

MEMORANDUM

To: Dublin City Council
Marsha Grigsby, City Manager
Anne Clarke, Clerk of Council

From: Stephen J. Smith
Jennifer D. Readler
Yazan S. Ashrawi

Date: February 20, 2014

Re: T&K Group Inc. Transfer Application for D1 and D2 Liquor Permits

I. INTRODUCTION

The City of Dublin recently received a Notice to Legislative Authority (“Notice”) from the Ohio Division of Liquor Control concerning T&K Group Inc.’s (“T&K”) transfer application for class D1 and D2 liquor permits; T&K is doing business as Sushi.com Japanese Restaurant. Dublin has received this Notice pursuant to R.C. 4303.26 because T&K’s proposed location for the permit premises will be located within the corporate limits of Dublin. As such, Dublin may request a hearing regarding the advisability of the issuance, transfer of ownership, or transfer of location of the permits.

II. BACKGROUND

T&K is a domestic for-profit corporation that is actively registered with the Ohio Secretary of State. The address designated for the permit premises is 7160 Muirfield Drive, Dublin, Ohio 43017, which is located in the Shoppes of Athenry Shopping Center. T&K is seeking to obtain D1 and D2 liquor permits from KCT Chen, LLC (“KCT”), which is also doing business as Sushi.com Japanese Restaurant. KCT is a domestic limited liability company actively registered with the Ohio Secretary of State, which presently holds the permits at the same exact address (7160 Muirfield Drive). It appears that there has been a change of restaurant ownership; hence, T&K (the new owner) is requesting a transfer of ownership of the liquor permits. The transfer application for both permits is currently pending before the Division.

According to the Division’s records, T&K is in good standing and does not have any history of violating Ohio liquor permit laws. If approved, T&K will inherit the same D1 and D2 liquor permits that are currently held by KCT at the same location.

III. RECOMMENDATION

It would appear that it is unnecessary to request a hearing in this matter. The permits will simply transfer from one restaurant ownership company to another, located on the same premises and operating under the same name – Sushi.com Japanese Restaurant. Regardless of whether Dublin desires to request a hearing, the Notice must be signed and returned to the Ohio Division of Liquor Control by March 7, 2014.

**NOTICE TO LEGISLATIVE
AUTHORITY**

OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

8773337		TRFO	T & K GROUP INC DBA SUSHI.COM JAPANESE RESTAURANT 7160 MUIRFIELD DR DUBLIN OH 43017
02 01 2013			
01 31 2014			
D1 D2			
25	066	B F11390	
TAX DISTRICT		RECEIPT NO.	

FROM 02/04/2014

4422068			KCT CHEN LLC DBA SUSHI.COM JAPANESE RESTAURANT 7160 MUIRFIELD DR DUBLIN OHIO 43017
02 01 2013			
01 31 2014			
D1 D2			
25	066		
TAX DISTRICT		RECEIPT NO.	



MAILED 02/04/2014

RESPONSES MUST BE POSTMARKED NO LATER THAN. 03/07/2014

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES **B TRFO 8773337**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD IN OUR COUNTY SEAT. IN COLUMBUS.

WE DO NOT REQUEST A HEARING.

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)- Clerk of County Commissioner

(Date)

Clerk of City Council

Township Fiscal Officer

**CLERK OF DUBLIN CITY COUNCIL
5200 EMERALD PARKWAY
DUBLIN OHIO 43017**

TUBE C001
TIME 09.51.58
DATE 02/03/14PERMIT NUMBER (CORPORATION) 8773337
T & K GROUP INC
DBA SUSHI.COM JAPANESE RESTAURANT
7160 MUIRFIELD DR
DUBLIN OH 43017F.T.I. NUMBER 46-1073785
STATUS (ACTIVE OR INACTIVE) ACTIVE
SHARES OUTSTANDING 1000.00
ACTIVE DATE 01/31/14
INACTIVE DATE
EXCEPTION CODE TEXT
STOCK TRANSFER CODE TEXT AND DATEKEN J CHEN
TAN CHAN670.00 01/31/14 ACTIVE CEO
330.00 01/31/14 ACTIVE VICE PRES

D8 \$500 ORC 4303.184 Sale of tasting samples of beer, wine, and mixed beverages, but not spirituous liquor, at retail, for consumption on premises.

Restaurant / Night Club

Permit Class	Permit Fee	Description
D1	\$376	<u>ORC 4303.13</u> Beer only for on premises consumption or in original sealed containers for carry out only until 1:00am.
D2	\$564	<u>ORC 4303.14</u> Wine and mixed beverages for on premises consumption or in original sealed containers for carryout only until 1:00am.
D2X	\$376	<u>ORC 4303.141</u> (Grandfathered Permit) Beer only for on premises consumption or in original sealed containers for carryout only until 1:00am.
D3	\$750	<u>ORC 4303.15</u> Spirituous liquor for on premises consumption only until 1:00am.
D3X	\$300	<u>ORC 4303.151</u> (Grandfathered Permit) Wine only for on premises consumption or in original sealed containers for carryout only until 1:00am.
D3A	\$938	<u>ORC 4303.16</u> Extend issued permit privileges until 2:30am.
D5	\$2,344	<u>ORC 4303.18</u> Spirituous liquor for on premises consumption only, beer, wine and mixed beverages for on premises, or off premises in original sealed containers, until 2:30am.
D5I	\$2,344	<u>ORC 4303.181</u> (Same as D5). Restaurant meeting certain criteria.
D7	\$469	<u>ORC 4303.183</u> (Same as D5). RESORT area only.

Club

Permit Class	Permit Fee	Description
D4	\$469	<u>ORC 4303.17</u> Beer and any intoxicating liquor to members only, for on premises consumption only until 1:00am.
D4A	\$750	<u>ORC 4303.171</u> Airline club only - Beer and any intoxicating to members and guests until 2:00am.
D5C	\$1,563	<u>ORC 4303.181</u> (Same as D5).(This class can no longer be applied for.)
D5D	\$2,344	<u>ORC 4303.181</u> (Same as D5) located at airport.

Hotel And Motel

Permit Class	Permit Fee	Description
D5A	\$2,344	<u>ORC 4303.181</u> (Same as D5) for hotel or motel with 50 or more rooms for transient guests.

Enclosed Shopping Mall