

ADMINISTRATIVE POLICY & PROCESS DIVISION

May 28, 2020

STIPULATED SETTLEMENT AGREEMENTS FOR LICENSE APPLICANT

1. Morrison Store, Inc.
Parmider Nijjar,
Pres/Dir/Stkhldr
Ranvir Nijjar, Sec/Treas/
Dir/Stkhldr
dba **7-ELEVEN #38742A**
803 SW Morrison St
Portland, OR 97205

(Application for an Off-Premises
Sales License)

OAR 845-005-0355(1)(a) – the Commission may restrict a license when, in the absence of a restriction, the Commission has a basis to cancel, suspend/fine, or deny the license.

Commission staff proposed to issue the requested Off-Premises license with the following restrictions:

1. Other than at the time of and following a patron's purchase, all alcoholic beverage products shall be locked in refrigerated units or other locked units at all times, accessible only by licensee staff.
2. Licensee will ensure that any violent or illegal activity observed inside the premises or within the immediate vicinity of the premises is immediately reported to the Portland Police Bureau.
3. Licensee will maintain a security video surveillance system with digital video recording capabilities sufficient to capture clear and specific legible video of all areas controlled by the licensee. Licensee will maintain a copy of the surveillance footage for a minimum of 30 days and will make the video surveillance footage available and unaltered, upon request to any OLCC Inspector or law enforcement officer. For the purposes of providing the footage to an OLCC Inspector "upon request," the footage would need to be provided within 72 hours of the request.

Note: Applicant was issued an **Amended** Notice of Proposed License Restrictions dated May 11, 2020. Applicant accepts the imposition of the listed restrictions and wishes to dispose of this licensing matter by settlement.

SYNOPSIS Applicant applied for an off-premises sales license in an area of downtown Portland where there were 130 relevant incidents within a 500-foot radius of the proposed business in the previous year. Under the applicable statutes and rules, Commission staff determined that Applicant's control plan showed willingness and ability to control the premises, but that some elements of the control plan were essential to overcome the problem area denial basis. Therefore, Commission staff has offered Applicant the opportunity to accept a restricted license, which the Applicant has accepted.

TERMS OF AGREEMENT

1. The Commission will issue Applicant an Off-Premises Sales license with the listed restrictions for the above location after this agreement is ratified and after Staff determine that the application is complete.

2. Applicant accepts the imposition of the listed restrictions on the license identified in this agreement without any conditions or reservations.

(continue **7-ELEVEN #38742A**)

3. Applicant waives any and all rights to a contested case hearing under the Administrative Procedures Act (ORS Chapter 183), to judicial review, and to otherwise challenge this agreement or the Final Order resulting from it.
4. This agreement is conditioned on final approval by the Oregon Liquor Control Commission and will be reviewed by the Commissioners at a commission meeting. If the Commission does not accept and approve this agreement in its entirety, it is deemed null and void, and Applicant's hearing rights, if any, will be restored. If the Commission accepts and approves this agreement in its entirety, Applicant withdraws any request for hearing.