

## NOTICE OF SPECIAL COUNCIL MEETING

Notice is hereby given that a special meeting of the Alamosa City Council will be held on Monday February 1, 2010 at 6:30 p.m. in City Hall Council Chambers, 425 Fourth Street, Alamosa, CO for the following purpose:

- A. Liquor Compliance Check Violation Show Cause Hearing –  
The Office

Said meeting will be held in the Council Chambers at City Hall, 425 Fourth Street, Alamosa, CO.

*Judy A Egbert*

Judy A. Egbert, City Clerk

Date of Notice: January 7, 2010

# ALAMOSA CITY COUNCIL

Special Meeting Agenda  
Alamosa City Council Chambers  
425 Fourth Street, Alamosa, CO  
February 1, 2010

In compliance with the Americans with Disabilities Act, the City of Alamosa will make available to any member of the public who has a disability a needed modification or accommodation in order for that person to participate in the public meeting. Please contact the Alamosa City Clerk's office by telephone (719) 589-2593, by email [cityclerk@cc.alamosa.co.us](mailto:cityclerk@cc.alamosa.co.us), in person at 425 Fourth Street, or by mail at POB 419, Alamosa, CO 81101 at least two (2) working days in advance of the meeting. Accommodation may include relocation of the meeting.


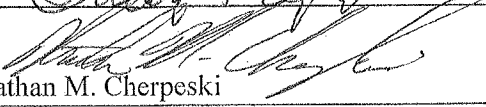
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6:30 p.m.

- I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE
- II. ROLL CALL
- III. BUSINESS
  - A. Liquor Compliance Check Violation Show Cause Hearing – The Office

ADJOURNMENT

**COUNCIL COMMUNICATION**

<b>DATE:</b> January 19, 2010	<b>AGENDA NO. A.</b>	<b>SUBJECT:</b>
<b>Department Head:</b> Judy Egbert, City Clerk 		Conduct Show Cause Hearing for The Office liquor violation
<b>City Manager:</b> Nathan M. Cherpeski 		
<b>PRESENTED BY:</b> Judy Egbert		

**Recommendation**

Conduct Show Cause Hearing and impose penalty if appropriate based on evidence presented at the hearing.

**Background**

The Alamosa Police Department conducted compliance checks on December 12, 2009, resulting in evidence supporting a violation from The Office. See the attached documents for details. At its meeting on January 6, 2010, Council set a hearing on this matter for February 1, 2010 at 6:30 p.m.

**Issue Before the Council**

Does the evidence presented during the hearing warrant administrative action against this licensee?

**Alternatives**

1. Conduct hearing, determine whether or not a violation occurred, and impose an appropriate penalty if so.
2. Do not conduct the hearing and further direct staff. Legal advice should be requested before moving forward with this alternative, as Council would be remiss in its duty as the Local Licensing Authority if this option is chosen.

**Fiscal Impact**

N/A

**Legal Opinion**

Counselor Schwiesow will be available at the meeting if needed.

**Conclusion**

The Show Cause hearing process is a necessary part of Council's role as the Local Licensing Authority. Council should base any action on the evidence presented at the hearing, and consider the Model Guidelines for Compliance Checks when doing so.

# Alamosa Police Department

2431 Main Street, #22  
Alamosa, Colorado 81101

JOHN A. JACKSON, CHIEF OF POLICE

12/21/09

City of Alamosa, Colorado  
City Clerk Judy Egbert  
425 4<sup>th</sup> Street  
Alamosa, Colorado 81101

Re: Alcohol Compliance Checks

Dear City Clerk Egbert;

On 12/12/09, a series of alcohol compliance checks were conducted. In total, nine establishments were checked, three restaurants, three bars, and three liquor stores were checked.

There was only one location that sold alcohol to the under-aged person we were using for this operation. This location was the Office Tavern located at 550 Denver in Alamosa, Colorado. The violation occurred around midnight on this same date.

The manner in which we conducted this investigation is commensurate with both the other times that we have done this, and industry standards. We used two people, one over the age of 21 and one under the age of 21. Both were adults. All of the investigation was recorded by both video and audio for later use in either a hearing or in court.

I formally request a show cause hearing for the owner of the Office Tavern. The employee who sold alcohol to the under-age person was cited directly into our Municipal Court.

Sincerely;



Chief John A. Jackson  
Alamosa Colorado Police Department

**Police Headquarters**  
2431 Main Street, #22  
Alamosa, Colorado 81101  
(719) 589-2548

“WE CARE”

**Mailing Address**  
P.O. Box 1101  
Alamosa, CO 81101  
Fax: (719) 589-5257

Local Liquor Licensing Authority, City of Alamosa, State of Colorado

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ORDER TO SHOW CAUSE and NOTICE OF HEARING

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In the Matter of:

TRUJILLO'S THE OFFICE LLC  
THE OFFICE  
POB 475  
ALAMOSA, CO 81101

Business Location  
ANDY TRUJILLO, MANAGER  
550 DENVER  
ALAMOSA, CO 81101

License Number: 41-61415-0000

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Whereas, it has been demonstrated to the City Council of the City of Alamosa, Colorado, acting as the Local Liquor Licensing Authority, that probable cause exists to believe that you may have violated the statutes or rules and regulations of the Colorado Liquor Code governing your license in the following particulars:

That you, as licensee, and/or your employee(s) on or about December 13, 2009 at approximately 12:20 a.m., allowed the sale and/or service of alcohol beverages to a person under the age of twenty one years at your establishment, in violation of Section 12-47-901(a), Colorado Revised Statutes, which Statute provides as follows:

**12-47-901 Unlawful acts - exceptions.** Except as provided in sections 18-13-122 C.R.S., it is unlawful for any person:

(a.5)(I) To sell, serve, give away, dispose of, exchange, or deliver or permit the sale, serving, giving, or procuring of any alcohol beverage to or for any person under the age of twenty-one years.

NOW THEREFORE, you are hereby ordered to appear before this Authority on **Monday, February 1, 2010 at the hour of 6:30 p.m. in the City Council Chambers of City Hall, 425 Fourth Street**, or as soon thereafter as you can be heard, to show cause why your said license should not be suspended or revoked.

You are entitled to have an attorney represent you at the hearing. If you should retain an attorney, you should do so well in advance of the hearing. Once a hearing date has been set, a postponement will not be granted except for good cause shown. If you should fail to appear for

the hearing at the scheduled time and place testimony will, nevertheless, be taken in reference to the allegations and, upon which evidence, you license to operate under the terms of the *Colorado Liquor Code* may be suspended or revoked and you may be fined.

Please be further advised that if the Local Liquor Licensing Authority finds you to be in violation of any of the above cited sections of the *Colorado Liquor Code*, in addition to any direct sanction the Local Liquor Licensing Authority may impose, the Local Liquor Licensing Authority may impose, continue, or modify any conditions on your license, including revocation, a fine, suspension, probation, suspension and probation, a fine and probation, or any combination thereof, or any other limitation on your license privileges which existed when the aforementioned violations arose.

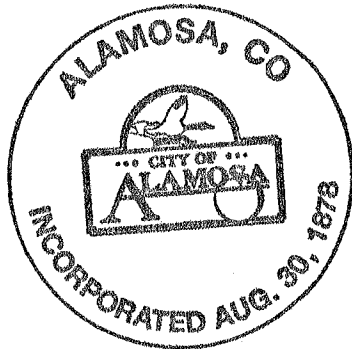
**It is further ordered** that a copy of this *Order to Show Cause and Notice of Hearing* shall be mailed to the Licensee as provided by law.

**Dated** this 7<sup>th</sup> day of January 2010.



Judy A. Egbert  
City of Alamosa  
Local Liquor Licensing Authority

(seal)



CERTIFICATION OF MAILING

I hereby certify that on January 7, 2010, I caused to be delivered the foregoing Order to Show Cause and Notice of Hearing by placing the same in the US Mail, with sufficient postage, and addressed to the following:

TRUJILLO'S THE OFFICE LLC  
THE OFFICE  
POB 475  
ALAMOSA, CO 81101

Business Location  
ANDY TRUJILLO, MANAGER  
550 DENVER  
ALAMOSA, CO 81101

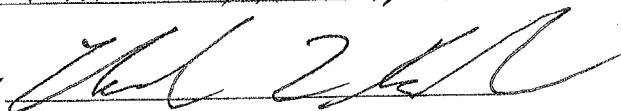
  
\_\_\_\_\_  
Judy A. Egbert, City Clerk

RETURN OF SERVICE

ANDY TRUJILLO  
THE OFFICE  
550 DENVER  
ALAMOSA, CO 81101

I, CHARUE KELLEY, of the Alamosa Police Department do hereby certify that I have duly served the attached Order to Show Cause and Notice of Hearing, by personally handing ANDY TRUJILLO a true and correct copy thereof, this 8TH day of JAN, 2010 at 719 MAIN ST, ALAMOSA, CO

BY



STATE OF COLORADO SUMMONS & COMPLAINT OR PENALTY ASSESSMENT ALAMOSA POLICE DEPARTMENT Incident # 09.0477 59337

CITY AND COUNTY OF ALAMOSA SS THE PEOPLE OF THE STATE OF COLORADO VS. ALAMOSA, COLORADO 81101

DEFENDANT (NAME) Anna Rae Burts DATE OF BIRTH (MO. DAY YR.) 04.04.85 AGE 24

ADDRESS 500 Bell Ct # 2 Alamosa CO 81101 VIOLATION (MO. DAY YR.) 10.13.09 TIME 0000 AM/PM

OCCUPATION Barber EMPLOYER BY (NAME & ADDRESS) Office Tavern 550 Denver Office Tavern

REG. OWNER NAME & ADDRESS [REDACTED] ALAMOSA COUNTY STATE OF COLORADO

VEH. LICENSE NUMBER AND TYPE STATE VIN COLOR MAKE AND TYPE YEAR

YOU ARE HEREBY NOTIFIED TO APPEAR FOR ARRAIGNMENT IN MUNICIPAL COURT: CLERK'S OFFICE Tues ON Dec 29 2009 AT ALAMOSA, CO TO ANSWER CHARGES OF VIOLATION OF

YOU ARE HEREBY NOTIFIED TO APPEAR IN COUNTY COURT AT 8:30 AM ON AT ALAMOSA, CO TO ANSWER CHARGES OF VIOLATION OF

Model Traffic Code for Municipalities as amended and adopted. CODE OF ORDINANCES OF ALAMOSA, COLORADO AS AMENDED 1973 CRS AS AMENDED

CHARGE NO.	SECTION	COM CODE	FINE	POINTS
1	11-50 Sale of Liquor to Minor		\$	
2			\$	
3			\$	
4	Speeding: ( ) MPH in a ( ) MPH Zone		\$	

SUMMONS ( ) Without admitting guilt I hereby promise to appear at the time and place indicated above. PENALTY ASSESSMENT ( ) UPON SIGNING BELOW, I PROMISE TO PAY THE ASSESSED FINE WITHIN 20 DAYS TO THE CITY OF ALAMOSA PER INSTRUCTIONS ON REVERSE SIDE. FURTHER, UPON PAYMENT OF THIS PENALTY ASSESSMENT I ACKNOWLEDGE GUILT OF ALL CHARGES.

I AM AWARE THAT THE MOTOR VEHICLE DIVISION WILL ASSESS THE POINTS INDICATED ABOVE AGAINST MY DRIVING RECORD AND THAT THIS PENALTY ASSESSMENT MUST BE PAID WITHIN 20 DAYS, OR IT BECOMES BY LAW A SUMMONS AND COMPLAINT AND REQUIRES MY APPEARANCE BEFORE THE COURT AT THE TIME AND PLACE INDICATED ABOVE.

DEFENDANT: Anna Rae Burts TOTAL FINE \$ TOTAL POINTS I ACKNOWLEDGE THAT I HAVE READ AND UNDERSTAND MY RIGHTS SET FORTH ON THE REVERSE SIDE.

THE UNDERSIGNED HAS PROBABLE CAUSE TO BELIEVE THAT THE DEFENDANT COMMITTED THE OFFENSE(S) AGAINST THE PEACE AND DIGNITY OF THE PEOPLE OF THE STATE OF COLORADO AND AFFIRMS THAT A COPY OF THIS SUMMONS & COMPLAINT OR PENALTY ASSESSMENT WAS DULY SERVED UPON THE DEFENDANT. BY AFFIXING TO VEHICLE

DATED THIS 13th DAY OF Dec 20 09 PEACE OFFICER C. Kelley NO. 10 SERVING OFFICER J. Kelly NO. 000

THIS IS A LEGAL DOCUMENT - READ BOTH SIDES

**STATEMENT**  
(Essential Facts Concerning This Offense)

Mallori Lynn Shortridge 05/09/88  
5319 State Hwy 17  
Alamosa, CO 81101 (719) 480-9315

Britney Anel Sedillo-Scott  
310 \* E Coronado (Asc)  
Alamosa, CO 81101 (888) (303) 589-0916

Officer's Signature Juan B. [Signature] Print Name Yvonne Conzales  
Victim's Name City of Alamosa Date of Birth \_\_\_\_\_  
Address 2431 Main St Phone 589-2548

- (Print Information Below)
- Witness Mallori Shortridge Address 5319 State Hwy 17 Alamosa, CO Phone (719) 480-9315
  - Witness Britney Sedillo-Scott Address 310 \* E Coronado Alamosa, CO Phone (303) 589-0916
  - Witness \_\_\_\_\_ Address \_\_\_\_\_ Phone \_\_\_\_\_
  - Witness \_\_\_\_\_ Address \_\_\_\_\_ Phone \_\_\_\_\_

Officer's Days Off \_\_\_\_\_

# ALAMOSA POLICE DEPARTMENT

## Arrest Report

Arrest # 09-1080



### ARRESTEE DETAILS

Name	JENNA RAE BURRIS						
Address	520 BELL CT 2, ALAMOSA CO 81101						
Phone	719-580-1993						
Race	W	Sex	F	DOB	04/04/1985	Age	24
Height	5'03"	Weight	115	Hair	BLN	Eyes	GRN
SSN	[REDACTED]	DL	[REDACTED]	FBI		MID	
Resident	Y	JRN		SID		Inc.#	09-2477

### ARREST INFORMATION

Arrest Date-Time	12/12/2009 - 00:20	Armed With			
Arrest Location	550 DENVER AVE ALAMOSA CO 81101				
Arrest Agency	ALAMOSA PD	Release To	SELF		
Arrest Type	CITATION	Resist Arrest	N	Arrested Before	N
Arrest Disp	CITED/RELEASED	Arrest Officer	Y GONZALES		
Arrest Condition		Miranda Officer			
Supervisor	D OAKES				

### ARREST CHARGES

Violation	LIQUOR - SALE TO A MINOR				
Statute	12-46-112 (1)(A)(B)				
Judgement					
Judge					
Disp Date	12/12/2009	Court Date	12/29/2009 0:00	Bond Amt	\$ .00
Warrant #		Citation #	59337	Incident #	09-2477
Disposition	CITED/RELEASED				

# ALAMOSA POLICE DEPARTMENT

## Offense / Incident Report

**GENERAL OFFENSE INFORMATION**

Report Type: Initial Report

Case #	09-2477	Location	2431 MAIN ST 22 ALAMOSA COLORADO 81101
File #			
Offense	ALCOHOL COMPLIANCE CHECKS		
Incident Status	ACTIVE	From Date/Time	12/12/2009 19:00
Reporting Officer	GONZALES, Y	To Date/Time	12/13/2009 02:00
Initial Rep. Date	12/14/2009 01:40	Report Date	12/14/2009 01:40

**OFFENSE(S)**

Bias Type	NONE (NO BIAS)	Bias Motivation	
If Burglary:	Burglary Entry Point	Entry Method	
Offense	LIQUOR - SALE TO A MINOR		
Statute	12-46-112 (1)(A)(B)		
Offense Status	COMPLETED		
Location	BAR/NIGHT CLUB		
Computer	N	Alcohol	Y
Weapons	NONE		
Criminal Activity	OPERATING/PROMOTING/ASSISTING		
		Drug	N

**COMPLAINANT**

Name	GONZALES, YVONNE R		
Address	2431 MAIN ST ALAMOSA CO 81101	Phone	
Race	Ethnic	Sex	DOB 12/16/2008 (0)
Height	Weight	Hair	Eyes
S.S.N.	DL & St.	JRN#	

**VICTIM(S)**

Name	CITY OF ALAMOSA,		
Address	425 4TH ST ALAMOSA, CO 81101	Phone	719-589-2593
Race	Ethnic	Sex	DOB
Height	Weight	Hair	Eyes
S.S.N.	DL & St.	JRN#	
Type of Victim	GOVERNMENT	Victim Of	NONE
	Injury Type		NONE
	If Homicide:	Homicide Circumstance	
Name	SEDILLO-SCOTT, BRITNEY ARIEL		
Address	310 C CORONADO HALL ALAMOSA, CO 81101	Phone	303-589-0996
Race	W	Ethnic	U
Height	5'04"	Weight	107
S.S.N.	***_**_****	DL & St.	*****
Type of Victim	INDIVIDUAL	Victim Of	NONE
	Injury Type		NONE
	If Homicide:	Homicide Circumstance	

**SUBJECT(S)**

<b>Name</b> BURRIS, JENNA RAE				<b>Phone</b> 719-580-1993	
<b>Address</b> 520 BELL CT 2 ALAMOSA, CO 81101					
<b>Race</b> W	<b>Ethnic</b> N	<b>Sex</b> F	<b>DOB</b> 4/4/1985 (24)		
<b>Height</b> 5'03"	<b>Weight</b> 115	<b>Hair</b> BLN	<b>Eyes</b> GRN		
<b>S.S.N.</b> ***_*_*_****	<b>DL &amp; St.</b> *****	<b>JRN#</b>			
<b>Sub. Type</b> ARRESTEE	<b>Arrest ID</b> 09-1080	<b>Citation #</b>			
<b>Notes</b>					
<b>Name</b> SHORTRIDGE, MALLORI LYNN				<b>Phone</b> - - -	
<b>Address</b> 5319 STATE HWY 17 ALAMOSA, CO 81101					
<b>Race</b> W	<b>Ethnic</b>	<b>Sex</b> F	<b>DOB</b> 5/9/1988 (21)		
<b>Height</b> 5'05"	<b>Weight</b> 157	<b>Hair</b>	<b>Eyes</b> GRN		
<b>S.S.N.</b> - - - - -	<b>DL &amp; St.</b> *****	<b>JRN#</b>			
<b>Sub. Type</b> OTHER	<b>Arrest ID</b>	<b>Citation #</b>			
<b>Notes</b>					
<b>Name</b> CHIEFS LIQUOR INC,				<b>Phone</b> 719-589-4489	
<b>Address</b> 1280 MAIN ST ALAMOSA, CO 81101					
<b>Race</b>	<b>Ethnic</b>	<b>Sex</b>	<b>DOB</b>		
<b>Height</b>	<b>Weight</b>	<b>Hair</b>	<b>Eyes</b>		
<b>S.S.N.</b> - - - - -	<b>DL &amp; St.</b>	<b>JRN#</b>			
<b>Sub. Type</b> OTHER	<b>Arrest ID</b>	<b>Citation #</b>			
<b>Notes</b>					
<b>Name</b> TERRY'S LIQUOR,				<b>Phone</b> 719-589-0129	
<b>Address</b> 408 DENVER AVE ALAMOSA, CO 81101					
<b>Race</b>	<b>Ethnic</b>	<b>Sex</b>	<b>DOB</b>		
<b>Height</b>	<b>Weight</b>	<b>Hair</b>	<b>Eyes</b>		
<b>S.S.N.</b> - - - - -	<b>DL &amp; St.</b>	<b>JRN#</b>			
<b>Sub. Type</b> OTHER	<b>Arrest ID</b>	<b>Citation #</b>			
<b>Notes</b>					
<b>Name</b> ST IVES PUB & EATERY,				<b>Phone</b> 719-589-0711	
<b>Address</b> 719 MAIN ST ALAMOSA, CO 81101					
<b>Race</b>	<b>Ethnic</b>	<b>Sex</b>	<b>DOB</b>		
<b>Height</b>	<b>Weight</b>	<b>Hair</b>	<b>Eyes</b>		
<b>S.S.N.</b> - - - - -	<b>DL &amp; St.</b>	<b>JRN#</b>			
<b>Sub. Type</b> OTHER	<b>Arrest ID</b>	<b>Citation #</b>			
<b>Notes</b>					
<b>Name</b> OFFICE TAVERN,				<b>Phone</b> - - -	
<b>Address</b> 550 DENVER AVE ALAMOSA, CO 81101					
<b>Race</b>	<b>Ethnic</b>	<b>Sex</b>	<b>DOB</b>		
<b>Height</b>	<b>Weight</b>	<b>Hair</b>	<b>Eyes</b>		
<b>S.S.N.</b> - - - - -	<b>DL &amp; St.</b>	<b>JRN#</b>			
<b>Sub. Type</b> OTHER	<b>Arrest ID</b>	<b>Citation #</b>			
<b>Notes</b>					

Case No: 09-2477

<b>Name</b> OTHELLO'S,		<b>Phone</b> 719-589-6560	
<b>Address</b> 401 STATE AVE ALAMOSA, CO 81101			
<b>Race</b>	<b>Ethnic</b>	<b>Sex</b>	<b>DOB</b>
<b>Height</b>	<b>Weight</b>	<b>Hair</b>	<b>Eyes</b>
<b>S.S.N.</b>	<b>DL &amp; St.</b>	<b>JRN#</b>	
<b>Sub. Type</b> OTHER	<b>Arrest ID</b>	<b>Citation #</b>	
<b>Notes</b>			
<b>Name</b> KELLEY, CHARLIE		<b>Phone</b> 719-480-2422	
<b>Address</b> 2431 MAIN ST 22 ALAMOSA, CO 81101			
<b>Race</b> W	<b>Ethnic</b> N	<b>Sex</b> M	<b>DOB</b> 11/24/1979 (30)
<b>Height</b> 5'10"	<b>Weight</b> 220	<b>Hair</b> BRO	<b>Eyes</b> BLU
<b>S.S.N.</b>	<b>DL &amp; St.</b>	<b>JRN#</b>	
<b>Sub. Type</b> OTHER	<b>Arrest ID</b>	<b>Citation #</b>	
<b>Notes</b>			
<b>Name</b> GONZALES, YVONNE R		<b>Phone</b> - -	
<b>Address</b> 2431 MAIN ST ALAMOSA, CO 81101			
<b>Race</b>	<b>Ethnic</b>	<b>Sex</b>	<b>DOB</b> 12/16/2008 (0)
<b>Height</b>	<b>Weight</b>	<b>Hair</b>	<b>Eyes</b>
<b>S.S.N.</b>	<b>DL &amp; St.</b>	<b>JRN#</b>	
<b>Sub. Type</b> OTHER	<b>Arrest ID</b>	<b>Citation #</b>	
<b>Notes</b>			

**INVESTIGATOR**

<b>Name</b> KELLEY, C	<b>Assigned Date</b> 12/14/2009
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Entered By GONZALES, Y \_\_\_\_\_  
Officer GONZALES, Y \_\_\_\_\_  
Supervisor JACKSON, R \_\_\_\_\_

Case No: 09-2477

**Incident # 09-2477**

GONZALES, Y

PENDING FOR INFO.

# ALAMOSA POLICE DEPARTMENT

## Offense / Incident Report

**GENERAL OFFENSE INFORMATION**

Report Type: Supplement

Case #	09-2477 (1)	Location	2431 MAIN ST 22
File #			ALAMOSA COLORADO 81101
Offense	SELLING ALCOHOL TO MINOR - ALCOHOL COMPLIANCE CHECKS		
Incident Status	CLEARED BY ARREST	From Date/Time	12/12/2009 19:00
Reporting Officer	KELLEY, C	To Date/Time	12/13/2009 02:00
Initial Rep. Date	12/14/2009 01:40	Report Date	12/22/2009 10:19

**COMPLAINANT**

Name				GONZALES, YVONNE R	
Address				2431 MAIN ST ALAMOSA CO 81101	
				Phone	
Race	Ethnic	Sex	DOB	12/16/2008 (0)	
Height	Weight	Hair	Eyes		
S.S.N.	DL & St.	JRN#			

**PROPERTY**

Property Category	CD ROM/DVD/FLOPPY DISC	Loss Type	EVIDENCE
Description	MD WITH RECORDED AUDIO		
Make	Model	Style	
Serial No / VIN		Color	
Vehicle Year	Plate No/ State/ Type		
Loss Date	Loss Quantity	Loss Value	
Rec Date	12/13/2009	Rec Value	\$1.00
Drug Type	Drug Quantity	Drug UOM	
	1		
Property Category	CD ROM/DVD/FLOPPY DISC	Loss Type	EVIDENCE
Description	CD WITH RECORDED VIDEO		
Make	Model	Style	
Serial No / VIN		Color	
Vehicle Year	Plate No/ State/ Type		
Loss Date	Loss Quantity	Loss Value	
Rec Date	12/13/2009	Rec Value	\$1.00
Drug Type	Drug Quantity	Drug UOM	
	1		

**INVESTIGATOR**

Name	KELLEY, C	Assigned Date	12/14/2009
Name	KELLEY, C	Assigned Date	12/22/2009

Case No: 09-2477 (1)

Entered By KELLEY, C

Officer KELLEY, C

Supervisor OAKES, D

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## Incident # 09-2477 (1)

KELLEY, C

On December 12, 2009 I (Chuck Kelley) conducted alcohol compliance checks on nine establishments in the City of Alamosa that serve alcohol. Officer Y Gonzales assisted me. Mallori Shortridge (21 years old) went with Britney Scott (20 years old) who performed the compliance checks by attempting to purchase alcohol. Britney and Mallori filled out a contract with the City of Alamosa.

At about 1900 hrs I met with Officer Y Gonzales, Mallori Shortridge, and Britney Scott at the Police Department. I discussed procedures with them and I explained how to use the recording and monitoring equipment. Officer Y Gonzales assisted Britney Scott with setting up the monitoring equipment.

The first business we conducted a compliance check on was Chief's Liquor (1280 Main St) at about 2009 hrs. Chief's Liquor was in compliance and would not sell alcohol to Britney Scott. At about 2020 hrs we conducted a compliance check on Terry's Liquor (408 Denver Ave). Terry's Liquor was in compliance and would not sell alcohol to Britney Scott. At about 2030 hrs we conducted a compliance check on JBC Liquor (1619 State Ave). JBC Liquor was in compliance and would not sell alcohol to Britney Scott. At about 2035 hrs we conducted a compliance check on St Ives (719 Main St). St Ives was in compliance and would not sell alcohol to Britney Scott. At about 2218 hrs we conducted a compliance check on Weekends Tavern (2065 1<sup>st</sup> St). Weekends Tavern was in compliance and would not sell alcohol to Britney Scott. At about 2253 hrs we conducted a compliance check on The Bankshot(1212 8<sup>th</sup> St). The Bankshot was in compliance and would not sell alcohol to Britney Scott. At about 2310 hrs we conducted a compliance check on Club 17 (717 Main St). Club 17 was in compliance and would not sell alcohol to Britney Scott. At about 2355 hrs we conducted a compliance check on The Office (550 Denver Ave). The Office was not in compliance and did sell alcohol to Britney Scott (see below). At about 0100 hrs we conducted a compliance check on Othello's (401 State Ave). Othello's was in compliance and would not sell alcohol to Britney Scott. Staff at The Office sold alcohol to Britney Scott. Britney informed me that a skinny blond woman sold her the alcohol. She said that the woman was the only female bartender there and she was wearing a black blouse with a plunging neckline, and jeans. Britney explained that she ordered two drinks (cranberry and vodka) from the woman. She said that the woman brought her the drinks and she paid for them with cash. Britney showed me that she had a red "X" written with marker on the back of each hand. She also had a wristband on her left hand that said "Under 21" on it (written in pink on white background).

Mallori Shortridge told me that she and Britney went into The Office together. She said that they were both carded and Britney was given an "under 21" wristband and they put a red "x" on each of her hands. Mallori said that the bartender was a

Case No: 09-2477 (1)

young blond woman wearing a black shirt. She said that she asked the bartender what kind of drinks the male bartender had just made. The bartender said that they were vodka and cranberry juice. Mallori said that Britney then ordered those drinks. Mallori clarified that she did not order the drinks or pay for them; Britney did.

I downloaded the video from the digital video recorder (DVR) that I had given Britney. Upon review of the video I saw a blond woman wearing a black shirt serve the drinks. Officer Gonzales explained that she knew the woman and identified her as Jenna Burris. Both Britney and Mallori identified the woman in the video as the same woman that served Britney the alcohol.

Officer Gonzales and I went back to 550 Denver Ave to serve a summons to Jenna Burris. I explained the situation to Jenna Burris and the owner of The Office, Andy Trujillo. Jenna Burris was issued summons #59337 for sale of liquor to a minor.

I later burned a CD containing the video from the DVR and entered it into evidence along with the MD containing the audio recordings.

Case Closed.



# Alamosa Police Department

## Written Statement

Last Name: <i>Seadillo-Scott</i>	First Name: <i>Britney</i>	Mi:
Address: <i>310 C Colorado</i>	City: <i>Alamosa</i>	State: <i>CO</i>
Date of Birth: <i>5/17/89</i>	Driver's License # <i>050490843</i>	
Home #	Cell # <i>(303) 589-0996</i>	Work #

Mallori and I went into the Office. We were id'd at the door; red "x"s on and an "under 21" wristband were put on me. We went up to the bar and waited for a considerable amount of time. After trying to flag her down once, we asked her what she was making. She then made us two, charging us \$10. (I took one drink (vodka and cranberry juice) and paid her. She was wearing dark jeans, a black top with bare shoulders and had dyed blonde hair just past her shoulders.

Q: Who are you referring to as "her" and "she"?

The bartender, only girl behind the bar

The information contained in this statement is true and correct to best of my knowledge.

Sign: *Britney Scott*

Date: *12/13/09*



# Alamosa Police Department

## Written Statement

Last Name: Shortridge	First Name: Mallon	Mi: L
Address: 5315 State Hwy 17	City: Alamosa	State: CO
Date of Birth: 05-09-88	Driver's License #	
Home #	Cell #	Work #

Brittany and I walked into the office together. We were both carded upon entry. I was let in, Brittany was given a bracelet and two X's on her hands. We made our way up to the bar, associating with the occasional hoodigan (friends). We waited for quite some time to be helped, and kept trying to get the bartender's attention. A female, blonde, wearing a black shirt, with long hair, black and silver eyeliner, about 1/2 inch of her natural hair color of roots showing served Brittany two vodka cranberry's without asking for her ID or looking at her wrists. We took the drinks and set them on tables behind us then left.

The information contained in this statement is true and correct to best of my knowledge.

Sign: *Mallon*

Date: 12-Dec-09

yes



Summary of City of Alamosa  
Liquor Violation Penalties  
Updated 1/15/2010

Larry Roberts d/b/a Terry's Liquor.

Violation date 12/26/01

Sale to a minor – first offense

15 days suspension with 3 consecutive days served and 12 held in abeyance for one year.

Chief Liquor, Inc. d/b/a Chief Liquor.

Violation date 12/26/01

Sale to a minor – first offense

15 days suspension with 3 consecutive days served and 12 held in abeyance for one year.

Kenneth Herrera d/b/a Bootleg'r

Violation date 12/26/01

Sale to a minor – first offense

15 days suspension with 3 consecutive days served and 12 held in abeyance for one year.

Priscilla Macias d/b/a Nino's

Violation date 11/9/02

Sale to a minor – first offense

15 days suspension with 3 consecutive days served and 12 held in abeyance for one year.

St. Ives, Inc. d/b/a St. Ives a Pub and Eatery

Violation date 11/9/02

Sale to a minor – first offense

Non-payment of sales tax – first offense

30 days suspension with 3 consecutive days served and 27 held in abeyance for one year.

Chief Liquor, Inc. d/b/a Chief Liquor

Violation date 1/24/03

Sale to a minor – second offense

15 days suspension with 5 consecutive days served and 10 held in abeyance for 18 months.

Pester Marketing d/b/a 1<sup>st</sup> Stop (Denver Ave.)

Violation date 1/18/03

Sale to a minor – first offense

15 days suspension with 3 consecutive days served and 12 held in abeyance for one year.

High Plains Investments LLC d/b/a Beer Keg Depot

Violation date 1/24/03

Sale to a minor – first offense

15 days suspension with 3 consecutive days served and 12 held in abeyance for one year.

High Plains Investments LLC d/b/a Beer Keg Depot

Violation date 5/9/03

Sale to a minor – second offense within four months

Served balance of 12 days from prior offense ( in 2-day increments over four months) plus 20 days held in abeyance for one year.

Atencio's Enterprises, Inc. d/b/a Atencio's Market

Violation date 4/30/04

Sale to a minor – first offense

15 days suspension with 3 consecutive days served and 12 held in abeyance for one year.

Pester Marketing d/b/a 1<sup>st</sup> Stop (State Ave)

Violation date 4/30/04

Sale to a minor – first offense

15 days suspension with 3 consecutive days served and 12 held in abeyance for one year.

Safeway Store No. 1681 d/b/a Safeway

Violation date 4/30/04

Sale to a minor – first offense

15 days suspension with 3 consecutive days served and 12 held in abeyance for one year.

Joe A. Trujillo d/b/a Bulfrog Restaurant and Bar

Violation date 5/1/04

Sale to a minor – first offense

15 days suspension with 3 consecutive days served and 12 held in abeyance for one year.

Hsu, Inc. d/b/a Hunan Restaurant

Violation date 5/1/04

Sale to a minor – first offense

15 days suspension with 3 consecutive days served and 12 held in abeyance for one year.

Calvillo's, Inc. d/b/a Calvillo's

Violation date 5/1/04

Sale to a minor – first offense

15 days suspension with 3 consecutive days served and 12 held in abeyance for one year.

Sangre Investment Group d/b/a K-Bob's Steakhouse

Violation date 5/1/04

Sale to a minor – first offense

15 days suspension with 3 consecutive days served and 12 held in abeyance for one year.

Jameel Joseph d/b/a Jameel's Lounge

Violation date 5/1/04

Sale to a minor – first offense

15 days suspension with 3 consecutive days served and 12 held in abeyance for one year.

Kenneth Herrera d/b/a The Bootleg'r

Violation date 4/30/04

Sale to a minor – second offense in 2 ½ years

15 days suspension with 5 consecutive days served and 10 held in abeyance for one year.

Pester Marketing d/b/a 1<sup>st</sup> Stop (725 State)

Violation date 10/1/04

Sale to a minor – second offense within one year

Balance of 12 days in abeyance from first offense served, plus an additional 10 days served plus 20 in abeyance for one year.

Z Bar Z Enterprises d/b/a Terry's Liquor

Violation date 10/1/04

Sale to a minor – first offense

3 days served plus 12 days in abeyance for one year

Jonathan Tong and Raymond Thong d/b/a May-Wa Chinese Restaurant

Violation date 10/15/04

Sale to a minor – first offense

3 days served plus 12 days in abeyance for one year

Wright Valley Oil d/b/a Stop N Shop #1 (504 West Ave)  
Violation date 12/13/05  
Sale to a minor – first offense  
10 days served plus 5 days in abeyance for one year

D. Inc. d/b/a Chief Liquor  
Violation date 12/13/05  
Sale to a minor – first offense  
5 days served plus 10 days in abeyance for one year

Oscar and Delores Orozco d/b/a Oscar's Restaurant  
Violation date 12/16/05  
Sale to a minor – first offense  
10 days served plus 5 days in abeyance for one year

Irma Rios d/b/a Mrs. Rios Restaurant  
Violation date 12/16/05  
Sale to a minor – first offense  
10 days served plus 5 days in abeyance for one year

Kenneth Herrera d/b/a The Bootleg'r  
Violation date 12/13/05  
Sale to a visibly intoxicated person – first offense for this violation  
6 days served plus 4 days in abeyance for one year

Wright Valley Oil d/b/a Stop N Shop #1 (504 West Ave)  
Violation date 4/28/06  
Sale to a minor – second offense within 1 year  
15 days served plus 5 days previously lend in abeyance

Wright Valley Oil d/b/a Stop N Shop #2 (3213 Main Street)  
Violation date 4/28/06  
Sale to a minor – first offense  
10 days served plus 5 days in abeyance for one year

Dillon Companies, Inc. d/b/a City Market Store #22  
Violation date 4/28/06  
Sale to a minor – first offense  
10 days served plus 5 days in abeyance for one year

Wal Mart Stores, Inc. d/b/a Wal Mart  
Violation date 4/28/06  
Sale to a minor – first offense  
10 days served plus 5 days in abeyance for one year

Atencio's Enterprises d/b/a Atencio's Market  
Violation date 4/28/06  
Sale to a minor – second offense  
15 days served

Trujillo's Bullfrog, LLC d/b/a Bullfrog Restaurant and Bar  
Violation date 4/28/06  
Sale to a minor – first offense under this licensee, second offense for this business  
15 days served \*\*\* currently under Rule 106 review

Hsu, Inc. d/b/a Hunan Restaurant  
Violation date 4/28/06

Sale to a minor – second offense  
15 days suspension with 15 consecutive days served and 5 held in abeyance for one year.

Pester Marketing d/b/a 1<sup>st</sup> Stop (Denver Ave.)  
Violation date 1/19/07  
Sale to a minor – second offense (within longer than one year)  
15 days suspension with 10 consecutive days served and 5 held in abeyance for one year.

Meder Bros LLC d/b/a M & M Liquors  
Violation date 1/19/07  
Sale to a minor – first offense  
15 days suspension with 5 consecutive days served and 10 held in abeyance for one year.

D. Inc. d/b/a Chief Liquor  
Violation date 1/19/07  
Sale to a minor – second offense within one year  
2 days served plus 18 days in abeyance for one year; plus serve prior 10 days held in abeyance.  
Total of 12 days must be served in two consecutive six-day increments.

Atencio's Enterprises, Inc. d/b/a Atencio's Market  
Violation date 5/3/07  
Sale to a minor – second offense within one year; third offense in 3 years  
Employee under age 18 made alcohol sale  
15 days suspension served consecutively.

Wright Valley Oil d/b/a Stop N Shop #2 (3213 Main Street)  
Violation date 5/3/07  
Sale to a minor – second offense within one year  
15 days suspension with 10 days served consecutively and 5 held in abeyance for one year.

Sugi Enterprises, LLC d/b/a Terry's Liquor  
Violation date 5/3/07  
Sale to a visibly intoxicated person – first offense under this ownership  
15 days suspension with 3 days consecutive days served and 12 held in abeyance for one year.

Calvillo's Inc. d/b/a Calvillo's  
Violation date 5/3/07  
Sale to a minor – second offense within three years  
15 days suspension with 5 days consecutive days served and 10 held in abeyance for one year.

Pester Marketing d/b/a 1<sup>st</sup> Stop (Denver Ave.)  
Violation date 3/15/08  
Sale to a minor – third offense (within one year)  
20 days suspension served consecutively.

Pester Marketing d/b/a 1<sup>st</sup> Stop (725 State)  
Violation date 3-15-08  
Sale to a minor – third offense (within longer than one year)  
15 days suspension served consecutively.

Safeway Store No. 1681 d/b/a Safeway  
Violation date 3/15/08  
Sale to a minor – second offense (within longer than one year)  
15 days suspension served consecutively.

Brinker Restaurant Corporation d/b/a Chili's Grill & Bar

Violation date 5/21/08

Sale to a minor – first offense

15 days suspension with 3 days served consecutively and 12 days held in abeyance for one year.

East-West Grill

Violation date 7/9/08

Sale to a minor – first offense

15 days suspension, all served consecutively

Wal Mart

Violation date April 3, 2009

Sale to a minor – second offense (prior offense was 3 years prior)

15 days suspension, all served consecutively.

City of Alamosa  
 Summary of Liquor Violations  
 Updated January 15, 2010

BUSINESS NAME	LICENSEE	Violation Date	Hearing Date	Days Served	Days held in Abeyance
1ST STOP (DENVER)	PESTER MARKETING CO.	1/18/2003	2/24/2003	3	12/1 YEAR
	PESTER MARKETING CO.	1/19/2007	3/26/2007	10	5/1 YEAR
	PESTER MARKETING CO.	3/15/2008	5/5/2008	20	15/1 YEAR violated stay
1ST STOP (STATE AVE)	PESTER MARKETING CO.	4/30/2004	6/7/2004	3	12/1 YEAR violated stay
	PESTER MARKETING CO.	10/1/2004	11/30/2004	10	20/1 YEAR
	PESTER MARKETING CO.	3/15/2008	5/5/2008	15	
ATENCIO'S MARKET	ATENCIO'S ENTERPRISES, INC.	4/30/2004	6/7/2004	3	12/1 YEAR
	***	4/28/2006	7/10/2006	10	5/1 YEAR
	***	5/3/2007	6/25/2007	15	0 violated stay, but not imposed
BEER KEG DEPOT	HIGH PLAINS INVESTMENTS INC	1/24/2003	2/24/2003	3	12/1 YEAR
	HIGH PLAINS INVESTMENTS INC	5/9/2003	6/16/2003	12	20/1 YEAR violated stay
BOOTLEGR	KENNETH HERRERA	12/26/2001	1/23/2002	3	12/1 YEAR
	KENNETH HERRERA	4/20/2004	6/10/2004	5	10/1 YEAR
	KENNETH HERRERA	12/13/2005	3/6/2005	6	4/1 YEAR**
BULLFROG RESTAURANT AND BAR	JOE A TRUJILLO	5/1/2004	6/8/2004	3	12/1 YEAR
	TRUJILLO'S BULLFROGS LLC	4/28/2006	7/10/2006	15	0
CALVILLO'S	CALVILLO'S INC.	5/1/2004	6/8/2004	3	12/1 YEAR
		5/3/2007	6/25/2007	5	10/1 YEAR
CHIEF LIQUOR	CHIEF LIQUOR, INC.	12/26/2001	1/23/2002	3	12/1 YEAR
	CHIEF LIQUOR, INC.	1/24/2003	2/24/2003	5	10/18 MONTHS
	D INC.	12/13/2005	1/30/2006	5	10/1 YEAR
	D INC.	1/19/2007	3/26/2007	2	18/1 YEAR violated stay
CHILI'S	BRINKER RESTAURANT CORP.	5/21/2008	7/28/2008	3	12/1 YEAR
CITY MARKET STORE #22	DILLON COMPANIES INC.	4/28/2006	7/10/2006	10	5/1 YEAR
EAST-WEST GRILL	HSU, INC.	7/9/2008	9/29/2008	15	
		4/3/2009			surrendered license, no hearing
HUMAN RESTAURANT	HSU, INC.	5/1/2004	6/8/2004	3	12/1 YEAR
		4/28/2006	7/24/2006	15	5/1 YEAR

City of Alamosa  
 Summary of Liquor Violations  
 Updated January 15, 2010

JAMEEL'S LOUNGE	JAMEEL JOSEPH	5/1/2004	6/10/2004	3	12/1 YEAR		
K-BOB'S STEAKHOUSE	SANGRE INVESTMENT GROUP	5/1/2004	6/10/2004	3	12/1 YEAR		
MAY-WA CHINESE RESTAURANT	JONATHAN TONG AND RAYMOND THONG	10/15/2004	11/30/2004	3	12/1 YEAR		
M & M LIQUORS	MEDER BROS LLD	1/19/2007	3/26/2007	5	10/1 YEAR		
MRS. RIOS RESTAURANT	IRMA RIOS	12/16/2005	1/30/2006	10	5/1 YEAR		
NINO'S	PRISCILLA MACIAS	11/9/2002	1/29/2003	3	12/1 YEAR		
OSCAR'S RESTAURANT	OSCAR/DELORES OROZCO	12/16/2005	1/30/2006	10	5/1 YEAR		
SAFWAY STORE NO 1681	SAFWAY STORE NO 1681	4/30/2004	6/7/2004	3	12/1 YEAR		
	SAFWAY STORE NO 1681	3/15/2008	5/5/2008	15			
ST IVES - A PUB & EATERY	TRUJILLO'S ST IVES	11/9/2002	1/29/2003	3	27/1 YEAR*		
STOP N SHOP #1 (504 WEST AVE)	WRIGHT VALLEY OIL	12/13/2005	1/30/2006	10	5/1 YEAR		
		4/28/2006	07/10/1006	20	0	violated stay	
STOP N SHOP #2 (VILLA MALL)	WRIGHT VALLEY OIL	4/28/2006	7/10/2006	10	5/1 YEAR		
		5/3/2007	6/25/2007	10	5/1 YEAR	violated stay but stay not imposed	
TERRYS LIQUOR	LARRY ROBERTS	12/26/2001	1/23/2002	3	12/1 YEAR		
	Z BAR Z ENTERPRISES	10/1/2004	11/30/2004	3	12/1 YEAR		
	SUGI ENTERPRISES LLC **	5/3/2007	6/25/2007	3	12/1 YEAR		
WAL MART	WAL MART STORES, INC.	4/28/2006	7/10/2006	10	5/1 YEAR		
		4/3/2009	6/9/2009	15	0		
		*Also failure to pay sales tax violation					
		**Also Sale to visibly intoxicated person					
		***Additional violation of using underage employee					