

ADMINISTRATIVE HEARINGS DIVISION

December 14, 2023

**STIPULATED SETTLEMENT AGREEMENTS - LIQUOR VIOLATION CASES**

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| 1. SDRJ, LLC<br>Bohuslav Kropacek, Managing Mbr<br>Dagmar Kropacek, Member<br>dba <b>CORRAL TAP ROOM (L)</b><br>791 NW 3 <sup>rd</sup> St.<br>Prineville, OR 97754 | OAR 845-006-0335(1)(a)(b)(c) – On or about February 25, 2023, Licensee Dagmar Kropacek failed to verify the age of a minor before allowing them to buy or be served an alcoholic beverage, when they reasonably appeared to be under 26 years of age.<br><br>(1 <sup>st</sup> Level Category III(a)) | Note: Licensee was charged with this violation by Notice dated October 4, 2023. The total proposed penalty was a 12-day suspension or a \$1,980.00 civil penalty. Licensee requested a hearing and now wishes to enter into this settlement agreement.<br><br><p style="text-align: center;"><b><u>AGGRAVATION</u></b></p> Staff added two days of aggravation because the violation was personally committed by Licensee Dagmar Kropacek |
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**TERMS OF AGREEMENT**

1. Licensee accepts responsibility for the violation as set out in the Notice. This was Licensee’s first Category III(a) violation within two years. Any subsequent Category III(a) violation(s) within the same two years will be charged starting at the second level. This violation will become a permanent part of each licensee’s Commission file and may be considered in any future application for any license or permit by the licensee.
2. The standard sanction for this violation is a 10-day suspension or a civil penalty of \$1,650.00. Commission staff added two days aggravation because Licensee Dagmar Kropacek personally committed the violation. The total proposed penalty was a 12-day license suspension or a \$1,980.00 civil penalty.
3. The Commission will reduce the penalty by three days.
4. Licensee will either pay a \$1,485.00 civil penalty before 5:00 PM on January 16, 2024 **OR** serve a nine-day suspension beginning at 7:00 AM on January 23, 2024 and ending at 7:00 AM on February 1, 2024.
5. If a licensee’s interest in the license expires or is transferred before the Commission issues a final order on this incident, the licensee agrees to accept a Letter of Reprimand for the violation. This reprimand will become a permanent part of the licensee’s Commission file and may be considered in any future application for any license or permit by the licensee.
6. This agreement is conditioned upon final approval of the Commission and will be reviewed by the Commissioners at their December 2023 meeting. If the agreement is not accepted and approved in its entirety by the Commission it is deemed null and void and Licensee’s hearing rights, if any, will be restored. If the agreement is accepted and approved in its entirety by the Commission, Licensee waives any and all rights to a contested case hearing under the Administrative Procedures Act (ORS Chapter 183) and to judicial review, or to otherwise challenge this agreement and the final order.

2. Venny's Coffee 101, LLC  
Maria del Carmen Cornejo, Mng Mbr  
dba **VENNY'S COFFEE 101 (F-COM)**  
1517 Hwy 101  
Florence, OR 97439

OAR 845-006-0335(1)(a)(b)(c) – On or about  
November 29, 2022, Licensee Maria del Carmen  
Cornejo failed to verify the age of a minor, before  
allowing them to buy or be served an alcoholic  
beverage when they reasonably appeared to be  
under 26 years of age.

(1<sup>st</sup> Level Category II(b))

Note: Licensee was charged with this violation by  
Notice dated October 4, 2023. The total proposed  
sanction was a 12-day suspension or a \$3,000.00  
civil penalty. Licensee requested a hearing and  
now wishes to enter into this settlement  
agreement.

**AGGRAVATION**

Staff added two days of aggravation because the violation  
was personally committed by Licensee Maria del Carmen  
Cornejo

**TERMS OF AGREEMENT**

1. Licensee accepts responsibility for the violation as set out in the Notice. This was Licensee's first Category II(b) violation within two years. Any subsequent Category II(b) violation within the same two years will be charged starting at the second level. This violation will become a permanent part of each licensee's Commission file and may be considered in any future application for any license or permit by that licensee.
2. The standard sanction for this violation is a 10-day suspension or a civil penalty of \$2,500.00. Commission staff added two days of aggravation because Licensee Maria del Carmen Cornejo personally committed the violation. The total proposed penalty was a 12-day license suspension or a civil penalty of \$3,000.00.
3. The Commission will reduce the sanction by three days.
4. Licensee will either pay a \$2,250.00 civil penalty before 5:00 PM on January 16, 2024 or serve a nine-day license suspension beginning at 7:00 AM on January 23, 2024 and ending at 7:00 AM on February 1, 2024.
5. Licensee withdraws the request for hearing.
6. If a licensee's interest in the license expires or is transferred before the Commission issues a final order on this incident, the licensee agrees to accept a Letter of Reprimand for this violation. This reprimand will become a permanent part of the licensee's Commission file and may be considered in any future application for any license or permit by that licensee.
7. This agreement is conditioned upon final approval of the Commission and will be reviewed by the Commissioners at their December 2023 Commission Meeting. If the agreement is not accepted and approved in its entirety by the Commission it is deemed null and void and Licensee's hearing rights, if any, will be restored. If the agreement is accepted and approved in its entirety by the Commission, Licensee waives any and all rights to a contested case hearing under the Administrative Procedures Act (ORS Chapter 183) and to judicial review, or to otherwise challenge this agreement and the final order.

3. Parkway Deli, Inc.  
Behroz Aria, Pres/Dir/Stkhldr  
Nafisa Aria, Sec/Dir/Stkholder  
dba **PARKWAY DELI (O)**  
1095 SE Division  
Bend, OR 97702

OAR 845-006-0335(1)(a)(b)(c) – On or about  
May 26, 2023, Licensee’s employee,  
agent, or representative Allen Moore  
Jr. <sup>1</sup> failed to verify the age of a minor,  
before allowing them to buy or be  
served an alcoholic beverage when  
they reasonably appeared to be under  
26 years of age.

(3<sup>rd</sup> Level Category II(b))

Note: Licensee was charged with this violation by Notice  
dated October 11, 2023. The total proposed penalty  
was a 32-day suspension. Licensee requested a  
hearing and now wishes to enter into this settlement  
agreement.

**AGGRAVATION**

Staff added two days of aggravation because Licensee has  
previously been allowed to purchase age verification  
equipment (AVE) as an offset to a penalty for a  
previous failure to verify the age of a minor, and the  
age verification equipment was not used to prevent the  
current violation.

**TERMS OF AGREEMENT**

1. Licensee accepts responsibility for the violation as set out in the Notice. This was Licensee’s third Category II(b) violation within two years. Any subsequent Category II(b) violation within the same two years will be charged starting at the fourth level. This violation will become a permanent part of each licensee’s Commission file and may be considered in any future application for any license or permit by that licensee.
2. The standard sanction for this violation is a 30-day license suspension. Commission staff added two days of aggravation because Licensee has previously been allowed to purchase age verification equipment (AVE) as an offset to a penalty for a previous failure to verify the age of a minor, and the age verification equipment was not used to prevent the current violation. The total proposed sanction was a 32-day license suspension.
3. The Commission will reduce the penalty by 11 days.
4. Licensee will serve a 21-day suspension beginning at 7:00 AM on January 16, 2024, and ending at 7:00 AM on February 6, 2024.
5. Licensee withdraws its Request for Hearing in this matter.
6. If a licensee’s interest in the license expires or is transferred before the Commission issues a final order on this allegation, that licensee agrees to accept a Letter of Reprimand for this violation. This reprimand will become a permanent part of the licensee’s Commission file and may be considered in any future application for any license or permit by that licensee.
7. This agreement is conditioned upon final approval of the Commission and will be reviewed by the Commissioners at their December 2023 Commission Meeting. If the agreement is not accepted and approved in its entirety by the Commission it is deemed null and void and Licensee’s hearing rights, if any, will be restored. If the agreement is accepted and approved in its entirety by the Commission, Licensee waives any and all rights to a contested case hearing under the Administrative Procedures Act (ORS Chapter 183) and to judicial review, or to otherwise challenge this agreement and the final order.

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<sup>1</sup> Also known as Allen Mooney Jr.