPTION (MAKE, MODEL, DESCRIPTION)	QTY	17 VALUE	18 TYPE PROPERTY LOSS	SERIAL #	19 DATE RECOVERED	RECOVERED QTY	RECOVER VALUE	DATE CLEAR
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	

INSURANCE CARRIER      NAME      ADDRESS      TELEPHONE

IF THE OFFENSE IS ARSON AND THE PROPERTY WAS A STRUCTURE, WAS THE STRUCTURE OCCUPIED?     YES     NO

TYPE OF PROPERTY LOSS/ETC. (ENTER NUMBER IN TYPE PROPERTY LOSS FIELD ABOVE)  
 1. NONE    2. BURNED    3. COUNTERFEITED/FORGED    4. DAMAGED/DESTROYED    5. RECOVERED    6. SEIZED    7. STOLEN    8. UNKNOWN  
 (DENOTE BY E - EVIDENCE OR F - FOUND BY PROPERTY LOSS CODE E.G. RECOVERED EVIDENCE (5E))

VEHICLE \* INCLUDE IN PROPERTY SECTION

1. LICENSE NO:	STATE	STYLE	MAKE	YEAR	VEHICLE ID:
			MODEL	COLOR	
DESCRIPTION:				VEHICLE WAS: <input type="checkbox"/> SEIZED <input type="checkbox"/> SUSPECT <input type="checkbox"/> STOLEN	
				PARTS <input type="checkbox"/> YES <input type="checkbox"/> NO	

RECOVERED DATE	NCIC - CLEARANCE	LOCATION	BY EMP#	NAME	STORED
RELEASE DATE	RELEASED TO	LOCATION	RELEASED BY EMP#	NAME	

DRUGS

	21 SUSPECTED DRUG TYPE:	22 ESTIMATED QUANTITY:	21 TYPE/ MEASUREMENT:	IF NUMBER OF MARIJUANA PLANTS, COMPLETE THE FOLLOWING:			
				24 <input type="checkbox"/> INDOOR <input type="checkbox"/> OUTDOOR <input type="checkbox"/> BOTH	25 NUMBER OF PLOTS	26 LATITUDE:	27 LONGITUDE:
DRUG # 1							
DRUG # 2							
DRUG # 3							

NARRATIVE

Title: OFFENSE NARRATIVE  
 Date Entered: 02/10/2013 06:03

Officers responded to a report of a disturbance at Lincoln's Sports Grille, 119 S. Illinois Ave. During the investigation subject attempted to impede officers. Subject was arrested for public intoxication.

# ADDITIONAL NARRATIVE

Agency Name: OAK RIDGE POLICE DEPT	ORI #: TN0010300	Report Date/Time: 02/10/2013 00:07	OCA #: 2013-00561
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Title: INV

Date Entered: 02/10/2013 06:08

SOURCE: Radio Call

CIRCUMSTANCES: Responded to Lincoln's Sports Grille for a report of several fights in progress inside and outside.

OBSERVATIONS: Multiple people leaving the area. Officers advised upon arrival that several person(s) were leaving the bar. Upon entering first officers on scene advised that several fights appeared ongoing inside. The entire shift responded to officers reports. There were several crowds in the center of the restaurant area, and in the upper most portion of the restaurant.

INTERVIEW: None

ADDITIONAL INFO: While attempting to gain information on the disturbance, it appeared that fight was about to happen near the bar area. Upon approaching the subjects, Dyer attempted to stop this officer from gaining further information. Dyer was pulled from the crowd by other Oak Ridge officers. Dyer was highly intoxicated and was not following commands of officers.

FOLLOW UP: None

STATUS: Closed by Arrest

# ADDITIONAL NARRATIVE

Agency Name: OAK RIDGE POLICE DEPT	ORI #: TN0010300	Report Date/Time: 02/10/2013 00:07	OCA #: 2013-00561
---------------------------------------	---------------------	---------------------------------------	----------------------

Title: ARR  
Date Entered: 02/10/2013 06:09  
On 02/10/13, at 0017 hours, ██████. Dyer was arrested for Public Intoxication and transported without incident to Anderson County Detention Facility. Dyer was given a court date of 02/12/13 at 0900 hours in the General Sessions II court of Anderson County, Tennessee.  
STATUS: Closed by Arrest

ADMINISTRATIVE

1 ORI# TN0010300		LOCATION:				
2 INCIDENT# 2013-00561		REPORTING OFFICER:			ASSIGNMENT:	
INCIDENT OCCURRENCE RANGE	6 DATE	5 TIME	DAY OF WEEK	TODAY'S DATE	TODAY'S TIME	ZONE
	FROM:	FROM:	FROM:			
	TO:	TO:	TO:			

INCIDENT <input type="checkbox"/> CLEARED BY ARREST <input type="checkbox"/> CLEARED EXCEPTIONALLY	3 EXCEPTIONAL CLEARANCE:		4 EXCEPTIONAL CLEARANCE DATE:	
	A <input type="checkbox"/> DEATH OF OFFENDER	D <input type="checkbox"/> REFUSED TO COOPERATE		
	B <input type="checkbox"/> PROSECUTION DECLINED	E <input type="checkbox"/> JUVENILE, NO CUSTODY		
	C <input type="checkbox"/> EXTRADITION DECLINED	N <input type="checkbox"/> NOT APPLICABLE		

OFFENSE

7 UCR OFFENSE CODE	OFFENSE	OFFENSE RELATED TO T.C.A.#:
1.		
2.		

8 BIAS MOTIVATION CODE (SUBMIT ONLY ONE)	9 LOCATION OF OFFENSE (SUBMIT ONLY ONE)	71 TYPE OF RESIDENCE
1) 2)	1) 2)	1) 2)

10 OFFENSE STATUS:	11 OFFENDER USED:(CHECK AS MANY AS APPLY)
1. A <input type="checkbox"/> ATTEMPTED C <input type="checkbox"/> COMPLETED	1. A <input type="checkbox"/> ALCOHOL C <input type="checkbox"/> COMPUTER EQUIPMENT D <input type="checkbox"/> DRUGS N <input type="checkbox"/> NOT APPLICABLE
2. A <input type="checkbox"/> ATTEMPTED C <input type="checkbox"/> COMPLETED	2. A <input type="checkbox"/> ALCOHOL C <input type="checkbox"/> COMPUTER EQUIPMENT D <input type="checkbox"/> DRUGS N <input type="checkbox"/> NOT APPLICABLE

12 TYPE OF CRIMINAL ACTIVITY	70 WHAT WERE THE ACTS INVOLVED?	WAS THERE A HOSTAGE INVOLVED?
1 2	1 2	1 <input type="checkbox"/> YES <input type="checkbox"/> NO 2 <input type="checkbox"/> YES <input type="checkbox"/> NO

72 ALARM WAS	73 POINT OF ENTRY?	74 EVIDENCE AT SCENE
1 2	1 2	1 2

13 TYPE OF WEAPON / FORCE INVOLVED: (SUBMIT UP TO THREE) (ALSO CHECK BOX IF AUTOMATIC WEAPON)	( AUTO) 2	( AUTO)	75 INSTRUMENT USED
	( AUTO)	( AUTO)	1 2
	( AUTO)	( AUTO)	

14 (FOR BURGLARY ONLY) METHOD OF ENTRY	1 F <input type="checkbox"/> FORCIBLE	N <input type="checkbox"/> NO FORCE	15 NO. OF PREMISES ENTERED: . 1) 2)
	2 F <input type="checkbox"/> FORCIBLE	N <input type="checkbox"/> NO FORCE	

COMPLAINANT/WITNESS

<input type="checkbox"/> STATEMENT	NAME: _____	RESIDENCE PHONE: _____	DOB _____
<input type="checkbox"/> COMPLAINANT	ADDRESS: _____	BUSINESS PHONE: _____	SSN _____
<input type="checkbox"/> WITNESS	NAME: _____	RESIDENCE PHONE: _____	DOB _____
<input type="checkbox"/> OFFICER	ADDRESS: _____	BUSINESS PHONE: _____	SSN _____
<input type="checkbox"/> STATEMENT	NAME: _____	RESIDENCE PHONE: _____	DOB _____
<input type="checkbox"/> COMPLAINANT	ADDRESS: _____	BUSINESS PHONE: _____	SSN _____
<input type="checkbox"/> WITNESS	NAME: _____	RESIDENCE PHONE: _____	DOB _____
<input type="checkbox"/> OFFICER	ADDRESS: _____	BUSINESS PHONE: _____	SSN _____

OFFENSE REPORT

PROPERTY									
16 CAT	PROPERTY DESCRIPTION (MAKE, MODEL, DESCRIPTION)	QTY	17 VALUE	18 TYPE PROPERTY LOSS	SERIAL #	19 DATE RECOVERED	RECOVERED QTY	RECOVER VALUE	DATE CLEAR
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	

INSURANCE CARRIER      NAME      ADDRESS      TELEPHONE

IF THE OFFENSE IS ARSON AND THE PROPERTY WAS A STRUCTURE, WAS THE STRUCTURE OCCUPIED?     YES     NO

TYPE OF PROPERTY LOSS/ETC. (ENTER NUMBER IN TYPE PROPERTY LOSS FIELD ABOVE)  
 1. NONE    2. BURNED    3. COUNTERFEITED/FORGED    4. DAMAGED/DESTROYED    5. RECOVERED    6. SEIZED    7. STOLEN    8. UNKNOWN  
 (DENOTE BY E - EVIDENCE OR F - FOUND BY PROPERTY LOSS CODE E.G. RECOVERED EVIDENCE (5E))

VEHICLE \* INCLUDE IN PROPERTY SECTION

1. LICENSE NO:	STATE	STYLE	MAKE	YEAR	VEHICLE ID:
			MODEL	COLOR	
DESCRIPTION:				VEHICLE WAS: <input type="checkbox"/> SEIZED <input type="checkbox"/> SUSPECT <input type="checkbox"/> STOLEN	
				PARTS <input type="checkbox"/> YES <input type="checkbox"/> NO	

RECOVERED DATE	NCIC - CLEARANCE	LOCATION	BY EMP#	NAME	STORED
RELEASE DATE	RELEASED TO	LOCATION	RELEASED BY EMP#	NAME	

DRUGS

	21 SUSPECTED DRUG TYPE:	22 ESTIMATED QUANTITY:	21 TYPE/ MEASUREMENT:	IF NUMBER OF MARIJUANA PLANTS, COMPLETE THE FOLLOWING:			
				24 <input type="checkbox"/> INDOOR <input type="checkbox"/> OUTDOOR <input type="checkbox"/> BOTH	25 NUMBER OF PLOTS	26 LATITUDE:	27 LONGITUDE:
DRUG # 1							
DRUG # 2							
DRUG # 3							

NARRATIVE

Title: JOHNSTON/SUPPLEMENT/02-15-13  
 Date Entered: 02/19/2013 14:10

On 02/10/2013, upon arriving at Lincoln's Sports Bar for a report of several people fighting, I entered the restaurant through the rear most patio door. Several people were leaving the restaurant during this time.

User-Defined Information Continuation: Page 1 of 1  
Agency: OAK RIDGE POLICE DEPT  
Jurisdiction: TN0010300  
Report Date/Time:  
Incident/Case Number: 2013-00561  
Case Description:  
Primary Officer Name/ID: /  
Approved By:  
Date/Time Printed: 03/05/2013 11:14

Upon entering, I went past the bar area looking for the people fighting. Upon turning the corner where I was able to see the main dining area of the restaurant, I observed a large crowd of about 20-30 people yelling over the music. At this time, it was still unclear who was fighting or who started the fight.

The manager, Scott Green, was instructed to have the band stop playing and to have everyone sit down. Green did as asked.

After the band stopped playing, I encountered two males engaged in what appeared to be a fight near the bar. Both were instructed to stop, however one male, [REDACTED] Dyer, failed to stop and attempted to prevent officers from furthering their investigation. Dyer was soon arrested for Public Intoxication.

While officers were investigating the incident, it was found that the subject that likely started the incident had already left the scene.

ADMINISTRATIVE								
1 ORI# TN0010300				LOCATION:				
2 INCIDENT# 2013-00561				REPORTING OFFICER:		ASSIGNMENT:		
INCIDENT OCCURRENCE RANGE	6 DATE		5 TIME		DAY OF WEEK	TODAY'S DATE	TODAY'S TIME	ZONE
	FROM:	TO:	FROM:	TO:	FROM:			
INCIDENT <input type="checkbox"/> CLEARED BY ARREST <input type="checkbox"/> CLEARED EXCEPTIONALLY					3 EXCEPTIONAL CLEARANCE: A <input type="checkbox"/> DEATH OF OFFENDER    D <input type="checkbox"/> REFUSED TO COOPERATE B <input type="checkbox"/> PROSECUTION DECLINED    E <input type="checkbox"/> JUVENILE, NO CUSTODY C <input type="checkbox"/> EXTRADITION DECLINED    N <input type="checkbox"/> NOT APPLICABLE		4 EXCEPTIONAL CLEARANCE DATE:	
OFFENSE								
7 UCR OFFENSE CODE		OFFENSE				OFFENSE RELATED TO T.C.A.#:		
1.								
2.								
8 BIAS MOTIVATION CODE (SUBMIT ONLY ONE) 1) 2)		9 LOCATION OF OFFENSE (SUBMIT ONLY ONE) 1) 2)		71 TYPE OF RESIDENCE 1) 2)				
10 OFFENSE STATUS:			11 OFFENDER USED:(CHECK AS MANY AS APPLY)					
1. A <input type="checkbox"/> ATTEMPTED    C <input type="checkbox"/> COMPLETED		1. A <input type="checkbox"/> ALCOHOL    C <input type="checkbox"/> COMPUTER EQUIPMENT    D <input type="checkbox"/> DRUGS    N <input type="checkbox"/> NOT APPLICABLE						
2. A <input type="checkbox"/> ATTEMPTED    C <input type="checkbox"/> COMPLETED		2. A <input type="checkbox"/> ALCOHOL    C <input type="checkbox"/> COMPUTER EQUIPMENT    D <input type="checkbox"/> DRUGS    N <input type="checkbox"/> NOT APPLICABLE						
12 TYPE OF CRIMINAL ACTIVITY 1 2		70 WHAT WERE THE ACTS INVOLVED? 1 2			WAS THERE A HOSTAGE INVOLVED? 1 <input type="checkbox"/> YES <input type="checkbox"/> NO 2 <input type="checkbox"/> YES <input type="checkbox"/> NO			
72 ALARM WAS 1 2		73 POINT OF ENTRY? 1 2		74 EVIDENCE AT SCENE 1 2				
13 TYPE OF WEAPON / FORGE INVOLVED: (SUBMIT UP TO THREE) (ALSO CHECK BOX IF AUTOMATIC WEAPON) 1		( AUTO) 2		( AUTO)		75 INSTRUMENT USED 1 2		
14 (FOR BURGLARY ONLY) METHOD OF ENTRY		1 F <input type="checkbox"/> FORCIBLE    N <input type="checkbox"/> NO FORCE		15 NO. OF PREMISES ENTERED: . 1) 2)				
2 F <input type="checkbox"/> FORCIBLE    N <input type="checkbox"/> NO FORCE								
COMPLAINANT/WITNESS								
<input type="checkbox"/> STATEMENT <input type="checkbox"/> COMPLAINANT NAME: _____ RESIDENCE PHONE: _____ DOB _____ <input type="checkbox"/> WITNESS ADDRESS: _____ BUSINESS PHONE: _____ SSN _____ <input type="checkbox"/> OFFICER								
<input type="checkbox"/> STATEMENT <input type="checkbox"/> COMPLAINANT NAME: _____ RESIDENCE PHONE: _____ DOB _____ <input type="checkbox"/> WITNESS ADDRESS: _____ BUSINESS PHONE: _____ SSN _____ <input type="checkbox"/> OFFICER								
<input type="checkbox"/> STATEMENT <input type="checkbox"/> COMPLAINANT NAME: _____ RESIDENCE PHONE: _____ DOB _____ <input type="checkbox"/> WITNESS ADDRESS: _____ BUSINESS PHONE: _____ SSN _____ <input type="checkbox"/> OFFICER								
<input type="checkbox"/> STATEMENT <input type="checkbox"/> COMPLAINANT NAME: _____ RESIDENCE PHONE: _____ DOB _____ <input type="checkbox"/> WITNESS ADDRESS: _____ BUSINESS PHONE: _____ SSN _____ <input type="checkbox"/> OFFICER								

OFFENSE REPORT

PROPERTY									
16 CAT	PROPERTY DESCRIPTION (MAKE, MODEL, DESCRIPTION)	QTY	17 VALUE	18 TYPE PROPERTY LOSS	SERIAL #	19 DATE RECOVERED	RECOVERED QTY	RECOVER VALUE	DATE CLEAR
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	

INSURANCE CARRIER      NAME      ADDRESS      TELEPHONE

IF THE OFFENSE IS ARSON AND THE PROPERTY WAS A STRUCTURE, WAS THE STRUCTURE OCCUPIED?     YES     NO

TYPE OF PROPERTY LOSS/ETC. (ENTER NUMBER IN TYPE PROPERTY LOSS FIELD ABOVE)  
 1. NONE    2. BURNED    3. COUNTERFEITED/FORGED    4. DAMAGED/DESTROYED    5. RECOVERED    6. SEIZED    7. STOLEN    8. UNKNOWN  
 (DENOTE BY E - EVIDENCE OR F - FOUND BY PROPERTY LOSS CODE E.G. RECOVERED EVIDENCE (5E))

VEHICLE \* INCLUDE IN PROPERTY SECTION

1. LICENSE NO:	STATE	STYLE	MAKE	YEAR	VEHICLE ID:
			MODEL	COLOR	

DESCRIPTION:      VEHICLE WAS:     SEIZED     SUSPECT     STOLEN  
 PARTS     YES     NO

RECOVERED DATE	NCIC - CLEARANCE	LOCATION	BY EMP#	NAME	STORED
----------------	------------------	----------	------------	------	--------

RELEASE DATE	RELEASED TO	LOCATION	RELEASED BY EMP#	NAME
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DRUGS

21 SUSPECTED DRUG TYPE:	22 ESTIMATED QUANTITY:	21 TYPE/ MEASUREMENT:	IF NUMBER OF MARIJUANA PLANTS, COMPLETE THE FOLLOWING:			
			24	25	26	27
			<input type="checkbox"/> INDOOR	NUMBER OF PLOTS	LATITUDE:	LONGITUDE:
			<input type="checkbox"/> OUTDOOR			
<input type="checkbox"/> BOTH						

NARRATIVE

Title: WILSON/SUPPLEMENT-02-15-13  
 Date Entered: 02/19/2013 14:11  
  
 Source: Radio Dispatch

User-Defined Information Continuation: Page 1 of 1  
Agency: OAK RIDGE POLICE DEPT  
Jurisdiction: TN0010300  
Report Date/Time:  
Incident/Case Number: 2013-00561  
Case Description:  
Primary Officer Name/ID: /  
Approved By:  
Date/Time Printed: 03/05/2013 11:14

Circumstances: Dispatch advised me of a fight at Lincoln's Sports Bar on 2-10-13. Subjects were fighting outside and then had returned inside.

Observations: I arrived on scene and observed several white males running towards a parked pick up truck on the S. Illinois Avenue side of the parking lot.

I observed roughly one dozen subjects standing outside on the patio area. No disturbance was located on the patio.

An employee opened the patio door and pointed inside. I walked down the ramp that connected the upper dining area and the lower dining area and observed all of the occupants (roughly 75-80) in the lower dining area standing and engaged in yelling.

Due to the large amount of people inside the restaurant, as well as the large commotion between numerous parties, I was unable to detect any individuals engaged in a physical disturbance.

I made contact with employees and the manager and advised an employee to tell the guitar player to have everyone sit down.

Other Officers arrived on scene. Officer Thomas and I exited the building and staged in the parking lot.

Officer Johnston then requested for additional Officers in the bar area due to subjects fighting there.

Additional Information: Numerous patrons of the establishment stated that a "Begley" subject initiated the disturbance and left prior to our arrival.

Status: Supplemental

ADMINISTRATIVE						
1 ORI# TN0010300			LOCATION:			
2 INCIDENT# 2013-00561			REPORTING OFFICER:		ASSIGNMENT:	
INCIDENT OCCURRENCE RANGE	6 DATE	5 TIME	DAY OF WEEK	TODAY'S DATE	TODAY'S TIME	ZONE
	FROM: TO:	FROM: TO:	FROM: TO:			
INCIDENT <input type="checkbox"/> CLEARED BY ARREST <input type="checkbox"/> CLEARED EXCEPTIONALLY		3 EXCEPTIONAL CLEARANCE: A <input type="checkbox"/> DEATH OF OFFENDER D <input type="checkbox"/> REFUSED TO COOPERATE B <input type="checkbox"/> PROSECUTION DECLINED E <input type="checkbox"/> JUVENILE, NO CUSTODY C <input type="checkbox"/> EXTRADITION DECLINED N <input type="checkbox"/> NOT APPLICABLE			4 EXCEPTIONAL CLEARANCE DATE:	
OFFENSE						
7 UCR OFFENSE CODE	OFFENSE				OFFENSE RELATED TO T.C.A.#:	
1.						
2.						
8 BIAS MOTIVATION CODE (SUBMIT ONLY ONE) 1) 2)		9 LOCATION OF OFFENSE (SUBMIT ONLY ONE) 1) 2)		71 TYPE OF RESIDENCE 1) 2)		
10 OFFENSE STATUS: 1. A <input type="checkbox"/> ATTEMPTED C <input type="checkbox"/> COMPLETED 2. A <input type="checkbox"/> ATTEMPTED C <input type="checkbox"/> COMPLETED			11 OFFENDER USED:(CHECK AS MANY AS APPLY) 1. A <input type="checkbox"/> ALCOHOL C <input type="checkbox"/> COMPUTER EQUIPMENT D <input type="checkbox"/> DRUGS N <input type="checkbox"/> NOT APPLICABLE 2. A <input type="checkbox"/> ALCOHOL C <input type="checkbox"/> COMPUTER EQUIPMENT D <input type="checkbox"/> DRUGS N <input type="checkbox"/> NOT APPLICABLE			
12 TYPE OF CRIMINAL ACTIVITY 1 2		70 WHAT WERE THE ACTS INVOLVED? 1 2			WAS THERE A HOSTAGE INVOLVED? 1 <input type="checkbox"/> YES <input type="checkbox"/> NO 2 <input type="checkbox"/> YES <input type="checkbox"/> NO	
72 ALARM WAS 1 2	73 POINT OF ENTRY? 1 2		74 EVIDENCE AT SCENE 1 2			
13 TYPE OF WEAPON / FORCE INVOLVED: (SUBMIT UP TO THREE) (ALSO CHECK BOX IF AUTOMATIC WEAPON) 1		( AUTO) 2	( AUTO)	75 INSTRUMENT USED 1 2		
14 (FOR BURGLARY ONLY) METHOD OF ENTRY 1 F <input type="checkbox"/> FORCIBLE N <input type="checkbox"/> NO FORCE 2 F <input type="checkbox"/> FORCIBLE N <input type="checkbox"/> NO FORCE		15 NO. OF PREMISES ENTERED: . 1) 2)				
COMPLAINANT/WITNESS						
<input type="checkbox"/> STATEMENT <input type="checkbox"/> COMPLAINANT NAME: _____ RESIDENCE PHONE: _____ DOB _____ <input type="checkbox"/> WITNESS ADDRESS: _____ BUSINESS PHONE: _____ SSN _____ <input type="checkbox"/> OFFICER						
<input type="checkbox"/> STATEMENT <input type="checkbox"/> COMPLAINANT NAME: _____ RESIDENCE PHONE: _____ DOB _____ <input type="checkbox"/> WITNESS ADDRESS: _____ BUSINESS PHONE: _____ SSN _____ <input type="checkbox"/> OFFICER						
<input type="checkbox"/> STATEMENT <input type="checkbox"/> COMPLAINANT NAME: _____ RESIDENCE PHONE: _____ DOB _____ <input type="checkbox"/> WITNESS ADDRESS: _____ BUSINESS PHONE: _____ SSN _____ <input type="checkbox"/> OFFICER						
<input type="checkbox"/> STATEMENT <input type="checkbox"/> COMPLAINANT NAME: _____ RESIDENCE PHONE: _____ DOB _____ <input type="checkbox"/> WITNESS ADDRESS: _____ BUSINESS PHONE: _____ SSN _____ <input type="checkbox"/> OFFICER						

OFFENSE REPORT

PROPERTY									
16 CAT	PROPERTY DESCRIPTION (MAKE, MODEL, DESCRIPTION)	QTY	17 VALUE	18 TYPE PROPERTY LOSS	SERIAL #	19 DATE RECOVERED	RECOVERED QTY	RECOVER VALUE	DATE CLEAR
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	
							NCIC #	ENTERED BY:	

INSURANCE CARRIER      NAME      ADDRESS      TELEPHONE

IF THE OFFENSE IS ARSON AND THE PROPERTY WAS A STRUCTURE, WAS THE STRUCTURE OCCUPIED?     YES     NO

TYPE OF PROPERTY LOSS/ETC. (ENTER NUMBER IN TYPE PROPERTY LOSS FIELD ABOVE)  
 1. NONE    2. BURNED    3. COUNTERFEITED/FORGED    4. DAMAGED/DESTROYED    5. RECOVERED    6. SEIZED    7. STOLEN    8. UNKNOWN  
 (DENOTE BY E - EVIDENCE OR F - FOUND BY PROPERTY LOSS CODE E.G. RECOVERED EVIDENCE (5E))

VEHICLE \* INCLUDE IN PROPERTY SECTION

1. LICENSE NO:	STATE	STYLE	MAKE	YEAR	VEHICLE ID:
			MODEL	COLOR	
DESCRIPTION:				VEHICLE WAS: <input type="checkbox"/> SEIZED <input type="checkbox"/> SUSPECT <input type="checkbox"/> STOLEN	
				PARTS <input type="checkbox"/> YES <input type="checkbox"/> NO	

RECOVERED DATE	NCIC - CLEARANCE	LOCATION	BY EMP#	NAME	STORED
RELEASE DATE	RELEASED TO	LOCATION	RELEASED BY EMP#	NAME	

DRUGS

	21 SUSPECTED DRUG TYPE:	22 ESTIMATED QUANTITY:	21 TYPE/ MEASUREMENT:	IF NUMBER OF MARIJUANA PLANTS, COMPLETE THE FOLLOWING:			
				24 <input type="checkbox"/> INDOOR <input type="checkbox"/> OUTDOOR <input type="checkbox"/> BOTH	25 NUMBER OF PLOTS	26 LATITUDE:	27 LONGITUDE:
DRUG # 1							
DRUG # 2							
DRUG # 3							

NARRATIVE

Title: TEDFORD/SUPPLEMENT/02-16-13  
 Date Entered: 02/19/2013 14:11

Shortly after midnight on Sunday, February 10, 2013, officers responded to Lincoln's Sports Grill, 119 S. Illinois Ave., after Dispatch received reports of several people fighting inside and outside the establishment.

User-Defined Information Continuation: Page 1 of 1  
Agency: OAK RIDGE POLICE DEPT  
Jurisdiction: TN0010300  
Report Date/Time:  
Incident/Case Number: 2013-00561  
Case Description:  
Primary Officer Name/ID: /  
Approved By:  
Date/Time Printed: 03/05/2013 11:14

I responded from approximately one mile away. While en route, other officers had already begun arriving and indicated via radio that several vehicles were leaving Lincoln's. As I approached Lincoln's, I noticed that vehicular traffic seemed to increase to near daytime levels in the immediate vicinity.

As I arrived, I overheard Officer Wilson direct responding officers via radio to go inside the establishment. While driving through the parking lot toward Lincoln's, I saw several people walking and running to their vehicles.

After exiting my patrol vehicle, I entered the establishment through the main entrance and immediately encountered several people. I estimate that there was approximately 150-200 people inside the establishment at this time. In order to reach the middle of the main floor, I had to physically push through several small crowds of people.

The majority of the crowd was focused upon the area near the stage and the area near the bar. The people in these areas were yelling and bunched together as if they were surrounding a fight. Some of these people were taking pictures and recording video of the incident with their cellular phones. I saw a few people standing on chairs and tables to get a better view of the crowd. While making my way into the larger crowd, I did not find anyone fighting. Throughout this time, the crowd continued to thin out.

I began walking back to the main entrance and saw a broken beer bottle on the floor near the half wall on the main floor. As I walked past one male, he exclaimed, "Don't look at me, Tedford. I have no ~~XXXX~~ clue what happened."

After walking through the other parts of the establishment in search of people fighting, I took a position in the upper dining area to watch over the remaining crowd on the main floor. The crowd had dwindled down to approximately 75-100 people by this time. As I stood in this position, Officer Johnston asked for additional officers to respond to his position near the bar via radio. I looked in his direction and saw several people crowding around him and Officer Scott. Initially, I thought the crowd was closing in on them and were targeting them, however I soon realized the crowd was watching two males, one later identified as ~~XXXX~~ Dyer, engaged in what appeared to be a fight.

As I reached Officers Johnston and Scott, Officer Johnston was in physical contact with Dyer. Officer Johnston informed me that Dyer was under arrest for Public Intoxication. I took control of Dyer and pushed him out and away from the crowd. Dyer briefly struggled with me as I pushed him away, but his struggle soon ended as Lt. Jenkins and I controlled him and handcuffed him. After cuffing Dyer, I took him outside to Officer Scott's patrol car and secured him there after searching him.

I soon went back inside the establishment and learned that the manager, Scott Green, had announced that the establishment would be closing down for the night. I overheard Mr. Green make a comment to several officers standing near him that the incident "really scared" him. Officers remained at the establishment for approximately 20-30 more minutes before Lt. Jenkins and I decided that the crowd was small enough to be managed again by Mr. Green.